



REPUBLIC OF THE PHILIPPINES  
**SANGGUNIANG PANLUNGSOD**  
CITY OF MANDALUYONG

**RESOLUTION NO. 3256, S-2023**



A RESOLUTION AUTHORIZING THE HONORABLE CITY MAYOR BENJAMIN S. ABALOS TO SIGN THE MEMORANDUM OF AGREEMENT AND OTHER RELATED AGREEMENTS WITH THE PACIFIC PAINT BOYSEN PHILIPPINES, INC., REGARDING THE REPAINTING WORKS OF UNDERPASS AND FOOTBRIDGES IN MANDALUYONG CITY

WHEREAS, adjunct to its mandate to deliver basic services and facilities, the City of Mandaluyong is, likewise, charged with the maintenance and beautification of public facilities to help attract businesses and tourism;

WHEREAS, the City of Mandaluyong encourages participation from private entities in the success of government programs as well as in the delivery of services and facilities for the constituents;

WHEREAS, supporting the advocacies of the City of Mandaluyong, Boysen once again desires to help in the City's facelifting projects for a safe, clean and aesthetically robust environment;

WHEREAS, in their proposed agreement this year 2023, Boysen intends to conduct repainting works on specified underpass and footbridges within the territorial jurisdiction of the City of Mandaluyong. In return, Boysen would just like its logo and tagline be placed on the perimeter wall and/or location visible to the motorists for the duration of the agreement;

WHEREAS, should repainting works be needed on the underpass and footbridges, they will, likewise, provide labor and materials for free. The agreement will be for another period of three (3) years, renewable at the option of the parties;

WHEREAS, no money shall be taken from the City's coffers to defray any expenses on the project. Thus, entering the agreement will be advantageous to the City of Mandaluyong;

WHEREAS, relative thereto, the City Legal Department reviewed the draft Memorandum of Agreement that will govern the parties' complementary duties and responsibilities, and same has been found reasonably and properly crafted and in accordance with law;

WHEREAS, for the purpose, there is a need to enact a resolution authorizing the Honorable City Mayor BENJAMIN S. ABALOS to enter into and sign the Memorandum of Agreement for and in behalf of the City of Mandaluyong with Boysen Philippines, Inc.

NOW, THEREFORE, on motion duly seconded, the Sangguniang Panlungsod of Mandaluyong, in session assembled, RESOLVED, as it hereby RESOLVES, to authorize Honorable City Mayor BENJAMIN S. ABALOS, to enter into and sign the Memorandum of Agreement and other related agreements with Pacific Paint Boysen Philippines, Inc. regarding the repainting works of underpass and footbridges in Mandaluyong City.

FURTHER, RESOLVED, as it hereby RESOLVES, that copy of this Resolution be furnished to the Office of the City Mayor and City Engineering and Building Officials Department for their information and appropriate action.


ADOPTED on this 27<sup>th</sup> day of March 2023, in the City of Mandaluyong.

I HEREBY CERTIFY THAT THE FOREGOING RESOLUTION WAS  
ADOPTED BY THE SANGGUNIANG PANLUNGSOD OF  
MANDALUYONG IN A REGULAR SESSION HELD ON THE DATE  
AND PLACE FIRST ABOVE GIVEN.

  
MA. TERESA S. MIRANDA  
Sanggunian Secretary

ATTESTED BY:

APPROVED BY:

  
CARMELITA A. ABALOS  
City Vice Mayor &  
Presiding Officer

  
BENJAMIN S. ABALOS  
City Mayor

Date: APR 13 2023



## **MEMORANDUM OF AGREEMENT**

### **KNOW ALL MEN BY THESE PRESENTS:**

This **MEMORANDUM OF AGREEMENT** entered into and executed this \_\_\_\_\_ day of \_\_\_\_\_ by and between:

**CITY OF MANDALUYONG**, with address at 315 Maysilo Circle, Mandaluyong, Metro Manila, Madaluyong duly represented in this act by its Mayor, Hon. Benjamin Abalos Sr., herein referred to as "**MANDALUYONG**";

