

*Office of the Sangguniang Bayan*

Tigbauan Municipal Hall, Tigbauan, Iloilo 5021 Philippines

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EXCERPT FROM THE MINUTES OF THE **37th** REGULAR SESSION OF THE HONORABLE SANGGUNIANG BAYAN, TIGBAUAN, ILOILO HELD AT THE S.B. SESSION HALL, TIGBAUAN MUNICIPAL BUILDING ON SEPTEMBER 14, 2016 AT 2:00 O'CLOCK IN THE AFTERNOON

**PRESENT:**

HON. VIRGILIO T. TERUEL,	-	Vice Mayor & Presiding Officer
HON. DENNIS T. VALENCIA	-	S.B. Member
HON. JOHN GERSHWIN C. TUERES	-	S.B. Member
HON. ARIEL I. BERNARDO	-	S.B. Member
HON. SUZETTE MARIE HILADO-BANNO	-	S.B. Member
HON. NERI T. CAMIÑA	-	S.B. Member
HON. JULIUS T. LEDESMA	-	S.B. Member
HON. MA. GERRYLIN SANTUYO-CAMPOSAGRADO	-	S.B. Member
HON. JERRY T. TUARES	-	S.B. Member
HON. RONNIE T. PAGUNTALAN	-	Liga President

**ABSENT:** NONE

**Resolution No. 2016-099**

RESOLUTION AUTHORIZING MUNICIPAL MAYOR, ATTY. SUZETTE TENEFRAANCIA-ALQUISADA, FOR AND IN BEHALF OF THE MUNICIPALITY OF TIGBAUAN, PROVINCE OF ILOILO TO ENTER INTO A MEMORANDUM OF AGREEMENT (MOA) WITH THE BUREAU OF FIRE PROTECTION (BFP) RELATIVE TO THE RELEASE OF TWENTY PERCENT (20%) SHARE IN THE FIRE CODE REVENUES TO THE MUNICIPALITY OF TIGBAUAN FOR THE IMPROVEMENT AND MAINTENANCE OF TIGBAUAN BFP FIRE STATION.

WHEREAS, the BFP, through DOF-DBM-DILG Joint Circular No. 2015-01, dated 12 February 2015, is hereby authorized to release the twenty percent (20%) share in the Fire Code Revenues to concerned municipalities upon release of Special Allotment Release Order (SARO)/Notice of Cash Allocation (NCA) from the Department of Budget and Management (DBM) for collections for CY 2010, 2011, 2012, and 2013; for CY 2014 to 2015 collections, this will be directly released by the DBM to the municipality;

WHEREAS, the MUNICIPAL GOVERNMENT OF TIGBAUAN shall appropriate the twenty percent (20%) share exclusively for the improvement and maintenance of Tigbauan BFP Fire Station to include the acquisition of firefighting equipment, service vehicles, investigative equipment, rescue equipment, office equipment, office furniture & fixtures and construction/repair of said fire station;

WHEREAS, the BFP and the MUNICIPAL GOVERNMENT OF TIGBAUAN shall ensure the effective collection of Fire Code Revenues and its efficient allocation for the improvement of Tigbauan BFP Fire Station;

WHEREAS, for and in consideration of the foregoing premises, the parties to this MOA have agreed to the following:

**1.0 DUTIES AND RESPONSIBILITIES OF BFP:**

1.1 To submit Special Budget Request (SBR) for the release of the twenty percent (20%) Municipal Government of Tigbauan's share to the DBM supported by the following:

1.1.1 Specification of Municipal Government of Tigbauan with its corresponding share;

- 1.1.2    *The Certificate of Collection and Deposit from the BTR; and*
- 1.1.3    *Certificate of Remittance from Municipal Treasurer.*
- 1.2    *To monitor the timely release of the twenty percent (20%) share in the fire code fees to the Municipal Government of Tigbauan.*
- 1.3    *To execute an Authority to Debit Account (ADA), in the form prescribed, to authorize its Authorized Government Servicing Bank to release the twenty percent (20%) share to the Municipal Government of Tigbauan upon release of SARO/NCA from DBM covering the period CY 2010-2013.*
- 1.4    *To ensure compliance by the municipality to the reportorial requirement specified herein as mandated by law, prior to the release of the succeeding funding.*

