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

SANGGUNIANG PANLALAWIGAN

MINUTES OF THE 63rd REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF LEYTE, HELD AT THE SESSION HALL, LEGISLATIVE BUILDING CAPITOL GROUNDS TACLOBAN CITY ON 11 DECEMBER 2017.

PRESENT:

- | | |
|--|---|
| 1. Florante A. Cayunda, Jr. | Temporary Presiding Officer |
| 2. Hon. Niccolo J. Villasin | Temporary Floor Leader |
| 3. Hon. Ranulfo S. Abellanos | 1st District Board Member |
| 4. Hon. Gina E. Merilo | 1st District Board Member |
| 5. Hon. Trinidad G. Apostol | 2nd District Board Member |
| 6. Hon. Ma. Corazon E. Remandaban | 3rd District Board Member |
| 7. Hon. Manuel Vicente M. Torres | 4th District Board Member |
| 8. Hon. Mesias P. Arevalo | 4th District Board Member |
| 9. Hon. Emmanuel L. Gacis | 5th District Board Member |
| 10. Hon. Wilson S. Uy | Ex-Officio Member, PCL President |
| 11. Hon. Nolie C. Caña | Ex-Officio Member, LnBP President |

ABSENT :

- | | |
|---------------------------------|--|
| 12. Hon. Carlo P. Loreto | Vice-Governor
(On Official Business in Manila) |
| 13. Hon. Alan P. Ang | 3rd District Board Member
(OB in the 3rd District of Leyte) |

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At 3:20 o'clock in the afternoon, the 63rd Regular Session of the Sangguniang Panlalawigan of Leyte was called to order by Atty. Florante A. Cayunda, Jr., Temporary Presiding Officer.

The Honorable Mesias P. Arevalo, Member, gave the Invocation, followed by the singing of the Pambansang Awit ng Pilipinas.

After which, the Honorable Niccolo J. Villasin, First Deputy Floor Leader, presented a motion to dispense with the Panunumpa sa Watawat, the Leyte Hymn, the PBMLP Hymn and the PBMLP Creed, and was duly seconded by Honorable Ma. Corazon E. Remandaban, of the 3rd District of Leyte.

47 Mr. Andre S. Sanico, Temporary Secretary to the Sanggunian made the roll call
48 to determine the presence of quorum for the day's session. The presence of eleven (11)
49 Members was known.

50 He informed the Body that the Secretariat is in receipt of a letter coming from the
51 Office of Board Member Alan Ang informing this August Body that he cannot attend the
52 day's session as he was an Official Business in the 3RD District of Leyte. Likewise, noted
53 for the Honorable Carlo P. Loreto, Vice-Governor that he was on Official Business in
54 Manila. Hence a quorum was announced.

55 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

56 Okay, the Chair declares presence of quorum.

57 Mr. Floor Leader.

58 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

59 Mr. Chair, we now go to the consideration of the Minutes of our previous session
60 held on November 17, 2017.

61 The Honorable Apostol would like to be recognized Mr. Chair.

62 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

63 Yes, the Chair declares the Honorable Apostol.

64 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

65 Thank you Mr. Chair, thank you Mr. Floor Leader.

66 On line 697, delete the word "because", and then you change it to "since", and
67 then delete the word "No need of any other procedure". And add "except to comply with
68 some requirements".

69 That is all Mr. Chair. Thank you.

70 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

71 Mr. Chair the Honorable Remandaban.

72 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

73 Yes, the Honorable Remandaban is recognized.

74 HON. MA. CORAZON E. REMANDABAN: 3RD DISTRICT BOARD MEMBER

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

76 Just one correction on line 683, replace the word “what” with “why”.

77 That’s it Mr. Chair.

78 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

79 As there are no other correction Mr. Chair I’d like to move for the adoption of the
80 minutes as corrected, and I move for its approval.

81 HON. MA. CORAZON E. REMANDABAN: 3RD DISTRICT BOARD MEMBER

82 Second.

83 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

84 Okay, it has been moved by the Honorable Villasin, duly seconded by Honorable
85 Remandaban to approve and adopt the minutes of November 17, 2017 as corrected.

86 Any discussion?

87 Any objection? I hear none, then the motion is carried and approved.

88 Approved Unanimously.

RES. NO. 2017-712

89 Mr. Chair, we now go to the minutes of the previous meeting held last November
90 20, 2017.

91 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

92 Okay, are there any corrections?

93 HON. NICCOLO J. VILLASIN: 1ST DEPUTY FLOOR LEADER

94 Mr. Chair, if there are no corrections of the minutes held last November 20, 2017,
95 I’d like to move for its approval. I so move.

96 HON. MA. CORAZON E. REMANDABAN: 3RD DISTRICT BOARD MEMBER

97 Second.

98 HON. RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

99 Second.

100 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

101 Okay, it has been moved by Honorable Villasin, duly seconded by Honorable Ma.
102 Corazon E. Remandaban and Honorable Ranulfo S. Abellanos to approve and adopt
103 the minutes of November 20, 2017.

104 Any discussion?

105 Any objection?

106 From the Chair. Is this the session wherein quorum . . . I mean, there was no
107 quorum for the session?

108 Because I am just wondering why, in the presence of members, there are eight
109 (8) members present

110 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

111 There were eight (8) signatories in the attendance. But the Members present
112 actually were seven (7).

113 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

114 And maybe in order to be true to the declaration of the non-presence of quorum,
115 then the members who are not physically present should not be included in the list of
116 members present.

117 May we know from the Secretariat who were the Members who were physically
118 present on November 20, 2017, so that their names can be deleted in the list of
119 members present. Because we cannot adjourn the session declaring “no quorum,”
120 when in the Minutes there were eight (8) members present.

121 MR. SANICO S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIANG

122 Physically present during the November 20, 2017 were the following:

123 Board Member Ranulfo S. Abellanosa

124 Board Member Trinidad G. Apostol

125 Board Member Niccolo J. Villasin

126 Board Member Ma. Corazon E. Remandaban

127 Board Member Emmanuel L. Gacis, and

128 Board Member Nolie C. Caña

129 Board Member Alan Pereña Ang was not physically present.

130 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

131 Okay, so any motion to delete the name of Board Member Alan Ang in the list of
132 “PRESENT?”

133

134 HON. TRINIDAD G. APOSTOL: 2nd DISTRICT BOARD MEMBER

135 Yes, Mr. Chair.

136 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

137 Yes, the Honorable Apostol is recognized.

138 HON. TRINIDAD G. APOSTOL: 2nd DISTRICT BOARD MEMBER

139 I would like to manifest something. Can we not include in our Internal Rules, that
140 if you are not physically present in the session hall, he/she should not be included in the
141 list of "PRESENT". Because they just signed and then they left. We have no quorum.
142 We have a lot of issues here in this session. So can we make that and include that in
143 our Internal Rules of Procedures, that during our counting as "physically present" in the
144 session hall, otherwise your name will be deleted from those present.

145 I so move Mr. Chair.

146 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

147 Second.

148 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

149 Okay, it has been moved by the Honorable Apostol, duly seconded by Honorable
150 Gina E. Merilo, to put it in the Sangguniang Panlalawigan Internal Rules of Procedures
151 that Members who will be physically absent during our session should not be included in
152 our list of Members "PRESENT".

153 Any discussion?

154 Can we recognize the Honorable Remandaban first before we go to Honorable
155 Abellanos.

156 HON. MA. CORAZON E. REMANDABAN: 3RD DISTRICT BOARD MEMBER

157 Thank you Mr. Chair, Mr. Floor Leader. It is actually in the minutes that we have
158 to strike out the name of Honorable Alan Ang as he's not physically present.

159 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

160 Yes Mr. Chair. During the discussion of the session last November 20, 2017,
161 there's a discussion on the striking out of the name of Honorable Alan Ang, not to be

162 included Mr. Chair. Because when the physical count was made the Honorable Ang
163 was not here. But there's a pending motion Mr. Chair. We wait for ruling Mr. Chair.

164 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

165 Yes there's a pending motion.

166 Any other discussion, any objection?

167 Okay, the Honorable Abellanos is recognized.

168 HONORABLE RANULFO S. ABELLANOSA: 1ST DISTRICT MEMBER

169 Thank you Mr. Chair, thank you Mr. Floor.

170 With regards to that motion of the Honorable Trinidad G. Apostol, I guess we
171 have to amend our rules in this case. But with respect to this particular session actually
172 the name of Honorable Alan Ang has been requested to be stricken out from the
173 attendance because he was not physically present. So I guess we make it a practice in
174 our session that whenever there are signatories in our attendance and are not
175 physically present then automatic e-strike out *lang ang pangalan diyang sa attendance*
176 *nayan*, otherwise he or she is on official business. Just an observation Mr. Chair.

177 HONORABLE TRINDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

178 Mr. Chair.

179 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

180 Yes, the Honorable Apostol.

181 HONORABLE TRINDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

182 May I ask Mr. Chair? Would the Honorable Abellanos like to state that into a
183 motion? Because I would second to that motion.

184 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

185 Yes, the Honorable Abellanos.

186 HONORABLE RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

187 Well I think that would be better if I make that into a motion so that if it ... would
188 mean adjusting or modifying our rules instead we make it a practice that those who are
189 found in that attendance sheet are not physically present and are not on official
190 business should be stricken out from the attendance. I so move Mr. Chair.

191 HONORABLE TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

192 Second.

193 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

194 Okay. But before that there was a pending motion by the Honorable Apostol.
195 Does it mean to say that the Honorable Apostol is withdrawing her earlier motion and
196 give way to the motion of the Honorable Abellanosa?

197 HONORABLE TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

198 Well, it's okay. I am withdrawing my previous motion. I would like to go with the
199 motion of Board Member Abellanosa that every time we will have session that those
200 who signed but they are not present they should not be included in the attendance
201 sheet of those Board Members who are present.

202 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

203 Okay. .Any other discussion?

204 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

205 Mr. Chair.

206 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

207 Okay, the Honorable Villasin first before we go to Honorable Caña.

208 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

209 Mr. Chair actually because the motion of the Honorable Apostol and the
210 Honorable Abellanosa maybe we can consolidate it and make it one motion as an
211 amendment to our Internal Rules.

212 HONORABLE TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

213 Maybe.

214 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

215 The Honorable Caña.

216 HONORABLE NOLIE C. CAÑA: LnBP PRESIDENT

217 Mr. Chair just a suggestion. Why not sign the attendance sheet after the
218 session?

219

220 HONORABLE TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

221 How can you call the roll?

222 HONORABLE NOLIE C. CAÑA: LnBP PRESIDENT

223 May physically present man ta.

224 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

225 From the Chair. I have here a copy of the Internal Rules of Procedure.

226 RULE IV SECTION 1, it says here:

227 Upon every roll call the name shall be called by
228 Districts except when two or more have the same
229 Surnames the full name shall be called.

230

231 Second paragraph –

232

233 The calling of the roll of members at the start of
234 the session may be dispensed with upon motion of the
235 Sangguniang Panlalawigan are all present, unquote.

236 Meaning to say, when the Secretariat calls the roll he should state every name of

237 every Member then the member will say “present” or “absent”.

238 Instead of basing by calling the roll in the attendance sheet every member by

239 district and that member should say present. So there’s no need actually to amend the

240 rules. We just follow the rules.

241 HONORABLE TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

242 Yes.

243 HONORABLE NOLIE C. CAÑA: LnBP PRESIDENT

244 Okay.

245 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

246 Mr. Chair.

247 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

248 Yes, the Honorable Villasin.

249 HONORABLE NICCOLO J. VILLASIN: 2ND DISTRICT BOARD MEMBER

250 I think the suggestion of Honorable Apostol and Honorable Abellanosa can still

251 be included in our Internal Rules. Because just in case there is time calling of the roll in

252 the midst or middle of the session it would affect the quorum, so the name should be

253 stricken out. But if the member should signify that he will no longer be coming back
254 then or if there's a motion from any member if the member will not come back.

255 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

256 So what the Honorable Villasin is saying that when he say "present" during the
257 calling of the roll then you leave during the session, his name should also be stricken
258 out, so meaning to say the whole duration of the session.

259 HONORABLE TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

260 Mr. Chair.

261 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

262 Okay.

263 HONORABLE TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

264 Can the Honorable Villasin turn that into a motion?

265 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

266 Mr. Chair, just a suggestion.

267 HONORABLE RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

268 Mr. Chair.

269 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

270 Okay, the Honorable Abellanos.

271 HONORABLE RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

272 To enlighten the thinking of my partner here the Honorable Gina Merilo, I would
273 also like to make it understood that those members who are on official business or
274 official travel are exempted here in this ruling. Because sometimes you know, there is
275 coincidence with certain activity in a barangay and you have to attend. So you write a
276 letter excusing yourself because you are on official business. So, meaning that would
277 not be tantamount of being absent.

278 HONORABLE TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

279 Mr. Chair.

280 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

281 Yes, the Honorable Apostol is recognized.

282 HONORABLE TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

283 What we are talking here is the attendance of a member. If you cannot attend
284 that is okay. We are talking here is the duration of the whole session. If you have a
285 letter that you cannot attend the session you are on official business, okay, that will be
286 taken into consideration because you have already a letter. But during you signed the
287 attendance sheet then you go out the session hall that is what Board Member Villasin is
288 saying that you should also be deleted from the list of those who are present. Thank
289 you Mr. Chair.

290 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

291 Mr. Chair.

292 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

293 Yes, the Honorable Villasin.

294 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

295 Just a suggestion. If only, let's say for example, just a scenario the member is
296 present, one, although at the right time of the roll call although there was a quorum,
297 during the middle of the session a member will go out and no longer intend to come
298 back, it would affect the quorum. Then if someone would question the presence of
299 quorum that time then we can no longer proceed with the other matters. If it would not
300 affect the quorum then it's okay.

301 HONORABLE RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

302 It's okay.

303 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

304 The Honorable Uy would like to be recognized, Mr. Chair.

305 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

306 The Honorable Uy is recognized.

307 HONORABLE WILSON S. UY: PCL PRESIDENT

308 Yes Mr. Chair. It seems that we are too strict in our attendance considering that
309 it's Christmas Season.

310 But joking aside Mr. Chair, I think, for me, I am speaking in behalf of myself.
311 Let's not be too strict on the quorum. Aw deri gad signgon nga strikto. We change the
312 session day to Monday. Today I have a committee hearing a public hearing. I have to
313 go there to take an attendance and to come here informing me nga may session yana
314 and I have to attend. At 4:00 o'clock I have to go back kay may MDC Meeting ha Palo.
315 So, if that is the case Mr. Chair I think we should, you know, be practical. Anyway, we
316 are all responsible hit aton attendance and then waray hihimuon. Bis' kita nagawas I
317 am sure there are more pressing matters ahead before hiton session. Like for example
318 today. So important ine nga aton session so I just came here. Late ako pero nag-effort
319 ako when my staff texted me. Waray ngane ak hit plano because I'm not in a formal
320 uniform today. Kay waray man ko mag hunahuna nga I will attend the session. So
321 that's only my point Mr. Chair. Let everybody be responsible hiton attendance.

322 And for the quorum kon waray.... Somebody call for a . . .

323 HONORABLE RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

324 Physical count.

325 HONORABLE WILSON S. UY: PCL PRESIDENT

326 Physical count probably we will adjourn kay waray man quorum, if there's nobody
327 who will question the quorum then we go on with our session. So there are things na . . .
328 .I understand the sentiments of the majority nga iba nalakat, naano, pero I don't think if
329 that will work. If that is the case Mr. Chair let's have originally, let's go back to our
330 original schedule. Para iton amon nga time hiton Tuesday. Sigurado naako hit kulop na
331 it will be set aside na nga waray naba activities, Mr. Chair.

332 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

333 Mr. Chair actually there is no problem if, let's say, for example there are nine (9)
334 members present and one in the middle of the session leaves because no quorum. But
335 if the members are only eight (8) and then one leaves with no intention of coming back
336 then there might be a question on our quorum. It may, from any member of the council
337 but like for example, in one municipality, where the opposition is really very strong. And
338 they move for approval then they questioned it during the time of the approval of certain

339 ordinance, were only seven (7) present so there was no question. So it might be
340 questioned and would affect the validity of the ordinance. But what if in the middle of
341 the session someone leaves but there's no sufficient members constituting a quorum to
342 treat any business of the day. But the one who leaves and there's a question that would
343 affect the quorum of those who are physically present then we have to strike off the
344 name.

345 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

346 Okay, what is now the pleasure of the Body?

347 For clarification, we have two (2) pending motions. First is, we have to approve
348 or adopt the minutes of November 20, 2017. And the second, there is a consolidated
349 motion of Honorable Apostol and Honorable Villasin to be physically present during the
350 session who is listed in the minutes of the regular session.

351 Yes, the Honorable Uy is recognized.

352 HONORABLE WILSON S. UY: PCL PRESIDENT

353 Yes Mr. Chair. I just would like to ask for clarification because what I know Mr.
354 Chair that when he signs the attendance he should be physically present. Di man liwat
355 kita mag attendance dinhi hin waray la. May point is we may adjourn if someone is not
356 physically present. After a while mayda ka gen lakat then somebody will question your
357 presence then pwede ka absenan. That is my point Mr. Chair. And Mr. Chair since
358 year end naman ine, let's defer the consideration of the second resolution and that
359 everybody is happy of what we are doing Mr. Chair. Because I've been hearing also
360 like myself hiton aton session para diri kita maworok, nag-iiba-iba. And some would like
361 the same we will be strict on our attendance. So I strongly suggest in the spirit of
362 Christmas let's hold in abeyance the second resolution. And then after our break we can
363 discuss ano gud iton dapat naton buhaton in terms of attendance because everybody is
364 willing to attend. Di kita maaram that will just cause conflict. Absent ka, kuan ka, so I
365 am sure that will affect the relationship hiton nagpipinan ngoan hiton absent hiton usa
366 ka tawo nga that is his, nga iya man ito responsibility, Mr. Chair. That is only my
367 concern Mr. Chair.

368 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

369 Okay the Honorable Apostol is recognized.

370 HONORABLE TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

371 Thank you Mr. Chair.

372 You know as Board Member this is our responsibility to attend sessions as
373 scheduled. We have been voted by our district people to do our job. So we should
374 follow them what are the requests of our constituents. If the session is Monday,
375 Monday. I think that is our responsibility. We should be responsible to attend otherwise
376 we have no business of staying here as Board Members.

377 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

378 Okay.

379 Yes, the Honorable Abellanos is recognized.

380 HONORABLE RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

381 Thank you Mr. Chair.

382 Well I go with the suggestion of the Honorable Uy here. Well, we have a lot of
383 matters to tackle this afternoon. And if we keep on concentrating on this stress that we
384 are having right now, ibigay natin sakanila yan. Tapusin nalang natin ito and let's talk
385 about these things in an executive session. Everything could be done in a win-win
386 solution. Mahirap dito, gagawin natin ito, marami tayong pending, two (2) sessions
387 marami tayong unfinished business and we just consume our time discussing all these
388 matters which should be done in an executive session. I so move Mr. Chair.

389 HONORABLE WILSON S. UY: PCL PRESIDENT

390 Second.

391 HONORABLE TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

392 Mr. Chair.

393 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

394 Yes the Honorable Apostol is recognized.

395

396

397 HONORABLE TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

398 This has been a habit. Look at these papers here these are already for three
399 consecutive sessions. Because...why? No quorum. So why will we let this go on?
400 How can we finish all these things in one day? Three (3) sessions na ito. Kaya tingnan
401 nyo ang kapal na nakalagay sa mesa natin. This is our responsibility to dispose of
402 these. So we should be present in times of session. That is our responsibility as Board
403 Members.

404 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

405 Okey, the Honorable Villasin is recognized.

406 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

407 Thank you Mr. Chair. So right now Mr. Chair we have the motion first on the
408 approval of the November 20, 2017 session. And then the second motion, it's the
409 consolidated motion that it should be laid on the table. There are two motions Mr.
410 Chair.

411 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

412 Okay so, the Chair decides that we first make a ruling on the adoption and
413 approval of the minutes on November 20, 2017.

414 So are there any discussion?

415 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

416 Mr. Chair the approval on the striking out of the name "Honorable Alan Ang."

417 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

418 The approval of November 20, 2017 minutes, as corrected. Meaning to say, the
419 name of Honorable Alan Ang will be stricken out of the members "PRESENT" as listed.

420 Any other discussions? Any objections? I hear none, then the motion is carried
421 and approved.

422 Approved unanimously.

RES. NO. 2017-713

423 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

424 Okay. Can we make another motion, joint motion for the consolidated motion?

425

426 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

427 Mr. Chair I move that we lay on the table the consolidated motion so that the
428 members can attend in an executive session.

429 HONORABLE RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

430 I second.

431 HONORABLE GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

432 I second.

433 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

434 Okay, it has been moved by Honorable Villasin, duly seconded by Honorables
435 Abellanosa and Merilo, to lay on the table the pending consolidated motions of
436 Honorable Apostol, Honorable Abellanosa, Honorable Villasin and Honorable Uy.

