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REPUBLIC OF THE PHILIPPINES  
PROVINCE OF LEYTE  
TACLOBAN CITY  
-oOo-

SANGGUNIANG PANLALAWIGAN

MINUTES OF THE 60<sup>th</sup>REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN  
OF LEYTE, HELD AT THE SESSION HALL, LEGISLATIVE BUILDING CAPITOL GROUNDS  
TACLOBAN CITY ON 17 NOVEMBER 2017.

**PRESENT:**

1. Atty. Carlo P. Loreto	Vice-Governor/Presiding Officer
2. Hon. Ranulfo S. Abellanosa	1 <sup>st</sup> District Board Member
3. Hon. Trinidad G. Apostol	2 <sup>nd</sup> District Board Member
4. Hon. Niccolo J. Villasin	2 <sup>ND</sup> District Board Member
5. Hon. Ma. Corazon E. Remandaban	3 <sup>rd</sup> District Board Member
6. Hon. Manuel Vicente M. Torres	4 <sup>th</sup> District Board Member
7. Hon. Mesias P. Arevalo	4 <sup>th</sup> Dist.Board Member
8. Hon. Emmanuel L. Gacis	5 <sup>th</sup> District Board Member
9. Hon. Nolie C. Caña	Ex-Officio Member, LnBP President
10. Hon. Wilson S. Uy	Ex-Officio Member, PCL President

**ABSENT:**

11. Hon. Gina E. Merilo	1 <sup>st</sup> District Board Member (on Privileged Leave)
12. Hon. Alan P. Ang	3 <sup>rd</sup> District Board Member (O.B. in the 3 <sup>rd</sup> District of Leyte)
13. Hon. Florante A. Cayunda, Jr.	5 <sup>th</sup> District Board Member (O.B. in Davao)

=====

The 60<sup>th</sup>Regular Session of the Sangguniang Panlalawigan of Leyte was called to order by Atty. Carlo P. Loreto, the Honorable Vice-Governor and Presiding Officer at exactly 2:28 o'clock in the afternoon.

Invocation was given by the Honorable Ma. Corazon E. Remandaban, Representative of the 3<sup>rd</sup>District of Leyte, followed by the singing of the Pambansang Awit ng Pilipinas.

50 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

51 It happens that in our history as a Province, tradition is often broken. So today,  
52 before we proceed to the Panunumpa sa Watawat, let us break tradition again with  
53 another song, a “Happy Birthday Song” for Board Member Nicco Villasin, to be led by  
54 his Aunt, Hon. Ebbie Apostol.

55 (Singing of the Happy Birthday song)

56 HON. NICCOLO J. VILLASIN: 2<sup>ND</sup> DISTRICT BOARD MEMBER

57 Thank you.

58 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

59 For his untiring diligence, may we request the birthday Boy to be the Floor  
60 Leader.

61 HON. NICCOLO J. VILLASIN: 2<sup>ND</sup> DISTRICT BOARD MEMBER

62 Thank you, Mr. Chair.

63 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

64 Welcome.

65 HON. NICCOLO J. VILLASIN: 2<sup>ND</sup> DISTRICT BOARD MEMBER

66 Mr. Chair, I move that we dispense with the Panunumpa sa Watawat, the Leyte  
67 Hymn, the PBLMP Hymn and the PBLMP Creed.

68 HON. MA. CORAZON E. REMANDABAN: 3<sup>RD</sup> DISTRICT BOARD MEMBER

69 Second.

70 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

71 It has been moved and duly seconded to dispense with some items in the  
72 agenda, as stated.

73 Discussion?

74 Hearing none, the motion is carried and approved.

75 HON. NICCOLO J. VILLASIN: 2<sup>ND</sup> DISTRICT BOARD MEMBER

76 Mr. Chair, we now go to the Roll Call.

77 Madam Secretary, please.

78 (The Secretary, Atty. Marni Rose D. Zatarain made the roll call to ensure  
79 presence of quorum for the day's session. The presence of ten (10) Members was  
80 known. She also informed the Body that submitted to her Office are letters coming from  
81 the Honorable Alan Pereña Ang and the Honorable Gina E. Merilo, stating that they  
82 cannot attend the day's session).

83 With the ten (10) Members present, quorum was announced.)

84 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

85 There is quorum to do business.

86 Mr. Floor Leader.

87 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

88 Yes, Mr. Chair.

89 We now go to the consideration of the Minutes of the previous regular session of  
90 November 3, 2017.

91 Are there any corrections?

92 The Honorable Apostol wants to be recognized, Mr. Chair.

93 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

94 The Honorable Apostol is recognized.

95 HON. TRINIDAD G. APOSTOL: 2<sup>ND</sup> DISTRICT BOARD MEMBER

96 Thank you, Mr. Chair. Thank you, Mr. Floor Leader.

97 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

98 Welcome.

99 HON. TRINIDAD G. APOSTOL: 2<sup>ND</sup> DISTRICT BOARD MEMBER

100 For the correction of the Minutes, Mr. Chair, Mr. Floor Leader, on page 34 line  
101 1041, delete the word "also".

102 It will now read, "When will we be able to avail of our privilege, if we are not  
103 privileged Board Members? "

104 Delete the word "also".

105 That is all, Mr. Chair.

106

107 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

108 Okay.

109 Any other corrections?

110 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

111 Mr. Chair, if there are no more corrections, I move to adopt the corrections and  
112 approve the Minutes of November 3, 2017.

113 HON. TRINIDAD G. APOSTOL: 2<sup>ND</sup> DISTRICT BOARD MEMBER

114 Second.

115 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

116 Any objections?

117 Any discussions?

118 Hearing none, the Minutes of November 3, 2017, regular session is hereby  
119 approved, as corrected.

120 Approved unanimously.

**RES. NO. 2017-696**

121 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

122 We have one more Minutes, Mr. Chair. The Minutes of our regular session of  
123 November 6, 2017.

124 It appears that there are no corrections; I move that we approve the Minutes of  
125 our session held last November 6, 2017.

