



Republic of the Philippines
QUEZON CITY COUNCIL

Quezon City
18th City Council

PR2011-624

50th Regular Session

RESOLUTION NO. SP- **5449**, S-2012

A RESOLUTION RATIFYING THE MEMORANDUM OF AGREEMENT ENTERED INTO BY AND BETWEEN THE QUEZON CITY GOVERNMENT, REPRESENTED BY THE CITY MAYOR, HONORABLE HERBERT M. BAUTISTA, AND OOH MEDIA CORPORATION (OMC), REPRESENTED BY ITS PRESIDENT, DARWIN S. HORTEL SR., TO FINANCE, BUILD, OPERATE, MANAGE, MAINTAIN AND REHABILITATE MODERN COMMUTER STATIONS, WAITING SHEDS, STREET FURNITURES AND OTHER UTILITY STRUCTURES WITHIN QUEZON CITY.

Introduced by Councilor JULIAN ML. COSETENG.

Co-Introduced by Councilors Francisco A. Calalay, Jr., Dorothy A. Delarmente, Anthony Peter D. Crisologo, Ricardo T. Belmonte, Jr., Joseph P. Juico, Alexis R. Herrera, Precious Hipolito Castelo, Alfredo D. Vargas III, Eden "Candy" A. Medina, Julianne Alyson Rae V. Medalla, Godofredo T. Liban II, Allan Benedict S. Reyes, Jaime F. Borres, Gian Carlo G. Sotto, Eufemio C. Lagumbay, Edcel B. Lagman, Jr., Jesus Manuel C. Suntay, Jessica Castelo Daza, Raquel S. Malañgen, Vincent DG. Belmonte, Marvin C. Rillo, Ramulfo Z. Ludovica and John Ansell R. De Guzman.

WHEREAS, it is a declared policy of the State to recognize the indispensable role of the private sector as the main engine for national growth and development and provide appropriate incentives to mobilize private resources for the purpose of financing the construction, operation and maintenance of infrastructure and development projects normally financed and undertaken by the government pursuant to Republic Act No. 7718;

WHEREAS, Republic Act No. 7160, otherwise known as the Local Government Code of 1991, and its Implementing Rules and Regulations provides that the City Mayor shall represent the city in all its transactions and sign in its behalf all bonds, contracts, and obligations, and such other documents upon authority of the Sangguniang Panlungsod pursuant to law or ordinances;

WHEREAS, the Quezon City Government recognizes the significant role of the private sector as partners in the development of our City, specifically to finance and develop public infrastructures and facilities;

WHEREAS, OOH Media Corporation, an advertising firm duly registered with the Securities and Exchange Commission, is given the authority to finance, build, operate, manage and maintain and rehabilitate commuter stations, waiting sheds, street furnitures and other utility structures including existing utility structures within Quezon City based from the design, plan, specifications and locations along highways and streets subject to compliance to required permits and clearances from appropriate agencies and the requirements as provided for under the National Building Code and the city government;

WHEREAS, OOH Media Corporation shall provide lighting, space for advertising and any useful public information feature such as, but not limited to street names, city guide, route guide and the like within the structure subject to the review and approval of the Communications Coordination Center, Office of the Mayor and subject to the provisions of Advertising Industry Code of Ethics and other laws, rules and regulations set forth by relevant agencies for the display of advertising materials;

WHEREAS, in return, OOH Media Corporation is granted the authority to impose and collect fees from the commercial users of utility structures and facilities to enable them to recoup its investment on a commercial rate of return and to effectively and continuously operate and maintain utility structures and facilities;

WHEREAS, the Quezon City Government shall collect five percent (5%) from OOH Media Corporation fees collected from commercial users of utility structures and facilities which shall accrue to a Special Account for the repair, maintenance and upkeep of street lighting facilities of the City;

WHEREAS, it is noteworthy that the said utility structures shall benefit the general public at no cost to the city and at the same time, sustain the city's street lighting program;

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WHEREAS, the Sangguniang Panlungsod hereby ratifies the Memorandum of Agreement entered into by the City Government and OOH Media Corporation in recognition of indispensable role of the private sector in the development of the city.

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED, to ratify, as it does hereby ratify the Memorandum of Agreement entered into by and between the Quezon City Government, represented by the City Mayor, Honorable Herbert M. Bautista, and OOH Media Corporation, represented by its president, Darwin S. Hortel Sr., to finance, build, operate, manage, maintain and rehabilitate commuter stations, waiting sheds, street furniture and other utility structures within Quezon City.

ADOPTED: February 20, 2012.



MA. JOSEFINA G. BELMONTE
Vice Mayor
Presiding Officer

ATTESTED:


Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept Head III

CERTIFICATION

This is to certify that this Resolution was APPROVED by the City Council on Second Reading on February 20, 2012 and was CONFIRMED on February 27, 2012.


Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept Head III 