437 Any discussions?

438 Any objections? I hear none, then the motion is carried and approved.

439 Approved unanimously.

RES. NO. 2017-714

440 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

441 Mr. Floor Leader, let us proceed.

442 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

443 Yes Mr. Chair, we go now to the First Reading and Reference of Business.

444 "AN ORDINANCE AMENDING PROVINCIAL
445 ORDINANCE NO. 17- 03, "GENERAL REVISION
446 ORDINANCE."
447

448 Mr. Chair can you recognize the Honorable Arevalo.

449 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

450 The Honorable Arevalo is recognized.

451 HONORABLE MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

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

453 With the indulgence of this August Body I move that this matter be treated as
454 urgent Mr. Chair. That the purpose of this ordinance is to implement the collection of
455 Land Tax of the Municipality of Matag-ob, Leyte since their reclassification was

456 approved by the Memorandum Circular No. 41-08 dated November 21, 2008 of the
457 Municipality of Matag-ob, from 5th class to 4th class. So, the Municipality of Matag-ob
458 they're coming here requesting this August Body for the reclassification from 4th class to
459 5th class Mr. Chair.

460 HON. MA. CORAZON A. REMANDABAN: 3RD DISTRICT BOARD MEMBER

461 I second.

462 HONORABLE MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

463 And the said municipality can start collecting their land tax from 5th class to 4th
464 class. Since the title of the ordinance Mr. Chair is "AN ORDINANCE AMENDING
465 PROVINCIAL ORDINANCE NO. 17-03, GENERAL REVISION ORDINANCE."

466 So upon approval of the Memorandum Circular coming from the LGU Mr. Chair, I
467 think it is imperative to approve this ordinance so that they can start collecting Mr. Chair.
468 I therefore so move Mr. Chair that this matter be treated as urgent.

469 HONORABLE RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

470 Second.

471 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

472 Okay, it has been moved by Honorable Arevalo, duly seconded by Honorable
473 Abellanosa to certify this matter as urgent.

474 The Honorable Villasin is recognized.

475 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

476 As a matter of procedure Mr. Chair, I think we have to approve first on First
477 Reading Mr. Chair, before any other motion certifying for the declaration as urgent.
478 Approve first on First Reading. Just a matter of procedure, Mr. Chair.

479 Thank you.

480 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

481 Yes what is the pleasure of the Honorable movant?

482

483

484

485 HONORABLE MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

486 Mr. Chair let me read first the title of this ordinance, "AN ORDINANCE
487 AMENDING PROVINCIAL ORDINANCE NO. 17-03, GENERAL REVISION
488 ORDINANCE."

489 I therefore so move for the approval of this title of this Ordinance, Mr. Chair.

490 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

491 Second.

492 HONORABLE MANUEL VICENTE M. TORRES: 4TH DISTRICT BOARD MEMBER

493 Second.

494 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

495 It has been moved by Honorable Arevalo, duly seconded by Honorable Villasin
496 and Honorable Torres to approve on First Reading an ordinance entitled: "AN
497 ORDINANCE AMENDING PROVINCIAL ORDINANCE NO. 17-03, GENERAL
498 REVISION ORDINANCE."

499 Any discussions?

500 Any objections?

501 Just a suggestion from the Chair. Can we add the phrase "of the Province of
502 Leyte" after the last word "ORDINANCE" because the title is a little bit vague, which will
503 read "AN ORDINANCE AMENDING PROVINCIAL ORDINANCE NO. 17-03, GENERAL
504 REVISION ORDINANCE OF THE PROVINCE OF LEYTE." After the word
505 "ORDINANCE" then comes "OF THE PROVINCE OF LEYTE."

506 Okay, it is now approved on First Reading the PROVINCIAL ORDINANCE NO.
507 17-03, GENERAL REVISION ORDINANCE OF THE PROVINCE OF LEYTE.

508 Okay. Any discussion?

509 Any objections? I hear none, then the motion is carried and approved.

510 Approved unanimously.

RES. NO. 2017-715

511 HONORABLE MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

512 Mr. Chair.

513

514 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

515 Yes, the Honorable Arevalo is recognized.

516 HONORABLE MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

517 Thank you Mr. Chair. With the indulgence of this August Body I move that this
518 matter be treated as urgent.

519 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

520 Any second?

521 HONORABLE MANUEL VICENTE M. TORRES: 4TH DISTRICT BOARD MEMBER

522 Second.

523 HONORABLE EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

524 Second.

525 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

526 There's a motion by Honorable Arevalo, duly seconded by Honorable Torres and
527 Honorable Gacis to certify the matter as urgent.

528 Any discussions?

529 Any objections? I hear none, then the motion is carried and approved.

530 Approved unanimously.

RES. NO. 2017-716

531 HONORABLE MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

532 Let me proceed Mr. Chair.

533 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

534 Yes the Honorable Arevalo is recognized.

535 HONORABLE MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

536 Each of us has a copy of the said ordinance and conducts perusal of the said
537 ordinance. And if my motion is in order Mr. Chair, I move that the preamble statement
538 of this Ordinance, I move that Sections 1, 2, 3, 4, 5, 6, 7 and 8 Mr. Chair, be approved.

539 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

540 Any second?

541 HONORABLE WILSON S. UY: PCL PRESIDENT

542 Second.

543 HONORABLE NOLIE C. CAÑA: LNBP PRESIDENT

544 Second.

545 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

546 Okay, it has been moved by Honorable Arevalo, duly seconded by Honorable Uy
547 and Honorable Caña to approve the “WHEREAS” clause and Sections 1 to 8 of the
548 proposed Provincial Ordinance.

549 Any discussion?

550 HONORABLE WILSON S. UY: PCL PRESIDENT

551 Mr. Chair.

552 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

553 The Honorable Uy is recognized.

554 HONORABLE WILSON S. UY: PCL PRESIDENT

555 Yes Mr. Chair this is not an objection to the motion. I just would like to ask one
556 question to the proponent. Why is it that only the Municipality of Matag-ob is amending
557 the reclassification? We have the attachments; there are several LGUs whose
558 reclassifications were modified to a higher class. Are they not included in the near
559 future? Or are we going to have a similar resolution? That’s only a question, because
560 in the attachments there are municipalities that are upgraded. Like Alangalang from
561 third to second. Burauen from second to first, so on and so forth. So I’d just would like
562 to ask the proponent, is there . . . an Matag-ob la ba an nag request?

563 HONORABLE MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

564 Mr. Chair.

565 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

566 The Honorable Arevalo is recognized.

567 HONORABLE MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

568 Mr. Chair we really appreciate the idea or opinion of Board Member Uy. Since
569 we first received only the Municipality of Matag-ob so we make or present this
570 ordinance of the Municipality of Matag-ob. So the wisdom to change the status in
571 connection of their respective municipalities, Mr. Chair.

572 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

573 From the Chair. I think it is only but proper to include all municipalities, not only
574 Matag-ob because it will also be beneficial from this proposed ordinance if I may
575 suggest to the Honorable Arevalo. That in Section 3 instead of only 2 to 6 to include the
576 entire table as shown to us in the attachments so that each and every municipality will
577 now be reclassified from their previous classification to their new classification. So we
578 just include the entire table. Just a suggestion.

579 HONORABLE WILSON S. UY: PCL PRESIDENT

580 Mr. Chair.

581 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

582 Yes the Honorable Uy is recognized.

583 HONORABLE WILSON S. UY: PCL PRESIDENT

584 Mr. Chair I strongly suggest that we just pass the Ordinance of Matag-ob. And
585 probably, we just solicit opinion from the others kon ano liwat kay mayda pa iba nga
586 criteria nga full-fledged ka kay danay liwat iba nga income. There might be some
587 requirements or pre-requisites in order to modify your classification. Like the
588 Municipality of Palo Mr. Chair, they should be first class, third or fourth class. That is
589 only my suggestion. So we don't have to touch the proposed ordinance. Maybe in the
590 next meeting if there's a need we should come up with another ordinance na lang Mr.
591 Chair.

592 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

593 Okay, so what is the pleasure of the movant?

594 Shall we include Matag-ob or shall we include all the others?

595 HONORABLE TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

596 Second.

597 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

598 May we hear from the movant?

599 HONORABLE MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

600 Yes Mr. Chair.

601 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

602 Okay so the motion stays.

603 Any other discussions?

604 Any objections? I hear none then the motion is carried and approved.

605 The proposed Provincial Ordinance is approved on Second Reading.

606 Approved unanimously. **RES. NO. 2017-717**

607 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

608 The Honorable Arevalo is still recognized for the approval of the Ordinance on
609 third and final reading.

610 HONORABLE MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

611 Yes Mr. Chair. I move that the Ordinance entitled: "AN ORDINANCE
612 AMENDING PROVINCIAL ORDINANCE NO. 17-03, GENERAL REVISION
613 ORDINANCE OF THE PROVINCE OF LEYTE," be approved on third and final reading.

614 I so move Mr. Chair, for the approval of the following:

615 **"Republic of the Philippines"**
616 **PROVINCE OF LEYTE**
617 **Tacloban City**
618 **-oOo-**

619 **OFFICE OF THE SANGGUNIANG PANLALAWIGAN**
620

621 **ORDINANCE NO. 2017-03**

622 **SERIES OF**

623 **AN ORDINANCE AMENDING PROVINCIAL ORDINANCE NO.17-**
624 **03, "GENERAL REVISION ORDINANCE OF THE PROVINCE OF**
625 **LEYTE."**
626

627 ***Authored by:***
628 **ATTY. CARLO P. LORETO**
629 **Vice Governor**
630

631 **HON. MESIAS P. AREVALO**
632 **Board Member**

633 ***Co-Authored by:***
634 **HON. VICENTE M. TORRES**
635 **Board Member**
636

637 **HON. EMMANUEL L. GACIS**
638 **Board Member**
639

640 WHEREAS, Section III of Provincial Ordinance No. 07-04
641 approved and adopted as basis for the computation of Real Property
642 Tax, the Schedule of Base Unit Market Value for Agricultural,
643 Residential, Commercial and Industrial Lands, Buildings and
644 Improvements in the Province of Leyte submitted by the Provincial
645 Assessor's Office known as "General Revision 13".

646
647 WHEREAS, the Municipality of Matag-ob, Leyte was classified in
648 the approved Schedule of Base Unit Market Values under General
649 Revision 13 as a 5th Class Municipality;

650
651 WHEREAS, the Bureau of Local Government Finance (BLGF), in
652 accordance with Section 9 of Executive Order No. 249, issued
653 Memorandum Circular No.01-M (41)-08 dated November 21, 2008
654 reclassifying some of the municipalities in the Province of Leyte;

655
656 WHEREAS, the Municipality of Matag-ob, Leyte was
657 reclassified under the said Memorandum from 5th class municipality
658 to a 4th class municipality. As such, the Schedule of Base Unit
659 Market Values under General Revision 13 needs to be adjusted
660 pursuant to the new reclassification;

661
662 WHEREAS, the Sangguniang Bayan of Matag-ob adopted
663 Resolution No. 17-073, entitled: "A Resolution requesting the
664 Sangguniang Panlalawigan of Leyte, through the Honorable
665 Presiding Officer to effect the change of schedule of the market
666 value computation of real property tax in the Municipality of Matag-
ob, Leyte from 5th class to 4th class xxx";

667
668 NOW THEREFORE, BE IT ORDAINED, as it is hereby
ordained by the Sangguniang Panlalawigan of Leyte, that:

669
670 SECTION 1. TITLE - This ordinance shall be known as the
"AMENDED GENERAL REVISION 13 ORDINANCE".

671
672 SECTION 2. DECLARATION OF POLICY - Republic Act No.
673 7160 otherwise known as the Local Government Code of 1991, has
674 declared to be the policy of the State that territorial and political
675 subdivisions of the State shall enjoy genuine and meaningful local
676 autonomy to enable them to attain their fullest development as self-
reliant communities;

677
678 SECTION 2.1. GENERAL MANDATE - to cover for the
679 increasing basic and essential requirements for a rapidly growing
680 population in the Province of Leyte, Section 219 of the Code
681 requires the Provincial, City or Municipal Assessor to undertake a
general revision of real property assessment every three (3) years;

682
683 SECTION 3. ADOPTION OF THE CORRECTED AND
684 ADJUSTED SCHEDULE OF VALUES - The Schedule of Base Unit
685 Market Values submitted by the Provincial Assessor's Office known
686 as General Revision 13 is hereby adopted and considered as
integral part hereof;

687
688 SECTION 3.1. The Municipality of Matag-ob shall be
reclassified from 5th class to a 4th class Municipality in the

689 approved Schedule of Base Unit Market Values under General
690 Revision 13 pursuant to BLGF MC No. 01-M (41)-08;

691 SECTION 3.2. The Provincial Assessor shall adjust and submit
692 the Revised Schedule of Base Unit Market Values in the General
693 Revision 13 in accordance with the foregoing reclassification;

694 SECTION 4. ADOPTED PROVISIONS - All Department of
695 Finance - Bureau of Local Government Finance Assessment
696 Regulations, Memoranda, Issuances and Circulars, and the Manual
697 on Real Property Assessments are hereby adopted and made
698 integral part of this Ordinance;

699 SECTION 5. TREATMENT/CONSIDERATION OF OTHER
700 PROPERTIES - In cases where a property is not found in the
701 schedule of values, the same shall be assessed independently and
702 apart from the schedule of values and appraised at its current and
703 its fair market value;
704

705 SECTION 6. DISTRIBUTION OF COPIES - Municipalities and
706 Cities within the Province of Leyte shall be provided with copies of
707 this Ordinance together with the Schedule of Values, for efficient
708 and effective implementation;
709

710 SECTION 7. SEPARABILITY CLAUSE - Should any
711 part/section of this Ordinance be declared unconstitutional, ultra
712 vires, or invalid, said declaration shall not have any effect of
713 nullifying the other portions or provisions hereof as long as such
714 remaining portion or provision can still subsist and be given force
715 and effect;
716

717 SECTION 8. EFFECTIVITY - In conformity with Section 511 of
718 the Local Government Code, this Ordinance shall take effect upon
719 its approval and after posting at conspicuous places in the
720 Provincial Capitol Building for a period of three (3) consecutive
721 weeks and upon publication in a newspaper of general circulation."
722

723 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

724 Second.

725 HONORABLE WILSON S. UY: PCL PRESIDENT

726 Second.

727 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

728 Okay it has been moved by Honorable Arevalo, duly seconded by Honorable

729 Villasin and Honorable Uy to approve the proposed PROVINCIAL ORDINANCE NO.

730 17-03, GENERAL REVISION ORDINANCE OF THE PROVINCE OF LEYTE, on Third
731 and Final Reading.

732 Any discussions?

733 Any objections? I hear none then the motion is carried and approved.

734 Approved unanimously.

RES. NO. 2017-718

735 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

736 Mr. Floor Leader?

737 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

738 Yes Mr. Chair. We have here another proposed ordinance on Second Reading,
739 entitled: "AN ORDINANCE CREATING THE COCONUT PROTECTION LEAGUE,
740 PROVIDING FOR AN INTEGRATED COCONUT PEST MANAGEMENT SYSTEM AND
741 INDUSTRY REHABILITATION AND DEVELOPMENT PROGRAM FOR THE
742 PROVINCE OF LEYTE, AND FOR OTHER PURPOSES."

743 The principal author is not here Mr. Chair. Anyway, may I suggest to refer this to
744 the Chairman Committee on Agriculture for further study Mr. Chair for his comments.
745 And we would just want for recommendations.

746 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

747 Okay, any second?

748 HONORABLE EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

749 Mr. Chair before . . .

750 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

751 Okay, any second?

752 The Honorable Gacis is recognized.

753 HONORABLE EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

754 Thank you Mr. Chair. I would just like to ask on this proposed ordinance
755 because this has already been reported in my Committee Report. I already moved for
756 the approval of the said ordinance and the Body has already approved the said
757 ordinance. So, this is . . . I don't know if we will repeat again for the approval of the
758 subject ordinance for Second Reading. I have already reported this in my Committee

759 Report. And my recommendation was for the approval of it and it has already been
760 adopted and approved by this August Body.

761 May we ask from the Secretariat why is this included in the agenda for Second
762 Reading when this has already been approved?

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

764 The recommendation was for calendaring on Second Reading.

765 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

766 Okay. So the motion of Honorable Villasin is to refer this to the Committee on
767 Agriculture so, the Committee on Agriculture has already said that he has already
768 reviewed said ordinance and in fact, he has already reported, he made a Committee
769 Report.

770 So can we make any plenary before the floor on Second Reading?

771 Just a suggestion. The author of the said ordinance is not around. Maybe we can defer
772 this.

773 The Honorable Floor Leader?

774 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

775 Mr. Chair I already make my motion to defer the consideration of the proposed
776 ordinance on second reading considering that the author is not present at this time. So,
777 any question and interpellations from the other members, the person responsible to
778 answer is the principal author. So this particular proposed ordinance is deferred in the
779 meantime.

780 HONORABLE MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

781 Second.

782 HONORABLE WILSON S. UY: PCL PRESIDENT

783 Second.

784 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

785 Okay there's a motion by Honorable Villasin, duly seconded by Honorable
786 Arevalo and Honorable Uy to defer the consideration of the proposed ordinance on
787 Second Reading considering that the author is indisposed.

788 Any discussion?

789 Any objection? I hear none, the motion is carried and approved.

790 Approved unanimously.

RES. NO. 2017-719

791 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

792 Okay, let's proceed Mr. Floor.

793 HONORABLE NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

794 Yes, Mr. Chair.

795 Next is the Committee Report of the Committee of the Whole. Again Mr. Chair,
796 the Honorable Vice-Governor Carlo Loreto is not present. May I move that this be
797 deferred consideration to the next session? I so move Mr. Chair.

798 Mr. Secretary let's proceed to the unfinished business.

799 HONORABLE FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

800 Before we proceed to the unfinished business in the agenda, the Committee
801 Report of the Committee of the Whole is hereby deferred.

802 Okay.

803 Mr. Secretary Item No. 01 of the Unfinished Business. (Items Calendared last
804 **November 20, 2017**).

805 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

806 Mr. Secretary please, Item No. 01 of the Unfinished Business.

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

808 **ITEM NO. 01**

809 Presented for consideration is **Municipal Ordinance No. 08 Series**
810 **2017 of the Municipality of La Paz, Leyte entitled, "AN ORDINANCE**
811 **ENACTING THE AVIAN INFLUENZA (AI) PREVENTION AND CONTROL**
812 **ORDINANCE AND PROVIDING PENALTY FOR VIOLATIONS THEREOF,"**
813 recommended for the declaration of its **VALIDITY** by the Provincial Legal
814 Office in its 2nd Indorsement dated November 7, 2017.
815

816 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

817 The Honorable Apostol would like to be recognized, Mr. Chair.

818

819 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

820 The Honorable Apostol is recognized.

821 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

822 Thank you Mr. Chair, thank you Mr. Floor Leader.

823 Item No. 01 is Ordinance No. 08, series of 2017 of the Municipality of La Paz,
824 Leyte, entitled: "An Ordinance Enacting the Avian Influenza (AI) Prevention and Control
825 Ordinance and Providing Penalty for Violations Thereof." This ordinance has been
826 recommended for validity by the Provincial Legal Office. This is a very laudable
827 ordinance because it's very objective, and the purpose is to prevent the entry of Avian
828 Influenza, ensuring public safety, protecting livelihood industry and health. I so move for
829 the approval of this ordinance Mr. Chair.

830 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

831 Second.

832 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

833 Second.

834 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

835 It has been moved by the Honorable Apostol, duly seconded by the Honorables
836 Villasin and Merilo, to declare valid Ordinance No. 08, series of 2017 of La Paz, Leyte.

837 Any discussion? Objections?

838 I hear none, the motion is carried and approved.

839 Approved unanimously.

RES. NO. 2017-721

840 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

841 We now proceed to Item No. 02, Mr. Secretary please.

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

843 **ITEM NO. 02**

844 Presented for consideration is **Ordinance No. 19 of the Municipality**
845 **of Jaro, Leyte, entitled, "AN ORDINANCE ENACTING THE JARO**
846 **INVESTMENT INCENTIVE CODE OF 2017 AND FOR OTHER PURPOSES,"**
847 recommended for the declaration of its **VALIDITY** by the Provincial Legal
848 Office in its 2nd Indorsement dated November 9, 2017.

849

850 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

851 Mr. Chair, if I may.

852 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

853 Yes, the Honorable Villasin is recognized.

854 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

855 I'd like to refer this particular ordinance to the Committee on Ways and Means,
856 for further study Mr. Chair. I so move.

857 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

858 Any second? I did not hear any second.

859 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

860 Second.

861 HON. MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

862 Second.

863 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

864 It has been moved by the Honorable Villasin, duly seconded by the Honorables
865 Arevalo and Merilo, to refer Ordinance No. 19 of Jaro, Leyte, to the Committee on Ways
866 and Means.

867 Any discussion? Any objections?

868 I hear none, then the motion is carried and approved.

869 Approved unanimously.

RES. NO. 2017-722

870 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

871 Mr. Chair, we now proceed to Item No. 03, Mr. Secretary please.

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

873 **ITEM NO. 03**

874 Presented for consideration is **Municipal Ordinance No. 2017-11 of**
875 **the Municipality of Julita, Leyte, entitled, "AN ORDINANCE CREATING THE**
876 **POSITION OF HUMAN RESOURCE MANAGEMENT ASSISTANT (HRMA)**
877 **WITH SALARY GRADE 8 (ITEM NO. 01/61) AT THE MUNICIPAL HUMAN**
878 **RESOURCE MANAGEMENT OFFICE (HRMO) OF THE MUNICIPALITY OF**
879 **JULITA, LEYTE AND APPROPRIATING THE FUNDS NEEDED THEREOF,"**
880 recommended for the declaration of its **VALIDITY** by the Provincial Legal
881 Office in its 2nd Indorsement dated November 7, 2017.

