



Republic of the Philippines  
 PROVINCE OF CAGAYAN  
 City of Tuguegarao  
**EIGHTH CITY COUNCIL**



EXCERPTS FROM THE MINUTES OF THE 34<sup>th</sup> REGULAR SESSION  
 OF THE EIGHTH CITY COUNCIL OF TUGUEGARAO CITY, CAGAYAN  
 HELD ON MARCH 17, 2020, TUESDAY, 9:00 A.M.,  
 AT THE SANGGUNIANG PANLUNGSOD SESSION HALL

OFFICE OF THE BOARD SECRETARY  
 DATE: 3-18-2020  
 BY: [Signature]

**PRESENT:**

- |                                   |  |
|-----------------------------------|--|
| Hon. Bienvenido C. De Guzman II   | City Vice Mayor/Presiding Officer                    |
| Hon. Maila Rosario T. Que         | Sangguniang Panlungsod Member (via teleconferencing) |
| Hon. Gilbert S. Labang            | Sangguniang Panlungsod Member                        |
| Hon. Ronald S. Ortiz              | -do-   |
| Hon. Arnel T. Arugay              | -do-   |
| Hon. Mary Marjorie P. Martin-Chan | Sangguniang Panlungsod Member (via teleconferencing) |
| Hon. Winnoco R. Abraham           | -do-   |
| Hon. Grace B. Arago               | -do-   |
| Hon. Raymund P. Guzman            | -do-   |
| Hon. Karina S. Gauani             | -do-   |
| Hon. Victor Herbert N. Perez      | -do-   |
| Hon. Gil G. Pagulayan             | Ex Officio Member (Liga ng mga Barangay President)   |
| Hon. Karen L. Taguinod            | Ex Officio Member (SK Federation President)          |

**ABSENT:**

- |                                 |   |
|---------------------------------|---|
| Hon. Imogen Claire M. Callangan | Sangguniang Panlungsod Member (on Vacation Leave) |
| Hon. Danilo L. Baccay           | Sangguniang Panlungsod Member                     |

**CITY ORDINANCE NO. 10-08-2020**

**AN ORDINANCE GRANTING AUTHORITY TO THE CITY MAYOR TO ENTER INTO A CONTRACT, MEMORANDUM OF AGREEMENT OR MEMORANDUM OF UNDERSTANDING WITH PARTNER AGENCIES/ESTABLISHMENTS/ENTITIES FOR AND ON BEHALF OF THE TUGUEGARAO CITY GOVERNMENT**

**WHEREAS**, the Ordinance is pursuant to Section 455, paragraph 5 of the Local Government Code of 1991 on the Powers, Duties and Compensation which states that the City Mayor can exercise such other powers and perform such other duties and functions as may be prescribed by law or ordinance;

**WHEREAS**, it is imperative for the City Mayor to enter into an agreement with partner agencies/establishments/entities to formalize and institutionalize partnerships related to the operations of the Office of the City Mayor in order to effectively discharge his duties and functions and for effective legislations;

**WHEREAS**, the funds to be utilized for these partnerships shall come from the appropriations of the Office of the City Mayor especially in cases or only in cases when time is of the essence and when there is exigency;

**WHEREAS**, the rationale of the Ordinance is for the Local Chief Executive not to go every now and then to the Sangguniang Panlungsod to secure an authority to enter into a contract, Memorandum of Agreement or Memorandum of Understanding especially in cases when time is of the essence;

**WHEREAS**, all contracts, Memorandum of Agreement or Memorandum of Understanding to be entered into by the City Mayor shall be submitted to the Sangguniang Panlungsod for concurrence and ratification;

[Handwritten marks]

**WHEREAS**, for these reasons, there is a need to grant authority to the City Mayor to enter into a contract, memorandum of agreement and memorandum of understanding with partner agencies/establishments/entities.

**RESOLVE**, as it is hereby **RESOLVED**, by the Sangguniang Panlungsod of Tuguegarao to grant authority to the City Mayor to enter into a contract, memorandum of agreement and memorandum of understanding with partner agencies/establishments/entities for and on behalf of the Tuguegarao City Government.

**NOW, THEREFORE**, be it **ORDAINED** by the Sangguniang Panlungsod of Tuguegarao in session duly assembled, to enact:

**SECTION 1. Title.** This Ordinance shall be known as “*Ordinance Granting Authority to the City Mayor to enter into a Contract, Memorandum of Agreement or Memorandum of Understanding with Partner Agencies/Establishments/Entities for and on behalf of the Tuguegarao City Government.*”

**SECTION 2. Definition of Terms.** As used and referred to in this Ordinance, the following terms shall mean:

1. Memorandum of Understanding – a document that expresses mutual accord on an issue between two or more parties
2. Memorandum of Agreement or Cooperative Agreement – a document written between parties to cooperate on an agreed objective. It is generally more binding between the parties than the Memorandum of Understanding
3. Contract – a meeting of minds between two persons whereby one binds himself, with respect to the other, to give something or to render something (Civil Code of the Philippines). It has the force and effect of law between the parties including third persons
4. Agency – any business or organization established to provide a particular service, typically one that involves organizing transaction between two parties
5. Establishment – an economic unit that produces and/or sells goods and services and operates from a single physical location
6. Entity – any person, partnership, organization or business that has separately identifiable existence

**SECTION 3. Authority.** The City Mayor is hereby granted the authority to enter into contract, memorandum of agreement or memorandum of understanding with partner agencies/establishments/entities for and on behalf of the Tuguegarao City Government.


**SECTION 4. Restrictions.**

1. In case of service contracts or contracts requiring the disbursements of funds subject to the usual accounting, budgeting and auditing rules and procedures, the said contract must be submitted to the Sangguniang Panlungsod for concurrence and ratification.
2. Only the City Mayor may enter into contract, memorandum of agreement or memorandum of understanding with partner agencies/establishments/entities for and on behalf of the Office of the City Mayor.
3. The subject of the contract must only involve activities or functions that are innately attributable to the roles of the Office of the City Mayor taking into consideration the provisions of the Local Government Code, other relevant laws, rules and regulations.

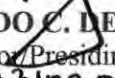
**SECTION 5. Effectivity.** This Ordinance shall take effect immediately upon its approval.

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I HEREBY CERTIFY TO THE CORRECTNESS OF THE FOREGOING:

  
JOEL JOSEPH L. EGIPTO, Ph.D.  
Secretary to the Sanggunian

ATTESTED:

  
**HON. BIENVENIDO C. DE GUZMAN II**  
City Vice Mayor/Presiding Officer

Date: 03/8/20

APPROVED:

  
**HON. ATTY. JEFFERSON P. SORIANO**  
City Mayor

Date: 03/8/20

*et*