



REPUBLIKA NG PILIPINAS  
**PAMAHALAANG LUNGSOD NG MUNTINLUPA**  
 KALAKHANG MAYNILA



Sangguniang Panglungsod

RESOLUTION NO. 15-287

A RESOLUTION AUTHORIZING HON. CITY MAYOR ATTY. JAIME R. FRESNEDI TO ENTER INTO AND SIGN IN BEHALF OF THE CITY GOVERNMENT OF MUNTINLUPA THE MEMORANDUM OF AGREEMENT (MOA) WITH THE LAS PIÑAS-MUNTINLUPA DISTRICT ENGINEERING OFFICE OF THE DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS (DPWH) ON THE CONSTRUCTION OF LED LAMP POSTS/STREET LAMPS.

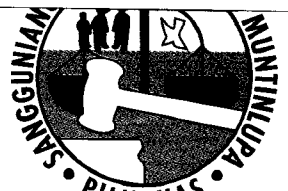
Sponsored by: *Hon. Coun. Atty. Patricio L. Boncayao, Jr.*  
*Hon. Coun. Louisito A. Arciaga*  
*Hon. Coun. Atty. Raul R. Corro*  
*Hon. Coun. Stephanie G. Teves*  
*Hon. Coun. Ringo A. Teves*  
*Hon. Coun. Alexander Diaz*  
*Hon. Coun. Ma. Dhesiree G. Arevalo*  
*Hon. Coun. Engr. Neptali S. Santiago*  
*Hon. Coun. Elmer S. Espeleta*  
*Hon. Coun. Rafael T. Sevilla*  
*Hon. Coun. Vergel C. Ulanday*  
*Hon. Coun. Robert A. Abas*  
*Hon. Coun. Robert P. Baes*  
*Hon. Coun. Celso C. Dioko*

WHEREAS, Section 15 of Republic Act No. 7160, otherwise known as the New Local Government Code of 1991, provides that, **“every local government unit created or recognized under this Code is a body politic and corporate endowed with the powers to be exercised by it in conformity with law”**;

WHEREAS, Section 22 of the same Code states that, “every Local Government Unit, as a corporation, shall have the following powers:

- 1) **To have continuous succession in its corporate name;**
- 2) **To sue and be sued;**
- 3) **To have and use a corporate seal;**
- 4) **To acquire and convey real or personal property;**
- 5) **To enter into a contracts;**
- 6) **To exercise such other powers as are granted to corporate, subject to the limitation provided in this Code and other laws;**

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”**;





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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 August 28, 2015, Engr. Josephine M. Barrion wrote a letter to **Hon. City Mayor Atty. Jaime R. Fresnedi** regarding **his request** addressed to the **Road Board** for the installation of **LED Lamp/Street Lighting** along the city's National Road or Daang Maharlika Road;

WHEREAS, one of the requirements by the **Road Board** is a Resolution from the City Council authorizing the **City Mayor** to enter into and sign in behalf of the City Government of Muntinlupa the **Memorandum of Agreement (MOA)** with **Department Of Public Works And Highways (DPWH)** on the said project;

WHEREAS, the **Department Of Public Works And Highways (DPWH)** is tasked to undertake the installation of street lamp post along National Road or Daang Maharlika Road within the jurisdiction of Muntinlupa City;

WHEREAS, the City Government of Muntinlupa **has agreed to accept** the installed lamp posts and commits to secure and undertake the maintenance thereof including the payment of corresponding electric bills and other expenses;

WHEREAS, both the **Department Of Public Works And Highways (DPWH)** and the City Government of Muntinlupa agree to execute the **Memorandum of Agreement (MOA)**;

WHEREAS, the **Department Of Public Works And Highways (DPWH)** shall construct the herein stipulated projects in strict compliance with the stipulations in the **Memorandum of Agreement (MOA)**, and shall cause the turn-over of the completed structure to the Local Government of Muntinlupa upon completion;

NOW THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, by the **7<sup>th</sup> Sangguniang Panlungsod of Muntinlupa**, to authorize the **Hon. City Mayor Atty. Jaime R. Fresnedi** to enter into and sign in behalf of the City Government of Muntinlupa the **Memorandum of Agreement (MOA)** with **Las Piñas-Muntinlupa District Engineering Office of the Department of Public Works and Highways (DPWH)** on the construction of LED/street lamp posts.

RESOLVED, FURTHER, that the **Memorandum of Agreement (MOA)** shall be form an integral part of this Resolution;

ADOPTED, by the **7<sup>th</sup> Sangguniang Panlungsod of Muntinlupa** this 16<sup>th</sup> day of November 2015, on its 104 Regular Session.



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CONCURRED:

DISTRICT I:

  
COUN. ATTY. RAUL R. CORRO  
Member

  
COUN. ATTY. PATRICIO L. BONCAYAO, JR.  
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. DHE SIREE G. AREVALO  
Member

  
COUN. ENGR. NEPTALI S. SANTIAGO  
Member


  
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

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



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ABSENT:

COUN. MARGARITA AMYTHYST PATDU-LABIOS, MD  
Member

COUN. BAL NIEFES  
Member

COUN. LUVI P. CONSTANTINO  
Member

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: ~~DEC 08 2015~~

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