882 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

883 The Honorable Apostol would like to be recognized, Mr. Chair.

884 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

885 The Honorable Apostol is recognized.

886 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

887 Thank you Mr. Chair, thank you Mr. Floor Leader.

888 Item No. 03is Municipal Ordinance No. 2017-11 of the Municipality of Julita,
889 Leyte, entitled: “An Ordinance Creating the Position of Human Resource Management
890 Assistant (HRMA) With Salary Grade 8 at the Municipal Human Resource Management
891 Office (HRMO) of the Municipality of Julita, Leyte and appropriating the funds needed
892 thereof.”

893 Mr. Chair, this has been declared as valid by the Provincial Legal Office in its 2nd
894 Indorsement last November 7, 2017, pursuant to Section 56 of the Republic Act 7160,
895 provided that the creation of the new position does not violate the provision under
896 Section 325 thereof. Likewise, the existing Civil Service Rules and Regulations should
897 be complied with. So, Mr. Chair, I move for the approval of this ordinance.

898 HON. NOLIE C. CAÑA: LnBP PRESIDENT

899 Second.

900 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

901 It has been moved by the Honorable Apostol, duly seconded by the Honorable
902 Caña, to declare valid and approved Ordinance No. 2017-11 of Julita, Leyte.

903 Any discussion?

904 Any objections?

905 I hear none, then the motion is carried and approved.

906 Approved unanimously.

RES. NO. 2017-723

907 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

908 Mr. Chair, we now proceed to Item No. 04, Mr. Secretary please.

909

910

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

912 **ITEM NO. 04**

913 Presented for consideration is **Municipal Ordinance No. 2017-12 of**
914 **the Municipality of Julita, Leyte entitled, "AN ORDINANCE CREATING TWO**
915 **(2) ADMINISTRATIVE AIDE I, POSITIONS OF THE MUNICIPALITY OF JULITA,**
916 **LEYTE WITH A SALARY GRADE I (ITEM NOS. 01/41-A AND 01-41-B) AT THE**
917 **OFFICE OF THE MUNICIPAL AGRICULTURE AND APPROPRIATING THE**
918 **FUNDS NEEDED THEREOF,"** recommended for the declaration of its
919 **VALIDITY** by the Provincial Legal Office in its 2nd Indorsement dated
920 November 7, 2017.

921
922 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

923 Mr. Chair, if I may.

924 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

925 Yes, the Honorable Villasin is recognized.

926 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

927 Presented for consideration is Ordinance No. 2017-12 of the Sangguniang Bayan
928 of Julita, Leyte. The said ordinance seeks to create two Administrative Aide 1 positions
929 with salary grade 1. The same has been recommended for declaration of validity by the
930 Provincial Legal Office. I therefore so move to declare valid said ordinance of Julita,
931 Leyte, Mr. Chair. I so move.

932 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

933 Second.

934 HON. NOLIE C. CAÑA: LnBP PRESIDENT

935 Second.

936 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

937 It has been moved by the Honorable Villasin, duly seconded by the Honorables
938 Merilo and Caña, to approve and declare valid Ordinance No. 2017-12 of Julita, Leyte.

939 Any discussion? Any objections?

940 I hear none, yes the Honorable Apostol is recognized.

941 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

942 Mr. Chair, this is not an objection. I just want to say that the positions they will
943 create will not violate any violations under Section 325 thereof. And likewise, they will
944 also follow the existing rules of the Civil Service Commission. Thank you Mr. Chair.

945 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

946 Okay, the Honorable Apostol is suggesting that we include the collatilla she
947 stated.

948 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

949 I so amend my motion, Mr. Chair.

950 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

951 Okay, any other discussion? Any objections?

952 I hear none, then the motion is carried and approved.

953 Approved unanimously.

RES. NO. 2017-724

954 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

955 We now proceed Mr. Chair, to Item No. 05. Mr. Secretary please.

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

957 **ITEM NO. 05**

958 Presented for consideration is **Ordinance No. 2017-13 of the**
959 **Municipality of Javier, Leyte entitled, "AN ANTI-SQUATTING ORDINANCE**
960 **OF THE MUNICIPALITY OF JAVIER, LEYTE,"** recommended of the
961 declaration of its **VALIDITY** by the Provincial Legal Office in its 2nd
962 Indorsement dated November 7, 2017.

963
964 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

965 Mr. Chair, the Honorable Gacis would like to be recognized.

966 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

967 The Honorable Gacis is recognized.

968 HON. EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

969 Thank you, Mr. Chair and Mr. Floor Leader.

970 Presented for consideration is Ordinance No. 2017-13 of the Municipality of
971 Javier, Leyte. This ordinance has been studied by the Provincial Legal Office on
972 November 7, 2017. They already made the 2nd Indorsement for the declaration of its

973 validity. This is in consonance as observed by the Provincial Legal Office with the Local
974 Government Code particularly Section 56, and in relation with Section 16 of the same
975 Code. So this representation would like to concur with the observation of the Provincial
976 Legal Office, and I therefore move for the approval of the Municipal Ordinance by
977 Javier, Leyte. I so move.

978 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

979 Any second?

980 HON. WILSON S. UY: PCL PRESIDENT

981 Second.

982 HON. MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

983 Second.

984 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

985 It has been moved by the Honorable Gacis, duly seconded by the Honorables Uy
986 and Arevalo, to approve and declare valid Municipal Ordinance No. 2017-13 of Javier,
987 Leyte.

988 Any discussion?

989 Any objections?

990 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

991 Mr. Chair.

992

993 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

994 Yes, the Honorable Villasin is recognized.

995 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

996 Just a query Mr. Chair, wouldn't this contravene the LINA Law? The law that
997 penalizes the squatting, but if there is an imposition or penalty in this ordinance, then
998 wouldn't that contravene the national law? Just an inquiry Mr. Chair.

999 HON. WILSON S. UY: PCL PRESIDENT

1000 Mr. Chair.

1001

1002 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1003 Yes, the Honorable Uy is recognized.

1004 HON. WILSON S. UY: PCL PRESIDENT

1005 Yes, as I perused the ordinance, I don't see any conflict with the...I do not know
1006 with the LINA Law considering that this ordinance is anti-squatting, as if they do not
1007 allow illegal settlers in any property. But I think for the LINA Law, they are protecting the
1008 squatter's nga aada. I do not know if there are free conditions. I am not well-versed of
1009 that law, Mr. Chair, but I think the intention of the Municipality of Javier is to avoid the
1010 squatters in their area. So before entering, they already... kon baga, dere na
1011 ipapasulod. You penalize the Barangay Chairman if they allow squatting without
1012 permission or dere amo it tag-iya, they are being penalized. But for the LINA Law, dere
1013 poymagpa-eject heton squatters. Anyway, Mr. Chair, if there's really a conflict of this
1014 ordinance considering that there are separability and repealing clauses, then we will
1015 just look into it na lang. At least Mr. Chair, the municipality has this intention to get rid of
1016 these squatters, kay talaga that's the problem of the Local Government Units hini nga
1017 mga squatters all over the municipalities. That's only my personal opinion. Thank you.

1018 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1019 Okay, any other discussions?

1020 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

1021 Mr. Chair.

1022 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1023 Yes, the Honorable Apostol is recognized.

1024 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

1025 These professional squatters refer to the persons who have been previously
1026 awarded with a lot by the government. Pagkatapos 'nun, they will sell that lot, the
1027 housing given to them and then they will squat again. These are ones that should be
1028 eradicated I think by the municipality, these professional squatters. Sometimes, they sell
1029 or lease it then they will transfer again to another place.

1030

1031 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1032 Mr. Chair.

1033 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1034 Yes, the Honorable Villasin is recognized.

1035 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1036 Well, Mr. Chair, there's no problem if we approve this ordinance. And if there are
1037 questions as to its validity, I think the August Body would not fully render on this
1038 session, whether or not it will contravene the LINA Law. It was just my opinion earlier if
1039 it might, but again, it is for the proper courts to rule on that, Mr. Chair, if there would be
1040 a petition or complaint filed against the ordinance.

1041 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1042 Okay, so any other discussion? I think there is no objection on the said
1043 ordinance. Anyway, as clarified by the Honorable Villasin, I think his point is well taken.
1044 So we will now decide on the matter.

1045 Are there any discussions?

1046 Objections?

1047 I hear none, then the motion is carried and approved.

1048 Approved unanimously.

RES. NO. 2017-725

1049 **ITEM NO. 06**

1050 Presented for consideration is a **NOTICE OF HEARING** from the
1051 National Water Resources Board relative to NWRB Case No. 2017-247 of
1052 Peerless Multi-Purpose Cooperative, Petitioner, to be conducted on
1053 December 6, 2017 at 2:00 p.m. at the Hearing Room of the Water Rights
1054 Division, National Water Resources Board, 8th Floor, NIA Building, EDSA,
1055 Quezon City.

1056

1057

1058 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1059 Mr. Chair, we now proceed to Item No. 06. If I may Mr. Chair, this is only a Notice
1060 of Hearing from the National Water Resources Board. I move to take note of this
1061 particular matter Mr. Chair, considering that, I think this is already moot and academic.

1062

1063 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1064 Okay, it has been moved by the Honorable Villasin, to take note of this matter.

1065 Any second?

1066 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

1067 Second.

1068 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1069 Duly seconded by the Honorable Apostol.

1070 Any other discussions?

1071 Objections?

1072 I hear none, then the motion is carried and approved.

1073 Approved unanimously.

RES. NO. 2017-726

1074 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1075 Mr. Chair, we now proceed to Item No. 07, Mr. Secretary please.

1076 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

1077 **ITEM NO. 07**

1078 Presented for consideration is **Ordinance No. 2017-08 of the**
1079 **Municipality of Calubian, Leyte, entitled, "AN ORDINANCE DECLARING A**
1080 **PORTION OF A MUNICIPAL-OWNED LAND CONSISTING OF THREE**
1081 **HUNDRED (300) SQ. M. COVERED UNDER TAX DECLARATION NO. 08-09-**
1082 **0006-00138, SURVEY NO. 1 LOT NO.004, LOCATED AT BRGY. VELOSO,**
1083 **CALUBIAN, LEYTE, AS SITE FOR THE ERECTION OF A WAREHOUSE, MULTI-**
1084 **PURPOSE SHED AND AN INFORMATION CENTER CUM BODEGA OF**
1085 **CALUBIAN, LEYTE,"** recommended for the declaration of its **VALIDITY** by
1086 the Provincial Legal Office in its 2nd Indorsement dated November 7, 2017.

1087
1088
1089

1090 **ITEM NO. 08**

1091 Presented for consideration is **Ordinance No. 2017-09 of the**
1092 **Municipality of Calubian, Leyte, entitled, "AN ORDINANCE DESIGNATING**
1093 **A PORTION OF A FORESHORE LAND CONSISTING OF 814.34 SQ. M.**
1094 **DECLARED IN THE NAME OF THE MUNICIPAL GOVERNMENT OF**
1095 **CALUBIAN, LEYTE AS ITS BENEFICIAL USER/ADMINISTRATOR COVERED**
1096 **UNDER TAX DEC NO. 08-09-0003-00141, LOT NO. 001 LOCATED AT BRGY.**
1097 **ESPINOSA, CALUBIAN, LEYTE AS SITE FOR THE CONSTRUCTION OF A**
1098 **COMMUNITY FISH LANDING CENTER OF CALUBIAN, LEYTE,"**
1099 recommended for the declaration of its **VALIDITY** by the Provincial Legal
1100 Office in its 2nd Indorsement dated November 7, 2017.

1101

1102 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1103 The Honorable Remandaban would like to be recognized, Mr. Chair.

1104 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1105 The Honorable Remandaban is recognized.

1106 HON. MA. CORAZON E. REMANDABAN: 3RD DISTRICT BOARD MEMBER

1107 Thank you, Mr. Chair and Mr. Floor Leader.

1108 Item No. 7 is Ordinance No. 2017-08 of the Municipality of Calubian, Leyte. Mr.

1109 Chair, if I may make an omnibus motion for Items 07 and 08, since both are involved in

1110 the construction of government facilities, they complied with necessary requirements

1111 and declared valid by the Provincial Legal Office. And since this is an exercise of the

1112 power being the declared owner or administrator of the lands involved which is

1113 necessary for the development of the LGU of Calubian. Therefore, I move that

1114 Ordinance Nos. 2017-08 and 2017-09, be approved by this August Body. I so move Mr.

1115 Chair.

1116 HON. MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

1117 Second.

1118 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1119 It has been moved by the Honorable Remandaban, duly seconded by the

1120 Honorable Arevalo, to declare valid and approved, Ordinance 2017-08 and Ordinance

1121 No. 2017-09 of Calubian, Leyte.

1122 Any discussion?

1123 Any objections?

1124 I hear none, then the motion is carried and approved.

1125 Approved unanimously.

RES. NO. 2017-727

1126 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1127 We now proceed to Item No. 09, Mr. Secretary please.

1128 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

1129 **ITEM NO. 09**

1130 Presented for consideration is **Ordinance No. 2017-14 of the**
1131 **Municipality of Javier, Leyte, entitled, "AN ORDINANCE CREATING THE**
1132 **INTEGRATED WATER SANITATION AND HYGIENE COUNCIL OF JAVIER,**
1133 **LEYTE, DEFINING ITS COMPOSITION, ROLES AND FUNCTIONS IN THE**
1134 **INTEGRATED WASH FRAMEWORK OF IMPLEMENTING SUSTAINABLE**
1135 **WASH PROGRAM,"** recommended for the declaration of its VALIDITY by the
1136 Provincial Legal Office in its 2nd Indorsement dated November 7, 2017.
1137

1138 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1139 The Honorable Board Member from the 5th District would like to be recognized,
1140 Mr. Chair.

1141 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1142 The Honorable Gacis is recognized.

1143 HON. EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

1144 Thank you Mr. Chair, Mr. Floor Leader.

1145 Presented for consideration is Ordinance No. 2017-14 of the Municipality of
1146 Javier, Leyte. This ordinance Mr. chair, has been recommended by the Provincial Legal
1147 Office in its 2nd Indorsement to be declared valid, in consonance with the provisions of
1148 the Local Government Code, Section 56 (c) for the promotion pf health and safety, in
1149 relation also with Section 170(2) (vi) provisions with regards to services and facilities
1150 related to the general hygiene and sanitation. This ordinance Mr. Chair, is in
1151 accordance with the Local Government Code. And this representation concur with the
1152 observation of our Provincial Legal Office. So, I hereby move for the passage of a
1153 resolution approving the Ordinance No. 2017-14 of the Municipality of Javier, Leyte. I so
1154 move Mr. Chair.

1155 HON. MA. CORAZON E. REMANDABAN: 3RD DISTRICT BOARD MEMBER

1156 Second.

1157 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1158 Second.

1159 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1160 It has been moved by the Honorable Gacis, duly seconded by the Honorables
1161 Remandaban and Villasin, to approve Ordinance No. 2017-14 of Javier, Leyte.

1162 Any discussion?

1163 Any objections?

1164 I hear none, then the motion is carried and approved.

1165 Approved unanimously.

RES. NO.2017-728

1166 **ITEM NOS. 10 and 18 (Unfinished Business)**

1167 **ITEM NO. 10**

1168 Presented for consideration is the **General Fund Annual Budget CY**
1169 **2018 of the Municipality of Hindang, Leyte, duly enacted by the SB**
1170 **through Appropriation Ordinance No. 03 in the amount of**
1171 **P71,200,648.00, recommended for APPROVAL** by the Local Finance
1172 Committee subject to the conditions stated in its review letter dated
1173 November 13, 2017, together with their **Annual Investment Program CY**
1174 **2018 in the amount of P369,322,959.07.**

1175
1176 **ITEM NO. 18**

1177 Presented for consideration is the **General Fund Annual Budget CY 2017**
1178 **of the Municipality of San Isidro, Leyte duly enacted by the SB through**
1179 **Appropriation Ordinance No. 2017-04 amounting to P105,000,000.00,**
1180 recommended for **APPROVAL** by the Local Finance Committee subject to
1181 conditions contained in its review letter dated November 15, 2017, together with
1182 their **Annual Investment Program (AIP) CY 2018 in the amount of**
1183 **P675,562,000.00.**

1185

1186 **ITEM NO. 21 (Business of the Day)**

1187 Presented for consideration is the **General Fund Annual Budget**
1188 **FY 2018 of the Municipality of Dulag, Leyte, duly enacted by the**
1189 **Sangguniang Bayan through Appropriation Ordinance No. 2017-11 in**
1190 **the amount of P143,436,532.00, recommended for APPROVAL** by the
1191 Local Finance Committee in its review letter dated November 21, 2017,
1192 together with their **Annual Investment Program CY 2018 in the amount**
1193 **of P143,436,532.00**

1194
1195 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1196 Mr. Chair.

1197 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1198 Yes, the Honorable Villasin.

1199 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1200 If I may, Mr. Chair, I would like to move for an omnibus motion, for the approval
1201 of Item Nos. 10 & 18 of the Unfinished Business and Item No. 21 of the Business of the

1202 Day, considering that all three ordinances are General Fund Annual Budgets for
1203 Calendar Year 2018, together with their corresponding AIPs of the respective
1204 municipalities, Mr. Chair.

1205 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1206 Okay, any second?

1207 HON. EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

1208 Second.

1209 HON. MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

1210 Second.

1211 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1212 Okay, there is an omnibus motion by the Honorable Villasin, duly seconded by
1213 the Honorables Gacis and Arevalo, to approve the General Fund Annual Budgets of
1214 Hindang, San Isidro and Dulag, and their AIPs.

1215 Any discussion? Any objections?

1216 I hear none, then the motion is carried and approved.

1217 Approved unanimously.

RES. NO. 2017-729

1218 **ITEM NOS. 11, 17, 27 (Unfinished Business)**

1219 **ITEM NO. 11**

1220 Presented for consideration is the **General Fund Supplemental**
1221 **Budget No. 03 CY 2017 of the Municipality of Bato, Leyte, duly enacted by**
1222 **the SB through Appropriation Ordinance No. 04-2017 in the amount of**
1223 **P1,276,063.00**, recommended for **APPROVAL** by the Local Finance
1224 Committee subject to the conditions stated in its review letter dated
1225 November 6, 2017.

1226
1227 **ITEM NO. 17**

1229 Presented for consideration is the **General Fund Supplemental**
1230 **Budget No. 01 CY 2017 of the Municipality of Matag-ob, Leyte duly**
1231 **enacted by the Sangguniang Bayan through Appropriation Ordinance No.**
1232 **02, Series 2017, in the amount of P4,674,974.00**, recommended for
1233 **APPROVAL** by the Local Finance Committee subject to the conditions
1234 contained in its review letter dated November 29, 2017.

1235
1236 **ITEM NO. 27**

1237 Presented for consideration is the **General Fund Supplemental**
1238 **Budget No. 04 CY 2017 of the Municipality of Bato, Leyte, duly enacted by**

1239 **the SB through Appropriation Ordinance No. 06-2017 in the total amount**
1240 **of P2,675,165.00,** recommended for **APPROVAL** by the Local Finance
1241 Committee subject to the conditions contained in its review letter dated
1242 December 6, 2017, together with their **Annual Investment Program in the**
1243 **amount of P9,366,163.00.**

1244
1245 **ITEM NOS. 12, 13, 14 and 24 (Business of the Day)**

1246 **ITEM NO. 12**

1247 Presented for consideration is the **General Fund Supplemental Budget No.**
1248 **01 CY 2017 of the Municipality of Julita, Leyte, duly enacted by the SB through**
1249 **Appropriation Ordinance No. 2017-13 in the amount of P2,509,325.00,**
1250 recommended for **APPROVAL** by the Local Finance Committee subject to the
1251 conditions contained in its review letter dated November 22, 2017.

1252 **ITEM NO. 13**

1253 Presented for consideration is **General Fund Supplemental Budget No. 01**
1254 **CY 2017 of the Municipality of Carigara, Leyte, duly enacted by the SB through**
1255 **Appropriation Ordinance No. 2017-059 in the amount of P65,232,339.13,**
1256 recommended for **APPROVAL** by the Local Finance Committee subject to the
1257 conditions stated in its review letter dated November 20, 2017, together with their
1258 **CY 2017 Supplemental Annual Investment Program in the amount of**
1259 **P74,055,452.61.**

1260 **ITEM NO. 14**

1261 Presented for consideration is the **General Fund Supplemental Budget**
1262 **No. 02 CY 2017 of the Municipality of Matalom, Leyte duly enacted by the SB**
1263 **through Appropriation Ordinance No. 09 Series 2017 in the amount of**
1264 **P1,330,000.00,** recommended for **APPROVAL** by the Local Finance Committee
1265 subject to the conditions stated in its review letter dated November 21, 2017.

1266 **ITEM NO. 24**

1267 Presented for consideration is the **General Fund Supplemental Budget**
1268 **No. 02 CY 2017 of the Municipality of Barugo, Leyte duly enacted by the SB**
1269 **through Appropriation Ordinance No. 11, s. 2017 in the amount of P478,540.02**
1270 recommended for **APPROVAL** by the Local Finance Committee subject to the
1271 conditions contained in its review letter dated December 6, 2017, together with
1272 their **Supplemental Annual Investment (AIP) in the amount of P127,569,102.57.**

1273 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1274 Okay, Mr. Floor Leader.

1275 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1276 Mr. Chair, if I may, again I'd like to move for an omnibus motion for the approval
1277 of Item Nos. 11, 17 and 27 of the Unfinished Business, and at the same time Item Nos.
1278 12, 13, 14 and 24 of the Business of the Day, considering that all of them are General

1279 Supplemental Budgets of the different municipalities, and the corresponding
1280 Supplemental AIPs, if applicable, Mr. Chair.

1281 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1282 Okay, any second?