126 I so move.

127 HON. EMMANUAL L. GACIS: 5<sup>TH</sup> DISTRICT BOARD MEMBER

128 Second.

129 HON. RANULFO S. ABELLANOSA: 1<sup>ST</sup> DISTRICT BOARD MEMBER

130 Second.

131 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

132 Discussions?

133 Hearing none, the Minutes of November 6, 2017 is hereby approved.

134 Approved unanimously.

**RES. NO. 2017-697**

135

136 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

137 Mr. Chair, we do not have First Reading and Reference of Business. We now go  
138 to the Committee Reports. We have a Committee Report from the Committee on  
139 Agriculture.

140 The Honorable Gacis, Chairman of the Committee would like to be recognized.

141 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

142 The Honorable Gacis is recognized for the Committee Report.

143 HON. EMMANUEL L. GACIS: 5<sup>TH</sup> DISTRICT BOARD MEMBER

144 This is in reference to the proposed Provincial Ordinance authored by our no less  
145 than good Vice-Governor, Atty. Carlo P. Loreto, co-authored by Honorable Mesias P.  
146 Arevalo, Honorable Niccolo J. Villasin and the Honorable Ranulfo S. Abellanos,  
147 entitled: "AN ORDINANCE CREATING THE COCONUT PROTECTION LEAGUE,  
148 PROVIDING FOR AN INTEGRATED COCONUT PEST MANAGEMENT SYSTEM,  
149 AND AN INDUSTRY REHABILITATION AND DEVELOPMENT PROGRAM FOR THE  
150 PROVINCE OF LEYTE, AND FOR OTHER PURPOSES."



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**OFFICE OF THE SANGGUNIANG PANLALAWIGAN**


**COMMITTEE REPORT  
COMMITTEE ON AGRICULTURE**


Referred to the SP Committee on Agriculture per SP Resolution No. 2015-120 is the proposed Provincial Ordinance entitled: **AN ORDINANCE CREATING THE COCONUT PROTECTION LEAGUE, PROVIDING FOR AN INTEGRATED COCONUT PEST MANAGEMENT SYSTEM, AND AN INDUSTRY REHABILITATION AND DEVELOPMENT PROGRAM FOR THE PROVINCE OF LEYTE, AND FOR OTHER PURPOSES.**

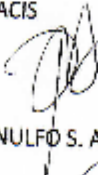
The Committee finds nothing in the proposed Provincial Ordinance that runs counter to the provisions of the Constitution of the Republic of the Philippines nor any provision is found repugnant to the provisions of Republic Act 7160.

Premises considered, the aforementioned proposed Provincial Ordinance is hereby recommended for approval by the Sangguniang Panlalawigan on 2<sup>nd</sup> Reading.

Respectfully submitted this 16 day of November 2017.

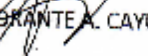
  
Hon. MESSIAS P. AREVALO  
VICE CHAIRMAN

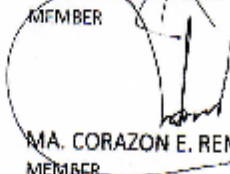
  
Hon. EMMANUEL L. GACIS  
CHAIRMAN


  
Hon. RANULFO S. ABELLANOSA  
MEMBER

Atty. NICCOLO J. VILLASIN  
MEMBER

  
Hon. ALAN PERENA ANG  
MEMBER

  
Atty. FLORANTE A. CAYUNDA, JR  
MEMBER

  
MA. CORAZON E. REMANDABAN  
MEMBER

  
Hon. MANUEL VICENTE M. TORRES  
MEMBER

Hon. GINA E. MERILO  
MEMBER

151

152 The Committee on Agriculture is hereby recommending for the approval by the  
153 Sangguniang Panlalawigan on 2<sup>nd</sup> reading the proposed Provincial Ordinance.

154 The Committee Report has been signed by majority of the Members of the  
155 Committee and this representation, as Chairman, would like to move for the adoption of  
156 the Committee Report.

157 I so move.

158

159 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

160 Second.

161 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

162 It has been moved and duly seconded.

163 Discussion?

164 Hearing none, the Committee Report is hereby adopted.

165 Approved unanimously.

**RES. NO. 2017-698**

166 HON. EMMANUEL L. GACIS: 5<sup>TH</sup> DISTRICT BOARD MEMBER

167 Corollary motion, Mr. Chair.

168 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

169 Yes, please.

170 HON. EMMANUEL L. GACIS: 5<sup>TH</sup> DISTRICT BOARD MEMBER

171 The Committee on Agriculture moves for the approval of the proposed Provincial  
172 Ordinance, "An Ordinance Creating the Coconut Protection League, Providing for an  
173 Integrated Coconut Pest Management System, and an Industry Rehabilitation and  
174 Development Program for the Province of Leyte and for other Purposes."

175 I so move.

176 HON. MESIAS P. AREVALO: 4<sup>TH</sup> DISTRICT BOARD MEMBER

177 Second.

178 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

179 It has been moved and duly seconded, as stated.

180 Any objection?

181 Hearing none, the motion is carried and approved.

182 Approved unanimously.

**RES. NO. 2017-699**

183 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

184 Mr. Chair, we now go to the Business of the Day.

185 Item No. 1, please, Madam Secretary.

186

187

188 ATTY. MARNI ROSE D. ZATARAIN: SECRETARY TO THE SANGGUNIAN

189 **ITEM NO. 01**

190 Presented for consideration is **Municipal Ordinance No. 17-015**  
191 **of the Municipality of Mahaplag, Leyte, entitled, "AN ORDINANCE**  
192 **AUTHORIZING THE MUNICIPAL MAYOR TO MAKE AN AUGMENTATION**  
193 **OF APPROPRIATION IN THE OFFICE OF THE MAYOR FROM PHILHEALTH**  
194 **BENEFICIARY TO FUEL, OIL AND LUBRICANTS IN THE AMOUNT OF**  
195 **P600,000.00"** with the information from the Provincial Legal Office in its  
196 review letter dated October 30, 2017 that said augmentation of funds is  
197 deemed **IN ORDER** pursuant to Section 336 of RA 7160.

198  
199

200 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

201 Pease recognize the Honorable Gacis, Mr. Chair.

202 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

203 The Honorable Gacis is recognized.

204 HON. EMMANUEL L. GACIS: 5<sup>TH</sup> DISTRICT BOARD MEMBER

205 Thank you, Mr. Chair, Mr. Floor Leader.

206 Presented for consideration is Municipal Ordinance No. 17-015 of the  
207 Municipality of Mahaplag, Leyte, entitled: "An Ordinance Authorizing the Municipal  
208 Mayor to make an augmentation of appropriation in the Office of the Mayor from  
209 PhilHealth Beneficiary to fuel, oil and lubricants in the amount of P600,000.00."

