



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

## OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE THIRD REGULAR SESSION OF THE 11<sup>TH</sup> SANGGUNIANG BAYAN OF THE MUNICIPALITY OF SAN NICOLAS, ILOCOS NORTE HELD AT THE MUNICIPAL SESSION HALL ON THE 21<sup>ST</sup> DAY OF OCTOBER, 2019 AT 10:30 O'CLOCK IN THE MORNING.

**PRESENT:**

Hon. Edistio P. Valdez	Vice-Mayor/Presiding Officer;
Hon. Angel Miguel L. Hernando	Member;
Hon. Moera Joy N. Galing-Luna	Member;
Hon. Joseph Lister B. Butay	Member;
Hon. Norberto D. Dadiz, Sr.	Member;
Hon. Erico R. Ruiz, Jr.	Member;
Hon. Luciano R. Caraang	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. Ariel B. Villa	Member (On-Leave).
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### “RESOLUTION NO. 2019-311

#### **A RESOLUTION AUTHORIZING THE LOCAL CHIEF EXECUTIVE TO ENTER INTO A MEMORANDUM OF AGREEMENT (MOA) WITH THE BUREAU OF SOILS AND WATER MANAGEMENT AND THE DEPARTMENT OF AGRICULTURE – REGIONAL FIELD OFFICE I IN CONNECTION WITH THE ESTABLISHMENT OF COMPOSTING FACILITY FOR BIODEGRADABLE WASTES (CFBW).**

**WHEREAS**, the BSWM, in support to Republic Act Number 10068 otherwise known as the “Organic Agriculture Act of 2010” (“RA 10068”) will implement the establishment of Composting Facility for Biodegradable Wastes (“CFBW”) UNDER THE National Organic Agriculture Program (“NOAP”);

**WHEREAS**, the BSWM advocates the utilization of organic fertilizers as one of the methods to minimize groundwater pollution, restore soil fertility, reduce the vulnerability of marginal farmers on the high cost of chemical fertilizers, and promote the gradual adoption of Organic Agriculture nationwide;

**WHEREAS**, the DA-RFO as DA’s implementing agency in the Region is in charge of agricultural programs and has the technical and administrative capability to handle the implementation, monitoring and regional coordination for the establishment of CFBW;

**WHEREAS**, the LGU under Section 10 of RA 9003 shall primarily be responsible for the implementation and enforcement of the provisions of the said Act within their respective jurisdictions;

**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 (MOA) with Bureau of Soils and Water Management and the Department of Agriculture – Regional Field Office I in connection with the establishment of Composting Facility for Biodegradable Wastes (CFBW).

**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 Moera Joy N. Galing-Luna, duly seconded, foregoing resolution was unanimously approved.

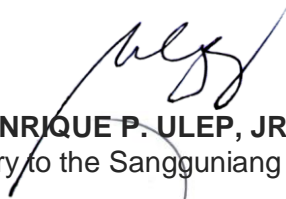
**UNANIMOUSLY APPROVED.”**

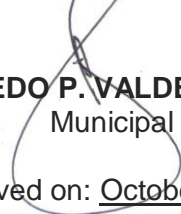
Voting on the foregoing resolution was as follows:

- AYES : Members Hernando, A., Galing-Luna, Butay, Dadiz, Sr., Ruiz, Jr., Caraang, Pumaras, Sr., Ulep, Jr. and Hernando, I.
- 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: October 22, 2019