RESOLUTION NO. 11-A
Series of 2009

A RESOLUTION AUTHORIZING THE MUNICIPAL MAYOR TO SIGN AND ACCEPT THE DEED OF CONDITIONAL DONATION ON BEHALF OF THE MUNICIPAL GOVERNMENT OF BACOOR, CAVITE SUBJECT TO VARIOUS TERMS AND CONDITIONS.

Sponsored by Hon. Avelino B. Solis, Reynaldo M. Fabian, Miguel N. Bautista, Bayani M. De Leon, and Gianne Louise A. Olegario

WHEREAS, one of the priority projects of the administration of Mayor Strike Revilla is the establishment of a municipal hospital for the people Bacoor, Cavite.

WHEREAS, former Senator Ramon Revilla Sr., sent the Sangguniang Bayan of Bacoor, Cavite a letter signifying his intent to donate a parcel of land located at Habay 2, Bacoor, Cavite with an area of, more or less, 5,000 square meters to be used exclusively as the site for the construction and operation of a municipal hospital of Bacoor, Cavite.

WHEREAS, during the regular session of the Sangguniang Bayan on 23 February 2009, it passed Resolution No. 10-AS-2009 entitled: "A RESOLUTION AUTHORIZING THE MUNICIPAL MAYOR TO NEGOTIATE ON BEHALF OF THE MUNICIPAL GOVERNMENT WITH REGARD THE 5,000 SQ.M.LOT TO BE DONATED BY FORMER SENATOR B. RAMON REVILLA, SR. TO THE MUNICIPAL GOVERNMENT OF BACOOR, CAVITE."

WHEREAS, in compliance with Resolution No. 10-A-S-2009, the Hon. Strike B. Revilla, Municipal Mayor of Bacoor, Cavite, submitted a draft “Deed of Conditional Donation” to the Sangguniang Bayan, the contents of which are as follows:

DEED OF CONDITIONAL DONATION

KNOW ALL MEN BY THESE PRESENTS:

This Deed of Donation is made this ___ day of March 2009, in Bacoor, Cavite, Philippines, by:

Address: Evangelista St., Barangay Taguig Dags, Bacoor, Cavite
Telefax No.: (046) 454-0176
HONORABLE RAMON BAUTISTA REVILLA, Sr., also known as Jose Acuña Bautista, former Senator of the Republic of the Philippines, with residence at 305 Aguinaldo Highway, Bacoor, Cavite, hereinafter referred to as the "DONOR";

- in favor of -

MUNICIPALITY OF BACOOR, a local government unit duly organized and existing under Philippine laws, with principal address at Evangelista St., Barangay Tabing Dagat, Bacoor, Cavite, represented herein by its Municipal Mayor, HON. STRIKE B. REVILLA, hereinafter referred to as the "DONEE."

WITNESSETH THAT:

WHEREAS, the DONOR is a well-loved and respected resident of the Cavite district, and rightly so, because of the numerous projects and assistance he has extended to the residents of Cavite, especially to the people of his beloved hometown, Bacoor, not just as a public official, but more importantly, as a private citizen;

WHEREAS, the DONOR has been very much concerned with the plight of the less fortunate Caviteños, in terms of their inability to avail of affordable medical attention and health services;

WHEREAS, the DONOR is a registered owner of a parcel of land located at with a total area of ____ covered by Transfer Certificate of Title No. ____ issued by the Registry of Deeds for the Province of Cavite,

WHEREAS, the DONOR is willing to donate to the DONEE an area of Five Thousand Square Meters (5,000 sq.m.) of the aforementioned parcel of land, herein referred to as the "Property", subject to certain terms and conditions. The exact location of the Property shall be designated by the DONOR;

WHEREAS, Section 17 (b) (2) (iii) of the Local Government Code of 1991 authorizes the DONEE to exercise powers and discharge functions as are necessary or incidental for efficient and effective provision of basic services, including but not limited to access to secondary and tertiary health services;

WHEREAS, pursuant to Section 23 of the Local Government Code of 1991, the Sangguniang Bayan of Bacoor, in Resolution No. ________ dated ________, Resolution ________, authorizing Municipal Mayor Strike B. Revilla, to sign and accept the donation of the Property from former Senator Ramon B. Revilla Sr. subject to the following terms and conditions, to wit:

1. The Property shall be used exclusively as the site for the construction and operation of the Municipal Hospital of Bacoor;
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2. The Municipal Government of Bacoor will allocate and/or secure funds for the construction, operation and maintenance of the said Municipal Hospital of Bacoor;