210 The Provincial Budget Office after its review of the said ordinance has found out  
211 that said ordinance is in order, pursuant to Section 336 of Republic Act 7160.

212 So, this Representation concurs with the recommendations of the Provincial  
213 Budget Office to declare valid Ordinance No. 17-015 of Mahaplag, Leyte.

214 I so move.

215 HON. RANULFO S. ABELLANOSA: 1<sup>ST</sup> DISTRICT BOARD MEMBER

216 Second.

217 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

218 It has been moved and duly seconded, discussion?

219 Hearing none, the motion is carried and approved.

220 Approved unanimously.

**RES. NO.2017-700**

221



222 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

223 Thank you, Mr. Chair.

224 We now go to Item No. 2, Madam Secretary, please.

225 ATTY. MARNI ROSE D. ZATARAIN: SECRETARY TO THE SANGGUNIAN

226 **ITEM NO. 02**

227 Presented for consideration is **Ordinance No. 17-016 of the**  
228 **Municipality of Mahaplag, Leyte, entitled, "AN ORDINANCE PROHIBITING**  
229 **THE USE, SALE, DISTRIBUTION AND ADVERTISEMENT OF CIGARETTES AND**  
230 **OTHER TOBACCO PRODUCTS IN CERTAIN PLACES, IMPOSING PENALTIES**  
231 **FOR VIOLATIONS THEREOF,"** recommended for the declaration of its  
232 VALIDITY by the Provincial Legal Office in its 2<sup>nd</sup> Indorsement dated October  
233 27, 2017.

234  
235 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

236 For Item No. 2, again, the Honorable Gacis, Mr. Chair.

237 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

238 The Honorable Gacis is recognized.

239 HON. EMMANUEL L. GACIS: 5<sup>TH</sup> DISTRICT BOARD MEMBER

240 Thank you, Mr. Chair, Mr. Floor Leader.

241 Presented for consideration is Ordinance No. 17-016 of the Municipality of  
242 Mahaplag, Leyte, "An Ordinance prohibiting the use, sale, distribution and  
243 advertisement of cigarettes and other tobacco products in certain places, imposing  
244 penalties for violations thereof."

245 Again, Mr. Chair, the Provincial Legal Office in its 2<sup>nd</sup> endorsement  
246 recommended that said ordinance be declared valid, provided, it is in the  
247 recommendation of the Provincial Legal Office that the "community service" desired in  
248 Section 9 (f) of the same ordinance, does not violate the constitutional prohibition  
249 against involuntary servitude.

250 So, this representation would like to move for the approval of Ordinance No. 17-  
251 016 of Mahaplag, Leyte.

252 I so move.

253

254 HON. MESIAS P. AREVALO: 4<sup>TH</sup> DISTRICT BOARD MEMBER

255 Second.

256 HON. NOLIE C. CAÑA: LnBP PRESIDENT

257 Second.

258 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

259 Any discussion?

260 Yes, the Honorable Floor Leader.

261 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

262 Just a suggestion to the movant, if we can just in the meantime, just refer this  
263 particular ordinance to the Municipality of Mahaplag for the necessary corrections  
264 because the penalties found in Section 9, in the said ordinance, specifically on Items (b)  
265 (ii) (iii) and (c) (ii) (iii), because for the 2<sup>nd</sup> offense on (b) it is already 3thousand pesos  
266 and for the 3<sup>rd</sup> and subsequent offense it is 5thousand pesos. It goes the same with (c),  
267 and that would be exceeding the allowable penalties to be imposed by a municipality  
268 under the Local Government Code.

269 HON. EMMANUEL L. GACIS: 5<sup>TH</sup> DISTRICT BOARD MEMBER

270 Okay, Mr. Chair.

271 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

272 The penalty exceeds –

273 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

274 Exceeds the maximum -

275 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

276 What is the pleasure of the Honorable movant, the Floor Leader is suggesting  
277 that the distinguished movant amends his motion, instead of plain approval, except the  
278 penalty, is that the suggestion?

279 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

280 No, Mr. Chair.

281 The suggestion is to reconsider the motion and then just refer it back to the  
282 Municipality of origin, for the Municipality to make the necessary corrections.

283 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

284 What is the pleasure of the distinguished movant? Is he amenable to the  
285 suggestion or he'd like to withdraw his motion and yield the floor in favor of the Floor  
286 Leader.

287 HON. EMMANUEL L. GACIS: 5<sup>TH</sup> DISTRICT BOARD MEMBER

288 Okay, Mr. Chair.

289 With regards to the observation of the Floor Leader, he has a legal point, with  
290 regards to the penalty because it is a common knowledge that the maximum allowable  
291 penalty for municipalities with regards to this kind of offenses, maximum of 2,500,  
292 except with regards to taxes.

293 So this representation would like to withdraw my motion and since the  
294 Sangguniang Panlalawigan cannot make any corrections or amend with regards to  
295 penalties. It is the SB concerned who can correct this Section 9 (b) (c) of the said  
296 ordinance.

297 This representation would like to move that the said ordinance be returned to the  
298 SB of origin for proper correction with regards to the penalties imposed under Section 9  
299 (b) and ( c).

300 I so move.

301 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

302 Second.

303 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

304 It has been moved and duly seconded, as stated.

305 Discussion?

306 Hearing none, the motion is carried and approved.

307 Approved unanimously.

**RES. NO. 2017-701**

308 **ITEM NO. 03**

309 Presented for consideration is a **REQUEST FOR ACCREDITATION on**  
310 **the Application of Philippine Organization of Science and Technology Inc.**  
311 **RO 08 (POSTE)**, as a Non-Government Organization in the Province of  
312 Leyte.  
313

314 **ITEM NO. 04**

315  
316 Presented for consideration is a **REQUEST FOR ACCREDITATION on**  
317 **the Application of New Taligue Agrivet and Farmers Association (NTAFA)**  
318 **of Brgy. New Taligue, Abuyog, Leyte**, as a Non-Government Organization in  
319 the Province of Leyte.