1283 ALL BOARD MEMBERS:

1284 Second.

1285 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1286 Okay, there is an omnibus motion by the Honorable Villasin, and unanimously
1287 seconded by members of this August Body, to approve the General Fund Supplemental
1288 Budgets including the Supplemental AIPs, if applicable, and subject to the
1289 recommendations of the Local Finance Committee, as stated by the Honorable Villasin.

1290 Any discussion? Any objections?

1291 I hear none, then the motion is carried and approved.

1292 Approved unanimously.

RES. NO. 2017-730

1293 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1294 Mr. Chair, we now proceed to Item No. 12

1295 **ITEM NO. 12**

1296 Presented for consideration is the **General Fund Annual Budget CY**
1297 **2017 of the Municipality of Jaro, Leyte duly supported by SB through**
1298 **Appropriation Ordinance No. 01 series 2017 in the amount of**
1299 **P136,146,026.57**, recommended for **APPROVAL** by the Local Finance
1300 Committee subject to the conditions stated in its review letter dated
1301 November 10, 2017, together with their **Annual Investment Program 2017**
1302 **in the amount of P258,348,331.23.**

1303

1304 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1305 Hindi mo na- include etong Jaro. Mag move ka na lang.

1306 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1307 Okay, I move for the declaration of validity of Item No. 12, Mr. Chair, the General
1308 Fund Annual Budget Calendar Year 2017 of the Municipality of Jaro, Leyte, including
1309 the AIP. I so move.

1310

1311 HON. MANUEL VICENTE M. TORRES: 4TH DISTRICT BOARD MEMBER

1312 Second.

1313 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1314 Okay, it has been moved by the Honorable Villasin, duly seconded by the
1315 Honorable Torres, to approve the General Fund Annual Budget of Jaro, Leyte, including
1316 its AIP, subject to the recommendations of the Local Finance Committee.

1317 Any discussion? Any objections?

1318 I hear none, the motion is carried and approved.

1319 Approved unanimously.

RES. NO. 2017-731

1320 **UNFINISHED BUSINESS – (Item calendared last December 8, 2017)**

1321 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1322 Mr. Chair, we now proceed to Item No. 13, Mr. Secretary please.

1323 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

1324 **ITEM NO. 13**

1325

1326 Presented for consideration is a **LETTER from the Honorable**
1327 **Governor LeopoldoDominico L. Petilla, respectfully requesting**
1328 **from this Honorable Body for an authority to file the aforesaid**
1329 **civil action, for and in behalf of the Province of Leyte against**
1330 **AMA Computer College for violation of the Contract of Lease and**
1331 **Amendments to the Contract of Lease; and further requesting**
1332 **the appropriation of the required filing fee and other litigation**
1333 **expenses.**Attached is the draft Civil Case Complaint .

1334

1335 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1336 The Honorable Arevalo would like to be recognized, Mr. Chair?

1337 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1338 The Honorable Arevalo is recognized.

1339 HON. MESIAS P. AREVALO: 4th DISTRICT BOARD MEMBER

1340 Thank you again Mr. Chair, Mr. Floor Leader.

1341 With this Mr. Chair, I move to grant authority to the Honorable Leopoldo
1342 Dominico L. Petilla for filing civil action against the AMA Computer College. I therefore
1343 so move.

1344

1345 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1346 Second.

1347 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1348 It has been moved by the Honorable Arevalo, duly seconded by the Honorable
1349 Villasin, to pass a resolution granting the request of the Honorable Governor Leopoldo
1350 Dominico L. Petilla, for an authority to file the civil action against AMA Computer
1351 College for violation of the Contract of Lease.

1352 Any discussion? Any objections?

1353 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1354 Mr. Chair.

1355 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1356 Yes, the Honorable Villasin is recognized.

1357 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1358 I think there is also a request for the appropriation of the amount for ... it is not
1359 yet stated, Mr. Chair, but for the approval as well...

1360 HON. MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

1361 I will make a corollary motion after this.

1362 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1363 Okay, Mr. Chair.

1364 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1365 Yes, let's make in two separate motions. The first is the passage of a resolution
1366 granting the authority. So, there are no more discussions? There are no objections?
1367 So, the motion is carried and approved.

1368 Approved unanimously.

RES. NO. 2017-732

1369 HON. MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

1370 Corollary motion, Mr. Chair.

1371 HON. FLORANTE A. CAYUNDA, JR. TEMPORARY PRESIDING OFFICER

1372 Yes, the Honorable Arevalo is recognized.

1373

1374 HON. MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

1375 It is required in this request Mr. Chair that an amount is allocated for the required
1376 filing fees and other litigation expenses. With this, Mr. Chair, I move to allocate the
1377 amount of Php516,812.05, for the filing fee and other litigation expenses chargeable
1378 against the funds of the Office of the Provincial Treasurer , Mr. Chair. I therefore so
1379 move.

1380 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1381 Second.

1382 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1383 Okay, it has been moved by the Honorable Arevalo, duly seconded by the
1384 Honorable Villasin, to appropriate the amount of Php 516,812.05 for the filing fee and
1385 other litigation expenses for the said unlawful detainer case.

1386 Any other discussion?

1387 HON. WILSON S. UY:PCL RESIDENT

1388 Discussion, Mr. Chair.

1389 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1390 Yes, the Honorable Uy is recognized.

1391 HON. WILSON S. UY: PCL PRESIDENT

1392 Yes, Mr. Chair, I would like to suggest that in the said resolution, let's not fix the
1393 amount. Because there are maybe some little charges in relation to this case. I suggest
1394 that we just pass a resolution authorizing them to appropriate funds for the filing fee and
1395 other litigation expenses. Let's not fix the amount Mr. Chair, kay bangin mayda mga
1396 butal or ano, then that will also hinder the filing of the cases. Is that necessary or it
1397 should be fixed?

1398 HON. MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

1399 Mr. Chair.

1400 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1401 Yes, the Honorable Arevalo is recognized.

1402

1403 HON. MESIAS P. AREVALO: 4THDISTRICT BOARD MEMBER

1404 The Provincial Legal Office gave the computation, Mr. Chair, so I think this is the
1405 fixed amount needed for the filing of the case. Or we will round this off to Php
1406 600,000.00, because there is a computation.

1407 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1408 Mr. Chair, I think we have to appropriate specific amount, whether it is rounded
1409 off or more or less because we cannot just provide appropriation for any amount.

1410 HON. MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

1411 We will round off the amount to Php 600,000.00, Mr. Chair.

1412 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1413 Okay, the motion is amended that instead of Php 516,812.05, we will just
1414 rounded it off to Php 600,000.00.

1415 Any other discussion? Any objections?

1416 I hear none, then the motion is carried and approved.

1417 Approved unanimously.

RES. NO. 2017-733

1418 **ITEM NO. 14**

1419 Presented for consideration is a copy of **CONSOLIDATED COMMENTS To The**
1420 **Respondent's MANIFESTATION and MOTION TO DISMISS in the case of Hon. Assandro**
1421 **D. Echague vs. Hon. Ismael V. Lantajo in Case No. SP 1006-2017-001 For : Oppression,**
1422 **Grave Abuse of Authority, Etc.**

1423
1424 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1425 Mr. Chair, we now proceed to Item No. 14. If I may, Mr. Chair.

1426 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1427 Yes, the Honorable Villasin is recognized.

1428 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1429 I move that we refer Item No. 14 to the Blue Ribbon Committee, Mr. Chair. I so
1430 move.

1431 HON. RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

1432 Second.

1433

1434 HON. MANUEL VICENTE M. TORRES: 4TH DISTRICT BOARD MEMBER

1435 Second.

1436 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1437 It has been moved by the Honorable Villasin, duly seconded by the Honorable
1438 Abellanos and Honorable Torres, to refer this matter to the Blue Ribbon Committee.

1439 Any discussions?

1440 Any objections?

1441 I hear none, then the motion is carried.

1442 Carried unanimously.

RES. NO. 2017-734

1443 **ITEM NO. 15**

1444 Presented for consideration is a **LETTER dated November 13, 2017 of Ms.**
1445 **Katrina C. Keng, Treasury Head, Century HuaGuang Smelting Incorporated, relative to**
1446 **the Letter dated 16 June 2017 of the Office of the Municipal Treasurer Isabel, Leyte.**

1447 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1448 Mr. Chair, for Item No. 15, the Honorable Arevalo would like to be recognized.

1449 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1450 The Honorable Arevalo is recognized.

1451 HON. MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

1452 Mr. Chair, I move that this Item be referred to the Blue Ribbon Committee.

1453 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1454 Any second?

1455 HON. RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

1456 Second.

1457 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

1458 Second.

1459 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1460 It has been moved by the Honorable Arevalo, duly seconded by the Honorables
1461 Abellanos and Merilo, to refer this matter to the Blue Ribbon Committee.

1462 Any discussion?

1463 Any objections?

1464 I hear none, then the motion is carried.

1465 Carried unanimously.

RES. NO. 2017-735

1466 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1467 Mr. Chair, we now proceed to Item No. 16, Mr. Secretary please.

1468 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

1469 **ITEM NO. 16**

1470 Presented for consideration is a **LETTER dated November 7, 2017**
1471 **from Honorable Vice Governor Joey G. Pelaez , Province of Misamis**
1472 **Oriental** furnishing a copy of Revenue Memorandum Circular No. 2017-69
1473 which was issued on 17 August 2017 by the Bureau of Internal Revenue.

1474
1475 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1476 If I may, Mr. Chair, I move to take note of the said letter coming from the Vice-
1477 Governor of the Province of Misamis Oriental. I so move.

1478 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1479 Any second?

1480 HON. MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

1481 Second.

1482 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

1483 Second.

1484 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1485 Okay, it has been moved by the Honorable Villasin, duly seconded by the
1486 Honorables Arevalo and Merilo, to take note of the letter coming from the Honorable
1487 Vice-Governor Joey Pelaez of Misamis Oriental Province.

1488 Any discussion?

1489 Any objections?

1490 I hear none, then the motion is carried and approved.

1491 Approved unanimously.

RES. NO. 2017-736

1492

1493 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1494 Mr. Chair, we now proceed to Item No. 19 of the Unfinished Business, Mr.
1495 Secretary please.

1496 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

1497 **ITEM NO. 19**

1498 Presented for consideration is a furnished copy of **NOTICE OF**
1499 **HEARING** from the **DENR- National Water Resources Board** in
1500 connection with the Petition to Increase the Volume of Water under
1501 Water Permit No. 22907 by **Petitioner Peerless Multi-Purpose**
1502 **Cooperative .**

1503 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1504 Mr. Chair, I move that we take note of the Notice of Hearing again, considering
1505 that it is already moot and academic. I so move.

1506 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1507 Any second?

1508 ALL HONORABLE MEMBERS:

1509 Second.

1510 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1511 Okay, it has been moved by the Honorable Villasin, unanimously seconded, to
1512 take note of the Notice of Hearing coming from the National Water Resources Board.

1513 Discussion? The Honorable Uy.

1514 HON. WILSON S. UY: PCL PRESIDENT

1515 Yes, this is only my suggestion Mr. Chair, since this communication is requesting
1516 us to post the petition. I strongly suggest that our Secretary write a letter, telling them
1517 that we received the communication out of time, that's why we take note of the
1518 Resolution, Mr. Chair. Because, yana pa man la ini naton makarawat, then we cannot
1519 publish this without proper notices. So we should write to the DENR-National Water
1520 Resources Board, that we cannot act on their request considering that it is already late.
1521 That is only my suggestion Mr. Chair.

1522

1523

1556 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1557 Second.

1558 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1559 It has been moved by the Honorable Abellanos, duly seconded by the
1560 Honorables Merilo and Villasin, to declare valid Ordinance No. 376 of Babatngon, Leyte.

1561 Any discussion? Any objections?

1562 I hear none, then the motion is carried and approved.

1563 Approved unanimously.

RES. NO. 2017-738

1564 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1565 Mr. Chair, let us now proceed to Item No. 21, Mr. Secretary please.

1566 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

1567 **ITEM NO. 21**

1568 Presented for consideration is **Municipal Ordinance No. 2017-**
1569 **06 of the Municipality of Alangalang, Leyte, entitled, "AN ORDINANCE**
1570 **CREATING THE POSITION OF SENIOR ENVIRONMENTAL MANAGEMENT**
1571 **SPECIALIST 1 WITH SALARY GRADE 18 IN THE MUNICIPAL**
1572 **GOVERNMENT OF ALANGALANG, LEYTE APPROPRIATING FUNDS**
1573 **THEREFOR AND FOR OTHER PURPOSES,"** recommended for the
1574 declaration of its **VALIDITY** by the Provincial Legal Office in its 2nd
1575 Indorsement dated November 17, 2017.

1576
1577 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1578 The Honorable Merilo would like to be recognized, Mr. Chair.

1579 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1580 The Honorable Merilo is recognized.

1581 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

1582 Presented for consideration is Municipal Ordinance No. 2017-06 of the
1583 Municipality of Alangalang, Leyte.

1584 Mr. Chair, this is recommended as valid by the Provincial Legal Office. I therefore
1585 move to declare valid and operative said ordinance of the Municipality of Alangalang,
1586 Leyte. I so move, Mr. Chair.

1587 HON. RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

1588 Second.

1589 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1590 It has been moved by the Honorable Merilo, duly seconded by the Honorable
1591 Abellanos, to declare valid Ordinance No. 2017-06 of Alangalang, Leyte.

1592 Any discussion? Any objections?

1593 I hear none, then the motion is carried and approved.

1594 Approved unanimously. **RES. NO.2017-739**

1595 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1596 Mr. Chair, we now proceed to Item No. 22, Mr. Secretary please.

1597 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

1598 **ITEM NO. 22**

1599 Presented for consideration is **Ordinance No. 13 Series of 2017**
1600 **of the Municipality of MacArthur, Leyte entitled, "AN ORDINANCE**
1601 **CREATING SIXTEEN (16) NEW POSITIONS IN THE PLANTILLA OF**
1602 **POSITIONS OF THE LOCAL GOVERNMENT UNIT OF MACARTHUR,**
1603 **LEYTE,"** recommended for the declaration of its **VALIDITY** by the
1604 Provincial Legal Office in its 2nd Indorsement dated November 14, 2017.
1605

1606 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1607 The Honorable Apostol would like to be recognized, Mr. Chair.

1608 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1609 The Honorable Apostol is recognized.

1610 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

1611 Thank you Mr. Chair, thank you Mr. Floor Leader.

1612 Item No. 22 is an Ordinance No. 13, series of 2017 of the Municipality of
1613 MacArthur, Leyte, entitled: "An ordinance creating sixteen (16) new positions in the
1614 plantilla of positions of the Local Government Unit of MacArthur, Leyte."

1615 Mr. Chair, this has been recommended as valid by the Provincial Legal Office in
1616 its 2nd Indorsement dated November 14, 2017, provided that they will have to follow all
1617 the rules and regulations for creating the new positions and appropriating funds thereof.
1618 So, Mr. Chair, I move for the approval of this ordinance of the Municipality of MacArthur,
1619 Leyte.

1620

1621 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

1622 Second.

1623 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1624 Second.

1625 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1626 It has been moved by the Honorable Apostol, duly seconded by the Honorable
1627 Merilo and Honorable Villasin, to approve and declare valid Ordinance No. 13, series of
1628 2017 of MacArthur, Leyte.

1629 Any discussion?

1630 Any objections?

1631 I hear none, then the motion is carried and approved.

1632 Approved unanimously.

RES. NO. 2017-740

1633 **ITEM NO. 23**

1634 Presented for consideration is a copy of the **Comprehensive Land Use**
1635 **Plan (CLUP) 2016-2025 and its Zoning Ordinance of the Municipality of San**
1636 **Isidro, Leyte.**

1637 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1638 Mr. Chair, we go now to Item No. 23, if I may.

1639 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1640 Yes, the Honorable Villasin is recognized.

1641 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1642 Mr. Chair, this is a Comprehensive Land Use Plan (CLUP) FOR 2016-2025 of
1643 the Municipality of San Isidro, Leyte, I move that we refer this to the Provincial Land Use
1644 Committee for the committee to study the CLUP which coincides with our PLUP, Mr.
1645 Chair.

1646 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1647 Any second?

1648 HON. EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

1649 Second.

1650

1651 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1652 Okay, it has been moved by the Honorable Villasin, duly seconded by the
1653 Honorable Gacis, to refer this matter to the Provincial Land Use Committee.

1654 Any discussion? Any objections?

1655 I hear none, then the motion is carried and approved.

1656 Approved unanimously.

RES. NO. 2017-741

1657 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1658 Mr. Chair, we now proceed to Item No. 24, Mr. Secretary please.

1659 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

1660 **ITEM NO. 24**

1661 Presented for consideration is a **LETTER dated November 29, 2017 of**
1662 **Mayor Silvestre T. Lumarda, Inopacan, Leyte REQUESTING for a Certified True**
1663 **Copy of Sangguniang Panlalawigan Resolution Supporting the Change of Name**
1664 **of Barangay Mahilum to Barangay De Los Santos, Inopacan, Leyte.**

1665 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1666 Mr. Chair, I move that we refer this to our Records Section, to look for the
1667 documents requested, if they have it, in our possession.

1668 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1669 Okay, any second?

1670 HON. EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

1671 Second.

1672 HON. WILSON S. UY: PCL PRESIDENT

1673 Second.

1674 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1675 Okay, it has been moved by the Honorable Villasin, duly seconded by the
1676 Honorables Gacis and Uy, to refer this matter to our Records Section and try to look for
1677 the said resolution approving the change of name and furnish the Local Government
1678 Unit/Mayor of Inopacan, if ever we find the said resolution.

1679 Any discussion? Any objections?

1680 I hear none, then the motion is carried.

1681 Carried unanimously. **RES. NO. 2017-742**

1682 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1683 Mr. Chair, we now proceed to Item No. 25, Mr. Secretary please.

1684 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

1685 **ITEM NO. 25**

1686 Presented for consideration is **Municipal Ordinance No. 08-2017 of the**
1687 **Municipality of Bato, Leyte, entitled, "AN ORDINANCE NAMING A NEW STREET**
1688 **IN THE MUNICIPALITY AFTER LOCAL LEADER, SEVERINO G. GERTOS AND**
1689 **PROVIDING FOR AN APPROPRIATION THEREOF."**

1690 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1691 The Honorable Gacis, Mr. Chair from the 5th District.

1692 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1693 The Honorable Gacis is recognized.

1694 HON. EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

1695 Okay, thank you, Mr. Chair, Mr. Floor Leader. We have here the Municipal
1696 Ordinance No. 08-2017 of the Municipality of Bato, Leyte.

1697 This representation would like to refer this ordinance to the Provincial Legal
1698 Office for their proper recommendation and study. I so move Mr. Chair.

1699 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

1700 Second.

1701 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1702 Second.

1703 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1704 It has been moved by the Honorable Gacis, duly seconded by the Honorables
1705 Merilo and Villasin, to refer this matter to the Provincial Legal Office.

1706 Any discussion?

1707 Yes, the Honorable Apostol is recognized.

1708 HON. TRINIDAD G. APOSTOL: 3RD DISTRICT BOARD MEMBER

1709 Thank you Mr. Chair, thank you Mr. Floor Leader. Mr. Chair, this is only a request
1710 for a Certified True Copy from the Sangguniang Panlalawigan Resolution, supporting

1711 the change of name of Brgy. Mahilom to Brgy. Delos Santos. So I think we have to refer
1712 this to the Records Section.

1713 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1714 From the Chair, we have already resolved Item No. 24 and in fact, the Honorable
1715 Apostol is correct. We have referred this matter to the Records Section and order them
1716 to comply with the letter of the Honorable Lumarda. So we are already in Item No. 25
1717 and pending motion is to refer this matter to the Provincial Legal Office.

1718 From the Chair, may we ask from the Receiving Section or the Secretariat why
1719 this matter was not referred first to the PLO before referring it to us?

1720 Anyway, okay, this matter is already referred to the Provincial Legal Office.

1721 Any discussion? Any objections?

1722 I hear none, then the motion is carried.

1723 Carried unanimously. **RES. NO. 2017-743**

1724 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1725 Mr. Floor Leader.

1726 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1727 Item No. 26, Mr. Secretary please.

1728 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

1729 **ITEM NO. 26**

1730 Presented for consideration is a **LETTER dated December 5, 2017 of**
1731 **the Honorable Governor LeopoldoDominico L. Petilla respectfully**
1732 **requesting the Honorable August Body to pass a resolution authorizing**
1733 **the undersigned to do and perform the following:**

- 1734
- 1735 1. **To sign and enter into a Payroll Servicing Agreement**
1736 **with the Development Bank of the Philippines (DBP)**
1737 **Tacloban Branch, Tacloban City in connection with the**
1738 **opening of ATM payroll savings account for each**
1739 **officials and employees of the Provincial Government of**
1740 **Leyte; and**
 - 1741
 - 1742 2. **To sign and enter into a Memorandum of Agreement**
1743 **with Development Bank of the Philippines (DBP),**
1744 **Tacloban Branch, Tacloban City in connection with the**
1745 **installation of Automated Telling Machines (ATM) in a**
1746 **designated areas/premises at the Leyte Provincial**

1747 Capitol Building, Tacloban City, Leyte Provincial
1748 Hospital/LAC, Ormoc District Hospital and Baybay
1749 District Hospital.
1750

1751 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1752 The Honorable Abellanos would like to be recognized, Mr. Chair.

1753 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1754 The Honorable Abellanos is recognized.

