



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



CONCURRED:

RESOLUTION NO. 2024-552

DISTRICT 1:

A RESOLUTION AUTHORIZING THE CITY MAYOR HON. ROZZANO RUFINO B. BIAZON, TO ENTER INTO AND SIGN A MEMORANDUM OF AGREEMENT WITH BUKO KA NA ON THE OPERATION AND MANAGEMENT OF THE EMPLOYEES' CANTEEN WITHIN THE PREMISES OF THE MUNTINLUPA CITY HALL


 COUN. ATTY. RAUL R. CORRO

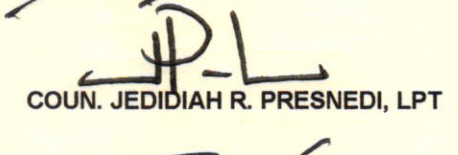
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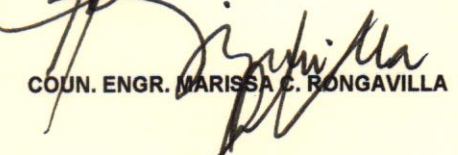

 COUN. TING D. NIEFES

DISTRICT 2:

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 COUN. FRANCIS IAN T. BAGATSING

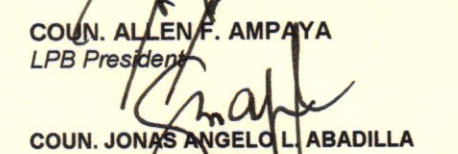

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 COUN. RODOLFO W. MOLDEZ, JR


 COUN. ALLEN F. AMPAYA
 LPB President


 COUN. JONAS ANGELO L. ABADILLA
 SK Federation Chairman

Sponsored by: **Hon. Coun. Atty. Rachel Katriel Ann C. Arciaga**
Hon. Coun. Atty. Raul C. Corro-ZOOM
Hon. Coun. Alexson V. Diaz
Hon. Coun. Paty Katy C. Boncayao
Hon. Coun. Ivey Rhia Arciaga-Tadefa-ZOOM
Hon. Coun. Allan Rey A. Camilon-ZOOM
Hon. Coun. Jedidiah R. Presnedi, LPT
Hon. Coun. Ting D. Niefes
Hon. Coun. Mark Lester M. Baes
Hon. Coun. Francis Ian T. Bagatsing-ZOOM
Hon. Coun. Engr. Mamerto T. Sevilla, Jr. -ZOOM
Hon. Coun. Engr. Marissa C. Rongavilla-ZOOM
Hon. Coun. Engr. Arlene D. Hilapo-ZOOM
Hon. Coun. Cornelio M. Martinez
Hon. Coun. Rodolfo W. Moldez, Jr. -ZOOM
Hon. Coun. Allen F. Ampaya
Hon. Coun. Jonas Angelo L. Abadilla

WHEREAS, Section 17 of the Local Government Code states that the Local Government Units shall exercise such powers and discharge such other functions and responsibilities as are necessary, appropriate, or incidental to the efficient and effective provision of the basic services and facilities;

WHEREAS, Article XIII Section 49 of the City Ordinance No. 15-114 otherwise known as the Gender and Development Code of the City of Muntinlupa, provides for the mechanisms for Local Economic Development and Women Economic Empowerment in the City;

WHEREAS, Section 129 of the Local Government Code, allows Local Government Units to create its own sources of revenue and to levy taxes, fees and charges subject to the provisions of the Local Government Code and consistent with the basic policy of local autonomy;

WHEREAS, Section 132 of the Local Government Code, states that the power to impose a tax, fee or charge or to generate revenue shall be exercised by the Sanggunian through an appropriate ordinance;

WHEREAS, Section 458 of the Local Government Code on the powers of the Sangguniang Panlungsod to enact ordinances levying taxes, fees and charges, prescribing the rates thereof for general and specific purpose, to provide for and set the terms and conditions under which public utilities owned by the City shall be operated by the government and prescribe the conditions under which the same may be leased to private persons or entities, preferably cooperatives and to authorize the City Mayor to lease to private parties such public buildings held in a proprietary capacity, subject to existing laws, rules and regulations and to enter into contracts;





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WHEREAS, the lease of government-owned properties is governed by Executive Order No. 301, s. 1987 COA Circular No. 88-282A. Under these issuances, the duration of the lease, as far as practicable, must not exceed one (1) year and the rental rate must be reasonable;

WHEREAS, Section 170 of the Local Government Code states that all local taxes, fees and charges shall be collected by the City Treasurer or the duly authorized deputies.