320  
321 **ITEM NO. 05**

322  
323 Presented for consideration is a **REQUEST FOR ACCREDITATION on**  
324 **the Application of Pinamanagan Farmers Association (PFA) of Brgy.**  
325 **Pinamanagan, Abuyog, Leyte**, as a Non-Government Organization in the  
326 Province of Leyte.  
327

328 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

329 Thank you, Mr. Chair.

330 We now go to Items 3, 4, and 5 considering that all are requests for  
331 accreditations, with the indulgence of our SP Secretary.

332 Please recognize the Honorable Arevalo, with regards to Items 3, 4, and 5.

333 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

334 The Honorable Arevalo is recognized.

335 HON. MESIAS P. AREVALO: 4<sup>TH</sup> DISTRICT BOARD MEMBER

336 Thank you, Mr. Chair, Mr. Floor Leader.

337 Presented for consideration are requests for accreditations of the following  
338 NGOs, for:

339 Item No. 03 - request of Philippine Organization of Science and Technology Inc.  
340 RO 08 (POSTE);

341 Item No. 04 - request of New Taligue Agrivet and Farmers Association (NTAFA)  
342 of Brgy. New Taligue, Abuyog, Leyte; and

343 Item No. 05 - request of Pinamanagan Farmers Association (PFA) of Brgy.  
344 Pinamanagan, Abuyog, Leyte.

345 With the review being made by this representation, all these applications have  
346 complied with all the requirements as mandated in Section 108 of RA 7160, I therefore  
347 move for the accreditation of the aforementioned NGOs.

348

349 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

350 Second.

351 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

352 It has been moved and duly seconded, any objection?

353 Hearing none, the motion is carried and approved.

354 Approved unanimously.

**RES. NO. 2017-702**

355 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

356 Item No. 6, please, Madame Secretary.

357 ATTY. MARNI ROSE D. ZATARAIN: SECRETARY TO THE SANGGUNIANG

358 **ITEM NO. 06**

359 Presented for consideration is **Ordinance No. 17-09 of the**  
360 **Municipality of Inopacan, Leyte, entitled, "AN ORDINANCE CREATING**  
361 **PLANTILLA OF CASUAL POSITION UNDER THE MUNICIPAL TREASURER'S**  
362 **OFFICE, THIS MUNICIPALITY,"** recommended for the declaration of its  
363 **VALIDITY** by the Provincial Legal Office in its 2<sup>nd</sup> Indorsement dated October  
364 27, 2017.  
365

366 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

367 Please recognize the Honorable Gacis, Mr. Chair.

368 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

369 The Honorable Gacis is recognized.

370 HON. EMMANUEL L. GACIS: 5<sup>TH</sup> DISTRICT BOARD MEMBER

371 Thank you, Mr. Chair, Mr. Floor Leader

372 Presented for consideration is Ordinance No. 17-09 of the Municipality of  
373 Inopacan, Leyte, entitled: "An ordinance creating plantilla of Casual position under the  
374 Municipal Treasurer's Office, this Municipality."

375 The Provincial Legal Office has favorably endorsed the said ordinance. They  
376 find the said ordinance valid. It is within the powers of the Sangguniang Bayan as  
377 authorized under Section 447 (I) (viii) of RA 7160.

378 So, this representation would like to concur with the observation of the Provincial  
379 Legal Office and would like to make a motion to pass a resolution declaring valid  
380 Ordinance No. 17-09 of Inopacan, Leyte.

381 I so move.

382 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

383 Second.

384 HON. MESIAS P. AREVALO: 4<sup>TH</sup> DISTRICT BOARD MEMBER

385 Second.

386 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

387 It has been moved and duly seconded to declare valid the subject ordinance.

388 Discussion?

389 Hearing none, the motion is carried and approved.

390 Approved unanimously.

**RES. NO. 2017-703**

391 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

392 Item No. 7, please, Madam Secretary.

393 ATTY. MARNI ROSE D. ZATARAIN: SECRETARY TO THE SANGGUNIANG

394 **ITEM NO. 07**

395 Presented for consideration is **Ordinance No. 21, s. 2017 of**  
396 **Baybay, City, Leyte, entitled, "ORDINANCE AMENDING CITY**  
397 **ORDINANCE NO. 10 SERIES OF 2017 AND RATIFYING THE TERMS AND**  
398 **CONDITIONS OF THE AMENDED TERM LOAN AGREEMENT AND OTHER**  
399 **DOCUMENTS RELATED THERETO,"** recommended for the declaration of  
400 its **VALIDITY** by the Provincial Legal Office in its 2nd Indorsement dated  
401 October 27, 2017  
402

403 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

404 Please recognize the Honorable Gacis.

405 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

406 The Honorable Gacis is recognized.

407 HON. EMMANUEL L. GACIS: 5<sup>TH</sup> DISTRICT BOARD MEMBER

408 Thank you, Mr. Chair, Mr. Floor Leader.

409 We have her Ordinance No. 21 s. 2017 of the City of Baybay, "An Ordinance  
410 amending City Ordinance No. 10 series of 2017 and ratifying the terms and conditions  
411 of the amended term loan agreement and other documents related thereto."

412 Mr. Chair, in the 2<sup>nd</sup> endorsement dated October 27, 2017 by the Provincial Legal  
413 Office, recommended that said ordinance be declared valid, that is in consonance with  
414 Section 56 (c) of R.A. 7160, for it is within the power of the Local Council to repeal or  
415 amend its prior acts either expressly or by the passage of an essentially inconsistent  
416 resolution (Constantino v. Desierto, 288 SCRA 654).

417 So, this representation would like to declare Ordinance No. 21 s 2017 of the City  
418 of Baybay, “An Ordinance amending City Ordinance No. 10 series of 2017 and ratifying  
419 the terms and conditions of the amended term loan agreement and other documents  
420 related thereto”, be approved.

421 I so move.

422 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

423 Second.

424 HON. NOLIE C. CAÑA: LnBP President

425 Second.

426 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

427 It has been moved and duly seconded, as stated.

428 Any discussion?

429 Hearing none, the motion is carried and approved.

430 Approved unanimously.

**RES. NO. 2017-704**

431 The loan agreement pertains to the proposed –

432 HON. EMMANUEL I. GACIS: 5<sup>TH</sup> DISTRICT BOARD MEMBER

433 Construction of the City Hall.

434 Construction of the proposed City Hall. It was designed by Arch. Fuentesbella for a  
435 cheap amount of 6million. It was bidden out yesterday. Just for information and I guess  
436 it will be something to look forward to.

