SBO-009-0

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

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE SPECIAL SESSION OF THE 10TH SANGGUNIANG BAYAN OF THE MUNICIPALITY OF SAN NICOLAS, ILOCOS NORTE HELD AT THE MUNICIPAL SESSION HALL ON THE 18TH DAY OF OCTOBER, 2016 AT 02:40 O'CLOCK IN THE AFTERNOON.

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. Orlando B. Badua, 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.

ABSENT:
None.

"RESOLUTION NO. 2016-241

A RESOLUTION AUTHORIZING THE LOCAL CHIEF EXECUTIVE, HON. ALFREDO P. VALDEZ, JR. TO ENTER INTO A MEMORANDUM OF AGREEMENT (MOA) WITH THE ENVIRONMENTAL MANAGEMENT BUREAU – DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES (EMB-DENR) REGIONAL OFFICE NO. 1 REPRESENTED BY ITS REGIONAL DIRECTOR, MA. VICTORIA V. ABRERA FOR THE GRANT AMOUNTING TO P300,000.00 FOR THE MATERIALS RECOVERY FACILITY.

WHEREAS, The DENR is mandated to lead in the conversation, management, development, and proper use of the country's environment and natural resources, with a mission to pursue sustainable development, enabling stakeholders' participation in the protection, conversation, and management of the environment and natural resources for the present and future generations, and particularly, for its Environmental Management Bureau to ensure attainment of an environmental quality that is conducive for present and future generations;

WHEREAS, THE Ecological Solid Waste Management Act of 2000 (RA 9003) provides for an ecological solid waste management , creating the necessary institutional mechanisms and incentives, and appropriating funds therefor, and for other purposes;

WHEREAS, for the furtherance of the objectives of RA 9003, the DENR shall establish methods and other parameters for the measurement of waste reduction, collection and disposal;

WHEREAS, wastes, if not ecologically managed, cause the build-up of garbage, pollution and public health concerns, degradation of the environment and potential hazards, economic losses, contributing as well to global warming and climate change;

WHEREAS, Section 32 of RA 9003 states that the local government units shall hsare the responsibility in the ecological management of materials toward waste diversion within their territorial jurisdiction;

WHEREAS, the DENR recognizes the impact of an organized and intensive waste recovery system and thus adopted it as part of its priority effort to clean-up the environment ecologically as stipulated in RA 9003.

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, Hon. Alfredo P. Valdez, Jr. to enter into a Memorandum of Agreement (MOA) with the Environmental Management Bureau – Department of Environment and Natural Resources (EMB-DENR) Regional Office No. 1 Represented by its Regional Director, Ma. Victoria V. Abrera for the grant amounting to P300,000.00 for the Materials Recovery Facility.

RESOLVED, FURTHER, to transcribe copies of this resolution to the Local Chief Executive and all concerned, for their information and appropriate action;

On motion of Member Manuel D. Coloma, 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.

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

ATTESTED:

EDISTIO P. VALDEZ
Vice-Mayor/Presiding Officer

APPROVED:

ALFREDO P. VALDEZ, JR., M.D.
Municipal Mayor

Approved on: October 18, 2016