



Republic of the Philippines
CITY GOVERNMENT OF MUNTINLUPA
 Sangguniang Panlungsod ng Muntinlupa



RESOLUTION NO. 2023-253

A RESOLUTION AUTHORIZING THE HON. CITY MAYOR ROZZANO RUFINO B. BIAZON IN BEHALF OF THE CITY GOVERNMENT OF MUNTINLUPA TO SIGN AND ENTER INTO A DEED OF DONATION (DOD) WITH THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES (DENR) REPRESENTED BY SECRETARY MARIA ANTONIA YULO LOYZAGA ON THE DONATION OF ONE UNIT OF BACKHOE ON BARGE WORTH NINE MILLION SEVEN HUNDRED NINETY-EIGHT THOUSAND PESOS (PHP9,798,000.00) TO CLEAN AND REHABILITATE WATERWAYS THAT LEAD TO MANILA BAY PURSUANT TO THE SUPREME COURT MANDAMUS ORDER

- Sponsored by:
- Hon. Coun. Engr. Marissa C. Rongavilla
 - Hon. Coun. Atty. Raul R. Corro
 - Hon. Coun. Paty Katy C. Boncayao
 - Hon. Coun. Atty. Rachel Katriel Ann C. Arciaga
 - Hon. Coun. Ivey Rhia A. Tadea
 - Hon. Coun. Allan Rey A. Camilon
 - Hon. Coun. Jedidiah R. Presnedi, LPT
 - Hon. Coun. Ting D. 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. 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 86(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 all programs, projects, services, and activities of the City, and in this connection, shall: xxx (vi) 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 ordinance.”;**

WHEREAS, Rule IX, Article 47(a) of the Rules and Regulations Implementing Republic Act No. 7160, otherwise known as the Local Government Code of 1991 provides that, **“Unless otherwise provided in the Code, no contract maybe entered into by the Local Chief Executive in behalf of a Local Government without prior authorization by the Sanggunian.”;**



Republic of the Philippines
CITY GOVERNMENT OF MUNTINLUPA
Sangguniang Panlungsod ng Muntinlupa



Page 2
Resolution No. 2023-253

WHEREAS, On Dec. 18, 2008, the Supreme Court issued SC Mandamus on Manila Bay (G.R. 171947-48) directing 13 government agencies to clean up, rehabilitate, and preserve Manila Bay, and restore and maintain its waters to SB level to make them fit for swimming, skin-diving, and other forms of contact recreation;

WHEREAS, pursuant thereon, the Department of Environment and Natural Resources mandated to be the primary government agency responsible for the conservation, management, development and proper use of the country's environment and natural resources, downloaded to the local government units the policy to clean and rehabilitate the waterways that lead to Manila Bay;

WHEREAS, the dredging, desilting, collection of submerged garbage and other similar efforts to clear the water bodies within the LGUs jurisdiction that drain towards Manila Bay is one of the plan of the DENR to comply with the Mandamus Order;

WHEREAS, the procurement and donation of a heavy equipment, particularly a backhoe, is part of the efforts of the DENR, through the **Manila Bay Coordinating Office (MBCO)**, to clean-up and restore and maintain the Manila Bay to SB Level;

WHEREAS, the **DENR**, in collaboration with the **DPWH** through a Memorandum of Agreement, procured units of backhoe on barge. The heavy equipment will be distributed to the local government units around the Manila Bay Area (National Capital Region, Region III, and Region IV-A) for dredging, desilting, collection of submerged garbage and other similar efforts to clear the water bodies within their area of jurisdiction that drain towards Manila Bay;

WHEREAS, the backhoe on barge is worth of **Nine Million Seven Hundred Ninety-Eight Thousand Pesos (Php9,798,000.00)** with the following specifications:

Model	KOBELCO SK75-11
Serial No.	LG03320256
Displacement	3.3181
Engine No.	14987A
Type of Engine	Four-stroke, 4-cylinder, water-cooled, direct injection, Diesel Engine
Overall Length	6,000-6,500 mm

