

Republic of the Philippines
Province of Iloilo
Municipality of Tigbauan

Office of the Sangguniang Bayan

Tigbauan Municipal Hall, Tigbauan, Iloilo 5021 Philippines
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COMMITTEE REPORT NO. 2020-032

TO: The Honorable Presiding Officer and the Members of the August Body

BY: The Committee on Transportation: Chaired by Hon. Marlon R. Teruñez

SUBJECT: Re: 2 complaint letters which were referred to the S.B. Committee on Transportation during the August 19, 2020 session, to wit:

- a.) *Letter dated August 17, 2020 of Mrs. Nelida Esperal, Member of STCTODA Tigbauan addressed to the Sangguniang Bayan Members, Municipality of Tigbauan informing that they have made a signature campaign for the Election of the New Set of STCTODA Officers but it was intervened by the present Officers & Board of Directors not to pursue said activity and furthermore to seek legal advice regarding the matter; and -*
- b.) *Complaint Letter dated August 18, 2020 of Mr. Michael Baylosis, STCTODA member/driver against Mr. Robert Tinambunan, STCTODA President.)*

"FINDINGS & DISCUSSIONS:

1. *Mr. Michael Baylosis is complaining on the following:*

- a. *the way Mr. Robert Tinambunan approaches him for not paying his renewal dues,*
- b. *the action of the STCTODA officers of not allowing him to renew his membership.*
- c. *the irregularities on the payment of renewal of membership fees*

2. *Based on STCTODA by-laws, renewal of membership fees is from the month of February and deadline on March 15. The altercation between Mr. Michael Baylosis and Mr. Robert Tinambunan happened last July 19, 2020 at 9:00 in the morning when the latter approaches him for not paying his dues but still picking up passengers. (See complaint letter of Mr. Baylosis on their actual conversation).*

3. *STCTODA officers in their minutes of meeting held last August 1, 2020, Mr. Robert Tinambunan referred to the officers the case of Mr. Michael Baylosis, for refusing to pay the renewal of his membership and what had happened between him and Mr. Baylosis last July 19, 2020. The officers recommended for the termination of membership of Mr. Baylosis if he will not arrange the matter with the STCTODA President. At the same meeting the officers agreed that August 15, 2020 shall be the deadline for the unpaid renewal of membership. Automatic suspension for operation and cancellation of membership will be imposed if payment is not made.*

4. *The Chairman Committee on Transportation received a letter of complaint from Mr. Michael Baylosis dated August 5, 2020 with the same subject- harassment from the association president and disallowing him of his membership renewal.*

5. *The Committee on Transportation requested through the STCTODA President for a meeting to tackle the said issue. An emergency meeting was held last August 7, 2020 at 2:00 o'clock in the afternoon at Nulada's Building with STCTODA officers, Hon. Reynaldo Tumabotabo and Hon. Norberto Turalba. During the said meeting, 15 officers were given opportunity to give their opinion and it was 11- 4 in favor to terminate Mr. Baylosis on the ground stated in their by-laws article III, IV and VI. Resolution was formed for this purpose and copy furnished to Mr. Baylosis.*

6. *Mr. Michael Baylosis did not pay his dues for the reason that he was charged in contrary to the amount as stated in their By-laws.*

7. *According to the STCTODA officers it was amended in one of their meetings but considering that Mr. Baylosis was not able to attend in those meetings reason that he is not familiar with.*

8. *The committee asked on the procedure of suspending and terminating a member. For in their By-laws stated in article VIII (Suspension/ Expulsion) Number 5. Failure to obey subject for penalties*

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|-------------------|-----------------------|
| 1. First offense | Php 100.00 |
| 2. Second offense | Php200.00 |
| 3. Third offense | Php300.00 |
| 4. Fourth offense | Expulsion/Termination |

9. *The committee appealed to the STCTODA officers that due to undocumented violation made Mr. Baylosis and lack of clear procedure on the process of expulsion/termination of members to reconsider their decision.*

10. Mr. Michael Baylosis made a public apology to Mr. Tinambunan and to all the officers.

11. On the letter signed by Mrs. Nelida Esperal requesting for an Election of New set of Officers of their association, as stated in their by-laws the term of office is 3 years with no limit for number of terms and election shall be done in the Month of March.

12. STCTODA officers in their meeting last August 1, 2020, due to Covid 19 Pandemic approved to move the election of officers in the year 2022. A resolution was also passed by the officers last August 7, 2020 meeting informing all members of STCTODA on the extension of election for two years.

11. The STCTODA officers and the group of Mrs. Esperal made campaign signatures on whether there shall be an election this year or to be extended to 2022. And both parties were questioning the validity of signatures and persons if they are member of good standing or not.

12. After a lengthy discussion, Mr. Roberto Tinambunan as president of the Association suggested to hold an election on the last Sunday of December 2020 during their regular quarterly General Assembly. But the elected officers will assume office in March 2021 for proper turn over. The petitioners agreed.

RECOMMENDATIONS:

In view of the foregoing findings, the Committee respectfully recommends to:

1. Refer back to the association to decide on the matter concerning the case of Mr. Michael Baylosis.
2. Suggest to STCTODA to make amendments/addendum on the provisions of their by-laws and to have proper documentations regarding violations and penalties.
3. Request the Designated Franchise Officer to issue the official lists of active franchisee before the scheduled STCTODA election of officers on the last Sunday of December 2020.
3. The Committee further recommends for the adoption and approval of this Committee Report.

Respectfully submitted:

August 26, 2020, Tigbauan, Iloilo, Philippines


HON. MARLON R. TERUÑEZ
Chairman


HON. NORBERTO T. TURALBA
Vice – Chairman


HON. REYNALDO TUMABOTABO
Member


HON. MA. GERRYLIN G. CAMPOSAGRADO
Member


HON. JERRY T. TUARES
Member

ATTESTED:


MARLENE T. NAVA
S.B. Secretary


HON. VIRGILIO T. TERUEL, LAWYER
Municipal Vice Mayor

Sangguniang Bayan Members:

| | | |
|-------------------------|---------------------------------------|---|
| Hon. Dennis T. Valencia | Hon. Suzette Marie Hilado-Banno, M.D. | Hon. Ma. Gerrylin Santuyo-Camposagrado, LAWYER, MPA |
| Hon. Neri T. Camiña | Hon. Reynaldo E. Tumabotabo | Hon. Norberto T. Turalba |
| Hon. Marlon R. Teruñez | Hon. Julius T. Ledesma, O.D. | Hon. Jerry T. Tuares, Civil Engineer, (LnB-Pres.) |
| | | Hon. Dyossa Marie T. Teruñez, SKMF President |

"Public office is a public trust. Public Officials must at all times be accountable to the people."