437 Let's proceed, Mr. Floor Leader.

438 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

439 We now proceed to Item No. 8, Madam Secretary, please.

440

441 ATTY. MARNI ROSE D. ZATARAIN: SECRETARY TO THE SANGGUNIAN

442 **ITEM NO. 08**

443 Presented for consideration is **Ordinance No. 22 s. 2017 of Baybay,**  
444 **City, Leyte, entitled, “BAYBAY CITY AVIAN INFLUENZA (AI) PREVENTION**  
445 **AND CONTROL ORDINANCE,”** recommended for the declaration of its  
446 **VALIDITY** by the Provincial Legal Office in its 2<sup>nd</sup> Indorsement dated  
447 October 27, 2017.

448  
449 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

450 Mr. Chair, with the indulgence of the Members from the 5<sup>th</sup> District, I would like to  
451 move that we refer back to the City of origin considering that the penalty imposed on  
452 Section XVII, the range of the penalty is “not less than 1,000 pesos but not more than  
453 10,000 pesos. It clearly exceeds the – if I am not mistaken, even cities like Baybay  
454 have a maximum imposable penalty of up to 5thousand pesos. So, with the  
455 indulgence of the Members from the 5<sup>th</sup> District, I’d like to move that we refer this back  
456 to the City of Baybay for the necessary corrections.

457 HON. MESIAS P. AREVALO: 4<sup>TH</sup> DISTRICT BOARD MEMBER

458 Second.

459 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

460 It has been moved and duly seconded.

461 Discussion?

462 Hearing none, the same is referred to the City of Baybay for correction.

463 The motion is carried and approved.

464 Approved unanimously.

**RES. NO. 2017-705**

465 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

466 Item No. 9, please, Madam Secretary.

467 ATTY. MARNI ROSE D. ZATARAIN: SECRETARY TO THE SANGGUNIAN

468 **ITEM NO. 09**

469 Presented for consideration is **Municipal Ordinance No. 92 of the**  
470 **Municipality of San Isidro, Leyte, entitled, “AN ORDINANCE CORRECTING**  
471 **CLERICAL ERROR AND THE SALARY GRADE (SG) OF MDRRMO FROM SG 24**  
472 **TO SG 15 CONTAINED UNDER MUNICIPAL ORDINANCE NO. 76 SERIES OF**  
473 **2017, “AN ORDINANCE INSTITUTIONALIZING THE SAN ISIDRO MUNICIPAL**  
474 **DISASTER RISK REDUCTION AND MANAGEMENT SYSTEM, DEFINING ITS**



475 **DUTIES AND RESPONSIBILITIES, PROVIDING FUNDS AND CHARGES AND**  
476 **FOR OTHER PURPOSES,”** recommended for the declaration of its **VALIDITY**  
477 by the Provincial Legal Office in its 2<sup>nd</sup> Indorsement dated October 27,  
478 2017.  
479

480 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

481 Please recognize the Honorable Remandaban.

482 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

483 The Honorable Remandaban is recognized.

484 HON. MA. CORAZON E. REMANDABAN: 3<sup>RD</sup> DISTRICT BOARD MEMBER

485 Thank you, Mr. Chair, Mr. Floor Leader.

486 Item No. 9 is “Municipal Ordinance No. 92 of the Municipality of San Isidro,  
487 Leyte, entitled: “An ordinance correcting clerical error and the Salary Grade (SG)  
488 of MDRRMO from SG 24 to SG 15 contained under Municipal Ordinance No. 76  
489 series of 2017, “An Ordinance Institutionalizing the San Isidro Municipal Disaster  
490 Risk Reduction and Management System, defining its duties and responsibilities,  
491 providing funds and charges and for other purposes.”

492 This is declared valid by the Provincial Legal Office and has found out that  
493 corrections are in order.

494 So I move for its approval.

495 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

496 Second.

497 HON. MANUEL VICENTE M. TORRES: 4<sup>TH</sup> DISTRICT BOARD MEMBER

498 Second.

499 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

500 It has been moved by the Honorable Remandaban duly seconded by the  
501 Honorable Villasin and the Honorable Torres, discussion?

502 Hearing none, the motion is carried and approved.

503 Approved unanimously.

**RES. NO. 2017-706**

504 Let it be reflected on record that the Honorable Torres smiled when he seconded.

505

506 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

507 Item No. 10, Mr. Secretary, please.

508 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

509 **ITEM NO. 10**

510 Presented for consideration is **Municipal Ordinance No. 93 of the**  
511 **Municipality of San Isidro, Leyte, entitled, "AN ORDINANCE ENACTING**  
512 **THE SAN ISIDRO LEYTE BIRD FLU (AVIAN INFLUENZA) PREVENTION AND**  
513 **CONTROL AND FOR OTHER PURPOSES,"** recommended for the declaration  
514 of its **VALIDITY** by the Provincial Legal Office in its 2<sup>nd</sup> Indorsement dated  
515 October 27, 2017.  
516

517 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

518 Please recognize the Honorable Remandaban, Mr. Chair.

519 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

520 The Honorable Remandaban is recognized.

521 HON. MA. CORAZON E. REMANDABAN: 3<sup>RD</sup> DISTRICT BOARD MEMBER

522 Thank you again, Mr. Chair, Mr. Floor Leader.

523 Presented for consideration is Municipal Ordinance No. 93 of the Municipality of  
524 San Isidro, Leyte, entitled: "An Ordinance enacting the San Isidro, Leyte Bird Flu (Avian  
525 Influenza) Prevention and control and for other purposes."

526 Mr. Chair, this representation finds this ordinance in order and that is declared  
527 valid by the Provincial Legal Office.

