



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



**SBO-009-0**

**OFFICE OF THE SANGGUNIANG BAYAN**

EXCERPTS FROM THE MINUTES OF THE THIRD REGULAR SESSION OF THE 10<sup>TH</sup> SANGGUNIANG BAYAN OF SAN NICOLAS, ILOCOS NORTE HELD AT THE MUNICIPAL SESSION HALL ON THE 19<sup>TH</sup> DAY OF NOVEMBER, 2018 AT 10:30 O’CLOCK IN THE MORNING.

**PRESENT:**

- |  |  |
|--|--|
| Hon. Edistio P. Valdez                 | Vice-Mayor/Presiding Officer;          |
| Hon. Domingo C. Ambrocio, Jr.          | Member;                                |
| Hon. Ariel B. Villa                    | Member;                                |
| Hon. Efren C. Butay                    | Member                                 |
| Hon. Norberto S. Dadiz, Jr.            | Member;                                |
| Hon. Orlando B. Badua                  | Member.                                |
| Hon. Jessie Julito P. Pumaras, Sr.     | Member;                                |
| Hon. Juanito P. Ulep, Jr.              | Member/Liga ng mga Barangay President. |
| Hon. Inno Ma. Angelo Paulo O. Hernando | Member/PPSK President.                 |

**ABSENT:**

- |                               |                    |
|-------------------------------|--------------------|
| Hon. Angel Miguel L. Hernando | Member (On-Leave); |
| Hon. Manuel D. Coloma, Sr.    | Member (On-Leave). |

**“RESOLUTION NO. 2018-752**

**A RESOLUTION AUTHORIZING THE LOCAL CHIEF EXECUTIVE TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE BUREAU OF FISHERIES AND AQUATIC RESOURCES REPRESENTED BY ITS REGIONAL DIRECTOR, LILIBETH L. SIGNEY, PH.D, CESO V AND BINGAO SMALL WATER IMPOUNDING SYSTEM IRRIGATOR’S ASSOCIATION REPRESENTED BY MR. ROGELIO Q. DE LA CRUZ FOR THE IMPLEMENTATION OF THE PROJECT BASIL (BALIK SIGLA SA ILOG AT LAWA).**

**WHEREAS**, the 1987 Philippine Constitution directs the State to protect of subsistence fishermen, especially of local communities, to the preferential use of communal marine and fishing resources, both inland and offshore and provide support thereto through appropriate technology and research, adequate financial, production, and marketing assistance, and other services;

**WHEREAS**, Sec. 2 of R.A. No. 8550, otherwise known as “Fisheries Code of 1998,” as amended, provides that the state shall ensure the attainment of the conservation, protection and sustained management of the country’s fishery and aquatic resources and the improvement of productivity of aquaculture within the ecological limits;

**WHEREAS**, Sec. 16 of R.A. No. 7160, otherwise known as “Local Government Code of 1991,” the local government units share with the national government the responsibility to manage and maintain the ecological balance within its territorial jurisdiction that includes the municipal waters covering not only the marine resources but as well as the streams, lakes and inland bodies of water;

**WHEREAS**, the BFAR, as one of their functions, shall provide assistance to the local government in the management and development of fisheries resources within the municipal waters;

**WHEREAS**, the BFAR thru Project BASIL (Balik Sigla sa Ilog at Lawa) intend to revive the country’s inland bodies of water to optimize economic benefits, enhance fisheries towards sustainability, and to repopulate indigenous species in support of biodiversity conservation and food sufficiency;

**WHEREAS**, the BINGAO SWIP is a natural tributary within the municipal waters of the LGU of San Nicolas, Ilocos Norte;

**WHEREAS**, pursuant to the intentions of the Project BASIL, the rehabilitation and management of BINGAO SWIP is a mutual concern of the LGU and the BFAR RFO 1 in view of its potential contribution to food sufficiency and socio-economic condition of the rural communities;

**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 enter into a Memorandum of Agreement with the Bureau of Fisheries and Aquatic Resources Represented by its Regional Director, Lilibeth L. Signey, Ph.D, CESO V and Bingao Small Water Impounding System Irrigator’s Association Represented by Mr. Rogelio Q. De La Cruz for the implementation of the Project BASIL (Balik Sigla Sa Ilog At Lawa).

**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 Ariel B. Villa, seconded, foregoing resolution was unanimously approved.

**UNANIMOUSLY APPROVED.”**


Voting on the foregoing resolution was as follows:

- AYES : Members Ambrocio, Jr., Villa, Butay, Dadiz, Jr., Badua, Pumaras, Sr., Ulep, Jr. and Hernando, I.
- NAYS : None.
- ABSTAINED : None.

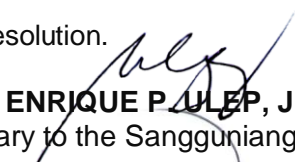
(NOTE: Member Ambrocio, Jr. was out during the votation).

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 I

**APPROVED:**



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

Approved on: November 26, 2018