1755 HON. RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

1756 Thank you Mr. Chair, this is with regards to the request of the Honorable
1757 Governor Leopoldo Dominico Petilla, for us to come up with resolutions authorizing him
1758 to do and perform the following:

1759 1. To sign and enter into a Payroll Servicing Agreement with the Development
1760 Bank of the Philippines (DBP) Tacloban Branch, Tacloban City in connection
1761 with the opening of ATM payroll savings account for each officials and
1762 employees of the Provincial Government of Leyte; and
1763

1764 This is so Mr. Chair, because our ATM payroll system has been changed, had
1765 been transferred from PNB earlier, now to Development Bank of the Philippines (DBP).
1766 And we are negotiating for that because there are some problems with the Philippine
1767 National Bank (PNB).

1768 And another resolution also being requested from us is to authorize our
1769 Governor:

1770 2. To sign and enter into a Memorandum of Agreement with Development Bank
1771 of the Philippines (DBP), Tacloban Branch, Tacloban City in connection with
1772 the installation of Automated Telling Machines (ATM) in a designated
1773 areas/premises at the Leyte Provincial Capitol Building, Tacloban City, Leyte
1774 Provincial Hospital/LAC, Ormoc District Hospital and Baybay District Hospital.
1775

1776 And this will help a lot with our employees in withdrawing their salaries. So for
1777 this Mr. Chair, this representation would like to move that we grant the request of the
1778 Honorable Governor to this August Body, to pass resolutions authorizing the Governor
1779 to do and perform the following which were earlier stated by this representation. I so
1780 move.

1781 HON. WILSON S. UY: PCL PRESIDENT

1782 Second.

1783 HON. MA. CORAZON E. REMANDABAN: 3RD DISTRICT BOARD MEMBER

1784 Second.

1785 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1786 Okay, it has been moved by the Honorable Abellanos, duly seconded by the
1787 Honorable Uy and Honorable Remandaban, to pass a resolution granting the request of
1788 the Honorable Governor, to sign and enter into a Payroll Servicing Agreement. And
1789 another resolution of authority as well as for Memorandum of Agreement with the
1790 Development Bank of the Philippines (DBP).

1791 Any discussion? Any objections?

1792 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1793 Mr. Chair.

1794 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1795 Yes, the Honorable Villasin is recognized.

1796 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1797 Just an observation Mr. Chair, maybe we can, this is not an objection to the
1798 authority to be provided to the Governor, but may we also request that the Development
1799 Bank of the Philippines should either provide us with a copy of the authority of the
1800 signatories on their side as well.

1801 HON. FLORANTE A. CAYUNDA, TEMPORARY PRESIDING OFFICER

1802 Okay, what is the pleasure of the Honorable Movant? There is a suggestion of
1803 the Honorable Villasin.

1804 HON. RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

1805 I think the Payroll Servicing Agreement is hereto attached in this request, in the
1806 letter of the Governor, Mr. Chair.

1807 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1808 Yes, Mr. Chair. I noticed that although in the Payroll Servicing Agreement which
1809 is signed by the Branch Manager, Mr. Paul Matienzo, I suggest that we also get a copy
1810 from the DBP Head Office, whether the Branch Manager is authorized to sign for and in

1811 behalf of the DBP as well, with respect to this one Mr. Chair. Because, considering that
1812 the Governor is asking for an authority from this August Body, or if this is already a
1813 Secretary's Certificate to that effect from the DBP authorizing Mr. Matienzo, to act for
1814 and in behalf of the DBP and at the same time also, the SAVP Ma. Ofelia V. Tesorio
1815 (Head, DBP RMC-EV), if she is indeed authorized to act for and in behalf of the DBP as
1816 well, Mr. Chair. We are asking for a Certificate from the DBP, Mr. Chair.

1817 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1818 Okay, yes, the Honorable Uy is recognized, before we go to Honorable
1819 Abellanos.

1820 HON. WILSON S. UY: PCL PRESIDENT

1821 Yes, Mr. Chair, actually that is the normal thing to do Mr. Chair. But I do not know
1822 there might be some blanket authority with the bank. I'm afraid, if we ask for an authority
1823 for this transaction, the more so that the payroll will be delayed. So, that is only my
1824 personal opinion, because usually, when we contract like this, I do not know ...

1825 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1826 Mr. Chair.

1827 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1828 Yes, the Honorable Villasin is recognized.

1829 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1830 Mr. Chair, it's not for purposes of delaying it, but we should also be furnished with
1831 a copy, even if it is a blanket authority or just a Secretary's Certificate. Because if we do
1832 not have that, if we don't have the Secretary's Certificate, to say that the acts of their
1833 employees are ultra vires, at least, we should have a copy even if it is a blanket
1834 authority, or even if it is just a Certificate to that effect that the signatories therein are
1835 authorized to act for and in behalf of the DBP.

1836 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1837 From the Chair, maybe we can put it in a separate resolution. We first pass the
1838 resolutions granting authority to the Governor, and maybe perhaps, another corollary
1839 motion from the Honorable Villasin, to request the DBP for the Secretary's Certificate or

1840 maybe a board resolution showing to us that indeed, the signatories are also authorized
1841 by the bank. So we first treat the first motion to grant authority with regards to the
1842 Payroll Servicing Agreement.

1843 Is there any discussion? There are no objections, so, the motion is carried and
1844 approved.

1845 Approved unanimously **RES. NO. 2017-744**

1846 As well as a resolution authorizing the Governor to enter into a MOA with DBP.

1847 Approved unanimously **RES. NO. 2017-744-A**

1848 The Honorable Villasin is recognized for a corollary motion.

1849 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1850 Mr. Chair, are the earlier motions both to sign the Payroll Servicing Agreement
1851 and the Memorandum of Agreement?

1852 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1853 Yes, the motions were to grant authority for both Payroll Servicing Agreement
1854 and the Memorandum of Agreement.

1855 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1856 Mr. Chair, I'd like to sponsor a resolution for the approval of a resolution
1857 requesting the Development Bank of the Philippines, Head Office, to furnish us with a
1858 copy of the Secretary's Certificate or a Board Resolution or a Certification to that effect
1859 that the signatories to this Memorandum of Agreement and to the Payroll Servicing
1860 Agreement are authorized by the bank.

1861 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1862 Okay, any second?

1863 HON. EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

1864 Second.

1865 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1866 It has been seconded by the Honorable Gacis, to pass a resolution requesting
1867 the DBP to furnish the province copies of any document showing that the signatories
1868 are authorized by the bank.

1869 HON. RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

1870 Well, on my simple understanding, Mr. Chair, if you are a head of a certain
1871 branch and manager for that matter, and then I guess, you are authorized by the Head
1872 of Office to do transaction in behalf of that bank as well as, you know, Mr. Matienzo is
1873 the Head of the Tacloban Branch and Ma. Ofelia Tesorio is the Senior Assistant Vice-
1874 President, Head of the DBP-RMC-Eastern Visayas. Well, I'm not questioning the mind
1875 thought of Honorable Villasin, but on my simple understanding, they are authorized to
1876 act in behalf of the banking institution, being the representatives in this certain area.
1877 Just a thought, Mr. Chair.

1878 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1879 Mr. Chair.

1880 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1881 Yes, the Honorable Villasin is recognized

1882 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1883 Yes, Mr. Chair, I also understand that being the Branch Head or the Area Head,
1884 are also authorized by the bank. But for purposes of our records so that their authority
1885 would not easily be repudiated by the bank in case there would be a breach or anything
1886 like that, then at least, we have evidence with the authority they have given to the said
1887 persons. Considering that we will be transferring our General Fund as well as our Trust
1888 Fund to the bank, at least the province is protected. So that it won't be easy for any
1889 bank in particular, for them to just repudiate the actions of its officers if something goes
1890 wrong.

1891 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1892 Yes, okay.

1893 Yes, the Honorable Abellanos is recognized.

1894 HON. RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

1895 I think this is only our ATM Payroll Savings Account, Mr. Chair. Because, as I
1896 see, we still use the Land Bank of the Philippines, the checks being issued are all
1897 coming from Land Bank. This is for the salary which has been at the Philippine National

1898 Bank earlier, and because of some hitches and problems, the Provincial Government of
1899 Leyte decided to transfer this to another bank. In fact, this was also a cause of the delay
1900 of the payroll recently, Mr. Chair.

1901 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1902 Okay.

1903 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1904 Mr. Chair.

1905 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1906 Yes, the Honorable Villasin is recognized.

1907 HON. NICCOLO J. VILLASIN: TEMPORARY FLOOR LEADER

1908 On the Article 1, this is “Annex B”, Article 1 of the Memorandum of Agreement
1909 No. 3, it is included there that the LGU agreed to transport its General Funds and Trust
1910 Funds from PNB to DBP. Considering that we are transferring our funds from PNB to
1911 DBP, then might as well, the signatories must be authorized, because they would be
1912 managing our funds, Mr. Chair, somehow. And if something goes wrong, then maybe
1913 we cannot just easily repudiate the authority of the signatories.

1914 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1915 Okay, yes, from the Chair, yes, maybe it is safe to presume that these officers
1916 are in fact authorized by the bank, but there’s also no harm and I think this is much
1917 safer that we also request for this document as manifested by the Honorable Villasin to
1918 make sure that they are in fact authorized by the bank.

1919 So, are there any discussion? Any objections?

1920 I hear none, then the motion is carried and approved.

1921 Approved unanimously.

RES. NO. 2017-745

1922 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1923 May we request the Honorable Arevalo to act as our Floor Leader.

1924 The Honorable Villasin would like to answer the call of nature.

1925 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

1926 Mr. Chair.

1927 Mr. Secretary please.

1928 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

1929 **BUSINESS OF THE DAY**

1930 **ITEM NO. 01**

1931 Presented for consideration is **Municipal Ordinance No. 2017-89 of the**
1932 **Municipality of Mayorga, Leyte, entitled, "AN ORDINANCE PRESCRIBING**
1933 **GUIDELINES FOR THE GRANT OF AN AUTHORITY IN THE ESTABLISHMENT,**
1934 **OPERATION, MAINTENANCE AND OWNERSHIP OF COCKPIT ARENA IN THE**
1935 **MUNICIPALITY OF MAYORGA, LEYTE INCLUDING OTHER REGULATIONS RELATIVE**
1936 **THERETO,"** recommended for the declaration of its **VALIDITY** by the Provincial
1937 Legal Office in its 2nd Indorsement dated November 17, 2017.

1938 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

1939 Mr. Chair, can you recognize the Honorable Apostol.

1940 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1941 The Honorable Apostol is recognized.

1942 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

1943 Thank you Mr. Chair. Thank you Mr. Floor Leader.

1944 Item No. 01, presented for consideration is Municipal Ordinance No. 2017-89
1945 coming from the Municipality of Mayorga, Leyte, an Ordinance Prescribing Guidelines
1946 for the grant of an authority in the Establishment, Operation, Maintenance and
1947 Ownership of Cockpit Arena in the municipality of Mayorga, Leyte, including other
1948 regulations relative thereto.

1949 Mr. Chair, this has been recommended as valid by the Provincial Legal Office,
1950 but it should be held in licensed cockpits including barangays fiestas, provided finally
1951 that the collection of amusement tax desired in Section 7 of the subject ordinance under
1952 Section 140 (a) of the Code (RA7160).

1953 Mr. Chair, I move that we approve this ordinance coming from the municipality of
1954 Mayorga.

1955 I so move.

1956 HON. MANUEL VICENTE M. TORRES: 4TH DISTRICT BOARD MEMBER

1957 Second.

1958 HON. EMMANUEL L. GACIS: 5th DISTRICT BOARD MEMBER

1959 Second.

1960 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1961 It has been moved by the Honorable Apostol, duly seconded by no less than the
1962 Chairman also of the Committee on Games and Amusements, to declare valid,
1963 Ordinance No. 2017-89 of Mayorga, Leyte but, subject again to a collatilla that the
1964 cockfights should be held only in a licensed cockpit arena.

1965 Any discussion? Any objection?

1966 I hear none, then the motion is carried and approved.

1967 Approved unanimously.

RES. NO. 2017-746

1968 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1969 Item No. 02, Mr. Secretary please.

1970 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

1971 **ITEM NO. 02**

1972 Presented for consideration is **Municipal Ordinance No. 2017-90 of the**
1973 **Municipality of Mayorga, Leyte, entitled, "AN ORDINANCE PROHIBITING THE**
1974 **DRYING OF PALAY, CORN AND OTHER CROPS ON PUBLIC ROADS AND HIGHWAYS**
1975 **OR ANY OPEN SPACES INTENDED FOR VEHICLE USES WITHIN THE TERRITORIAL**
1976 **JURISDICTION OF MAYORGA, LEYTE AND PROVIDING PENALTIES THEREOF,"**
1977 recommended for the declaration of its **VALIDITY** by the Provincial Legal Office in
1978 its 2nd Indorsement dated November 17, 2017.

1979 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

1980 Again, can you recognize the Honorable Apostol Mr. Chair.

1981 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1982 The Honorable Apostol is recognized.

1983 HON. TRINIDAD G. APOSTOL: 2nd DISTRICT BOARD MEMBER

1984 Thank you Mr. Chair. Thank you Mr. Floor Leader.

1985 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

1986 You are welcome.

1987

1988

1989 HON. TRINIDAD G. APOSTOL: 2nd DISTRICT BOARD MEMBER

1990 Presented for consideration is Municipal Ordinance No. 2017-90 of the
1991 municipality of Mayorga, Leyte, an Ordinance prohibiting the drying of palay, copra and
1992 other crafts on public roads and highways or any open spaces intended for vehicles
1993 use within the territorial jurisdiction of Mayorga, Leyte and providing penalties thereof.

1994 Mr. Chair, I think this is a very laudable ordinance because they are occupying
1995 the streets especially the national highway in drying their palay which is hazardous to
1996 our travelling public

1997 So Mr. Chair, inasmuch as this has been recommended as legal, and to my
1998 observation this is also for the protection of our travelling public, I move that we approve
1999 this ordinance coming from the municipality of Mayorga, Ordinance No. 2017-90.

2000 I so move.

2001 HON. NOLIE C. CAÑA: LnBP PRESIDENT

2002 Second.

2003 HON. EMMANUEL L. GACIS: 5th DISTRICT BOARD MEMBER

2004 Second.

2005 HON. WILSON S. UY: PCL PRESIDENT

2006 Second.

2007 HON. GINA E. MERILO: 1st DISTRICT BOARD MEMBER

2008 Second.

2009 HON. CARLO P. LORETO: PRESIDING OFFICER

2010 It has been moved by the Honorable Apostol duly seconded by the Honorables
2011 Caña, Uy, Gacis and Merilo, to declare valid Ordinance No. 2017-90 of Mayorga, Leyte.

2012 Any discussion? Any objection?

2013 I hear none, then the motion is carried and approved.

2014 Approved unanimously.

RES. NO. 2017-747

2015 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2016 Item No. 03, Mr. Secretary please.

2017

2018 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGUGNIAN

2019 **ITEM NO. 03**

2020 Presented for consideration is **Municipal Ordinance No. 2017-91 of the**
2021 **Municipality of Mayorga, Leyte, entitled, “AN ORDINANCE REGULATING THE**
2022 **OPERATION OF MOTORIZED TRICYCLES IN THE MUNICIPALITY OF MAYORGA,**
2023 **LEYTE, DESIGNATING A PARKING AREA AND PROVIDING PENALTIES FOR**
2024 **VIOLATIONS THEREOF,”** recommended for the declaration of its **VALIDITY** by the
2025 Provincial Legal Office in its 2nd Indorsement dated November 17, 2017.

2026 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2027 Can you recognize the Honorable Caña, Mr. Chair?

2028 HON. CARLO P. LORETO: PRESIDING OFFICER

2029 The Honorable Caña is recognized.

2030 HON. NOLIE C. CAÑA: LnBP PRESIDENT

2031 Thank you Mr. Chair.

2032 Presented for consideration is Municipal Ordinance No. 2017-91 of the Municipal
2033 Ordinance No. 2017-91 of the Municipality of Mayorga, entitled, an Ordinance
2034 Regulating the Operation of Motorized Tricycles in the municipality and designating a
2035 parking area and providing penalties for violations thereof.

2036 It is recommended for the declaration of its validity by the PLO.

2037 I therefore move for the approval of this ordinance. I so move Mr. Chair.

2038 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

2039 Second.

2040 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2041 It has been moved by the Honorable Caña, duly seconded by the Honorable
2042 Merilo to declare valid Ordinance No. 2017-91 of Mayorga, Leyte.

2043 Any discussion?

2044 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

2045 Yes, Mr. Chair.

2046 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2047 Yes, the Honorable Apostol is recognized.

2048

2049 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

2050 Mr. Chair, I see it is okay for approval, provided that collection of fees and
2051 charges are not unjust or excessive, oppressive and confiscatory and contrary to
2052 national policies.

2053 Thank you Mr. Chair.

2054 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2055 Okay, what is the pleasure of the movant? The Honorable Apostol is suggesting
2056 a collatilla.

2057 Okay, the movant yields to the suggestion of the Honorable Apostol. So are there
2058 any other discussion? Are there any objection?

2059 I hear none, then the motion is carried and approved.

2060 Approved unanimously.

RES. NO. 2017-748

2061 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2062 Item No. 04, Mr. Secretary please.

2063 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2064 **ITEM NO. 04**

2065 Presented for consideration is **Ordinance No. 2017-10 of the Municipality**
2066 **of Calubian, Leyte, entitled, "AN ORDINANCE DESIGNATING A PORTION OF A**
2067 **FORESHORE LAND CONSISTING OF 240 SQ. M. DECLARED IN THE NAME OF THE**
2068 **MUNICIPAL GOVERNMENT OF CALUBIAN, LEYTE AS ITS BENEFICIAL**
2069 **USER/ADMINISTRATOR COVERED UNDER TAX DEC. NO. 08-09-0003-00141 LOT**
2070 **NO. 001 LOCATED AT BRGY. ESPINOSA, CALUBIAN, LEYTE AS SITE FOR THE**
2071 **CONSTRUCTION OF A COAST GUARD SUBSTATION IN CALUBIAN, LEYTE,"**
2072 recommended for the declaration of its **VALIDITY** by the Provincial Legal Office in
2073 its 2nd Indorsement dated November 17, 2017

2074 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2075 Mr. Chair, can we recognize Board Member Remandaban for this purpose.

2076 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2077 The Honorable Remandaban is recognized.

2078 HON. MA. CORAZON E. REMANDABAN: 3rd DISTRICT BOARD MEMBER

2079 Thank you Mr. Chair, Mr. Floor Leader.

2080 Item No. 04 is Ordinance No. 2017-10 of the Municipality of Calubian, Leyte,
2081 entitled, An ordinance Designating a portion of Foreshore Land consisting of 240 sq.
2082 meters, declared in the name of the municipal government of Calubian, Leyte as its
2083 Beneficial User/Administrator covered under Tax Dec. No. 08-09-0003-00141 Lot No.
2084 001 located at Barangay Espinosa, Calubian, Leyte as site for the construction of a
2085 Coast Guard Substation in Calubian, Leyte.

2086 Mr. Chair, this is recommended for approval and declared valid by the Provincial
2087 Legal Office. So I move for its approval as this is also a property owned by the
2088 municipal government of Calubian, Leyte. I so move Mr. Chair.

2089 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2090 Second.

2091 HON. WILSON S. UY: PCL PRESIDENT

2092 Second.

2093 HON. NOLIE C. CAÑA: LnBP PRESIDENT

2094 Second.

2095 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2096 It has been moved by the Honorable Remandaban duly seconded by Honorables
2097 Uy, Arevalo and Caña, to declare valid, Ordinance No. 2017-10 of Calubian, Leyte.

2098 Are there any discussion?

2099 Are there any objection?

2100 I hear none, then the motion is carried and approved.

2101 Approved unanimously.

RES. NO. 2017-749

2102 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2103 Item No. 05, Mr. Secretary please.

2104 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2105 **ITEM NO. 05**

2106 Presented for consideration is **Municipal Ordinance No. 2017-02 of the**
2107 **Municipality of Tabango, Leyte, entitled "AN ORDINANCE INSTITUTIONALIZING**
2108 **THE ESTABLISHMENT OF THE TABANGO ANTI-DRUG ABUSE COUNCIL AND THE**
2109 **BARANGAY ANTI-DRUG ABUSE COUNCIL IN THE MUNICIPALITY OF TABANGO,**

2110 **LEYTE AND PROVIDING FUNDS THEREOF,”** recommended for the declaration of
2111 its **VALIDITY** by the Provincial Legal Office in its 2nd Indorsement dated November
2112 17, 2017.

2113 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2114 Again, we may recognize the Honorable Remandaban Mr. Chair.

2115 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2116 The Honorable Remandaban is recognized.

2117 HON. MA. CORAZON E. REMANDABAN: 3rd DISTRICT BOARD MEMBER

2118 Thank you again Mr. Chair, Mr. Floor Leader.

2119 Item No. 05 is Municipal Ordinance No. 2017-02 of the Municipality of Tabango,
2120 entitled, “An Ordinance Institutionalizing the Establishment of the Tabango Anti-Drug
2121 Abuse Council and the Barangay Anti-Drug Abuse Council in the municipality and
2122 providing funds thereof.

2123 Mr. chair, I declare this a valid, so I move for its approval as this is in compliance
2124 with the mandate of RA 9165 otherwise known as the Comprehensive Dangerous
2125 Drugs Act of 2002. I so move Mr. Chair.