528 I move for its approval.

529 HON. NOLIE C. CAÑA: LnBP PRESIDENT

530 Second.

531 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

532 It has been moved and duly seconded.

533 Discussion?

534 Hearing none, the motion is carried and approved.

535 Approved unanimously.

**RES. NO. 2017-707**

536

537

538 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

539 We now go to Item No. 11.

540 Mr. Secretary, please.

541 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

542 **ITEM NO. 11**

543 Presented for consideration is 2<sup>nd</sup> Indorsement dated October 27,  
544 2017 of the Provincial Legal Office relative to Resolution No. 21R.17-244 in  
545 compliance to SP Resolution No. 2017-440 dated September 22, 2017 on  
546 the subject **Ordinance No. 21L.16-011 Series of 2016** of the Municipality of  
547 Kananga, Leyte, entitled, **“AN ORDINANCE ENACTING THE 2017 REVISED**  
548 **REVENUE CODE OF THE MUNICIPALITY OF KANANGA, LEYTE.”**

549  
550 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

551 Mr. Chair, please recognize the Honorable Torres.

552 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

553 The Honorable Torres is recognized.

554 HON. MANUEL VICENTE M. TORRES: 4<sup>TH</sup> DISTRICT BOARD MEMBER

555 Presented for consideration is 2<sup>nd</sup> Endorsement dated October 27, 2017 of the  
556 Provincial Legal Office relative to Resolution No. 21R. 17-244 in compliance to SP  
557 Resolution No. 2017-440 dated September 22, 2017 on the subject Ordinance No.  
558 21L.16-011 series of 2016 of the Municipality of Kananga, Leyte, entitled,: “An  
559 ordinance enacting the 2017 Revised Revenue Code of the Municipality of Kananga,  
560 Leyte.”

561 The Provincial Legal Office finds everything in order. I concur with the findings of  
562 the Provincial Legal Office and if there is no objection, I'd like to approve this ordinance.

563 I move for the approval of this ordinance.

564 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

565 Second.

566 HON. MESIAS P. AREVALO: 4<sup>TH</sup> DISTRICT BOARD MEMBER

567 Second.

568 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

569 Approved.

570 Any other Item in the agenda, Mr. Floor Leader?

571 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

572 Mr. Chair, we are waiting for the ruling.

573 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

574 Nag ruling na.

575 Approved.

576 Okay, let it be put on record that this is the only motion that is approved twice.

577 Approve unanimously.

**RES. NO. 2017-708**

578 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

579 We now proceed to item No. 12.

580 Mr. Secretary, please.

581 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

582 **ITEM NO. 12**

583 Presented for consideration is **FY 2017 Annual Budget of the**  
584 **Municipality of Villaba, Leyte under SB Appropriation Ordinance No. 1 s.**  
585 **2017 involving an amount of P115,387,370.00,for INFORMATION AND**  
586 **FINAL REVIEW** of this August Body per review letter of the Local Finance  
587 Committee dated October 24, 2017.

588

589 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

590 The Honorable Remandaban, please, Mr. Chair.

591 HON. MA. CORAZON E. REMANDABAN: 3<sup>RD</sup> DISTRICT BOARD MEMBER

592 Thank you, Mr. Chair, Mr. Floor Leader.

593 Item No. 12 is from Villaba, Leyte, the 2017 Annual Budget under Appropriation  
594 No. 1 s 2017 involving an amount of P115,387,370.00, for information and review of this  
595 August Body per review letter of the Local Finance Committee dated October 24, 2017.

596 Mr. Chair, I'd like to refer this to the Provincial Legal office to clarify issues and  
597 ask for their comments raised by the Local Finance Committee, particularly No. 4  
598 paragraph 2 of their observation, which I think is a valid point and in my opinion is also  
599 an encroachment of the function of the Local Chief Executive.

600 I so move.

601

602 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

603 Second.

604 HON. MANUEL VICENTE M. TORRES: 4<sup>TH</sup> DISTRICT BOARD MEMBER

605 Second.

606 HON. MESIAS P. AREVALO: 4<sup>TH</sup> DISTRICT BOARD MEMBER

607 Second.

608 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

609 There is a motion, duly seconded as stated.

610 Discussion?

611 Hearing none, the motion is carried and approved.

612 Approved unanimously.

**RES. NO. 2017-709**

613 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

614 We now proceed to item No. 13.

615 Mr. Secretary, please.

616 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIANG

617 **ITEM NO. 13**

618 Presented for consideration is **Resolution No. 2017-204 of the**  
619 **Municipality of San Isidro, Leyte entitled, "A RESOLUTION APPEALING TO**  
620 **THE HONORABLE SANGGUNIANG PANLALAWIGAN OF LEYTE FOR THE**  
621 **APPROVAL OF MUNICIPAL ORDINANCE NO. 35-2013 ENTITLED, "AN**  
622 **ORDINANCE RENAMING THE BUSAY ELEMENTARY SCHOOL TO SANTIAGO**  
623 **CARLOS ELEMENTARY SCHOOL LOCATED IN THE BARANGAY BUSAY IN THE**  
624 **MUNICIPALITY OF SAN ISIDRO, LEYTE."**

625

626 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

627 The Honorable Remandaban, please, Mr. Chair.

628 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

629 The Honorable Remandaban is recognized.

630 HON. MA. CORAZON E. REMANDABAN: 3<sup>RD</sup> DISTRICT BOARD MEMBER

631 Thank you, Mr. Chair, Mr. Floor Leader.

632 Mr. Chair, I would like to request the Municipality to submit to the Body the  
633 recommendations of the Local School Board and the National Historical Commission of  
634 the Philippines.

635 I am referring to their ordinance, as it is stated in Section 3, the basis of authority  
636 which needs the recommendations of the School Board and the National Historical  
637 Commission of the Philippines before the approval of this ordinance.

638 I so move.

639 HON. MANUEL VICENTE M. TORRES: 4<sup>TH</sup> DISTRICT BOARD MEMBER

640 Second.

641 HON. MESIAS P. AREVALO: 4<sup>TH</sup> DISTRICT BOARD MEMBER

642 Second.

643 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

644 Second.

645 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

646 It has been moved and duly seconded, as stated.

647 Discussion?

648 Yes, the Honorable Apostol.

649 HON. TRINIDAD G. APOSTOL: 2<sup>ND</sup> DISTRICT BOARD MEMBER

650 Mr. Chair, we are referring now to Item No. 13?

651 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

652 Yes.

653 HON. TRINIDAD G. APOSTOL: 2<sup>ND</sup> DISTRICT BOARD MEMBER

654 Correct?

655 Okay.

656 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

657 Yes.

658 HON. TRINIDAD G. APOSTOL: 2<sup>ND</sup> DISTRICT BOARD MEMBER

659 This is a resolution appealing to the Sangguniang Panlalawigan of Leyte for the  
660 approval of the Municipal Ordinance No. 35-2013, "An ordinance re-naming the Busay

661 Elementary School to Santiago Carlos Elementary School located in Barangay Busay in  
662 the Municipality of San Isidro, Leyte.”