-and-

**PACIFIC PAINT BOYSEN PHILIPPINES, INC.**, a corporation duly organized and existing under Philippines Laws with office address at 292 D. Tuazon Street, Quezon City duly represented in this agreement by it VP for Marketing, Mr. RUBEN D. CUETO herein referred to as "**BOYSEN**";

### **WITNESSETH THAT**

**WHEREAS**, the parties recognize the need to establish partnership and cooperation between the government and the private sector for the effective implementation of the City's development plan;

**WHEREAS**, BOYSEN offered to re-paint the underpass and footbridges in MANDALUYONG;

**NOW, THEREFORE**, for and in consideration of the foregoing premises, the parties hereto agree and stipulate:

1. BOYSEN shall provide all the materials and labor necessary to complete the repainting works for the following identified underpass and footbridges infrastructures in MANDALUYONG, to wit:

#### **FOOTBRIDGES:**

- Shaw boulevard / Acacia Lane Footbridge
- La Salle Greenhills Footbridge
- F. Martinez Avenue Footbridge
- Julia Vargas / St. Francis – SM Megamall Footbridge

#### **UNDERPASS:**

- Boni Avenue / Edsa Avenue Underpass
2. BOYSEN agrees to adopt the approved design and color of MANDALUYONG to be painted on the said infrastructures.
  3. For and in consideration of the painting works, BOYSEN is likewise allowed to apply/paint/install its logo and tagline on the named underpass and footbridges in a scale and location that can be visible to motorists and the public.
  4. MANDALUYONG agrees to provide assistance to all personnel of BOYSEN while painting works are on-going.
  5. MANDALUYONG agrees and undertakes that installed logos of BOYSEN shall remain untouched and not be replaced within a period of three years upon turn-over of completed project unless there's a need to replace said material due to damage.


6. BOYSEN shall re-touch and make the necessary re-painting after three years, if needed, for maintenance of the railings and pedestrian overpasses. Labor and materials for the re-painting shall be provided by BOYSEN.
7. The parties warrant that they all have the power and authority to enter into and execute this agreement, and undertake to faithfully perform their respective obligation hereunder, as well as do everything necessary, proper and convenient to carry out its contractual intent and objectives.
8. This MOA or any part thereof shall not be amended, altered, added, removed or otherwise modified except upon written agreement among the parties.
9. This MOA shall take effect upon its execution and shall be binding for three (3) years from \_\_\_\_\_ to \_\_\_\_\_, subject to extension upon written agreement of both parties prior to the termination of the Agreement. It is hereby understood that **PACIFIC PAINT BOYSEN PHILIPPINES, INC.** is given the priority for re-negotiation in the execution of a new agreement.

**IN WITNESS WHEREOF**, the parties hereunto have affixed their signatures on this \_\_\_\_\_ day of \_\_\_\_\_.

**CITY OF MANDALUYONG**

**PACIFIC PAINT BOYSEN PHILIPPINES, INC.**

By:

  
\_\_\_\_\_  
**HON. BENJAMIN ABALOS SR.**  
City Mayor

By:

\_\_\_\_\_  
**MR. RUBEN D. CUETO**  
Vice President for Marketing

**Signed in the Presence of :**

\_\_\_\_\_  
Engr. Crisanto W. Roxas  
City Government Department Head II

\_\_\_\_\_  
Mr. Jerry C. Cham  
Market Area Manager

**ACKNOWLEDGEMENT**

Republic of the Philippines)  
Makati City ) s.s.

BEFORE ME, A Notary Public for and in the above jurisdiction, this \_\_\_\_ day of \_\_\_\_\_ 2023, personally appeared the following persons and they exhibited to me their respective competent evidence of identity (CEI) as follows:

NAME	COMPETENT EVIDENCE OF IDENTITY
HON. BENJAMIN ABALOS SR.	
RUBEN D. CUETO	

Both known to me to be the same persons who executed the foregoing Memorandum of Agreement consisting of three (3) pages duly signed on all pages by the PARTIES and their witnesses and they acknowledged to me that the same is their free and voluntary act and deed as well as that of the entities they respectively represent.

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

Doc. No. \_\_\_\_  
Page No. \_\_\_\_  
Book No. \_\_\_\_  
Series of 2023.