3. In recognition of the generosity and magnanimity of former Senator Revilla and his family, the Municipal Hospital of Bacoor to be constructed on the Property to be donated shall be perpetually named as the “Revilla Medical Center”;

4. The Management of the Municipal Hospital of Bacoor will be vested on a Management Committee composed of five (5) members. The Chairperson of the Management Committee shall be the Municipal Mayor of Bacoor, Cavite and its members shall be as follows:

   a. The Chairman of the Strike Foundation, Inc. or its duly authorized representative who shall perpetually be a member of the said Management Committee;
   b. The Vice Mayor of Bacoor, Cavite;
   c. The Municipal Health Officer of Bacoor, Cavite, and
   d. A licensed practicing physician with good moral character, who will be designated by the Strike Foundation, Inc.

5. In case the donation of the Property is revoked or has become ineffective for whatever reason, title over the said Property shall automatically be transferred to the name of the Strike Foundation, Inc., the intended beneficiary of the DONOR in the event the donation is revoked or become ineffective. Strike Foundation Inc. is a non-stock corporation, duly organized and existing under Philippine Law with SEC Registration No. A1997-03281. In which event, the Municipal Government of Bacoor will immediately lease the Property from the Strike Foundation, Inc. Further, the Municipal Government of Bacoor shall have the option to buy the Property based on its fair market value, which option must be exercised within one (1) year from receipt of Notice of Revocation of the Deed of Conditional Donation by the Office of the Municipal Mayor of Bacoor.

WHEREAS, the DONOR is willing to donate the aforementioned Property and the DONEE is gratefully willing to accept the generosity and magnanimity of the DONOR, subject to the terms and conditions set forth in this Deed of Conditional Donation.

NOW, THEREFORE, for and in consideration of the foregoing premises, the DONOR hereby donates the Property to the DONEE, and the latter do hereby accept said donation, subject to the following terms and conditions, to wit:

1. The Property shall be used by the DONEE exclusively as the site for the construction the Municipal Hospital of Bacoor, which shall primarily cater to the need of the residents of Cavite, especially those of Bacoor;

Address: Evangelista St., Barangay Tabing Dagat, Bacoor, Cavite
Telefax No.: (046) 434-6716
2. The DONEE hereby undertakes to commence construction of the Municipal Hospital of Bacoor within one (1) year from execution of this Deed of Conditional Donation. Further, the Municipal Hospital of Bacoor must commence its operation within two (2) years from the commencement of its construction;

3. In recognition of the generosity and magnanimity of the DONOR and of his family, the DONEE hereby undertakes to perpetually name the Municipal Hospital of Bacoor to be constructed on the Property as the "Revilla Medical Center".

4. The Management of the Municipal Hospital of Bacoor will be vested on a Management Committee composed of five (5) members. The Chairperson of the Management Committee shall be the Municipal Mayor of Bacoor, Cavite and its members shall be as follows:

   a. The Chairman of the Strike Foundation, Inc. or his duly authorized representative who shall perpetually be a member of the said Management Committee.
   b. The Vice Mayor of Bacoor, Cavite;
   c. The Municipal Health Officer of Bacoor, Cavite; and
   d. A licensed practicing physician with good moral character, who will be designated by the Strike Foundation, Inc.

5. All taxes, fees, charges and expenses necessary to be paid to implement the intent of this Deed of Conditional Donation shall be exclusively borne by the DONEE. Further, all expenses for the partition of the abovementioned transfer certificate of title shall be exclusively borne by the DONEE.

6. This Deed of Conditional Donation shall be considered revoked and shall become inoperative upon the happening of any of the following events, to wit:

   a. The DONEE fails to commence construction of the Municipal Hospital of Bacoor within the aforementioned period.
   b. The DONEE fails to commence the operation of the Municipal Hospital of Bacoor within the aforementioned period.
   c. The use of the Property has been changed and has ceased to be the site of the Municipal Hospital of Bacoor.
   d. The name of the hospital has been changed to anything other than the "Revilla Medical center".
   e. The DONEE reneges on its undertaking to reserve one (1) seat for the Chairman of the Strike Foundation Inc., in the Management Committee of the Municipal Hospital; and,
Republic of the Philippines  
Province of Cavite  
MUNICIPALITY OF BACOOR  
Office of the Sangguniang Bayan

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f. The Municipal Hospital becomes so ill-managed that it no longer serves its purpose of providing adequate and affordable medical and health services to be the residents of Cavite.