663 Mr. Chair, to my knowledge, before, as a Member of Congress, there is no need  
664 for the approval of the Sangguniang Panlalawigan nor any endorsement from the  
665 Department of Education, though it is written there that the purpose of indorsing this  
666 ordinance to the Honorable Congressman Vicente Veloso III of the 3<sup>rd</sup> District of Leyte.  
667 It is necessary that the Congressman of that particular area or particular district should  
668 be the one to indorse the change of name of the school since it is national in nature  
669 otherwise this particular school which should be renamed will not appear in the General  
670 Appropriations Act for their budget. So, in that case, the teachers there will not receive  
671 any salary until after it is embodied in the General Appropriations Act for that particular  
672 year.

673 So, Mr. Chair, I move that this particular Resolution of the Municipality of San  
674 Isidro, Leyte be indorsed strongly to their Congressman and to sponsor this change of  
675 name.

676 I so move.

677 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

678 Okay.

679 There is a pending motion, Tita Ebbie.

680 The pending motion is to require them to submit certain documents.

681 HON. MA. CORAZON E. REMANDABAN: 3<sup>RD</sup> DISTRICT BOARD MEMBER

682 Yes, Mr. Chair, as stated in the basis of authority that the Local Government  
683 Code of the Philippines empowers the Sangguniang Bayan to change the name of  
684 public schools. I just refer to Section 3 of their Municipal Ordinance, that is what I  
685 require, the necessary documents.

686 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

687 Okay.

688 So, the Honorable Apostol made another motion which we cannot entertain yet  
689 until that motion will be dispensed with or if the Honorable movant would yield in favor of  
690 the Honorable Apostol.

691 Yes, the Honorable Apostol.

692 HON. TRINIDAD G. APOSTOL: 2<sup>ND</sup> DISTRICT BOARD MEMBER

693 Thank you, Mr. Chair.

694 This kind of resolution, the changing of name of the elementary school to another  
695 name, since they are renaming it to the name of the donor of the land that, we  
696 understand. But this has to be strongly indorsed in Congress by their Congressman so  
697 that they will be included in the General Appropriations Act. That means for them to  
698 receive their salaries because this is national in nature. No need of any other  
699 procedure.

700 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

701 Mr. Chair, actually, upon perusing the documents attached to Ordinance No. 35-  
702 2013 of the Municipality of San Isidro, Leyte, this was submitted to this August Body  
703 way back and deliberated on February 4, 2014. It was referred jointly to the Committee  
704 on Heritage, Culture and Arts, chaired by then Honorable Mimyet Bagulaya and to the  
705 Committee on Education, then chaired by this representation. I do not recall as the  
706 former chair of the Committee on Education, I do not recall that we were able to come  
707 up with a committee report on this matter. If that would be the case, then by operation  
708 of law, this ordinance is already actually approved for the lapse of time when it was  
709 referred to the Committee already.

710 That is only my manifestation, Mr. Chair.

711 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

712 Okay.

713 Yes, the Honorable Apostol.

714 HON. TRINIDAD G. APOSTOL: 2<sup>ND</sup> DISTRICT BOARD MEMBER

715 Mr. Chair, this resolution was still in 2014, so this means that this has not been  
716 approved yet. Matagal na. Ilang years na. Because the procedure is not correct. The



717 procedure is what I have stated, that it should be the Congressman who should indorse  
718 for the change of name. Kaya nga Matagal na ito, 2014 pa, eh hindi ito na approve  
719 because the procedure is not correct.

720 HON. MA. CORAZON E. REMANDABAN: 3<sup>RD</sup> DISTRICT BOARD MEMBER

721 Mr. Chair.

722 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

723 Yes, the Honorable Remandaban.

724 HON. MA. CORAZON E. REMANDABAN: 3<sup>RD</sup> DISTRICT BOARD MEMBER

725 With that, allow me to withdraw my previous motion and I would like to yield the  
726 floor to the Honorable Apostol for the proper motion.

727 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

728 Thank you, Honorable Remandaban.

729 The Honorable Remandaban yields graciously the floor to the Honorable Apostol.

730 HON. TRINIDAD G. APOSTOL: 2<sup>ND</sup> DISTRICT BOARD MEMBER

731 Yes, Mr. Chair, thank you.

732 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

733 So, will the Honorable Apostol restate her motion?

734 HON. TRINIDAD G. APOSTOL: 2<sup>ND</sup> DISTRICT BOARD MEMBER

735 Yes. In fact, Mr. Chair, it is also stated here that this ordinance is also with  
736 Congressman Vicente Veloso.

737 So, Mr. Chair, I move that this kind of ordinance, renaming the Busay Elementary  
738 School to Santiago Carlos Elementary School located in the Municipality of San Isidro,  
739 Leyte, will be indorsed by the said Municipality to their congressman for proper  
740 endorsement in Congress.

741 I so move.

742 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

743 Second.

744 HON. MA. CORAZON E. REMANDABAN: 3<sup>RD</sup> DISTRICT BOARD MEMBER

745 Second.

746 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

747 Okay.

748 There is a motion duly seconded by the Honorable Remandaban and the  
749 Honorable Villasin, as stated.

750 Discussion?

751 Hearing none, the motion is carried and approved.

752 Approved unanimously.

**RES. NO. 2017-710**

753 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

754 We now go to Item No. 14.

755 Mr. Secretary, please.

756 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

757 **ITEM NO. 14**

758 Presented for consideration is a copy of **MANIFESTATION from the**  
759 **Respondent in the case of Assandro D. Echague vs. Hon. Ismael V. Lantajo**  
760 **in Case No. SP 1006-2017-0001 of Sta. Fe, Leyte.**

761  
762 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

763 Mr. Chair.

764 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

765 Yes, please, the Honorable Floor Leader.

766 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

767 Mr. Chair, this particular case has already been referred to the Blue Ribbon  
768 Committee. But, however, I would like to make a manifestation. The Counsel of the  
769 Respondent, well, based on the Manifestation, said that instead of filing an Answer, they  
770 file a motion to dismiss which, if my memory serves me right, a motion to dismiss with  
771 respect to the procedures of this August Body is a prohibited pleading. But I leave it to  
772 the discretion of the Chair of the Blue Ribbon Committee.