WHEREAS, the City Government is thus mandated to establish a sustainable Micro Enterprise Development to promote and support small and medium entrepreneurial undertakings as a tool for women empowerment in the city. It is further authorized to formulate programs, projects, development strategies, structures and processes to ensure local economic development and women's economic empowerment in line with the Comprehensive Development Plan;

WHEREAS, the employees' canteen within the premises of the City Hall will not only provide city government personnel with safe and nutritious meals at a convenient place but will also serve as venue to promote and support small and medium entrepreneurial undertakings as a tool for women empowerment in the city.

WHEREAS, in pursuant thereto, the City intends to establish a canteen for its employees, thus it constructed a four three-by-four square meters stalls to be leased to its client-beneficiaries for two (2) months and shall pay the monthly lease rental of PHP 6,500, inclusive of VAT;

WHEREAS, the rental for two (2) months shall be payable in advance by the concessionaire at the office of the City Treasurer upon receipt of the Statement of Account from the LEIPO, on or before the 15th of the month prior to the start of operations, without the necessity of demand from the City Government of Muntinlupa;

WHEREAS, the concessionaires shall secure and display at a conspicuous location the necessary regulatory permits, including but not limited to Sanitary Permit, Business Permit, and other regulatory bodies etc.;

WHEREAS, the concessionaires shall be responsible for the implementation and enforcement of operational rules and regulation for the maintenance, operations, repairs, cleanliness and security of the facility and the expenses necessary for such purpose. Failure to do so will be grounds for the City Government of Muntinlupa to terminate the agreement;

WHEREAS, all items to be sold at the canteen must already be prepared or pre-cooked. Cooking using stovetop/open fire inside the stalls is strictly prohibited however the concessionaires are allowed to bring and operate electric appliances such as microwaves, rice cookers, refrigerators, and chillers inside the stalls, subject to the electric load computation and clearance of the City Engineering Office which shall compute the monthly Common of Usage of Service Area (CUSA) charges through the submeter installed in each stall;



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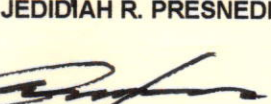

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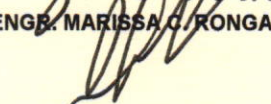

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WHEREAS, failure of the concessionaire to comply with any of its obligations and undertakings under the Memorandum of Agreement, especially in the maintenance of the facility, during its stay, shall forfeit its right to use and occupy the same and shall empower the City Government of Muntinlupa to take-over the said structure, without prejudice to the City's right to collect the outstanding rentals which may be due thereon as well as the financial obligations including utility charges, compensation for any damages to the facility resulting from any breach and violation of the agreement and to file the necessary action against the concessionaire;

WHEREAS, *Buko Ka Na* is a duly registered business in Muntinlupa City, engaged in the business of selling variety of rice cakes;

WHEREAS, one stall shall be occupied by two (2) women's cooperatives on an alternating basis and the three remaining stalls will be up for rental for qualified concessionaires on a rotational basis. Three new concessionaires from the pool of approved applicants shall be chosen every two (2) months;

WHEREAS, The Memorandum of Agreement shall take effect immediately upon signing by the Parties and their instrumental witnesses and shall be valid for a period of two (2) months. Former concessionaires desiring to re-engage as client-beneficiary concessionaires must submit a new application for consideration;

WHEREAS, the City Legal Office has no objection to the Memorandum of Agreement subject to the incorporation of the suggested provisions in the same.

NOW THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, by the **10th Sangguniang Panlungsod of Muntinlupa**, to authorize the **City Mayor Hon. Rozzano Rufino B. Biazon** to enter and sign a Memorandum of Agreement with **Buko Ka Na** on the operation and management of the employees' canteen within the premises of the Muntinlupa City Hall.

ADOPTED, by the **10th Sangguniang Panlungsod of Muntinlupa** this **19th day of August, 2024**, on its **109th Regular Session**.

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


CECILIA C. LAZARTE
 Secretary to the Sanggunian



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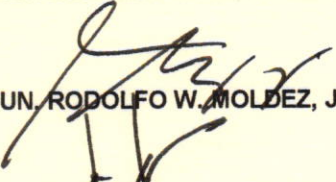

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 LPB President


 COUN. JONAS ANGELO L. ABADILLA
 SK Federation Chairman

ATTESTED:


ARTEMIO A. SIMUNDAC
 City Vice-Mayor/Presiding Officer

APPROVED:


ROZZANO RUFINO B. BIAZON
 City Mayor

Date: 30 AUG 2024