



## OFFICE OF THE SANGGUNIANG BAYAN

*Municipal Building, Poblacion, Bulalacao, 5214, Oriental Mindoro*

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF BULALACAO, ORIENTAL MINDORO HELD ON SEPTEMBER 1, 2009 AT THE SANGGUNIANG BAYAN SESSION HALL

**PRESENT:**

Hon. Teresita S. Bantugan	-	Presiding Officer
Hon. Emelita A. Osorio	-	Sang. Bayan Member
Hon. Eduardo C. Acheron	-	-do-
Hon. Rosalinda M. Cabagay	-	-do-
Hon. Gideon B. Abuel	-	-do-
Hon. Guillermo G. Salas, Jr.	-	-do-
Hon. Leonardo A. Andallon	-	-do-
Hon. Ramon G. Magbanua	-	-do-
Hon. Senen C. Familara	-	-do-

**ABSENT:**

Hon. Virgelio M. Astillo	-	Pangulo, Liga ng mga Brgy.
Hon. Ronelle G. Feranil	-	SK Fed. President

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### RESOLUTION NO. 09-09-100-A

RESOLUTION EXPRESSING STRONG SUPPORT TO SP RESOLUTION NO. 670-2009 "REQUESTING BOTH THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE REPUBLIC OF THE PHILIPPINES TO AMEND JOINT RESOLUTION NO. 4, SERIES OF 2009, ENTITLED "JOINT RESOLUTION AUTHORIZING THE PRESIDENT OF THE PHILIPPINES TO MODIFY THE COMPENSATION AND POSITION CLASSIFICATION SYSTEM OF CIVILIAN PERSONNEL AND THE BASE PAY SCHEDULE OF MILITARY AND UNIFORMED PERSONNEL IN THE GOVERNMENT AND FOR OTHER PURPOSES", TO INCLUDE THE LOCAL GOVERNMENT UNITS FOR THE IMPLEMENTATION OF THE SAME EFFECTIVE JULY 1, 2009 AND THAT THE GRANTING OF SAID SALARY INCREASE BE EXEMPTED FROM THE PERSONAL SERVICES LIMITATIONS SET FORTH UNDER SECTION 325(a) OF R.A. NO. 7160 OTHERWISE KNOWN AS THE LOCAL GOVERNMENT CODE OF 1991

"WHEREAS, the Joint Resolution No. 4, series of 2009, a consolidation of house Joint Resolution No. 36 and Senate Joint Resolution No. 26, was adopted by the House of Representatives and the Senate on June 1, 2009 and June 2, 2009, respectively;

"WHEREAS, Item (13) of the Joint Resolution provides that [F]or national government employees, the Salary Schedule in Item (4)(b) and the Base Pay Schedule in Item (8) shall be implemented in four (4) equal yearly tranches but in no case beyond four (4) years. Provided, That the initial implementation shall take effect July 1, 2009.

For GOCCs/GFIs and LGUs, the implementation period shall be at least four (4) years depending on their financial capabilities: Provided, That the initial implementation for GOCCs/GFIs shall take effect July 1, 2009 and in case of LGUs, January 1, 2010 (Underscoring supplied);

**"WHEREAS,** Item No. (7) of the Joint Resolution states that "[T]he salaries, wages, allowances and other emoluments and benefits of officials and employees of the LGUs shall be determined by their respective sanggunians in accordance with the pertinent provisions of Republic Act No. 7160: Provided, That LGUs may, if their finances warrant, grant salary or wage adjustments to their personnel, subject to the personal services limitations in LGU budgets under Republic Act No. 7160: Provided, further, That the grant of allowances and other benefits shall be subject to the said personal services limitations";

**"WHEREAS,** Section 325(a) of R.A. No. 7160 provides that "[T]he total appropriations, whether annual or supplemental, for personal services of a local government unit for one (1) fiscal year shall not exceed forty-five percent (45%) in the case of first to third class provinces, cities and municipalities, and fifty-five percent (55%) in the case of fourth class or lower, of the total annual income from regular sources realized in the next preceding fiscal year. xxxx";

