



REPUBLIKA NG PILIPINAS  
PAMAHALAANG LUNGSOD NG MUNTINLUPA  
KALAKHANG MAYNILA



Sangguniang Panglungsod

RESOLUTION NO. 14-120

A RESOLUTION AUTHORIZING THE CITY MAYOR HON. ATTY. JAIME R. FRESNEDI TO SIGN FOR AND IN BEHALF OF THE CITY GOVERNMENT OF MUNTINLUPA AND THE NATIONAL HOUSING AUTHORITY (NHA) THE MEMORANDUM OF AGREEMENT FOR THE HOUSING MATERIALS ASSISTANCE (HOMA) PROJECT FOR FAMILIES AFFECTED BY WHIRLWIND/BUHAWI LOCATED IN SOUTHVILLE 3, NBP COMPOUND RESERVATION, BARANGAY POBLACION, MUNTINLUPA CITY.

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Sponsored by:

- Hon. Coun. Robert P. Baes*
- Hon. Coun. Atty. Patricio L. Boncayao, Jr.*
- Hon. Coun. Atty. Raul R. Corro*
- Hon. Coun. Bal Niefes*
- Hon. Coun. Louisito A. Arciaga*
- Hon. Coun. Ringo A. Teves*
- Hon. Coun. Margarita Amythyst Patdu-Labios, MD*
- 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. Rafael T. Sevilla*
- Hon. Coun. Vergel C. Ulanday*
- Hon. Coun. Robert A. Abas*

\*\*\*\*\*

**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**, on April 29, 2014 a BUHAWI or whirlwind hit the Southville 3 Housing Project, Barangay Poblacion, Muntinlupa City and caused devastation to 96 families;

**WHEREAS**, on *April 30, 2014*, the 7<sup>th</sup> Sangguniang Panlungsod of Muntinlupa has approved Resolution No. 14-078, entitled, “a resolution declaring the area affected by the tornado/whirlwind (Buhawi) incident on April 29, 2014 at Southville 3, NBP Compound Reservation, Barangay Poblacion, City of Muntinlupa as in a State of Calamity”;

*Armas for m*



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**WHEREAS**, on June 2, 2014, Congressman Hon. Rodolfo Biazon wrote a letter to Atty. Chito M. Cruz, General Manager, National Housing Authority (NHA) and recommended assistance through the Housing Materials Assistance (HOMA) of the National Housing Authority (NHA) to benefit the affected 96 families;

**WHEREAS**, the National Housing Authority (NHA) has approved the funding requirement for the project in the amount of Five Thousand Pesos (Php5,000.00) per beneficiary or a total of Four Hundred Eighty Thousand Pesos to be charged against NHA' Calendar Year 2013 fund allocation for the Emergency Housing Assistance Program;

**WHEREAS**, the Project Proposal submitted by the NHA Southville 3 Housing Project/District Office recommended to the NHA Management the provision of HOMA assistance to 96 families residing in Phase 1, Block 59, and Phase 2, Block 44, Block 1, 2, 3, 4 and 5, Block 23, Block 45, Block 38, Block 1, Block 6 and Block 50 whose houses were either partially or totally damaged by BUHAWI;

**WHEREAS**, the City of Muntinlupa has agreed to undertake the implementation of the proposed Housing Materials Assistance Project in accordance with existing accounting and auditing rules and regulations;

**WHEREAS**, the Terms and Conditions stipulated in the Memorandum of Agreement (MOA) that will be signed by the City Mayor shall form an integral part of this Resolution

**WHEREAS**, on July 21, 2014 Atty. Genalyn Estrera rendered the following legal opinion, *"that the additional funding to be assumed by the City Government of Muntinlupa in case of insufficiency, as mentioned in item 3.2.2 Article III should be qualified by a proviso on availability of budgetary allocation for the same as similar purpose. Likewise, for better clarity, the responsibility of the city for claims or liabilities under item 3.2.6, Article III, should be limited to those accruing to the NHA respecting the released fund of Php480,000.00."*;

**NOW, THEREFORE, BE IT RESOLVED, 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 sign for and in behalf of the City Government of Muntinlupa and the National Housing Authority (NHA) the Memorandum of Agreement for the Housing Materials Assistance (HOMA) Project for families affected by a whirlwind/Buhawi located in **Southville 3, NBP Compound Reservation, Barangay Poblacion, Muntinlupa City**.



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**RESOLVE FURTHER**, that **subject to availability of funds**, the City Government of Muntinlupa shall provide additional funding if the fund provided by the **National Housing Authority (NHA)** is not sufficient to address the housing materials assistance requirement of affected families;

**RESOLVED FINALLY**, that the City Procurement Office, Urban Affairs Office and the City Engineering Office shall be the implementing arms of the Housing Materials Assistance (HOMA) project pursuant to the provision stipulated in the **Memorandum of Agreement (MOA)** particularly item 2.3 thereof;

**ADOPTED**, by the **7<sup>th</sup> Sangguniang Panlungsod of Muntinlupa**, this **18<sup>th</sup> day of August, 2014**, on its **49<sup>th</sup> Regular Session**.

**CONCURRED:**

**DISTRICT I:**

*[Signature]*  
**COUN. ATTY. RAUL R. CORRO**  
*Member*

*[Signature]*  
**COUN. ATTY. PATRICIO L. BONCAYAO, JR.**  
*Member*

*[Signature]*  
**COUN. BAL NIEFES**  
*Member*

*[Signature]*  
**COUN. LOUISITO A. ARCIAGA**

*[Signature]*  
**COUN. MARGARITA AMYTHYST PATDU-LABIOS, MD**  
*Member*

*[Signature]*  
**COUN. RINGO A. TEVES**  
*Member*

*[Signature]*  
**COUN. ALEXANDER B. DIAZ**  
*Member*

**DISTRICT II:**

*[Signature]*  
**COUN. MA. DHESTREE G. AREVALO**  
*Member*

*[Signature]*  
**COUN. LUVI P. CONSTANTINO**  
*Member*



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COUN. ELMER S. ESPELETA  
Member

  
COUN. RAFAEL T. SEVILLA  
Member

  
COUN. VERGEL C. ULANDAY  
Member

  
COUN. ROBERT A. ABAS  
Member

  
COUN. ROBERT P. BAES  
Member

ABSENT:

  
COUN. ENGR. NEPTALI S. SANTIAGO  
Member


  
COUN. STEPHANIE G. TEVES  
Member

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


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

  
CECILIA C. LAZARTE  
Secretary

ATTESTED:

  
ARTEMIO A. SIMUNDAC  
City Vice-Mayor/Presiding Officer

APPROVED:

  
ATTY. JAIME R. FRESNEDI  
City Mayor

Date: AUG 27 2014

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