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Republic of the Philippines
CITY GOVERNMENT OF MUNTINLUPA
Sangguniang Panlungsod ng Muntinlupa



Page 3
 Resolution No. 2023-253

Overall Height	2,650-2,700mm
Overall width	2,100-2,320 mm
Bucket Capacity	0.25-0.36 cu.m.
Max Digging Reach	6,200-8,600 mm
Max Digging Height	7,100-9, 9,195 mm
Max Digging Depth	4,000 – 6,000 mm
Emissions Compliance	Tier III
BARGE	
Length	6.00 m
Breath	3.65 m
Depth	1.524 m
Sheet Plate	10 mm Thickness
SPUD	15 mm thickness

WHEREAS, the City Legal Office has no objection to the Deed of Donation (DOD) subject to compliance with the pertinent accounting and auditing rules and regulations particularly on the accountability and recording of the donated item in the City's property, plant and equipment registry;

NOW THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, by the **10th Sangguniang Panlungsod of Muntinlupa**, to authorize the **Hon. City Mayor Rozzano Rufino B. Biazon** in behalf of the City Government of Muntinlupa to sign and enter into a **Deed of Donation (DOD)** with the **Department Of Environment And Natural Resources (DENR)** represented by **Secretary Maria Antonia Yulo Loyzaga** on the donation of One (1) Unit of Backhoe on Barge worth **Nine Million Seven Hundred Ninety-Eight Thousand Pesos (Php9,798,000.00)** to clean and rehabilitate waterways that lead to Manila Bay pursuant to the **Supreme Court Mandamus Order**.

RESOLVED FURTHER, that a copy of this Resolution be given to the **Department of Environment and Natural Resources (DENR)** for their information.

ADOPTED, by the **10th Sanggunian Panlungsod of Muntinlupa** this 22nd day of **May 2023**, on its **46th Regular Session**

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Republic of the Philippines
CITY GOVERNMENT OF MUNTINLUPA
Sangguniang Panlungsod ng Muntinlupa



Page 4
Resolution No. 2023-253

CONCURRED:

DISTRICT 1:

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

(Official Business)
COUN. ALEXSON V. DIAZ
 Member

[Signature]
COUN. PATY KATY C. BONCAYAO
 Member

[Signature]
COUN. ATTY. RACHEL KATRIEL ANN C. ARCIAGA
 Member

[Signature]
COUN. IVEE RHIA A. TADEFA
 Member

[Signature]
COUN. ALLAN REY A. CAMILON
 Member

[Signature]
COUN. JEDIDIAH R. PRESNEDI, LPT
 Member

[Signature]
COUN. TING NIEFES
 Member

DISTRICT 2:

COUN. MARK LESTER M. BAES
 Member

[Signature]
COUN. FRANCIS IAN T. BAGATSING
 Member

[Signature]
COUN. LUVI P. CONSTANTINO
 Member

[Signature]
COUN. ENGR. MAMERTO T. SEVILLA, JR.
 Member

[Signature]
COUN. ENGR. MARISSA C. RONGAVILLA
 Member

[Signature]
COUN. ENGR. ARLENE D. HILAPO
 Member

[Signature]
COUN. CORNELIO M. MARTINEZ
 Member





Republic of the Philippines
CITY GOVERNMENT OF MUNTINLUPA
 Sangguniang Panlungsod ng Muntinlupa



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 Page 5
 Resolution No. 2023-253

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COUN. RODOLFO W. MOLDEZ, JR.
 Member

Sectoral Representative:

COUN. WALTER A. ARCILLA
 President
 Association of Barangay Chairman

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

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

[Handwritten signature]
CECILIA C. LAZARTE
 Secretary to the Sanggunian

ATTESTED:

[Handwritten signature]
ARTEMIO A. SIMUNDAC
 City Vice-Mayor/Presiding Officer

APPROVED:

[Handwritten signature]
ROZZANO RUFINO B. BIAZON
 City Mayor

Date: 29 MAY 2023

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