



Sangguniang Panglungsod

RESOLUKION NO. 14-104

A RESOLUTION AUTHORIZING THE CITY MAYOR HON. ATTY. JAIME R. FRESNEDI TO ENTER INTO A MEMORANDUM OF AGREEMENT (MOA) BETWEEN THE CITY GOVERNMENT OF MUNTINLUPA AND THE PHILIPPINE INSTITUTE OF VOLCANOLOGY AND SEISMOLOGY (PHIVOLCS) ON THE INSTALLATION OF INTENSITY METERS WITHIN THE PREMISES OF THE CITY HALL BUILDING FOR EARTHQUAKE MONITORING.

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Sponsored by: **Hon. Coun. Atty. Patricio L. Boncayao, Jr.**

Co-sponsored: **Hon. Coun. Atty. Raul R. Corro**

**Hon. Coun. Bal Niefes**

**Hon. Coun. Stephanie G. Teves**

**Hon. Coun. Louisito A. Arciaga**

**Hon. Coun. Ringo A. Teves**

**Hon. Coun. Alexander B. Diaz**

**Hon. Coun. Ma. Dhesiree G. Arevalo**

**Hon. Coun. Luvi P. Constantino**

**Hon. Coun. Engr. Neptali S. Santiago**

**Hon. Coun. Elmer S. Espeleta**

**Hon. Coun. Vergel C. Ulanday**

**Hon. Coun. Rafael T. Sevilla**

**Hon. Coun. Robert A. Abas**

**Hon. Coun. Robert P. Baes**

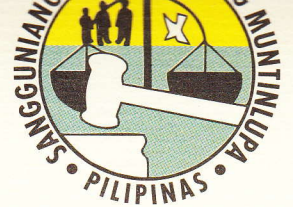
**Hon. Coun. Celso C. Dioko**

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**WHEREAS**, Article 86 (b)(1)(vi) and Article 86 (b)(1)(viii) of the Local Government Code of 1991, provides that, ***“the City Mayor shall represent the city in all its business transactions and sign in its behalf all bonds, contracts, and obligations and such other documents upon authority of the Sangguniang Panlungsod or pursuant to law or ordinances”***;

**WHEREAS**, Rule IX, Article 47 of the Rules and Regulations Implementing the Local Government Code of 1991, states that, ***“xxx no contract may be entered into by the Local Chief Executive in behalf of the Local Government Unit without prior authorization by the Sanggunian concerned”***;

**WHEREAS**, Ms. Analyn Mercado wrote a letter to Atty. Genalyn Estrera, seeking the legal opinion about the acquisition of our City Government the intensive meter for earthquake monitoring to be installed in the Office of Disaster Risk Reduction Management Office. This is to monitor the behavior of Seismic activity induced by ***West Valley Fault Earthquake*** in real time profile directly in our city.



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**WHEREAS**, on 25 June, 2014, the City Mayor Hon. Atty. Jaime R. Fresnedi wrote a letter requesting for an authority to enter and sign the Memorandum of Agreement (MOA) between the City Government of Muntinlupa and the Philippine Institute of Volcanology and Seismology (PHIVOLCS) on the installation of intensity meters within the premises of the City Hall Building for earthquake monitoring;

**WHEREAS**, Atty. Genalyn Estrera, gave her legal opinion after ratifying the Memorandum of Agreement (MOA), "***we find nothing legally objectionable to the terms of the subject MOA. The cost of electricity and providing for internet connection to run the proposed intensity meters are reasonable requirements and can easily be accommodated in the budget for maintenance expense of the City Hall Building. However, since ownership of the subject intensity meters appears to belong to PHIVOLCS, responsibility for the maintenance, repair, and/or replacement thereof must also be for the account of PHIVOLCS which additional obligation/undertaking must be specifically provided in item C for better clarity.***"

**WHEREAS**, the Philippine Institute of Volcanology and Seismology (PHIVOLCS) is our partner in Disaster Risk Reduction and Management (DRRM) and this is a great opportunity that our City is one of the selected recipients of this instrument;