7. In case the donation of the Property is revoked or has become ineffective for whatever reason, title over the said Property shall automatically be transferred to the name of the Strike Foundation, Inc., the intended beneficiary of the DONOR in the event the donation is revoked or become ineffective. Strike Foundation, Inc., is a non-stock corporation, duly organized and existing under the Philippine Laws with SEC Registration No. A1997-03281. In which event, the Municipal Government of Bacoor will immediately lease the Property from the Strike Foundation, Inc. Further, the Municipal Government of Bacoor shall have the option to buy the Property based on its fair market value, which option must be exercise within one (1) year from receipt of Notice of Revocation of the Deed of Conditional Donation by the Office of the Municipal Mayor of Bacoor.

IN WITNESS WHEREOF, the Parties have caused this Deed of Conditional Donation to be signed on the date and at the place first above-written.

SENATOR RAMON B. REVILLA SR.  
DONOR

Accepted by:

MUNICIPALITY OF BACOOR  
DONEE

Represented by:

STRIKE B. REVILLA  
Municipal Mayor

Signed in the presence of:

Official Leave  
ROSETTE MIRANDA FERNANDO  
Municipal Vice Mayor/Presiding Officer

Approved by:

STRIKE REVILLA  
Municipal Mayor

Address: Evangelista St., Barangay Tahaning Dagat, Bacoor, Cavite  
Telephone No.: (046) 434-0716
Republic of the Philippines
Province of Cavite
MUNICIPALITY OF BACOOR
Office of the Sangguniang Bayan

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ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES
MUNICIPALITY OF BACOOR, CAVITE ) S.S.

BEFORE ME, a Notary Public for and in the abovementioned jurisdiction, this _____ March 2009, personally appeared the following individuals, bearing their respective community tax certificates, as follows:

<table>
<thead>
<tr>
<th>Name</th>
<th>CTC No.</th>
<th>Place/Date of Issue</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hon. Ramon B. Revilla Sr.</td>
<td>249662964</td>
<td>27 Feb. 2009, Bacoor, Cavite</td>
</tr>
<tr>
<td>Hon. Strike B. Revilla</td>
<td>15378423</td>
<td>07 Jan. 2009, Bacoor, Cavite</td>
</tr>
</tbody>
</table>

known to me to be the same individuals who executed the foregoing instrument and they acknowledged to me that the same as an act of their free and voluntary will and deed and that of the judicial entities that they respectively represent.

This instrument refers to the Deed of Conditional Donation of a parcel of land located within the Municipality of Bacoor, which shall be exclusively used as the site for the construction of the Municipal hospital.

WITNESS MY HAND AND SEAL on the date and at the place first above written.

WHEREAS, after deliberating on the afore-quoted draft “Deed of Conditional Donation” between former Senator Ramon B. Revilla Sr. and the Municipality of Bacoor, Cavite, the members of the Sangguniang Bayan found the same to be in compliance with SB Resolution No.10-A-S-2009 as well as with all prevailing laws and that it is beneficial to the people and Municipal Government of Bacoor, Cavite.

NOW, THEREFORE, upon motion of Councillors Avelino B. Solis, Reynaldo M. Fabian, Miguel N. Bautista, Bayani M. de Leon and Gianno Louise A. Olegario in regular session assembled BE IT RESOLVED AS IT IS HEREBY RESOLVED to authorize the Municipal Mayor, Hon. Strike B. Revilla, to sign the afore-quoted Deed of Conditional Donation for and on behalf of the Municipality of Bacoor, Cavite.

Address: Evangelista St., Barangay Taguin Dagat, Bacoor, Cavite
Telephone No.: (046) 839-9710
RESOLVED, FURTHER, that pursuant to Section 23 of the Local Government Code of 1991, and Section 52 of its Implementing Rules and Regulations, copies of the instant Resolution shall be sent to both Houses of Congress and to the Office of the President, through the Department of Interior and Local Government.

RESOLVED, FINALLY, to furnish all government agencies concerned with copies this Resolution.

ADOPTED this 9th day of March 2009 by the Sangguniang Bayan of Bacoor, Cavite.

I hereby certify the truth and authenticity of the foregoing Resolution.

Certified by:

HON. ROLANDO S. REMULLA
Acting Presiding Officer

Prepared by:

ATTY. KHADIJA A. ATEGA JR.
Secretary to the Sangguniang Bayan

Approved by:

HON. STRIKE B. REVILLA
Municipal Mayor