



Republic of the Philippines
Tanggapan ng Sangguniang Panlungsod
City of Naga



ORDINANCE NO. 93-071

AN ORDINANCE AMENDING THE TITLE AND SECTION 1 OF ORDINANCE NO. 92-053:

Author: Hon. Esteban Abonal

Be it ordained by the Sangguniang Panlungsod of the City of Naga, that:

SECTION 1. - The title and certain sections of Ordinance No. 92-053 entitled: AN ORDINANCE ORDAINING THAT ALL INFRASTRUCTURE PROJECTS IN THE CITY OF NAGA WITH TOTAL PROJECT COST OF FIFTY THOUSAND (P50, 000.00) PESOS OR BELOW, EXCEPTS PROJECTS UNDER THE CITY WIDE DEVELOPMENT, AND THE PTA BOARD FUNDS BE AWARDED TO COOPERATIVES, NON-GOVERNMENT ORGANIZATIONS OR ASSOCIATIONS, AND BARANGAY COUNCILS", is hereby amended, the entire ordinance now to read as follows:

ORDINANCE NO. 92-053

AN ORDINANCE MANDATING THAT ALL INFRASTRUCTURE PROJECTS IN THE CITY OF NAGA WITH TOTAL PROJECT COST OF FIFTY THOUSAND (P50, 000.00) PESOS AND BELOW BE AWARDED PREFERABLY REGISTERED COOPERATIVES, ACCREDITED NO- GOVERNMENT ORGANIZATIONS OR ASSOCIATIONS OF BARANGAY COUNCILS:

Be it ordained by the Sangguniang Panlungsod of the City of Naga, that:

SECTION 1. - Pursuant to the declared state policy of strengthening the cooperative movement and involving non-government organizations or association, and barangay councils in nation building, all labor requirements for infrastructure projects in the City of Naga with total project cost of Fifty Thousand (P50, 000.00) Pesos or below, shall be awarded preferably to registered cooperatives, accredited non-government organizations or associations, or barangay councils;

SECTION 2. - The manner of award and prosecution by registered cooperatives or non-government organizations/ associations and barangay councils of infrastructure projects shall be governed by the following guidelines:

- a) To be qualified for award, a cooperative must be registered either with the Cooperative Development Authority or the Cooperative Office of the City of Naga, while a non-government organization/association must be accredited pursuant to or in accordance with SP Resolution No. 92-055;
- b) The award shall be by negotiated "paquiao" contract by the City Mayor with the registered cooperative or accredited non-government organization/association or barangay council in the barangay where the project site is located. In the

absence of a registered cooperative or accredited non-government organization/association in the barangay where the project site is located, or if the barangay council declines, the award shall be subject to sealed public bidding to the lowest bidder with prior notice to all registered cooperatives and accredited non-government organizations/associations in the City of Naga;

- c) Projects to be subjected to sealed public bidding shall be advertised through a Notice of Bidding specifying the name, description and scope of work of the project and the deadline for submission of the sealed bids; notice of bidding shall be sent to all registered cooperatives and accredited non-government organizations/associations, and the barangay council concerned or in lieu thereof by posting of the notice of bidding in at least two (2) public places, one at the City Hall entrance and another at the Cooperatives Office bulletin board;
- d) The project contract shall be for labor supply only, the tools, equipment and materials required for the project shall be supplied by the City;
- e) The prosecution of the project shall be actually performed by the Officers and Members of the Cooperative or non-government organization/association or barangay council, that is, the laborers (unskilled) who shall actually work in the project shall be limited to the officers and members of the cooperative or non-government organization/association; semi-skilled and skilled labor may be open to non-members who shall be resident of the barangay or city;
- f) The office of the City Engineer shall, upon request by at least three (3) registered cooperatives and/or non-government organization/association and barangay councils, provide an orientation course in the prosecution of infrastructure projects; likewise, assist them in retaining a qualified technical staff when necessary;
- g) The office of the City Engineer shall closely monitor and supervise infrastructure projects awarded to registered cooperatives and accredited non-government organizations/associations and barangay councils;
- h) Upon request, a technical inspection shall be conducted on the project by the City Engineer or his authorized representative to determine whether the project is indeed 100% completed and that the scope of work and specifications set forth in the program of work have been complied with; for this purpose, a Certification as to Project Completion shall be prepared and signed by the City Engineer or his representative;
- i) For purposes of turning-over completed infrastructure projects undertaken by cooperatives or non-government organizations/associations or barangay council to the beneficiaries or end-users, the City Engineer shall prepare the corresponding "Certificate of Acceptance" and the same shall be signed by the official concerned of the end-user entities as follows:
 - 1. For Barangay infrastructure projects, by the Barangay Captain or any Barangay Kagawad;
 - 2. For school-building, by the principal or head teacher;
 - 3. For any government buildings, by the head of the concerned entity.

The certificate of acceptance shall be a pre-requisite to the payment of the project.

The City Engineer shall furnish the official concerned with a copy of the program of work before the start of the project and shall keep him informed of the progress of work by furnishing him a copy of the periodic project status reports.

SECTION 3. - PENALTY. - Any registered cooperative or accredited non-government organization or barangay council found to be fronting for or acting as dummy of a licensed contractor shall forfeit its registration or accreditation in addition to its officers being penalized with one (1) month imprisonment together with the licensed contractor and non-payment of any work already undertaken;

SECTION 2. - This ordinance shall take effect immediately upon approval and publication in a newspaper of local application.

ENACTED: August 18, 1993.

WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

J. ANTONIO A. AMPARADO
City Secretary

LOURDES V. ASENCE, M.D.
City Vice Mayor & Presiding Officer

APPROVED:

JESSE M. ROBREDO
City Mayor