



OFFICE OF THE SANGGUNIANG BAYAN

Municipal Building, Poblacion, Bulalacao, 5214, Oriental Mindoro

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE 10TH SANGGUNIANG BAYAN OF BULALACAO, ORIENTAL MINDORO HELD ON AUGUST 19, 2019 AT THE SANGGUNIANG BAYAN SESSION HALL

PRESENT:

Hon. Ramon G. Magbanua	Municipal Vice Mayor/Presiding Officer
Hon. Dexter R. Gonzales	Sangguniang Bayan Member
Hon. Dennes M. Faner	Sangguniang Bayan Member
Hon. Edezer F. Aceron	Sangguniang Bayan Member
Hon. German S. Acosta	Sangguniang Bayan Member
Hon. Kieven E. Cantos	Sangguniang Bayan Member
Hon. Jess V. Sapungan	Sangguniang Bayan Member
Hon. Elpidio N. Contreras, Jr	Sangguniang Bayan Member
Hon. Edwin C. Aceron	Sangguniang Bayan Member
Hon. Enrico C. Villas	Pangulo, Liga ng mga Barangay

ABSENT:

Hon. Tulay M. Caring	IPM Representative
Hon. Kim Jonh Elco E. Cantos	SK Federation President

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MUNICIPAL ORDINANCE NO. 19-08-236

AN ORDINANCE REQUIRING THE RATIFICATION OF EVERY CONTRACT, MEMORANDUM OF UNDERSTANDING, OR MEMORANDUM OF AGREEMENT ENTERED INTO BY THE MUNICIPAL MAYOR WITH ANY LAWFUL PARTY OR PARTIES AND ASSIGNING THE MUNICIPAL ACCOUNTANT TO REQUIRE SUCH RATIFICATION PRIOR TO THE DISBURSEMENT OF FUND IN CONNECTION WITH PROGRAMS, PROJECTS, SERVICES OR ACTIVITIES COVERED BY THE CONTRACT, UNDERSTANDING, OR AGREEMENT

Sponsor and Author:

Sangguniang Bayan Member DEXTER R. GONZALES
Chairperson, Committee on Finance, Budget, and Appropriation

Sponsor:

Sangguniang Bayan Member EDEZER F. ACERON
Chairperson, Committee on Rules and Privileges, Ordinances, and Legal Matters

Co-Sponsors:

Sangguniang Bayan Member GERMAN S. ACOSTA
Sangguniang Bayan Member DENNES M. FANER
Sangguniang Bayan Member EDWIN C. ACERON

WHEREAS, Republic Act 7160 or the Local Government Code (LGC) of 1991 grants every local government unit corporate powers and one of such is the power to enter into contracts;

WHEREAS, Section 22 (c) of the LGC states that "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, there must be a written and legal mechanism to check whether the notarized contract contains the same provisions with the draft contract presented for authorization;

NOW THEREFORE, be it ordained by the Sangguniang Bayan of Bulalacao, Oriental Mindoro, that:

Section 1. The authorization for the Municipal Mayor to represent the Local Government Unit of Bulalacao (LGU of Bulalacao) in order to enter into a contract, memorandum of understanding (MOU), or memorandum of agreement (MOA) with any lawful party or parties shall be required. Attached to the letter seeking such authorization shall be the draft contract, MOU, or MOA. The draft document shall become an integral part of the resolution authorizing the Municipal Mayor.

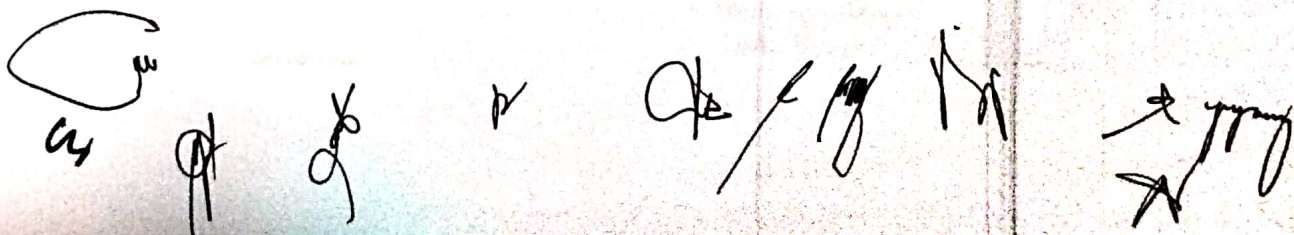
Section 2. Once authority has been secured, the Municipal Mayor may now enter into a contract based on the draft document presented to the Sangguniang Bayan. It shall be subscribed and sworn to before a licensed notary public before returning back to the Sangguniang Bayan for ratification.