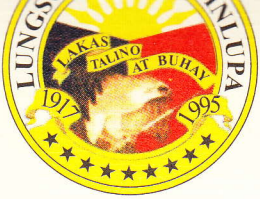
**WHEREAS**, the PHIVOLCS will be shouldered the expenses necessary for the installation of the instrument will be shouldered by the City Government;

**WHEREAS**, the said intensity meters will install inside the premises of City Hall Building free of costs for the occupation of the said premises, the electrical consumption and internet connection;

**WHEREAS**, the City Government will ensure the safety and security of the equipment at all times and provide a 24/7 Internet Connection;

**WHEREAS**, the City Government will allow the PHIVOLCS to gain access to the Intensity Meter during its regular visits for maintenance and data downloading;

**WHEREAS**, the terms and conditions specify/stipulated in the Memorandum of Agreement (MOA) shall be an integral part of this approved Resolutions;



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**NOW, THEREFORE, BE IT RESOLVE, AS IT IS HEREBY RESOLVED,** by the 7<sup>th</sup> Sangguniang Panlungsod of Muntinlupa, to authorize the **City Mayor Hon. Atty. Jaime R. Fresnedi** to enter into a **Memorandum Of Agreement (MOA)** between the City Government of Muntinlupa and the **Philippine Institute of Volcanology and Seismology (PHIVOLCS)** on the installation of Intensity Meters within the premises of the City Hall Building for earthquake monitoring.

**ADOPTED,** by the 7<sup>th</sup> **Sangguniang Panlungsod** of Muntinlupa this 14<sup>th</sup> day of **July, 2014,** on its 44<sup>th</sup> **Regular Session.**

**CONCURRED:**

**DISTRICT I:**

**COUN. ATTY. PATRICIO L. BONCAYAO, JR.**

*Member*

**COUN. BAL NIEFES**

*Member*

**COUN. STEPHANIE G. TEVES**

*Member*

**COUN. LOUISITO A. ARCIAGA**

*Member*

**COUN. RINGO A. TEVES**

*Member*

**COUN. ALEXANDER B. DIAZ**

*Member*

**DISTRICT II:**

**COUN. MA. DHESIREE G. AREVALO**

*Member*

**COUN. LUVI P. CONSTANTINO**

*Member*

**COUN. ENGR. NEPTALI S. SANTIAGO**

*Member*

**COUN. ELMER S. ESPELETA**

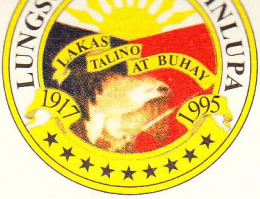
*Member*

**COUN. RAFAEL T. SEVILLA**

*Member*

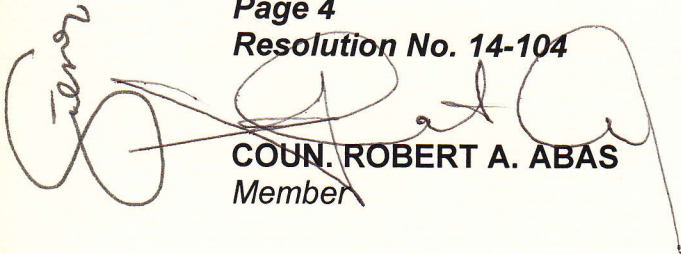
**COUN. VERGEL C. ULANDAY**


*Member*




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**COUN. ROBERT A. ABAS**  
Member

  
**COUN. ROBERT P. BAES**  
Member


  
**COUN. CELSO C. DIOKO**  
Sectoral Representative  
President  
Association of Barangay Captains

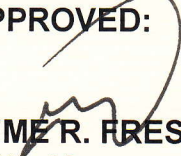
**ABSENT:**

**COUN. MARGARITA AMYTHYST PATDU-LABIOS, MD**  
Member

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

  
**CECILIA C. LAZARTE**  
Secretary

  
**ATTESTED:**  
**COUN. ATTY. RAUL R. CORRO**  
Minority Floor Leader

  
**APPROVED:**  
**ATTY. JAIME R. FRESNEDI**  
City Mayor  
Date: JUL 21 2014

  
  
**Norie/7<sup>th</sup> SP**



