



REPUBLIKA NG PILIPINAS
PAMAHALAAN LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA

Telephone no. 861-0181/Fax: 862-6473
Email address: sangguniangpanlungsod2k19@gmail.com



RESOLUTION NO. 2022-122

A RESOLUTION REVISING/AMENDING THE MEMORANDUM OF AGREEMENT (MOA) WITH THE DEPARTMENT OF HEALTH-METRO MANILA CENTER FOR HEALTH DEVELOPMENT (DOH-MMCHD) ON THE TERMS AND CONDITIONS ON THE PROVISION OF EFFECTIVITY DATE AND TERM OF THE PROJECT

- Sponsored by:
- Hon. Coun. Allan Rey A. Camilon
 - Hon. Coun. Atty. Raul R. Corro
 - Hon. Coun. Alexson V. Diaz
 - Hon. Coun. Paty Katy C. Boncayao
 - Hon. Coun. Rachel Katriel Ann C. Arciaga
 - Hon. Coun. Ivey Rhia A. Tadea
 - Hon. Coun. Jedidiah R. Presnedi, LPT
 - Hon. Coun. Ting Niefes
 - Hon. Coun. Mark Lester M. Baes
 - Hon. Coun. Francis Ian T. Bagatsing
 - Hon. Coun. Luvi P. Constantino
 - Hon. Coun. Engr. Mamerto T. Sevilla, Jr.
 - Hon. Coun. Engr. Marissa C. Rongavilla
 - Hon. Coun. Engr. Arlene D. Hilapo
 - Hon. Coun. Cornelio M. Martinez
 - Hon. Coun. Rodolfo W. Moldez, Jr.
 - Hon. Coun. Walter A. Arcilla
 - Hon. Coun. Kenichi D. Takagi, Jr.

WHEREAS, Article 85 (b)(1)(vi) of the Rules and Regulations implementing Republic Act No. 7160, otherwise known as the Local Government Code of 1991, provides that "*(b) For efficient, effective, and economical governance the purpose of which is the general welfare of the city and its inhabitants pursuant to Section 16 of the Code, the City Mayor shall: (1) exercise the general supervision and control at programs, projects, services and activities of the City, and in this connection, shall (vi) represent the city in all its business transactions and sign in its behalf bonds, contracts, and obligations, and such other documents upon authority of the Sangguniang Panlungsod or pursuant to law or ordinance.*";

WHEREAS, on 11th day of July 2022, the 10th Sangguniang Panlungsod of Muntinlupa adopted Resolution No. 2022-007, entitled, "*A resolution authorizing the City Mayor Rozzano Rufino B. Biazon to represent the City Government of Muntinlupa in a Memorandum of Agreement (MOA) with the Department of Health-Metro Manila Center for Health Development (DOH-MMCHD) represented by Gloria J. Balboa, MD Director IV, on the Introduction of New Tool Project (iNTP) including the equipment, medical or fixed asset, supplies and other properties pertinent to iNTP.*";

WHEREAS, under the MOA, the obligations of the parties therein shall retroact to October 1, 2021 to September 30, 2022, prompting a query from the **Honorable Mayor Rozzano Rufino B. Biazon** on the propriety of signing an already implemented agreement:

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WHEREAS, while laws and contracts are generally prospective in application, "*an already implemented undertaking with parties having had accomplished and completed the agreed commitments therein is in conformity with the "unjust enrichment principle"*" embodied in the Civil Code of the Philippines and should not hinder the execution the MOA;

WHEREAS, the City Legal Office rendered another opinion dated 19 October, 2022 which in part states, "*this office has no further objections and comments on the matter, provided no rights or interests are prejudices and that the City incurs no undue obligation under the MOA*";

NOW THEREFORE, BE RESOLVED, AS IT IS HEREBY RESOLVED, by the 10th Sangguniang Panlungsod of Muntinlupa, to amend the Memorandum of Agreement (MOA) with the Department Of Health-Metro Manila Center for Health Development (DOH-MMCHD) On the Terms and Conditions on the Provision of Effectivity date and Term of the Project.

ADOPTED, by the 10th Sangguniang Panlungsod of Muntinlupa this 03rd day of October 2022, on its 14th Regular Session.

CONCURRED:

DISTRICT 1:

COUN. ATTY. RAUL R. CORRO
Member

COUN. ALEXSON V. DIAZ
Member

COUN. PATY KATY C. BONCAYAO
Member

COUN. RACHEL KATRIEL ANN C. ARCIAGA
Member

COUN. IVEE RHIA A. TADEFA
Member

COUN. ALLAN REY A. CAMILON
Member

COUN. JEDIDIAH R. PRESNEDI, LPT
Member

COUN. TING NIEFES
Member






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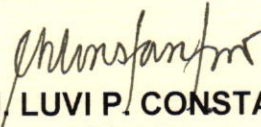


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DISTRICT 2:



COUN. MARK LESTER M. BAES
Member


COUN. FRANCIS IAN T. BAGATSING
Member


COUN. LUVI P. CONSTANTINO
Member

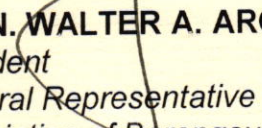

COUN. ENGR. MAMERTO T. SEVILLA, JR.
Member

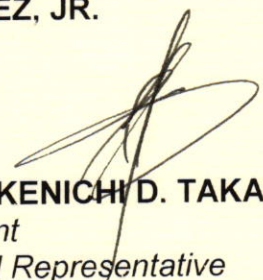

COUN. ENGR. MARISSA C. RONGAVILLA
Member


COUN. ENGR. ARLENE D. HILAPO
Member

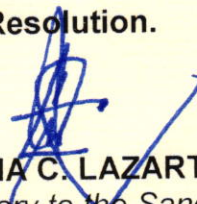

COUN. CORNELIO M. MARTINEZ
Member


COUN. RODOLFO W. MOLDEZ, JR.
Member


COUN. WALTER A. ARCILLA
President
Sectoral Representative
Association of Barangay Chairman


COUN. KENICHI D. TAKAGI, JR.
President
Sectoral Representative
Federation of Sangguniang Kabataan

I HEREBY CERTIFY, as to the correctness of the foregoing Resolution.


CECILIA C. LAZARTE
Secretary to the Sanggunian



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ATTESTED:

ARTEMIO A. SIMUNDAC
City Vice-Mayor/Presiding Officer

APPROVED:

ROZZANO RUFINO B. BIAZON
City Mayor

Date: 07 NOV 2022

Norie/10th SP