2126 HON. WILSON S. UY: PCL PRESIDENT

2127 Second.

2128 HON. RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

2129 Second.

2130 HON. NICCOLO J. VILLASIN: 2nd DISTRICT BOARD MEMBER

2131 Second.

2132 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2133 It has been moved by the Honorable Remandaban duly seconded by the
2134 Honorable Uy, Abellanosa, and Villasin, to declare valid Ordinance No. 2017-02 of
2135 Tabango, Leyte.

2136 Any discussion?

2137 The Honorable Apostol is recognized.

2138

2139

2140 HON. TRINIDAD G. APOSTOL: 2nd DISTRICT BOARD MEMBER

2141 Yes Mr. Chair, it be approved, provided that it is in compliance with the mandate
2142 of RA 9165 otherwise known as “The Comprehensive Dangerous Drugs Act of 2002.

2143 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2144 Yes, I think it is already manifested by the Honorable Remandaban.

2145 Any other discussions? Any objection?

2146 I hear none, then the motion is hereby approved.

2147 Approved unanimously.

RES. NO. 2017-750

2148 HON. MESIAS P. ARFEVALO: TEMPORARY FLOOR LEADER

2149 Item No. 06, Mr. Secretary please.

2150 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2151 **ITEM NO. 06**

2152 Presented for consideration is **Ordinance No. 21L.17-013 Series of 2017 of**
2153 **the Municipality of Kananga, Leyte, entitled “AN ORDINANCE GRANTING CASH**
2154 **INCENTIVE TO ALL QUALIFIED BARANGAY HEALTH WORKERS (BHWs),**
2155 **BARANGAY NUTRITION SCHOLAR (BNS) AND BARANGAY SUPPLY POINT OFFICER**
2156 **(BSPO) OF THE MUNICIPALITY OF KANANGA, APPROPRIATING FUNDS THEREOF**
2157 **AND FOR OTHER PURPOSES,”** recommended for the declaration of its **VALIDITY**
2158 by the Provincial Legal Office in its 2nd November 17, 2017.

2159 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2160 May we recognize the Honorable Torres Mr. Chair?

2161 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2162 The Honorable Torres is recognized.

2163 HON. MANUEL VICENTE M. TORRES: 4TH DISTRICT BOARD MEMBER

2164 Thank you Mr. Floor, Mr. Chair.

2165 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2166 Welcome.

2167 HON. MANUEL VICENTE M. TORRES: 4TH DISTRICT BOARD MEMBER

2168 Item No. 06 is ordinance No. 21L.17-013 series of 2017 of the municipality of
2169 Kananga, Leyte, it is an Ordinance Granting Cash Incentives to all qualified Barangay

2170 Health Workers, Barangay Nutrition Scholars and Barangay Supply Point Officer of the
2171 municipality of Kananga, appropriating funds thereof and for other purposes.

2172 The Provincial legal Office has recommended for the declaration of its validity. I
2173 see nothing wrong with the said ordinance. I concur with the opinion of the Provincial
2174 Legal Office. Therefore, I move to approve Ordinance No. 21L.17-013 series of 2017 of
2175 the municipality of Kananga, Leyte.

2176 I so move Mr. Chair.

2177 HON. MA. CORAZON E. REMANDABAN: 3rd DISTRICT BOARD MEMBER

2178 Second.

2179 HON. TRINIDAD G. APOSTOL: 2nd DISTRICT BOARD MEMBER

2180 Second.

2181 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2182 It has been moved by the Honorable Torres, duly seconded by the Honorable
2183 Remandaban and Apostol to declare valid, Ordinance No. 21L.17-013 of Kananga,
2184 Leyte.

2185 Any discussion? Any objection?

2186 I hear none, then the motion is carried and approved.

2187 Approved unanimously.

RES. NO. 2017-751

2188 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2189 Next item please, Mr. Secretary, item No. 07.

2190 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2191 **ITEM NO. 07**

2192 Presented for consideration is **Ordinance No. 23 s. 2017 of the**
2193 **Municipality of Baybay, Leyte entitled, "AN ORDINANCE CREATING THE BAYBAY**
2194 **CITY BLOOD DONATION COUNCIL AND 92 BARANGAYS BLOOD DONATION**
2195 **COUNCILS TO ESTABLISH A VOLUNTARY BLOOD DONATION PROGRAM, AND**
2196 **PRESCRIBING THE RULES AND REGULATIONS FOR ITS EFFECTIVE**
2197 **IMPLEMENTATION IN THE CITY OF BAYBAY,"** recommended for the declaration of
2198 its **VALIDITY** by the Provincial Legal Office in its 2nd Indorsement dated November
2199 17, 2017.

2200 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2201 May we recognize the Honorable Gacis Mr. Chair?

2202 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2203 Yes, the Honorable Gacis is recognized.

2204 HON. EMMANUEL L. GACIS: 5th DISTRICT BOARD MEMBER

2205 Thank you Mr. Chair, Mr. Floor Leader.

2206 Presented for consideration is Ordinance No. 23, s. 2017 of the City of Baybay,
2207 an Ordinance Creating the Baybay City Blood Donation Council and 92 Barangays
2208 Blood Donation Councils to Establish a Voluntary Blood Donation Program, and
2209 prescribing the Rules and Regulations for its Effective Implementation in the City of
2210 Baybay.

2211 The Provincial Legal Office has recommended that this ordinance be declared
2212 valid based on Section 56 of RA 7160 on the ground of promotion of the general welfare
2213 healthy and safety, and also with the police power of the City of Baybay provided under
2214 Section 16 of the Local Government Code.

2215 So this representation would like to make a resolution approving, declaring valid
2216 the Ordinance No. 23 of the City of Baybay. I so move.

2217 HON. NOLIE C. CAÑA: LnBP PRESIDENT

2218 Second.

2219 HON. MANUEL VICENTE M. TORRES: 4th DISTRICT BOARD MEMBER

2220 Second.

2221 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2222 It has been moved by the Honorable Gacis, duly seconded by the
2223 Honorables Torres and Caña to declare valid Ordinance No. 23 series of 2017 of
2224 Baybay City.

2225 Any discussion? Any objection?

2226 I hear none, then the motion is carried and approved.

2227 Approved unanimously.

RES. NO. 2017-752

2228 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2229 Mr. Secretary Item No. 08 please.

2230

2231 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2232 **ITEM NO. 08**

2233 Presented for consideration is **Municipal Ordinance No. 03 Series of 2017**
2234 **of the Municipality of Matalom, Leyte, entitled, "AN ORDINANCE ENACTING THE**
2235 **ECOLOGICAL SOLID WASTE MANAGEMENT ORDINANCE OF MATALOM, LEYTE,"**
2236 recommended for the declaration of its **VALIDITY** by the Provincial Legal Office in
2237 its 2nd Indorsement dated November 17, 2017.

2238 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2239 Mr. Chair, the man of the hour.

2240 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2241 The man of the hour, Honorable Gacis.

2242 HON. EMMANUELL. GACIS: 5TH DISTRICT BOARD MEMBER

2243 Thank you Mr. Chair, Mr. Floor Leader.

2244 Presented for consideration is Municipal Ordinance No. 03, series of 2017 of the
2245 municipality of Matalom, Leyte, an ordinance enacting the Ecological Solid Waste
2246 Management Ordinance of Matalom, Leyte.

2247 The Provincial Legal Office Mr. Chair in its second indorsement dated November
2248 17, has recommended for the declaration of this ordinance' validity. And this is in
2249 consonance with Section 56 (c) of the Local Government Code and Section 447 pa. 5 to
2250 provide for an efficient and effective system of Solid Waste and Garbage Collection and
2251 Disposal.

2252 So the Provincial Legal office has recommended that the same be valid provided
2253 with the community service, as provided for under Section 4 Article 10 of the said
2254 ordinance, the same does not violate the Constitutional prohibition against involuntary
2255 servitude.

2256 So this representation Mr. Chair, would like to declare the Matalom Ordinance
2257 No. 03, valid. I so move.

2258 HON. NOLIE C. CAÑA: LnBP PRESIDENT

2259 Second.

2260

2261 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2262 It has been moved by the Honorable Gacis duly seconded by the Honorable
2263 Caña, to declare valid Ordinance No. 03 series of 2017 of Matalom, Leyte.

2264 Any discussion? Any objection?

2265 I hear none, then the motion is carried and approved.

2266 Approved unananimolusly. **RES. NO. 2017-753**

2267 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2268 Next Item Mr. Secretary please.

2269 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2270 **ITEM NO. 09**

2271 Presented for consideration is **Ordinance No. 04, s. 2017 of the**
2272 **Municipality of Matalom, Leyte entitled, "AN ORDINANCE SETTING GUIDELINES**
2273 **FOR THE PREVENTION AND CONTROL OF CRIME IN THE MUNICIPALITY OF**
2274 **MATALOM, LEYTE,"** recommended for the declaration of its **VALIDITY** by the
2275 Provincial Legal Office in its 2nd Indorsement dated November 17, 2017.

2276 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2277 Again, may we recognize the Honorable Gacis Mr. Chair?

2278 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2279 The Honorable Gacis is recognized.

2280 HON. EMMANUEL L. GACIS: 5th DISTRICT BOARD MEMBER

2281 Thank you Mr. Chair.

2282 Another Ordinance from Matalom, Leyte, Ordinance No. 04, series of 2017, an
2283 Ordinance setting guidelines for the Prevention and Control of Crime in the municipality
2284 of Matalom, Leyte.

2285 The Provincial Legal Office Mr. Chair has recommended for the declaration of
2286 this ordinance valid basing on Section 56 of the Local Government Code, promotion of
2287 the general welfare, a police power as provided under Section 16. However, the
2288 Provincial Legal Office put a caution that although they recommended that the same be
2289 valid, provided that the cash incentive provided under Section 7 of the said ordinance
2290 will not violate the prohibition under Section 335 Chapter 4 of the Local Government
2291 Code that the use of public money or property for private purposes.

2292 So this ordinance Mr. Chair, this representation would like to move that the
2293 Ordinance No. 04 of Matalom, Leyte be declared valid. I so move.

2294 HON. WILSON S. UY: PCL PRESIDENT

2295 Second.

2296 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2297 It has been moved by the Honorable Gacis, duly seconded by the Honorable Uy
2298 to declare valid Ordinance No. 04 series of 2017 of Matalom, Leyte.

2299 Any discussion?

2300 Yes, the Honorable Villasin is recognized.

2301 HON. NICCOLO J. VILLASIN: 2nd DISTRICT BOARD MEMBER

2302 Thank you Mr. Chair.

2303 Mr. Chair, upon perusing the ordinance, I immediately, noticed that there would
2304 be violations of the constitutional rights of the individuals. Like for example requiring
2305 those who are non-residents to submit police clearance and other documents Mr. Chair.
2306 Otherwise, the penalty in Section 6 thereof they are not allowed to stay or live in the
2307 barangays within the jurisdiction of the municipality. Mr. Chair, to my mind this could be
2308 violative of the right to travel guaranteed by the Constitution. Again, I have several
2309 questions Mr. Chair with respect to because to my mind again, based on my own
2310 interpretation, it would be violative of the equal protection clause even the due process
2311 clause can be violated by the ordinance. The right to travel should not be breached
2312 except for if there are valid grounds, but I don't think because of their failure wholly to
2313 submit the necessary requirements. Or even the imposition of requiring such
2314 requirements would be violative Mr. Chair of the Bill of Rights. I may be mistaken, Mr.
2315 Chair.

2316 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2317 Okay, what is the pleasure of the movant?

2318

2319

2320

2321 HON. EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

2322 Mr. Chair, with regards to the observation of my colleague, this representation is
2323 open for the referral of this ordinance for further study and my may we refer this
2324 Ordinance No. 04 to the Committee on Legal Matters for further study.

2325 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2326 Committee on Public Order. Wala may Committee on Legal Matters.

2327 HON. EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

2328 Ah wala. Committee on Laws.

2329 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2330 Committee on Rules.

2331 HON. EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

2332 I so move.

2333 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2334 Yes, the Honorable Villasin is recognized.

2335 HON. NICCOLO J. VILLASIN: 2ND DISTRICT BOARD MEMBER

2336 If the Honorable Gacis would also just a suggestion, if we can refer it back to the
2337 Legal Office if they can study thoroughly the implication of the ordinance Mr. Chair.
2338 Because although it already came from them from the Provincial Legal Office, but to me
2339 it appears that you know, this is just as simple as copy and paste that you know when
2340 they talk about police power, then there is already a pre-determined answer or for their
2341 review. But not really a thorough reviews of the ordinance whether it actually violates
2342 the constitution. So my suggestion is if we refer it back to them and to include the
2343 observations of the August Body.

2344 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2345 The suggestion of the Honorable Villasin is, instead of referring it to the
2346 Committee on Rules, we refer it back to the Provincial Legal Office and explain to us
2347 more extensively the observations of the Honorable Villasin regarding the provision on
2348 transient and visitors of Matalom, Leyte. What is the pleasure of the movant?

2349 HON. EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

2350 I accept the suggestion and observation of our colleague Honorable Villasin, that
2351 the same be referred back to the Provincial Legal Office for further study especially with
2352 the observation of Honorable Villasin with regards to the constitutionality of the
2353 ordinance particularly Section 5.

2354 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2355 Okay, any other discussion? Any objection?

2356 The Honorable Uy is recognized.

2357 HON. WILSON S. UY: PCL PRESIDENT

2358 It is okay Mr. Chair since this August Body has already decided that it be referred
2359 back to the Legal Office for further study.

2360 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2361 Yes, regarding the constitutionality of Section 5 and in relation to the second pa.
2362 of Section 6. So any other discussion? Any objection?

2363 I hear none, then the motion is carried and approved.

2364 Approved unanimously.

RES. NO. 2017-754

2365 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2366 The next item please, Mr. Secretary.

2367 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2368 **ITEM NO. 10**

2369 Presented for consideration is **Municipal Ordinance No. 05 Series of 2017**
2370 **of the Municipality of Matalom, Leyte, entitled, "AN ORDINANCE DECLARING**
2371 **NOVEMBER 18 OF EVERY YEAR AS THE OFFICIAL FOUNDING ANNIVERSARY OF**
2372 **THE MUNICIPALITY OF MATALOM, LEYTE,"** recommended for the declaration of
2373 its **VALIDITY** by the Provincial Legal Office in its 2nd Indorsement dated November
2374 17, 2017.

2375 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2376 Again the Honorable Gacis Mr. Chair.

2377 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2378 The Honorable Gacis is recognized.

2379 HON. EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

2380 Thank you Mr. Chair, Mr. Floor Leader.

2381 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2382 Welcome.

2383 HON. EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

2384 Another ordinance coming from Matalom, Leyte, Ordinance No. 05 series of
2385 2017, An Ordinance Declaring November 18 of every yeas as the Official Founding
2386 Anniversary of the Municipality of Matalom, Leyte.

2387 The Provincial Legal Office is again Mr. Chair recommended that the same be
2388 declared valid in its 2nd indorsement last November 17. And although they
2389 recommended that the same be declared valid, the Provincial Legal Office emphasized
2390 that the chosen date shall not be considered holiday, because under Section 27
2391 Chapter 7 of 1987 Administrative Code, only the President can proclaim any local or
2392 special day or a particular day or place as a holiday. And under the compendium local
2393 autonomy – all local government cannot proclaim any religion or local holidays only the
2394 President who is vested by law who has the prerogative. And since the ordinance of
2395 Matalom, Leyte only declared November 18 of every year as the official founding
2396 anniversary, the ordinance is silent whether the same is holiday or not. So this
2397 representation would like to recommend that the Municipal Ordinance No. 05 of
2398 Matalom, Leyte is hereby approved. I so move.

2399 HON. NICCOLO J. VILLASIN: 2nd DISTRICT BOARD MEMBER

2400 Second.

2401 HON. GINA E. MERILO: 1st DISTRICT BOARD MEMBER

2402 Second.

2403 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2404 It has been moved by the Honorable Gacis duly seconded by the Honorable
2405 Villasin and Merilo to declare valid ordinance No. 05, series 2017 of Matalom, Leyte.

2406 Any discussion? Any objection?

2407 I hear none, then the motion is carried and approved.

2408 Approved unanimously.

RES. NO. 2017-755

2409

2410 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2411 Next Item please, Mr. Secretary.

2412 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGUGNIAN

2413 **ITEM NO. 11**

2414 Presented for consideration is a **REQUEST FOR ACCREDITATION for the**
2415 **Application of Ormocay Sustainable Farmers Association of Brgy. Ormocay,**
2416 **Mayorga, Leyte** as a Non-Government Organization in the Province of Leyte

2417

2418 **ITEM NO. 22**

2419 Presented for consideration is a **REQUEST FOR ACCREDITATION of the**
2420 **Application of DARAUPAY KITANGAN AND PATULUYAN FISHERFOLKS**
2421 **ASSOCIATION (DAKIPafa) of Capoocan, Leyte,** as a Non-Government
2422 Organization in the Province of Leyte.

2423 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2424 Mr. Chair, I have an omnibus motion on Item 10 and 22. All these items are
2425 requesting for accreditation. One, for Ormocay Sustainable Farmers Association of
2426 Barangay Ormocay, Mayorga, Leyte and the other one is Daraupay Kitangan and
2427 Patuluyan Fisherfolks Association (DAKIPafa) of Capoocan, Leyte, Mr. Chair.

2428 With this, upon verification by this representation Mr. Chair, all these applications
2429 are in accordance with Section 108 of RA 7160.

2430 I therefore so move for the accreditation of these two non-governmental
2431 organizations of the Province of Leyte. I therefore so move Mr. Chair.

2432 HON. WILSON S. UY: PCL PRESIDENT

2433 Second.

2434 HON. MANUEL VICENTE M. TORRES: 4TH DISTRICT BOARD MEMBER

2435 Second.

2436 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2437 It has been moved by the Honorable Arevalo, duly seconded by the Honorable
2438 Torres and Uy to accredit Ormocay Sustainable Farmers Association and Daraupay
2439 Kitangan and Patuluyan Fisherfolks Association, Items 11 and 22.

2440 Any discussion? Any objection?

2441 I hear none, then the motion is carried and approved.

2442 Approved unanimously.

RES. NO. 2017-756

2443 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2444 Item No. 15, Mr. Secretary please.

2445 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2446 **ITEM NO. 15**

2447 Presented for consideration is **Resolution No. 2017-531 of the**
2448 **Province of Bohol, entitled "FAVORABLY ENDORSING JOINT RESOLUTION**
2449 **NO. 01, SERIES OF 2017, FROM THE BOHOL CHAMBER OF COMMERCE**
2450 **AND INDUSTRY (BCCI), BOHOL PROVINCIAL TOURISM COUNCIL (PTC),**
2451 **BOHOL ASSOCIATION OF HOTELS RESORTS AND RESTAURANTS (BAHRR),**
2452 **BOHOL FEDERATION OF TRAVEL AND TOUR OPERATORS (BOFETTO),**
2453 **PANGLAO ISLAND CHAMBER OF COMMERCE AND INDUSTRY (PICCI),**
2454 **PANGLAO ASSOCIATION OF DIVE OPERATORS (PADO), BOHOL SOCIETY**
2455 **TRAVEL AGENCIES (BSTA), BOHOL ISLAND OPERATORS AND DRIVERS**
2456 **MULTI-PURPOSE COOPERATIVE (BIODMPC), BOHOL UNITED TRANSPORT**
2457 **SERVICES ASSOCIATION INC. (BUTTSA), BOHOL ASSOCIATION OF TOURIST**
2458 **FRANCHISED OPERATION, INC. (BATFOI), KAHUGPONGAN SA MGA BUL-**
2459 **ANONG GUIDES (KABOG), BOHOL ISLAND TOUR GUIDES ASSOCIATION OF**
2460 **THE PHILIPPINES (BITGAP) URGING THE HONORABLE SECRETARY WANDA**
2461 **CORAZON TULFO-TEO OF THE DEPARTMENT OF TOURISM (DOT) TO**
2462 **URGENTLY FOCUS THE DEPARTMENT'S PROMOTIONAL EFFORTS FOR THE**
2463 **COMING TOURISM HIGH SEASON PRIMARILY ON THE ASIAN MAINLAND**
2464 **AND ASEAN MARKETS, AND TO IMMEDIATELY TAKE STEPS TO COUNTER**
2465 **THE DEVELOPING MISPERCEPTION ELSEWHERE IN THE WORLD THAT THE**
2466 **PHILIPPINES IS BECOMING INCREASINGLY UNSAFE FOR TOURISTS AND**
2467 **REQUESTING ALL SANGGUNIANG PANLALAWIGANS OF THE PHILIPPINES**
2468 **TO SUPPORT THE SAME."**
2469

2470 **ITEM NO. 16**

2471 Presented for consideration is **Resolution No. 2017-672 of the**
2472 **Province of Bohol, entitled "REQUESTING THE THREE (3) CONGRESSMEN**
2473 **OF THE FIRST, SECOND AND THIRD DISTRICT OF BOHOL, TO FILE A BILL**
2474 **REGULATING THE NATION'S PETROLEUM INDUSTRY AND THEREBY**
2475 **PROVIDE FUNDS TO STABILIZE OIL PRICES."**
2476

2477 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2478 The Honorable Villasin is recognized.

2479 HON. NICCOLO J. VILLASIN: 2ND DISTRICT BOARD MEMBER

2480 Omnibus motion Mr. Chair for Items 15 and 16 to take note of the Resolutions of
2481 the province of Bohol. I so move.

2482 HON. GINA E. MERILO: 1st DISTRICT BOARD MEMBER

2483 Second.

2484 HON. MANUEL VICENTE M. TORRES: 4th DISTRICT BOARD MEMBER

2485 Second.

2486 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2487 It has been moved by the Honorable Villasin, duly seconded by the Honorables
2488 Torres and Merilo to take note of Items 15 and 16.

