



EXCERPT FROM THE MINUTES OF THE CY 2022 – 38TH REGULAR SESSION OF THE HONORABLE SANGGUNIANG BAYAN TIGBAUAN, ILOILO HELD AT THE S.B. SESSION HALL, TIGBAUAN MUNICIPAL BUILDING ON SEPTEMBER 21, 2022 AT 10:30 O’CLOCK IN THE MORNING

PRESENT:

HON. LUGEN T. ORTILANO,	-	Vice Mayor & Presiding Officer
HON. ADRIAN S. CAMPOSAGRADO	-	SB Member
HON. NERI T. CAMIÑA	-	SB Member
HON. REYNALDO E. TUMABOTABO	-	SB Member
HON. JULIUS T. LEDESMA	-	SB Member
HON. NORBERTO T. TURALBA	-	SB Member
HON. JERRY T. TUARES	-	SB Member
HON. JOEL L. SAYSON	-	SB Member
HON. ANA ROWENA A. PERERA	-	SB Member
HON. DYOSSA MARIE TERUÑEZ	-	SKMF President
HON. MARIBETH L. TUPINO	-	Liga President

ABSENT: NONE

Resolution No. 2022-130

RESOLUTION AUTHORIZING ATTY. VIRGILIO T. TERUEL, MUNICIPAL MAYOR, IN BEHALF OF THE MUNICIPALITY OF TIGBAUAN, TO ENTER INTO A MEMORANDUM OF AGREEMENT (MOA) FOR THE ENDORSEMENT OF ONE (1) UNIT 1-TONNER BIODEGRADABLE ROTARY COMPOSTER WITH SHREDDER TO KOOPERATIBA NATON, MULTI-PURPOSE COOPERATIVE

WHEREAS, in a letter dated September 20, 2022, the Local Chief Executive requested this Sangguniang Bayan for the URGENT passing of a *“Resolution Authorizing Atty. Virgilio T. Teruel, Municipal Mayor, In Behalf Of The Municipality Of Tigbauan To Enter Into A Memorandum Of Agreement (MOA) For The Endorsement Of One (1) Unit 1-Tonner Biodegradable Rotary Composter With Shredder To Kooperatiba Naton Multi-Purpose Cooperative;*

WHEREAS, the Local Government Unit of Tigbauan is an institutional unit whose fiscal, legislative and executive authority extends over the smallest geographical areas distinguished for administrative and political purposes;

WHEREAS, Solid waste generation and its management, despite the effort, still continue to be an ardent concern of the Municipality of Tigbauan to the present. The growing population, the urbanization, and intensifying economic activities have all contributed to the generation of solid wastes;

WHEREAS, Republic Act No. 9003, otherwise known as the *Ecological Solid Waste Management Act of 2000* requires all Local Government Units in the country to establish an ecological solid waste management program within their jurisdictions and provides the necessary institutional mechanisms to promote a systematic and environmentally sound management on Solid Wastes;

WHEREAS, the Local Government Unit of Tigbauan promotes proper Solid Waste Management by maximizing waste diversion through waste recycling, composting and encourage participation of all sectors in all levels;

WHEREAS, the Kooperatiba Naton Multi-Purpose Cooperative is one of the active Civil Society Organizations in the Municipality of Tigbauan;

WHEREAS, the Kooperatiba Naton Multi-Purpose Cooperative advocates organic farming and can help in addressing the market waste of Tigbauan;

WHEREAS, the Kooperatiba Naton Multi-Purpose Cooperative has shown interest to participate in the ecological solid waste management project and has agreed to fulfil its requirements under the terms and conditions hereunder stipulated;

WHEREAS, Kooperatiba Naton Multi-Purpose Cooperative has been selected as the recipient of one (1) unit of 1-Tonner Biodegradable Rotary Composter with Shredder in a manner consistent with the Technical Specifications and the provisions of the following Agreement;

WHEREAS, for and in consideration of the foregoing premises and the mutual covenants hereinafter set forth, the Parties to this Agreement hereto agree as follows:

Section 1. Scope. *The parties hereto agree that this Memorandum of Agreement (MOA) shall cover all matters in relation with the project for the Endorsement of One (1) Unit Of One (1) Tonner Biodegradable Rotary Composter with Shredder to Kooperatiba Naton Multi-Purpose Cooperative;*

Section 2. Purposes. *This Agreement is entered into, for the following purposes, to wit:*

- a. *To improve Solid Waste Management (SWM) in the municipality through the implementation of Republic Act 9003 with the provision of 1-Tonner Biodegradable Rotary Composter with Shredder aligned with the endorsement of the aforementioned unit to Kooperatiba Naton Multi-Purpose Cooperative;*
- b. *To enhance SWM practices to address issues concerning solid waste management in the municipality; and*
- c. *To contribute towards social and economic development in the country.*