**"WHEREAS,** on 1 June 2009, Her Excellency President Gloria Macapagal arroyo issued Executive Order No. 811 adopting the first tranche of the Modified Salary Schedule of civilian personnel and Section 4 thereof provides that [F]or this purpose, the DBM shall issue the First Tranche Monthly Salary Schedule for Local Government Personnel for each LGU income class which shall take effect January 1, 2010", in accord with the above provisions of the Joint Resolution No. 4, series of 2009 and R.A. No. 7160 specifically under its Section 325(a);

**"WHEREAS,** it shall be noted however, that during the previous salary increases granted to the government workers, the granting of the same to LGU personnel was waived. Item No. 7.2 of Local Budget Circular No. 88 dated June 20, 2008 entitled "Rules and Regulations on the Grant of Compensation Adjustments to Local Government Personnel Pursuant to Executive Order No. 719", provides that "[P]ursuant to item (iv) of the third paragraph of Section 88, General Provisions of R.A. 9498, the FY 2008 General Appropriations Act, the Personal Services limitation provided under Section 325(a) and 331(b) of R.A. No. 7160 shall be waived insofar as the implementation of the compensation adjustments in LGUs adopting the Salary Schedules for their income classes";

**"WHEREAS,** while the Sangguniang Bayan of Bulalacao, Province of Oriental Mindoro hails and appreciates the move of the national government, both executive and legislative, in coming up with a law standardizing the compensation of government workers, this Body observes that the Joint Resolution No. 4, series of 2009 and Executive Order No. 811 treat the government officials and employees from the local government units separately and distinctly, amounting to class legislation considering that the implementation of the same does not apply uniformly favoring employees and officials of the national government and the GOCCs/GFIs;

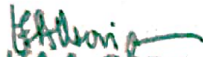
**"WHEREAS,** the officials and employees of the LGUs also provide public services and, frequently the able conduits of the national government's personnel in the implementation of their programs and projects; hence, shall be treated equally with those in the rest of the government agencies including the grant of other benefits; Now, therefore, be it

**RESOLVED AS IT IS HEREBY RESOLVED; TO:** Express strong support to SP Resolution No. 670-2009 "Requesting both the House of Representatives and the Senate of the Republic of the Philippines to amend Joint Resolution No. 4, series of 2009, entitled "Joint Resolution authorizing the President of the

Philippines to modify the Compensation and Position Classification System of civilian personnel and the base pay schedule of military and uniformed personnel in the implementation of the same effective July 1, 2009 and that the granting of said salary increase be exempted from the Personal Services Limitations set forth under Section 325(a) of R.A. 7160 otherwise known as the Local Government Code of 1991.

ON MOTION of Councilor Gideon B. Abuel duly seconded by Councilor Ramon G. Magbanua, foregoing was ...

APPROVED: September 1, 2009, Bulalacao, Oriental Mindoro.


  
EMELITA A. OSORIO  
SB Member

  
EDUARDO C. ACERON  
SB Member


  
ROSALINDA M. CABAGAY  
SB Member

  
GIDEON B. ABUEL  
SB Member

GUILLERMO G. SALAS, JR.  
SB Member

  
LEONARDO A. ANDALLON  
SB Member

  
RAMON G. MAGBANUA  
SB Member

  
SENEN C. FAMILARA  
SB Member

CERTIFIED TRUE AND CORRECT:

  
SIXTO B. BANTUGAN  
Secretary to the Sanggunian

ATTESTED:

  
TERESITA S. BANTUGAN  
Municipal Vice Mayor/ Presiding Officer

APPROVED:

  
ENGR. ERNILO C. VILLAS  
Municipal Mayor  
Date signed: Oct. 13, 2009