



Republic of the Philippines
Province of Ilocos Norte
MUNICIPALITY OF SAN NICOLAS

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE FIFTH REGULAR SESSION OF THE 10TH
SANGGUNIANG BAYAN OF THE MUNICIPALITY OF SAN NICOLAS, ILOCOS NORTE HELD
AT THE MUNICIPAL SESSION HALL ON THE 29TH DAY OF MAY, 2017
AT 10:20 O'CLOCK IN THE MORNING.

PRESENT:

Hon. Edistio P. Valdez	Vice-Mayor/Presiding Officer;
Hon. Angel Miguel L. Hernando	Member;
Hon. Ariel B. Villa	Member;
Hon. Efren C. Butay	Member;
Hon. Norberto S. Dadiz, Jr.	Member;
Hon. Manuel D. Coloma, Sr.	Member;
Hon. Jessie Julito P. Pumaras, Sr.	Member;
Hon. Linda E. Badua,	Member/Liga ng mga Barangay President.

ON OFFICIAL-BUSINESS:

Hon. Domingo C. Ambrocio, Jr.	Member.
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ABSENT:

Hon. Orlando B. Badua	Member. (On Vacation-Leave).
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“RESOLUTION NO. 2017-140

A RESOLUTION GRANTING THE LOCAL CHIEF EXECUTIVE THE AUTHORITY TO EXECUTE A DEED OF USUFRUCT OR ANY RELATED CONTRACT FOR THE USE OF A PORTION OF THE LOT NORTH OF THE ROMAN CATHOLIC CHURCH WITH AN AREA OF TWO HUNDRED SQUARE METERS (200 SQ. METERS) IN FAVOR OF THE PHILIPPINE CHARITY SWEEPSTAKES OFFICE AND ENDORSING SUCH DEED OR CONTRACT TO THE LATTER FOR APPROPRIATE ACTION, REVIEW AND APPROVAL AND FOR RELATED PURPOSES.

WHEREAS, for the past three (3) years, the Philippine Charity Sweepstakes Provincial Office Norte is housed at the ground floor of the MTC Building, situated at the north of the Roman Catholic Church;

WHEREAS, Section 12 of Republic Act 7160 otherwise known as the Local Government Code of 1991 provides that “provinces, cities and municipalities shall endeavor to establish a government center where offices, agencies or branches of the national government, local government units, or government owned or controlled corporation may, as far as practicable, be located. The national government, local government unit or government-owned or controlled corporation concerned shall bear the expenses for the construction of its buildings as facilities in the government center”;

WHEREAS, the same law does not forbid a municipality to address the need of offices for other agencies of the government, because in the end, the services of such offices redound to the benefit of the public and the entire constituencies as a whole, aside from the fact, that it is mandated that all agencies and local government units shall have a “*shared responsibility*” – and thus, mutual support and cooperation is most expected – for the advancement of all the aspects of development;

WHEREAS, recognizing the need for additional space and decent office for the PCSO due to its expanded operation and services to the entire province, the municipality is willing to convey by way of USUFRUCT on a land acquired from, and is located north of the Catholic Church adjacent to the Bureau of Fire Protection Offices along the F.E. Mini Cultural and Sports Center, to the PCSO wherein they will put up or construct their own building/office;

WHEREAS, Sec. 22(c) of R.A. 7160, otherwise known as the Local Government Code, provides, that:

Sec. 22. Corporate Powers. – (a) Every local government unit, as a corporation, shall have the following powers:

xxx

xxx

xxx

(c) Unless otherwise provided in this Code, no contract may be entered into by the local chief executive in behalf of the local government unit without prior authorization by the sanggunian concerned. A legible copy of such contract shall be posted at a conspicuous place in the provincial capitol or the city, municipal or barangay hall.

WHEREAS, the municipal mayor is empowered by the same Code to enter into contracts on behalf of the municipality, based on Section 444(b)(1)(vi) thereof which provides:

Section 444. The Chief Executive: Powers, Duties, Functions and Compensation. – xxx

(b) For efficient, effective and economical governance the purpose of which is the general welfare of the municipality and its inhabitants pursuant to Section 16 of this Code, the municipal mayor shall:

(vi) Upon authorization by the sangguniang bayan, represent the municipality in all its business transactions and sign on its behalf all bonds, contracts, and obligations, and such other documents made pursuant to law or ordinance.”

WHEREAS, after thorough deliberation and consideration of the members of the Sangguniang Bayan, it was:

RESOLVED as it is hereby **RESOLVED** by the Sangguniang Bayan assembled in session, to authorize the Local Chief Executive to execute a Deed of Usufruct or any related contract for the use of a portion of the Lot North of the Roman Catholic Church with an area of Two Hundred Square Meters (200 Sq. Meters) in favor of the Philippine Charity Sweepstakes Office and endorsing such deed or contract to the latter for appropriate action, review and approval and for related purposes.

RESOLVED FINALLY, that upon execution of the appropriate Deed of Contract as aforestated, to endorse the same to the PCSO for appropriate action, review and acceptance.

On motion of Member Jessie Julito P. Pumaras, Sr., duly seconded, foregoing resolution was unanimously approved.


UNANIMOUSLY APPROVED.”

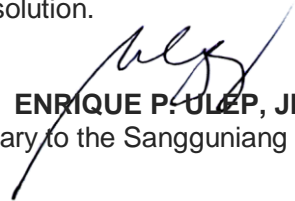
Voting on the foregoing resolution was as follows:

- AYES : Members Hernando, Villa, Butay, Dadiz, Jr.,Coloma, Sr., Badua O.,
Pumaras, Sr., and Badua L..
NAYS : None.
ABSTAINED : None.


I hereby certify to the correctness of the foregoing resolution.

ATTESTED:


EDISTIO P. VALDEZ
Vice-Mayor/Presiding Officer


ENRIQUE P. ULEP, JR.
Secretary to the Sangguniang Bayan

APPROVED:


ALFREDO P. VALDEZ, JR., M.D.
Municipal Mayor
Approved on: May 29, 2017