Section 3: Responsibilities of LGU Tigbauan

The LGU-Tigbauan shall:

- a. *Ensure that the implementation of the project shall be in accordance with this Agreement;*
- b. *Ensure validation of submitted reports by the recipient;*
- c. *Establish a monitoring and evaluation scheme associated with the implementation of the project;*
- d. *Monitor the implementation of the project particularly during the preparatory activities, installation and commissioning of the equipment; and*
- e. *Revoke the MOA and withdraw the 1-Tonner Biodegradable Rotary Composter with Shredder from the Kooperatiba Naton Multi-Purpose Cooperative that fails to utilize the equipment without valid reasons as to why it remained non-operational after three (3) months upon receipt of the said equipment.*

Section 4: Kooperatiba Naton Multi-Purpose Cooperative

The Kooperatiba Naton Multi-Purpose Cooperative shall:

- a. *Provide a suitable site for the equipment to attain its feasible operations;*
- b. *Assign at least three (3) permanent personnel to manage the operation of the equipment;*
- c. *Ensure that the equipment is continuously utilized on a daily basis;*
- d. *Ensure the sustainability of the project implementation through proper utilization and maintenance of the equipment;*
- e. *Guarantee proper and effective operation of the equipment;*
- f. *In case of equipment malfunction/breakdown, provide/allocate enough funds to cover the expenses for repairs and other incidental costs to restore the immediate operation of the equipment;*
- g. *In any case that the output or production derived from the operations of the 1-tonner Biodegradable Composter will be commercialized, formally inform the Local Government Unit of Tigbauan for transparency and proper set-up of guidelines, monitoring, and regulation of prices; and*

h. Provide free compost materials to the LGU Tigbauan if the needs arise.

Section 5. Warranties. Each party to this Agreement represents and warrants that it has secured the requisite full and complete authority to enter into, to perform and to be bound by the terms hereof.

Section 6. Entire Agreement. Parties hereto agree that they read this Agreement in its entirety, understand the provisions contained and agrees to be bound thereby.

Section 7. Supplemental Agreement. The parties herein may enter into a supplemental agreement as may be necessary in the course of or in furtherance of the purposes of this Agreement.

Section 8. Amendments. Any amendment/s, addendum or modification or supplement to this Understanding must be in writing with the consent of both parties.

Section 9. Effectivity. This Understanding shall take effect immediately upon signing by the parties and shall continue to be in full force and effect until terminated.

NOW, THEREFORE, on motion of HON. JOEL L. SAYSON, Chairman, Committee on Cooperatives and CSOs and duly seconded by Hon. Adrian S. Camposagrado, Hon. Neri T. Camiña, Hon. Reynaldo E. Tumabotabo, Hon. Julius T. Ledesma, Hon. Jerry T. Tuares, Hon. Ana Rowena A. Perera, Hon. Dyossa Marie T. Teruñez and Hon. Maribeth L. Tupino,

BE IT RESOLVED, AS IT IS HEREBY RESOLVED, to authorize Atty. Virgilio T. Teruel, Municipal Mayor, in behalf of the Municipality of Tigbauan to Enter Into A Memorandum of Agreement (MOA) for the Endorsement of One (1) Unit 1-Tonner Biodegradable Rotary Composter with Shredder to Kooperatiba Naton Multi-Purpose Cooperative;

RESOLVED FURTHER, to forward copies of this Resolution to the Office of the Municipal Mayor, Atty. Virgilio T. Teruel, to Georgina A. Basco, General Manager, Kooperatiba Naton Multi-Purpose Cooperative, to the Municipal Environment and Natural Resources Office (MENRO) and to all concerned for their information and/or appropriate action.

APPROVED.

CERTIFIED CORRECT:


MARIBETH LEIDESMA-TUPINO
S.B. Secretary

ATTESTED:


LUGEN T. ORTILANO
Vice Mayor & Presiding Officer

HON. LUGEN T. ORTILANO
Municipal Vice Mayor
Sangguniang Bayan Members:

HON. JULIUS T. LEDESMA, O.D.
HON. NORBETO T. TURALBA
HON. JERRY T. TUARES, C.E.

HON. ANA ROWENA ARIAS-PERERA, R.N. M.A.N.
HON. MARIBETH LEDESMA-TUPINO, LnB President
HON. DYOSSA MARIE TERUÑEZ, SKMF President

HON. ADRIAN S. CAMPOSAGRADO
HON. NERI T. CAMIÑA
HON. REYNALDO E. TUMABOTABO
HON. JOEL L. SAYSON