2489 Any objection? Any discussion?

2490 I hear none, the motion is carried and approved.

2491 Approved unanimously.

RES. NO. 2017-757

2492 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2493 Item No. 17 Mr. Secretary please.

2494 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2495 **ITEM NO. 17**

2496 Presented for consideration is **Municipal Ordinance No. 318**
2497 **Series 2017 of the Municipality of Capoocan, Leyte, entitled, "AN**
2498 **ORDINANCE REQUIRING EVERY HOUSEHOLD TO CONSTRUCT/PROVIDE**
2499 **TOILET, PROHIBITING DEFECACTION ANYWHERE AND PROVIDING**
2500 **PENALTIES FOR VIOLATION THEROF,"** recommended for the
2501 declaration of its **VALIDITY** by the Provincial Legal Office in its 2nd
2502 Indorsement dated November 21, 2017.
2503

2504

2505 **ITEM NO. 18**

2506 Presented for consideration is **Municipal Ordinance No. 319, Series 2017**
2507 **of the Municipality of Capoocan, Leyte, entitled, "AN ORDINANCE PRESCRIBING**
2508 **THE GUIDELINES ON THE IMPLEMENTATION OF PREEMPTIVE OR FORCED**
2509 **EVACUATION IN THE MUNICIPALITY OF CAPOOCAN, LEYTE AS A RECOURSE OR**
2510 **RESPONSE TO A DISASTER OR EMERGENCY OCCURRING OR ABOUT TO OCCUR,**
2511 **POSING IMMINENT DANGER TO LIVES OF THE RESIDENTS OF THE MUNICIPALITY**
2512 **OF CAPOOCAN, LEYTE,"** recommended for the declaration of its **VALIDITY** by the
2513 Provincial Legal Office in its 2nd Indorsement dated November 21, 2017.

2514

2515 **ITEM NO. 19**

2516 Presented for consideration is **Municipal Ordinance No. 320 Series 2017**
2517 **of the Municipality of Capoocan, Leyte , entitled, "AN ORDINANCE PROHIBITING**

2518 **THE DRYING OF PALAY, CORN AND OTHER PRODUCTS AND CONSTRUCTION OF**
2519 **STRUCTURES IN NATIONAL HIGHWAYS,”** recommended for the declaration of its
2520 **VALIDITY** by the Provincial Legal Office in its 2nd Indorsement dated November 21,
2521 2017.

2522

2523 **ITEM NO. 20**

2524 Presented for consideration is **Municipal Ordinance No. 321 Series 2017**
2525 **of the Municipality of Capoocan, Leyte, entitled, “AN ORDINANCE AMENDING**
2526 **SECTION 7, FEES AND CHARGES AND SECTION 12, PENAL PROVISION OF**
2527 **ORDINANCE NO. 107, ENTITLED “AN ORDINANCE ON RABIES CONTROL AND**
2528 **IMPOSING FEES AND PENALTIES THEREOF,”** recommended for the declaration of
2529 its **VALIDITY** by the Provincial Legal Office in its 2nd Indorsement dated November
2530 21, 2017.

2531 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2532 May we recognize the Honorable Villasin Mr. Chair?

2533 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2534 The Honorable Villasin is recognized.

2535 HON. NICCOLO J. VILLASIN: 2nd DISTRICT BOARD MEMBER

2536 Thank you Mr. Chair, Mr. Floor Leader.

2537 Presented for consideration is Municipal Resolution No. 318 series of 2017 of the
2538 SB of Capoocan, Leyte.

2539 Mr. Chair, this is an ordinance actually this is an anti-defecation ordinance
2540 basically, that requires all household to provide their own toilet. Mr. chair, this has been
2541 declared, recommended for the declaration of validity by the provincial Legal Office
2542 provided that the penalty of community serviced does not violate the constitutional
2543 prohibition against involuntary servitude. So I move that we declare this ordinance as
2544 valid Mr. Chair.

2545 I so move.

2546 HON. GINA E. MERILO: 1st DISTRICT BOARD MEMBER

2547 Second.

2548 HON. NOLIE C. CAÑA: LnBP PRESIDENT

2549 Second.

2550

2551 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2552 From the Chair, can we make an omnibus motion for Items 17, 18, 19 and 20,
2553 since these are all ordinances from Capoocan. And there are recommendations coming
2554 from the Provincial Legal Office to declare valid subject to the conditions as stated so
2555 that we can fast track.

2556 HON. NICCOLO J. VILLASIN: 2ND DISTRICT BOARD MEMBER

2557 I amend my motion accordingly Mr. Chair. It should be an omnibus motion.

2558 HON. NOLIE C. CAÑA: LnBP PRESIDENT

2559 I second.

2560 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

2561 Second.

2562 HON. MANUEL VICENTE M. TORRES: 4TH DISTRICT BOARD MEMBER

2563 Second.

2564 HON. WILSON S. UY: PCL PRESIDENT

2565 By the way Mr. Chair.

2566 Mr. Chair, in the ordinance of Capoocan, Leyte in their second offense they are
2567 required to render community service of 2 to 3 hours so this is a mandatory community
2568 service. I think it is involuntary servitude Mr. Chair considering that their penalty here is
2569 community service is not a choice.

2570 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2571 Yes the Honorable Villasin is recognized.

2572 HON. NICCOLO VILLASIN: 2ND DISTRICT BOARD MEMBER

2573 It is my opinion Mr. chair that the community service of 2 to 3 hours only when
2574 there is a violation does not constitute as involuntary servitude Mr. Chair. What is
2575 constitutionality prohibited is that the servitude, if I am not mistaken, is for the unlimited
2576 period of time and without consideration of the proper due process, without the
2577 observance of due process clause but the penalty of 2 to 3 hours Mr. Chair in my
2578 opinion, I don't think that would cause involuntary servitude.

2579

2580 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2581 Okay, any other discussion?

2582 Yes, the Honorable Uy.

2583 HON. WILSON S. UY: PCL PRESIDENT

2584 Yes, clarification Mr. Chair. So does it mean Mr. Chair that the 2nd offense been
2585 imposed in this particular ordinance is not a prohibited act under our Constitution?
2586 Because why I understand, Mr. Chair, is that involuntary servitude is that you are forced
2587 to do something you do not want to do. And there is no other recourse if you commit
2588 second offense you should render community service, there is no other option wherein
2589 you can be fined for this particular. If it is "or" then probably I can say that it is not
2590 involuntary servitude. But for this case, Mr. Chair, there is no other penalty except for
2591 community service.

2592 I don't know I would like to ask from the chair if this is covered under the said
2593 constitutional prohibition.

2594 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2595 Yes from the Chair, I think this is not covered by the constitutional prohibition on
2596 involuntary servitude because again if the municipality will observe due process,
2597 meaning to say that a complaint was filed and then a case is tried before the Regular
2598 Courts and then a decision is rendered saying that the offender render a community
2599 service, then there is no violation on involuntary servitude. Just like being imprisoned,
2600 nobody wants to be imprisoned. But if there is a court saying that you should be
2601 imprisoned then you should follow the courts. So I think if this penalty will be imposed,
2602 the municipality must observe due process. It cannot just impose without filing of the
2603 cases in court.

2604 HON. WILSON S. UY: PCL PRESIDENT

2605 Yes, Mr. Chair but in the ordinance it is not specified that there should be a
2606 decision of the court.

2607

2608

2609 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2610 Yes, maybe the movant can make that into a collatilla that the penalty of
2611 community service must follow the due process clause of the constitution.

2612 HON. NICCOLO J. VILLASIN: 2nd DISTRICT BOARD MEMBER

2613 Thank you Mr. Chair. Thank you Board Member Uy for that suggestion. I amend
2614 my motion Mr. Chair. To include that collatilla Mr. Chair for the municipality to include
2615 the collatilla that the due process clause of the constitution must be observed.

2616 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2617 Okay, any other discussion? Any objection?

2618 Then the omnibus motion declaring valid Ordinance No. 318, 319, 320 and 321
2619 of Capoocan, Leyte is hereby approved.

2620 Subject to the collatilla.

2621 Approved unanimously.

RES. NO. 2017-758

2622 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2623 Next item please, Mr. Secretary.

2624 MR. ANDRE SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2625 **ITEM NO. 23**

2626 Presented for consideration is a furnished copy of **NOTICE OF HEARING**
2627 **from the National Telecommunications Commission for the Applicant**
2628 **Telecommunications Technology Solutions, Inc.**, for the requests of a Certificate
2629 of Public Convenience and Necessity (CPCN) to construct, install, operate and
2630 maintain a Nationwide Cellular Mobile Network and Other Necessary and
2631 Ancillary Services Relevant Thereto, and To Change Rates, which is scheduled on
2632 December 11, 2017 at 10 a.m. at the Legal Department, 3rd Floor, NTC, BIR Road,
2633 East Triangle, Diliman, Quezon, City.

2634 **ITEM NO. 34**

2635 Presented for consideration is a **NOTICE OF HEARING from the National**
2636 **Telecommunications Commission for GHT NETWORK, INC**, for the issuance of a
2637 Certificate of Public Convenience (CPC) to install, operate and maintain Digital
2638 Terrestrial Television Broadcast (DTTB) Station in Tacloban City, scheduled on
2639 December 11, 2017 at 10a.m. at the Legal Branch, 3rd Floor, NTC Building, NTC, BIR
2640 Road, East Triangle, Diliman, Quezon City.

2641 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2642 The Honorable Arevalo.

2643 HON. MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

2644 Mr. Chair, I think these Items 23 and 34 Mr. Chair the date of the hearing is
2645 scheduled today. So I think we will take note of these. I move to take note of these
2646 Items 23 and 34.

2647 HON. NICCOLO J. VILLASIN: 2ND DISTRICT BOARD MEMBER

2648 Second.

2649 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2650 THERE IS A MOTION OF THE Honorable Arevalo, duly seconded by the
2651 Honorable Villasin to take note of Items 23 and 34, the notices of hearing coming from
2652 NTC.

2653 Any discussion?

2654 Any objection?

2655 I hear none, then the motion is carried and approved.

2656 Approved unanimously.

RES. NO. 2017-759

2657

2658 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2659 Next item please Mr. Secretary.

2660 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2661 **ITEM NO. 25**

2662 Presented for consideration is **Ordinance No. 2017-05 of the Municipality**
2663 **of Tanauan, Leyte, entitled, "AN ORDINANCE AMENDING IN PART SECTION 3, 4**
2664 **AND 5 OF ORDINANCE NO. 99-03 OTHERWISE KNOWN AS "AN ORDINANCE**
2665 **IMPOSING THE NEW CURFEW HOURS FOR MINORS AND IMPOSING PENALTIES**
2666 **AND FINES FOR VIOLATIONS THEREOF,"** recommended for its **VALIDITY** by the
2667 Provincial Legal Office in its 2nd Indorsement dated December 6, 2017.

2668 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2669 May we recognize the Honorable Merilo Mr. Chair.

2670 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2671 The Honorable Merilo is recognized.

2672

2673

2674 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

2675 Item No. 25, presented for consideration is Ordinance No. 2017-05 of the
2676 municipality of Tanauan, Leyte, entitled, an Ordinance Amending in part Section 3, 4
2677 and 5 of the Ordinance No. 99-03 otherwise known as “An Ordinance Imposing the
2678 New Curfew Hours for Minors and Imposing Penalties and Fines for violations thereof.
2679 This is recommended already by the Provincial Legal Office in its 2nd Indorsement last
2680 December 6, 2017.

2681 So I move to declare valid ordinance No. 2017-05 of the Municipality of Tanauan,
2682 leyte. I so move Mr. Chair.

2683 HON. WILSON S. UY: PCL PRESIDENT

2684 Second.

2685 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2686 It has been moved by the Honorable Merilo duly seconded by Honorable Uy to
2687 declare valid Ordinance No. 2017-05 of Tanauan, Leyte.

2688 Any discussion?

2689 Any objection?

2690 I hear none, the motion is carried and approved.

2691 Approved unanimously.

RES. NO. 2017-760

2692 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2693 Next item please Mr. Secretary.

2694 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2695 **ITEM NO. 26**

2696 Presented for consideration is **Ordinance No. 2017-06 of the Municipality**
2697 **of Tanauan, Leyte, entitled, “AN ORDINANCE AMENDING IN PART SECTION 06**
2698 **OF MUNICIPAL ORDINANCE NO. 2012-06 ALSO KNOWN AS “AN ORDINANCE TO**
2699 **IMPLEMENT THE COUNTERPART MUNICIPAL AWARD AND TO FACILITATE THE**
2700 **PROGRAMS FOR CENTENARIANS AND SENIOR CITIZENS AT LEAST NINETY YEARS**
2701 **OLD, GRANT BENEFITS AND SPECIAL PRIVILEGES, AND FOR OTHER PURPOSES,”**
2702 recommended for the declaration of its **VALIDITY** by the Provincial Legal Office in
2703 its 2nd Indorsement dated December 6, 2017.

2704 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2705 May we recognize again the Honorable Merilo, Mr. Chair?

2706 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2707 The Honorable Merilo is recognized.

2708 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

2709 Item No. 26, presented for consideration is Ordinance No. 2017-06 of the
2710 Municipality of Tanauan, Leyte, entitled, "an Ordinance Amending in part Section 06 of
2711 Municipal Ordinance No. 2012-06 also known as "An ordinance to implement the
2712 counterpart Municipal Award and to facilitate the programs for centenarians and Senior
2713 Citizens at least ninety years old, and grant benefits and special privileges and for other
2714 purposes.

2715 It is also recommended for the declaration of validity by the Provincial Legal
2716 office in its 2nd indorsement last December 6, 2017.

2717 Therefore, I move to declared valid and operative, Ordinance No. 2017-06 of
2718 Tanauan, Leyte. And I so move Mr. Chair.

2719 HON. NOLIE C. CAÑA: LnBP PRESIDENT

2720 Second.

2721 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2722 It has been moved by the Honorable Merilo duly seconded by Honorable Caña to
2723 declare valid Ordinance No. 2017-06 of Tanauan, Leyte.

2724 Any discussion?

2725 Any objection?

2726 I hear none, then the motion is carried and approved.

2727 Approved unanimously.

RES. NO. 2017-761

2728 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2729 Next item please, Mr. Secretary.

2730 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2731 **ITEM NO. 27**

2732 Presented for consideration is **Municipal Ordinance No. 2 Series of 2017**
2733 **of the Municipality of Tolosa, Leyte, entitled, "AN ORDINANCE ENACTING THE**
2734 **REVISED REVENUE CODE OF THE MUNICIPALITY OF TOLOSA, PROVINCE OF**

2735 **LEYTE,**” recommended for the declaration of its **VALIDITY** by the Provincial Legal
2736 Office in its 2nd Indorsement dated December 6, 2017.

2737 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2738 Mr. Chair since the partner of Honorable Merilo is still busy, may we recognize
2739 again the Honorable Merilo.

2740 HON. GINA E. MERILO: 1st DISTRICT BOARD MEMBER

2741 I am looking for my partner Mr. Chair.

2742 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2743 The Honorable Merilo is recognized.

2744 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

2745 Item No. 27, presented for consideration is Ordinance No. 2, series of 2017 of
2746 the Municipality of Tolosa, Leyte, entitled, “An Ordinance Enacting the Revised
2747 Revenue Code of the Municipality of Tolosa, Province of Leyte.

2748 Mr. Chair, I move that this Item be referred to the Committee on Ways and
2749 Means and I so move.

2750 HON. NICCOLO J. VILLASIN: 2nd DISTRICT BOARD MEMBER

2751 Second.

2752 HON. NOLIE C. CAÑA: LnBP PRESIDENT

2753 Second.

2754 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2755 It has been moved by the Honorable Merilo duly seconded by the Honorables
2756 Villasin and Caña to refer Item No. 27 to the Committee on Ways and Means.

2757 Any discussion?

2758 Any objection?

2759 There being none, then the motion is carried and approved.

2760 Approved unanimously.

RES. NO. 2017-762

2761 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2762 Next item please, Mr. Secretary.

2763

2764 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2765 **ITEM NO. 28**

2766 Presented for consideration is **Municipal Ordinance No. 2017-04 Series of**
2767 **2017 entitled, "AN ORDINANCE COMPELLING EVERY BARANGAY OF THE**
2768 **MUNICIPALITY OF SAN MIGUEL, LEYTE THE ESTABLISHMENT OF VIOLENCE**
2769 **AGAINST WOMEN (VAW) DESK AND PROTOCOL IN HANDLING VAW CASES AT**
2770 **BARANGAY LEVEL,"** recommended for the declaration of its **VALIDITY** by the
2771 Provincial Legal Office in its 2nd Indorsement dated December 6, 2017.

2772 HON. MESIAS P. AREVALO: 4th DISTRICT BOARD MEMBER

2773 May we recognize the Honorable Abellanos Mr. Chair.

2774 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2775 The Honorable Abellanos yields the floor to the Honorable Merilo.

2776 Mr. Floor Leader who shall we recognize?

2777 HON. MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

2778 We recognize again the Honorable Merilo Mr. Chair.

2779 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2780 The Honorable Merilo is recognized.

2781 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

2782 Thank you Mr. Chair. Item No. 28, presented for consideration is Municipal
2783 Ordinance No. 2017-14 series 2017. Mr. Chair, my partner is already around. He has to
2784 continue Mr. Chair.

2785 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2786 Yes, the strong advocate of women.

2787 The Honorable Abellanos is recognized.

2788 HON. RANULFO S. ABELLANOSA: 1ST DISTRICT BOARD MEMBER

2789 As far as item No. 28 is concerned, Municipal Ordinance No. 2017-04 is an
2790 Ordinance compelling every barangays of the Municipality of San Miguel, Leyte...
2791 excuse me Mr. Chair.

2792 HON. WILSON S. UY: PCL PRESIDENT

2793 Kadi ako nala, to make faster Mr. Chair. We are running out of time.

2794

2795 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2796 Okay.

2797 HON. WILSON S. UY: PCL PRESIDENT

2798 Item No. 28, if my motion is in order Mr. Chair, I move that we declare valid

2799 Ordinance No. 2017-04 series 2017 of San Miguel, Leyte. I so move.

2800 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

2801 Second.

2802 HON. EMMANUEL L. GACIS: 5th DISTRICT BOARD MEMBER

2803 Second.

2804 HON. NOLIE C. CAÑA: LnBP PRESIDENT

2805 Second.

2806 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2807 It has been moved by the Honorable Uy, unanimously seconded, to declare valid,

2808 Ordinance No. 2017-04 of San Miguel, Leyte.

2809 Any discussion?

2810 Any objection?

2811 I hear none, then the motion is carried and approved.

2812 Approved unanimously.

RES. NO. 2017-763

2813 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2814 Next item please, Mr. Secretary.

2815 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2816 **ITEM NO. 29**

2817 Presented for consideration is **Ordinance No. 2017-05 Series of**
2818 **2017 of the Municipality of San Miguel, Leyte, entitled, "AN**
2819 **ORDINANCE ENACTING THE LOCAL CODE FOR CHILDREN IN THE**
2820 **MUNICIPALITY OF SAN MIGUEL, LEYTE,"** recommended for the
2821 declaration of its **VALIDITY** by the Provincial Legal Office in its 2nd
2822 Indorsement dated December 6, 2017

2823

2824 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2825 May we recognize the Honorable Uy Mr. Chair?

2826

2827 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2828 The Honorable Uy would like to be recognized.

2829 HON. WILSON S. UY: PCL PRESIDENT

2830 Yes, I would like to volunteer myself Mr. Chair, because I am already sleepy.

2831 For Item No. 29 is Ordinance No. 2017-05 series of 2017 of the Municipality of
2832 San Miguel, Leyte.

2833 If my motion is in order Mr. Chair, I move that we declare valid Ordinance
2834 enacting the Local Code for Children in the Municipality of San Miguel, Leyte.

2835 I so move.

2836 HON. GINA E. MERILO: 1st DISTRICT BOARD MEMBER

2837 Second.

2838 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2839 It has been moved by the Honorable Uy, duly seconded by the Honorable Merilo,
2840 to declare valid Ordinance No. 2017-05, series 1017 of San Miguel, Leyte.

2841 Discussion? Any objection?

2842 There being none, then the motion is carried and approved.

2843 Approved unanimously. **RES. NO. 2017-764**

2844 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2845 Next Item please, Mr. Secretary.

2846 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2847 **ITEM NO. 30**

2848 Presented for consideration is **Municipal Ordinance No. 64, S – 2017 of**
2849 **the Municipality of Villaba, Leyte entitled, “AN ORDINANCE ENACTED FOR THE**
2850 **CHILD WELFARE CODE OF VILLABA, LEYTE,”** recommended for the declaration of
2851 its **VALIDITY** with **COMMENTS and RECOMMENDATION** by the Provincial Legal
2852 Office in its 2nd Indorsement dated December 6, 2017.

2853 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2854 May we recognize the Honorable Remandaban Mr. Chair.

2855 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2856 The Honorable Remandaban is recognized.

2857 HON. MA. CORAZON E. REMANDABAN: 3RD DISTRICT BOARD MEMBER

2858 Thank you Mr. Chair, Mr. Floor Leader.

2859 Item No. 30 is Municipal Ordinance No. 64 series 2017 of the Municipality of
2860 Villaba, Leyte, entitled, “an Ordinance enacted for the Child Welfare Code of the
2861 Municipality of Villaba, Leyte.” It is recommended as valid by the Provincial Legal Office
2862 and I would like to move for its approval, and remind the municipality the SB to take
2863 note of the comments and recommendations by the Provincial Legal Office. I so move
2864 Mr. Chair.