**2.0    DUTIES AND RESPONSIBILITIES OF THE MUNICIPAL GOVERNMENT OF TIGBAUAN:**

- 2.1    *To submit to the BFP through the Fire Marshal the Certificate of Remittance from the Municipal Treasurer as one of the requirements for the release of the twenty percent (20%) LGU share.*
- 2.2    *To utilize the twenty percent (20%) share exclusive for the use of the operation and maintenance of its Municipal BFP Fire Station, including the construction and repair of said BFP fire station;*
- 2.3    *To ensure the improvement and maintenance of its Municipal BFP Fire Station to include acquisition of firefighting equipment, service vehicles, investigative equipment, rescue equipment, office equipment, office furniture & fixtures and construction/repair of said BFP fire station;*
- 2.4    *To implement the approved plans for the improvement of Fire Services in the Municipality of Tigbauan;*
- 2.5    *To submit regular reports on the utilization of the 20% LGU share to the Municipal Fire Marshal and update the same as to the improvements of any facilities and the inventory of any equipment/items purchased/constructed from the said share;*
- 2.6    *To provide the BFP through the Fire Marshal the municipality's Trust Fund Account Number where the corresponding 20% share will be deposited through LDDAP-ADA and to maintain subsidiary ledger of the special fund account for the detailed monitoring of all movements of said account;*
- 2.7    *In no case shall the fund transferred be utilized for the payment of additional compensation to employees in the form of allowances, incentive pay bonuses, honorarium, or other forms of additional compensation, except as may be authorized by law or existing regulations, nor shall it be used to create new positions, to augment salaries of regular personnel or in case of purchase of motor vehicles without prior approval of the Office of the President;*
- 2.8    *To issue official receipt as acknowledgement for the amount received from the twenty percent (20%) share in the Fire Code Fees Collection.*

**3.0    AGREEMENT ON EFFECTIVE FUND UTILIZATION:**

- 3.1    *The parties hereby agree that the subject fund shall be used only on essential and necessary expenses pursuant to the intention of the framers of the Fire Code (R.A. 9514), which is "exclusively for the maintenance of its Municipal BFP Fire Station".*
- 3.2    *Pursuant to the above agreement, the parties commit to abide on the effective fund utilization, as follows:*
  - 3.2.1    *The Municipal Chief Executive shall consult the Municipal Fire Marshal regarding its intention to use, appropriate and utilize the fund subject hereof;*
  - 3.2.2    *Upon consultation, and within a period of five (5) days therefrom, the Municipal Fire Marshal shall communicate or submit his list based on the Fire Protection Plans and Budget Matrix (FPPB Matrix) to the Municipal Chief Executive as regards the essential needs and requirements of each Municipal BFP Fire Station where the fund shall be used;*
  - 3.2.3    *The Municipal Chief Executive shall and can only choose among the priority items included in the FPPB Matrix/list submitted by the Municipal Fire Marshal;*
  - 3.2.4    *No amount of the fund shall be used, appropriated and devoted to any spending not included in the FPPB Matrix/list of priorities submitted by the Municipal Fire Marshal.*

4.0 AMENDMENTS

Amendments shall be subject to issuance of the supervening circulars issued jointly by DOF, DBM, DILG, BFP.


NOW, THEREFORE, on motion of HON. DENNIS T. VALENCIA, Chairman, Committee on Appropriations, Budget, Finance, Accounts and Ways & Means and duly seconded by Hon. John Gershwin C. Tueres, Hon. Ariel I. Bernardo, Hon. Suzette Marie Hilado-Banno, Hon. Neri T. Camiña, Hon. Julius Ledesma, Hon. Jerry T. Tuares and Hon. Ronnie T. Paguntalan,

RESOLVED, to authorize Municipal Mayor, Atty. Suzette Tenefrancia-Alquisada, for and in Behalf of the Municipality Of Tigbauan, to Enter Into a Memorandum of Agreement (MOA) with the Bureau of Fire Protection Relative to the Release of Twenty Percent (20%) Share in the Fire Code Revenues to the Municipality of Tigbauan for the Improvement and Maintenance of Tigbauan BFP Fire Station,

RESOLVED FURTHER, to furnish copies of this resolution to Bureau of Fire Protection (BFP), Office of the Municipal Mayor and all concerned for their information and/or appropriate action.

APPROVED.

CERTIFIED CORRECT:

  
**MARLENE TAYO-NAVA**  
S.B. Secretary

ATTESTED:

  
**VIRGILIO T. TERUEL**  
Vice Mayor & Presiding Officer

**HON. VIRGILIO T. TERUEL, LAWYER**  
Municipal Vice Mayor

**Sangguniang Bayan Members:**

Hon. Dennis T. Valencia	Hon. Suzette Marie Hilado-Banno, <i>M.D.</i>	Hon. Ma. Gerrylin Santuyo-Camposagrado, <i>LLB,MPA</i>
Hon. John Gershwin C. Tueres, <i>LLB</i>	Hon. Neri T. Camiña	Hon. Jerry T. Tuares, <i>Civil Engineer</i>
Hon. Ariel I. Bernardo	Hon. Julius T. Ledesma, <i>O.D.</i>	Hon. Ronnie T. Paguntalan (LnB-Pres.)

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