773 Then, I'd to move that this Manifestation be referred to the Blue Ribbon  
774 Committee for its proper action.

775 HON. RANULFO S. ABELLANOSA: 1<sup>ST</sup> DISTRICT BOARD MEMBER

776 Second.

777 HON. NOLIE C. CAÑA: LñBP PRESIDENT

778 Second.

779 HON. MANUEL VICENTE M. TORRES: 4<sup>TH</sup> DISTRICT BOARD MEMBER

780 Second.

781 HON. MESIAS P. AREVALO: 4<sup>TH</sup> DISTRICT BOARD MEMBER

782 Second.

783 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

784 There is a motion duly seconded by the Honorable Arevalo, Honorable Torres,  
785 Honorable Caña and the Honorable Abellanosa, to refer the matter to the Blue Ribbon  
786 Committee.

787 Discussion?

788 Yes, the Honorable Abellanosa.

789 HON. RANULFO S. ABELLANOSA: 1<sup>ST</sup> DISTRICT BOARD MEMBER

790 Well, as the Honorable Villasin just manifested that this is such a prohibited  
791 pleading. When in fact, aside from being prohibited, I see that these are just dilaying  
792 actions, so as not to implement the order from the Governor which somehow is already  
793 an act of insubordination. In fact, the judgment will now be left for the Vice Mayor for  
794 him to recognize this Echague.

795 Well, anyway, just an observation and I would move that an investigation in this  
796 matter would be acted upon by the Chairman of the Committee – Blue Ribbon  
797 Committee instead of entertaining all these prohibitive pleadings, Mr. Chair.

798 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

799 Okay.

800 So, the Honorable Abellanosa is suggesting that instead of entertaining this  
801 motion, we start – the last resolution we had was we asked the Complainant and his  
802 Counsel to comment on the motion to dismiss. So we are just waiting for the comment  
803 of the Counsel.

804 Yes, the Honorable Apostol.

805

806 HON. TRINIDAD G. APOSTOL: 2<sup>ND</sup> DISTRICT BOARD MEMBER

807 If you will read the Manifestation, under No. 7, there is a prior case pending in  
808 Branch 43 Regional Trial Court of Tacloban. So, I think it is already the Court who will  
809 decide this case. There is a pending case in Branch 43, Tacloban related to the same  
810 case which also involves the same person and similar issues. That is No. 7.

811 HON. RANULFO S. ABELLANOSA: 1<sup>ST</sup> DISTRICT BOARD MEMBER

812 Yes. That is there. There is a pending case which has been filed with respect to  
813 this case Echague vs Lantajo. But you know, no action. In fact their TRO has already  
814 lapsed and there was another case which was also not acted upon. Now there is a  
815 vacuum there. There is a vacancy there in that sanggunian and in the meantime the  
816 Governor has appointed somebody to take over. Well, pending appeal or whatever  
817 case they filed, something has to be done. So whatever this case would be contrary to  
818 the decision of the Governor, then whatever the decision of the Governor is will be  
819 reversed by the Court or it is now up to the Court to support the appointment of this  
820 appointed Councilor of the Governor.

821 So for the meantime, that there is no action on this case, the order or the  
822 appointment of the Governor stays.

823 Just a comment.

824 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

825 Okay.

826 So the motion stands.

827 Any discussion?

828 There being no other discussion, the motion is carried and approved.

829 Approved unanimously.

**RES. NO. 2017-711**

830 HON. NICCOLO J. VILLASIN: 1<sup>ST</sup> DEPUTY FLOOR LEADER

831 Mr. Chair, that is the last item in the Business of the Day.

832 HON. RANULFO S. ABELLANOSA: 1<sup>ST</sup> DISTRICT BOARD MEMBER

833 I move to adjourn.

834

835 HON. NICCOLO J. VILLASIN: 1<sup>st</sup> DEPUTY FLOOR LEADER

836 Second.

837 HON. CARLO P. LORETO: VICE-GOVERNOR/PRESIDING OFFICER

838 Session adjourned.

839 Before we go to the Closing Prayer, yesterday when I arrived, I was surprised. I  
840 arrived from Hilongos and Baybay. It was an idea with strobe lights in all corners of our  
841 building. It looks beautiful in the darkness and now we are putting up Christmas lights  
842 on the barely living palm trees.

843 For the Closing Prayer, may we request the Honorable Caña.

844 Session adjourned at 3:15 o'clock in the afternoon.

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I HEREBY CERTIFY to the correctness of the foregoing Minutes.

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**ANDRE S. SANICO**  
Prov'l. Gov't Asst. Dept. Head  
Temp. Secretary to theSanggunian

**ATTY. MARNI ROSE D. ZATARAIN**  
Prov'l. Gov't. Dept. Head  
SP Secretary

**APPROVED:**

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**ATTY. CARLO P. LORETO**  
Vice-Governor  
Presiding Officer

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**FLORANTE A. CAYUNDA, JR.**  
Floor Leader  
(OB in Davao)

**NICCOLO J. VILLASIN**  
1<sup>ST</sup> Deputy Floor Leader

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**MESIAS P. AREVALO**  
2<sup>nd</sup> Deputy Floor Leader

**GINA E. MERILO**  
1<sup>st</sup> District Board Member  
(on Privilege Leave)

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**RANULFO S. ABELLANOSA**  
1<sup>ST</sup> District Board Member

**TRINIDAD G. APOSTOL**  
2<sup>nd</sup> District Board Member

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**ALAN PEREÑA ANG**  
3<sup>rd</sup> District Board Member  
(OB, 3<sup>rd</sup> District of Leyte)

**MA. CORAZON E. REMANDABAN**  
3<sup>rd</sup> District Board Member

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**MANUEL VICENTE M. TORRES**  
4<sup>th</sup> District Board Member

**EMMANUEL L. GACIS**  
5<sup>th</sup> District Board Member

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**WILSON S. UY**  
PCL President

**NOLIE C. CAÑA**  
LnBP President

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Date Approved: \_\_\_\_\_

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/nelia  
/divina  
/vilma11/21/17  
/naomi