2865 HON. WILSON S. UY: PCL PRESIDENT

2866 Second.

2867 HON. MANUEL VICENTE M. TORRES: 4TH DISTRICT BOARD MEMBER

2868 Second.

2869 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2870 It has been moved by the Honorable Remandaban duly seconded by the
2871 Honorable Uy and Torres, to declare valid Ordinance No. 64 series of 2017 of Villaba,
2872 Leyte.

2873 Any discussion?

2874 From the Chair, the provincial Legal Office, noted that there is no signature
2875 coming from the Mayor of Villaba. May we know why this ordinance does not bear his
2876 signature and if this ordinance was vetoed or not?

2877 HON. MA. CORAZON E. REMANDABAN: 3RD DISTRICT BOARD MEMBER

2878 I guess there is no veto Mr. Chair as what the Provincial Legal Office observed
2879 that really, there is no signature and upon.. the certification of the SB Secretary Cornelio
2880 B. Hernando, Jr. stating that this ordinance was submitted to the Office of the Local
2881 Chief Executive but no action has been taken neither a veto. And it has been
2882 communicated to the SB concerned within 10 days from receipt. Hence, it is..

2883 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2884 Lapsed into law.

2885

2886 HON. MA. CORAZON E. REMANDABAN: 3rd DISTRICT BOARD MEMBER

2887 Yes, Mr. Chair.

2888 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2889 Any other discussion?

2890 Any objection?

2891 I hear none, then the motion is carried and approved.

2892 Approved unanimously.

RES.NO. 2017-765

2893 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2894 Next item please, Mr. Secretary.

2895 **ITEM NO. 31**

2896 Presented for consideration is **Ordinance No. 12, s. 2017 of the**
2897 **Municipality of Abuyog, Leyte, entitled, "AN ORDINANCE REVISING THE**
2898 **CHARTER OF THE ABUYOG COMMUNITY COLLEGE OF THE MUNICIPALITY OF**
2899 **ABUYOG, PROVINCE OF LEYTE,"** recommended for the declaration of its **VALIDITY**
2900 by the Provincial Legal Office in its 2nd Indorsement dated December 6, 2017.

2901 **ITEM NO. 32**

2902 Presented for consideration is **Ordinance No. 13, s. 2017 of the**
2903 **Municipality of Abuyog, Leyte , entitled, "AN ORDINANCE AUTHORIZING THE**
2904 **CREATION OF NEW POSITIONS AND PROVIDE THE CORRESPONDING FUNDING**
2905 **FOR EACH CREATED POSITION IN THE MUNICIPAL GOVERNMENT OF ABUYOG,**
2906 **LEYTE,"** recommended for the declaration of its **VALIDITY** by the Provincial Legal
2907 Office in its 2nd Indorsement dated December 6, 2017.

2908 **ITEM NO. 33**

2909 Presented for consideration is **Ordinance No. 14, s. 2017 of the**
2910 **Municipality of Abuyog, Leyte, entitled, "AN ORDINANCE CREATING THE**
2911 **POSITION OF ASSOCIATE PROFESSOR V SG -23 AT THE ABUYOG COMMUNITY**
2912 **COLLEGE OF THIS AGENCY,"** recommended for the declaration of its **VALIDITY** by
2913 the Provincial Legal Office in its 2nd Indorsement dated December 6, 2017.

2914 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2915 May we recognize the Honorable Gacis Mr. Chair?

2916 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2917 Yes, maybe we can have an omnibus motion for all ordinances coming from
2918 Abuyog. The Honorable Gacis is recognized.

2919 HON. EMMANUEL L. GACIS: 5TH DISTRICT BOARD MEMBER

2920 Thank you Mr. Chair, Mr. Floor Leader.

2921 Ordinance No. 12 of the Municipality of Abuyog is with regards to the revision of
2922 the Charter of the Abuyog Community College or ACC and Ordinance No. 13, an
2923 Ordinance authorizing the creation of new positions under the Local Government of
2924 Abuyog and Item No. 33 is an Ordinance No. 14, an Ordinance of another creation of a
2925 position of Associate Professor V of the Abuyog Community College. The 3 Ordinances
2926 have been recommended for the declaration of validity by the Provincial Legal Office.
2927 This is in consonance with the Local Government Code and it is also within the power of
2928 the local sanggunian to revise, amend or repeal its prior acts with regards to Ordinance
2929 No. 12. So this representation Mr. Chair, moves for the approval of Ordinance No. 14,
2930 all of the Municipality of Abuyog.

2931 I so move.

2932 HON. MANUEL VICENTE M. TORRES: 4th DISTRICT BOARD MEMBER

2933 Second.

2934 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2935 Okay, it has bene moved by the Honorable Gacis, duly seconded by Honorable
2936 Torres, to declare valid Ordinance No. 12, No. 13, and No. 14 series of 2017 of Abuyog,
2937 Leyte. Items 31, 32 and 33.

2938 Any discussion?

2939 Any objection?

2940 I hear none, then the motion is carried and approved.

2941 Approved unanimously.

RES. NO. 2017-766

2942 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2943 The next item Mr. Secretary please.

2944 MR. ANDRE S. SANICO: TEMPORARY SECRETARY TO THE SANGGUNIAN

2945 **ITEM NO. 35**

2946 Presented for consideration is a **COMMENT** in its 2nd Indorsement dated
2947 December 6, 2017 **from the Provincial Legal Office in compliance to SP**
2948 **Resolution No. 2017-709 dated November 17, 2017 on the observations of the**
2949 **Local Finance Committee relative to General Fund Annual Budget FY 2017 of the**
2950 **Municipality of Villaba, Leyte.**

2951 HON. MESIAS P. AREVALO: TEMPORARY FLOOR LEADER

2952 May we request the Honorable Remandaban Mr. Chair.

2953 HON FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2954 The Honorable Remandaban is recognized.

2955 HON. MA. CORAZON E. REMANDABAN: 3RD DISTRICT BOARD MEMBER

2956 Thank you Mr. Chair, Mr. Floor.

2957 Item No. 35 is an comment in its 2nd indorsement dated December 6, 2017 from
2958 the Provincial Legal Office in compliance to SP Resolution No. 2017-709 dated
2959 November 17, 2017 on the observation of the Local Finance Committee relative to the
2960 General Fund Annual Budget FY 2017 of the Municipality of Villaba, Leyte.

2961 Mr. Chair, I move that this Appropriation Ordinance No. 1 series 2017 of the
2962 Municipality of Villaba, Leyte be returned to the SB of origin with the opinion coming
2963 from the Provincial Legal Office which is self-explanatory for information, perusal and
2964 appropriate action.

2965 I so move Mr. Chair.

2966 HON. WILSON S. UY: PCL PRESIDENT

2967 Second.

2968 HON. GINA E. MERILO: 1ST DISTRICT BOARD MEMBER

2969 Second.

2970 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2971 It has been moved by the Honorable Remandaban duly seconded by Honorables
2972 Merilo and Uy, to refer back the Appropriation Ordinance of Villaba, Leyte together with
2973 the comments of the Local Finance Committee and the Provincial Legal Office for
2974 appropriate action.

2975 Any discussion?

2976 Any objection?

2977 I hear none, then the motion is carried and approved.

2978 Approved unanimously.

RES. NO. 2017-767

2979

2980 **OTHER MATTERS**

2981 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2982 The Honorable Uy is recognized.

2983 HON. WILSON S. UY: PCL PRESIDENT

2984 Mr. Chair, if a resolution is in order, I would like to pass a resolution of
2985 condolences for the bereaved family of the late JOSE V. LORETO for his untimely
2986 demise last December 4, 2017.

2987 I so move Mr. Chair.

2988 ALL HONORABLE MEMBERS:

2989 Second.

2990 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2991 Maybe we can make it into a unanimous motion coming from all members of this
2992 Body to pass a resolution expressing our condolences to the bereaved family of the
2993 late Honorable JOSE V. LORETO.

2994 HON. WILSON S. UY: PCL PRESIDENT

2995 And also would like to request the Presiding Chair to read the resolution.

2996 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

2997 Subject to the style and form by the secretariat and then we can give it before his
2998 burial which think is on Saturday. So may we request the secretariat to fast track?

2999 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

3000 Until December 14 I think we still have session.

3001 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3002 Okay. So any other discussion? Objection?

3003 The resolution is hereby approved.

RES. NO. 2017-768

3004 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3005 The Honorable Floor Leader first.

3006 HON. NICCOLO J. VILLASIN: 2ND DISTRICT BOARD MEMBER

3007 Another matter Mr. Chair.

3008 I would like to sponsor a resolution Mr. Chair commending one Ms. Hilary
3009 Andales the student from the Philippine Science High School, Eastern Visayas Campus.
3010 I understand she hails from Abuyog, for being awarded the Years Breakthrough Junior
3011 College Challenge Prize which she won against more than 11,000 participants all over
3012 the world Mr. Chair. And for which she was awarded I think in a form of cash or..

3013 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3014 Worth 20 million pesos I think.

3015 HON. NICCOLO J. VILLASIN: 2nd DISTRICT BOARD MEMBER

3016 More or less Mr. Chair. So I would like to recognize for giving pride to our
3017 province. So I would like to sponsor that resolution subject to form and style. And
3018 maybe we can present it to her sometime in January Mr. Chair.

3019 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3020 Any second?

3021 ALL HONORABLE MEMBERS:

3022 Second.

3023 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3024 It has been moved by the Honorable Villasin unanimously seconded to pass a
3025 resolution congratulating that student, subject to the style and form by the secretariat.

3026 Are there any objection, discussion?

3027 I hear none, then the motion is carried and approved.

3028 Approved unanimously.

RES. NO. 2019-769

3029 The Honorable Apostol is recognized.

3030 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

3031 Mr. Chair, I think we have no more items for the day.

3032 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3033 Yes, the Honorable Villasin would like to be recognized first for other matters.

3034 HON. NICCOLO J. VILLASIN: 2ND DISTRICT BOARD MEMBER

3035 Thank you Mr. Chair.

3036 Another resolution Mr. Chair of congratulations as well to the Philippine
3037 Science High School Eastern Visayas Campus because they would be also recipient of
3038 5 million pesos and at the same time for the teacher of Ms. Hilary Andales, am not sure,
3039 I think Dr. Francis Javier de los Reyes Mr. Chair. A separate resolution for both.

3040 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3041 Okay, any second?

3042 HON. GINA S. MERILO: 1st DISTRICT BOARD MEMBER

3043 Second.

3044 HON. WILSON S. UY: PCL PRESIDENT

3045 Second.

3046 HON. EMMANUEL L. GACIS: 5th DISTRICT BOARD MEMBER

3047 Second.

3048 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3049 Okay, it has been moved by the Honorable Villasin, unanimously seconded, as
3050 stated.

3051 Any discussion?

3052 Objection? I hear none, then the motion is carried and approved.

3053 Approved unanimously. **RES. NO. 20178-770**

3054 Any other matters?

3055 HON. NICCOLO J. VILLASIN: 2nd DISTRICT BOARD MEMBER

3056 Yes, one other matter Mr. Chair.

3057 I think this will be our last session for the year Mr. Chair. And our General Fund
3058 Annual Budget has not yet been approved by this August Body.

3059 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3060 Do we have a session on the 14th?

3061 HON. NICCOLO J. VILLASIN: 2nd DISTRICT BOARD MEMBER

3062 Yes, I think it is for the supplemental budget. Assuming that there would be...

3063 Anyway Mr. Chair it is the Supplemental Budget for 2017. I think it is proper that
3064 we approve our 2018 General Fund Annual Budget, wherein if I am not mistaken it is
3065 also included here our.. the increase of the 3rd and 4th tranche of our salaries.

3066 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3067 What is the pleasure of the Body?

3068 May we know from the secretariat? I think the budget was referred to the
3069 committee. Committee of the Whole.

3070 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

3071 Yes, we have discussed that.

3072 HON. FLORANTE A. CAYUNDA, JR: TEMPORARY PRESIDING OFFICER

3073 The budget was referred to the Committee of the Whole. And I think there is no
3074 report yet coming from the Committee of the Whole. I don't know I have not attended
3075 the past regular sessions.

3076 HON. NICCOLO J. VILLASIN: 2ND DISTRICT BOARD MEMBER

3077 Mr. Chair, if I may. The Committee of the whole I think but not particularly on the
3078 or any questions on the budget itself. But on the manner or the procedures being done
3079 by our department heads with respect to the delays in the release of any appropriated
3080 amount of the province. It is more on that, but not really a question on any specific item
3081 of the budget itself.

3082 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3083 The Honorable Villasin.

3084 What is the pleasure of the Body. Is there any motion?

3085 HON. NICCOLO J. VILLASIN: 2ND DISTRICT BOARD MEMBER

3086 I move that we approve Mr. Chair, the General Fund Annual Budget of the
3087 Province for 2018, amounting to P2,738,453,491.00. I so move Mr. Chair, to enact
3088 Appropriation Ordinance No. 2017-03, appropriating said amount.

3089 HON. WILSON S. UY: PCL PRESIDENT

3090 Second.

3091

3092 HON. MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

3093 Second.

3094 HON. GINA E. MERILO: 2ND DISTRICT BOARD MEMBER

3095 Second.

3096 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

3097 Mr. Chair.

3098 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3099 There is a motion, duly seconded. But the Honorable Apostol wanted to be
3100 recognized.

3101 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

3102 Did you second?

3103 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3104 Yes, the Honorable Uy seconded. The motion was made by the Honorable
3105 Villasin and the second was made by the Honorable Uy, moving for the approval of the
3106 budget.

3107 Discussion?

3108 The Honorable Apostol.

3109 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

3110 Mr. Chair, I do not want it to be approved now. We still have to study that thick
3111 book. Because the previous allocation of the budget of the province before, I noticed
3112 that there were double entries. So for me, I don't like to have that approved now. Let's
3113 have that in the regular session.

3114 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3115 Okay, so there is an objection coming from the Honorable Apostol. What is the
3116 pleasure of the August Body?

3117 HON. NICCOLO J. VILLASIN: 2ND DISTRICT BOARD MEMBER

3118 Mr. Chair, I think the observation of the Honorable Apostol is with respect to.. if I
3119 am not mistaken, to the Annual Investment Plan. But not on the budget, which is
3120 separate and distinct to the AIP. So if there are no questions on the General Fund the

3121 Annual Budget itself, I think we should avoid having delay in the approval considering
3122 that this was given to us as early as if I am not mistaken, sometime in October or late
3123 part of September. Somewhere there. So I believe that we should approve it. Otherwise
3124 for the next year if we do not approve the budget of 2018, then we would be...

3125 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3126 We would have a reenacted budget.

3127 HON. NICCOLO J. VILLASIN: 2nd DISTRICT BOARD MEMBER

3128 Yes, Mr. Chair. So we have to avoid that situation that we will just be reenacting
3129 our previous 2017 budget. When there is another need and there is also an increase for
3130 the 2018, otherwise our programs would be delayed Mr. Chair. If we cannot enact and
3131 approve the General Fund Annual Budget now Mr. Chair.

3132 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3133 Okay, any other discussion? Manifestations?

3134 Objection?

3135 HON. TRINIDAD G. APOSTOL: 2nd DISTRICT BOARD MEMBER

3136 Objection.

3137 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3138 So the proper procedure is, if there is a motion, properly seconded, and if there is
3139 an objection, then we divide the house.

3140 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

3141 Yes, if you divide the house, I don't care if I am the only one.

3142 HON. WILSON S. UY: PCL PRESIDENT

3143 May I suggest for 5-minute recess, Mr. Chair.

3144 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3145 Okay, let's have a 5 minute recess.

3146 (Recess at 6:00PM).

3147 Session resumes (at 6:30 PM).

3148

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3150 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3151 So we have a pending motion to approve the Annual Budget of the province of
3152 Leyte duly seconded by the Honorable Uy.

3153 Any other discussion? Any objection?

3154 I hear none, then the motion is carried and approved.

3155 Approved unanimously. **RES. NO. 2007-771**

3156 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3157 Is that motion also including the AIP? May we hear from the movant?

3158 HON. NICCOLO J. VILLASIN: 2nd DISTRICT BOARD MEMBER

3159 If I am not mistaken, we approved the AIP before.

3160 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3161 Okay.

3162 So any other matters?

3163 One last matter.

3164 HON. NICCOLO J. VILLASIN: 2nd DISTRICT BOARD MEMBER

3165 With respect to this August Body, with respect to item No. 23, this refers to the
3166 Comprehensive Land Use Plan of the Municipality of San Isidro, Leyte. I think we
3167 referred it to the Provincial Land Use Committee (Per Resolution No. 2017-741), but this
3168 already has been received by the Provincial Land Use Committee and they already
3169 made a certification that.. and a recommendation, as well to declare the Comprehensive
3170 Land Use Plan and zoning Ordinance of San Isidro, Leyte.

3171 So I move that we reconsider our earlier referral and I move to approve the
3172 CLUP and Zoning Ordinance of San Isidro, Leyte for 2016-2015.

3173 I so move Mr. Chair.

3174 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3175 But first, we must reconsider the earlier motion.

3176 HON. NICCOLO J. VILLASIN: 2nd DISTRICT BOARD MEMBER

3177 I move to reconsider the earlier ruling or referral of the CLUP to the PLUC.

3178 I so move.

3179 HON. MESIAS P. AREVALO: 4th DISTRICT BOARD MEMBER

3180 Second.

3181 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3182 It has been moved by the Honorable Villasin, duly seconded by the Honorable
3183 Arevalo, to reconsider the earlier resolution (Resolution No. 2017-741)referring the
3184 CLUP of San Isidro, Leyte to the PLUC.

3185 Any discussion?

3186 Any objection?

3187 I hear none, then the motion is carried and approved.

3188 Approved unanimously.

RES. NO. 2017-772

3189 HON. NICCOLO J. VILLASIN: 2ND DISTRICT BOARD MEMBER

3190 Mr. Chair, corollary motion. I move to approve the CLUP and ZO of San Isidro,
3191 Leyte.

3192 I so move.

3193 HON. MA. CORAZON E. REMANDABAN: 3RD DISTRICT BOARD MEMBER

3194 Second.

3195 HON. TRINIDAD G. APOSTOL: 2nd DISTRICT BOARD MEMBER

3196 Second.

3197 HON. MESIAS P. AREVALO: 4TH DISTRICT BOARD MEMBER

3198 Second.

3199 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3200 Okay, it has been moved by the Honorable Villasin duly seconded by the
3201 Honorables Arevalo, Remandaban, and Apostol to approve the CLUP and the Zoning
3202 Ordinance of San Isidro, Leyte for 2016-2025.

3203 Any discussion?

3204 Objection?

3205 I hear none, then the motion is carried and approved.

3206 Approved unanimously.

RES. NO. 2017-773

3207

3208 HON. TRINIDAD G. APOSTOL: 2nd DISTRICT BOARD MEMBER

3209 Mr. Chair, I move to adjourn.

3210 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3211 Earlier there is one last from Honorable Remandaban. This is the last na ha.

3212 HON. MA. CORAZON E. REMANDABAN: 3rd DISTRICT BOARD MEMBER

3213 Yes, sorry.

3214 I move to pass a resolution commending the municipalities (Alangalang, Barugo,
3215 Leyte, San Isidro and Tabango) who received and the City of Baybay who received the
3216 Seal of Good Local Governance for 2017. There are 5 Municipalities and 3 coming from
3217 the 3rd district and also Alangalang and Barugo.

3218 HON. WILSON S. UY: PCL PRESIDENT

3219 Second.

3220 ALL HONORABLE MEMBERS:

3221 Second.

3222 HON. FLORANTE A. CAYUNDA, JR.: TEMPORARY PRESIDING OFFICER

3223 It has been moved by the Honorable Remandaban unanimously seconded to
3224 commend the Municipalities including the City of Baybay who received the Seal of Good
3225 Local Governance. Subject to style and form by the secretariat.

3226 Discussion?

3227 Objection?

3228 I hear none, then the motion is carried and approved.

3229 Approved unanimously.

RES. NO. 2017-774

3230 Adjourned at 6:35 in the evening.

3231 Closing prayer led by the Honorable Abellanosa.

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December 11, 2017
63rd Regular Session

3238

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I HEREBY CERTIFY to the correctness of the foregoing minutes.

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ANDRE S. SANICO
Temporary Secretary to the Sanggunian

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APPROVED:

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ATTY. CARLO P. LORETO
Vice-Governor
Presiding Officer
(On Official Business in Manila)

HON. FLORANTE A. CAYUNDA, JR.
1ST District Board Member
Temporary Presiding Officer

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NICCOLO J. VILLASIN
1st Deputy Floor Leader
Temporary Floor Leader

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MESIAS P. AREVALO
2nd Deputy Floor Leader
Temporary Floor Leader

GINA E. MERILO
1st District Board Member

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RANULFO S. ABELLANOSA
1st District Board Member

TRINIDAD G. APOSTOL
2nd District Board Member

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ALAN PEREÑA ANG
3rd District Board Member
(On Official Business in the 3rd Dist. of Leyte)

MA. CORAZON E. REMANDABAN
3rd District Board Member

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MANUEL VICENTE M. TORRES
4th District Board Member

EMMANUEL L. GACIS
5th District Board Member

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WILSON S. UY
PCL President
Ex-Officio Member

NOLIE C. CAÑA
Provincial Liga ng mga Barangay President
Ex-Officio Member

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/vilma
/divine
/nelia
/naomi
/elma

Date Approved: _____

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