Section 3. The ratification of such contract, MOU, or MOA entered into by the municipal mayor with any lawful party or parties as authorized by the Sangguniang Bayan shall be required prior to implementation of the concerned program, project, service, or activity. The ratified document shall be posted in the bulletin board at the entrance of the municipal hall. Request for ratification shall not be referred anymore for committee hearing or meeting, provided, that the draft document is similar with the ratified one.

Section 4. Prior to the disbursement of fund in connection with the implementation of programs, projects, services, or activities covered by the contract, understanding, or agreement, the Municipal Accountant shall require the resolution of ratification with attached notarized contract, MOU, or MOA as integral part of it.

Section 5. (a) The Municipal Legal Officer or in the absence of such officer, the Municipal Administrator or the highest ranking Administrative Officer in the Office of the Municipal Mayor shall coordinate with different offices of LGU of Bulalacao for the effective implementation of this local law within one (1) month after the approval of this Ordinance shall make sure that the requests for authorization and ratification with required attachments are properly endorsed to the Sangguniang Bayan without unnecessary delay, and shall keep files of the authorized, notarized and ratified Contract, MUO and MOA;

(b) The Secretary to the Sangguniang Bayan and the sponsors shall orient the concerned employees and stakeholders regarding this Ordinance during the Legislative Forum which shall be held every last Wednesday of the month.

The bottom of the page features several handwritten signatures and initials in black ink. From left to right, there is a large, stylized signature that appears to be 'C. M.', followed by a smaller signature, another signature, a simple checkmark, a signature that looks like 'J. M.', and finally a signature that appears to be 'J. M.' with a star-like mark above it.

(c) Any officer or employee of the LGU of Bulalacao who shall disregard or neglect the implementation of this Ordinance shall be administratively dealt with and such shall be a ground for suspension or dismissal subject to pertinent provisions of the Civil Service Laws and Rules.


Section 6. Any ordinance inconsistent with the provisions of this Ordinance is hereby repealed or modified accordingly.

Section 7. If any provision of this Ordinance is declared invalid, the remainder or any provision hereof not affected thereby shall remain in force and effect. Higher laws or policies inconsistent with the provisions of this Ordinance shall prevail.

Section 8. This Ordinance shall take effect immediately after fifteen (15) days of posting in bulletin board at the entrance of the municipal hall and in at least two (2) other conspicuous places in the Local Government Unit of Bulalacao.

ENACTED this 19th day of August 2019 Bulalacao, Oriental Mindoro.



HON. DEXTER R. GONZALES
SB Member

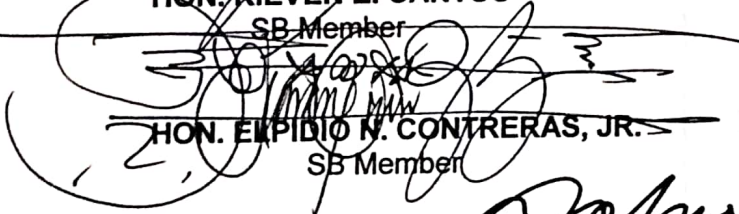

HON. DENNIS M. FANER
SB Member


HON. EDEZER F. ACERON
SB Member


HON. GERMAN S. ACOSTA
SB Member


HON. KIEVEN E. CANTOS
SB Member



HON. JESS V. SAPUNGAN
SB Member


HON. EKPIDO N. CONTRERAS, JR.
SB Member

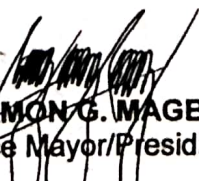

HON. EDWIN C. ACERON
SB Member


HON. ENRICO C. VILLAS
Pangulo, Liga ng mga Barangay

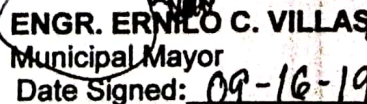
CERTIFIED TRUE AND CORRECT:


PERLITA L. PAZ
Secretary to the Sanggunian

ATTESTED:


HON. RAMON G. MAGBANUA
Municipal Vice Mayor/Presiding Officer

APPROVED:


ENR. ERNILO C. VILLAS
Municipal Mayor
Date Signed: 09-16-19