PRESENT:
HON. JOSE FABIAN I. CADIZ, M.D. City Vice Mayor
Presiding Officer

1st DISTRICT
HON. RONNIE S. ACUÑA City Councilor
HON. FRANKIE C. AYUSON City Councilor
HON. JOSEPH B. BANZON City Councilor
HON. CARISSA F. CARLOS City Councilor
HON. MARIO M. DE LEON City Councilor
HON. ELMER B. NEPOMUCENO City Councilor
HON. EVA AGUIRRE-PAZ City Councilor

2nd DISTRICT
HON. ARIEL V. CUARESMA City Councilor
HON. ANNA B. DAYAO City Councilor
HON. MARK ALBERT J. DEL ROSARIO City Councilor
HON. XY-ZA R. DIAZEN City Councilor
HON. ERNESTO M. FLORES City Councilor
HON. SUSANA P. MAGTUBO City Councilor
HON. RONMEL F. ORTIZ City Councilor
HON. WILFRED S. REYES City Councilor

SECTORAL REPRESENTATIVES
HON. DOMINGO N. DELA PAZ Liga President
HON. PAUL DANIEL P. BELMONTE SK Federation President

ON OFFICIAL BUSINESS:
HON. SERAFIN Y. BERNARDINO City Councilor

ORDINANCE No. 017
Series of 2012

ORDINANCE AUTHORIZING THE LEASE OF THE 2ND FLOOR OF THE MARIKINA HOTEL FOR RESTAURANT OPERATIONS AND PRESCRIBING RATES THEREOF AND FOR OTHER PURPOSES

Introduced by:
Councilor EVA AGUIRRE-PAZ

Co-sponsored by:
Councilor RONNIE S. ACUÑA
Councilor FRANKIE C. AYUSON
Councilor ARIEL V. CUARESMA
Councilor ANNA B. DAYAO
Councilor MARIO M. DE LEON
Councilor MARK ALBERT J. DEL ROSARIO
Councilor XY-ZA R. DIAZEN
Councilor ERNESTO M. FLORES
WHEREAS, Section 458, item (2) sub-item (v) of the Local Government Code of 1991 provides that the Sangguniang Panlungsod, as the legislative body of the city, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the city and its inhabitants x x x and shall:

"x x x (2) Generate and maximize the use of resources and revenues for the development plans, program objectives and priorities of the city as provided for under Section 18 of this Code, with particular attention to agro-industrial development and city-wide growth and progress, and relative thereto, shall:

x x x (v) Appropriate funds for the construction and maintenance or the rental of buildings for the use of the city; and upon the majority vote of all the members of the sangguniang panlungsod, authorize the city mayor to lease to private parties such public buildings held in propriety capacity subject to existing laws, rules and regulations; x x x"

WHEREAS, in 2009, Ordinance Nos. 26 and 45 were enacted respectively, imposing charges for the use of the Marikina Convention Center and the adoption of new room rates and discounts at the Marikina Hotel;

WHEREAS, amiss in the said legislations are the rates for the 2nd floor function hall of the Marikina Hotel, which has since been referred to as the Café Flora by former Managers, El Cielito Hotels and offered at Fifteen Thousand Pesos (P15,000.00) for eight (8) hours use;

WHEREAS, upon the take-over of the City Government of the Marikina Hotel and Convention Center from former lessee Prime Global Hotels on 26 November 2011, private entities in the restaurant business and/or food catering service have expressed their interest and desire to lease the subject premises for restaurant operations;

WHEREAS, the Board of Trustees of the Marikina Hotel and Convention Center have deemed that a lease agreement with a private entity engaged in the restaurant business, is more practicable in the absence of food service at the Marikina Hotel, at the same time beneficial to the city government for the added revenue;

WHEREAS, on 29 February 2012, the Board of Trustees of the Hotel passed Board Resolution No. 07-2012 proposing the rate of lease for the 2nd Floor area of the Marikina Hotel based on prevailing rental rates in the vicinity for consideration of the Sangguniang Panlungsod;

WHEREAS, in compliance with the provisions of COA Memorandum Circular No. 92-386, the Committee on Awards of the City Government of Marikina convened to determine the reasonableness of the rental rate being proposed by the Board of Trustees of the Marikina Hotel;
WHEREAS, the said rental rate proposed by the Board of Trustees was affirmed and adopted by the Committee on Awards and the same was endorsed to the City Council for approval;

NOW THEREFORE, BE IT ORDAINED AS IT IS HEREBY ORDAINED, by the SANGGUNIANG PANLUNGSOD of MARIKINA, in session duly assembled that:

SECTION 1. The City Government of Marikina hereby authorizes the lease of a Function Hall located at the 2nd Floor of the Marikina Hotel herein referred to as Café Flora and prescribes the monthly rate for its lease at Fifty Thousand Pesos (₱50,000.00) in compliance with the provisions of Section 198 of COA Memorandum Circular No. 92-386.

SECTION 2. The Contract of Lease shall be in accordance with the formalities required by law as stated in Section 198 of COA Memorandum Circular No. 92-386.

SECTION 3. The Local Chief Executive is hereby authorized to enter into and sign a Contract of Lease between the City Government of Marikina and the lessee.

SECTION 4. This Ordinance shall take effect upon its approval.

APPROVED by the CITY COUNCIL of MARIKINA, this 28th day of March, 2012.

I hereby certify to the passage of the foregoing Ordinance during the 13th Regular Session of the City Council of Marikina on March 28, 2012.

ROMULO T. CRUZ
City Council Secretary

ATTESTED:

RONNIE S. ACUÑA
City Councilor

FRANKIE CAYUSON
City Councilor

JOSEPH B. BANZON
City Councilor

ARIEL V. CUARESMA
City Councilor

ANNA B. DAYAO
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DOMINGO N. DELA PAZ
Liga President

PAUL DANIEL P. BELMONTE
SK Federation President

JOSE FABIAN I. CADIZ, M.D.
City Vice Mayor/Presiding Officer

APPROVED by the CITY MAYOR on 12 APR 2012

DEL R. DE GUZMAN
City Mayor