

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE HONORABLE 9TH SANGGUNIANG PANLALAWIGAN, THIS PROVINCE HELD AT THE SP SESSION HALL, 2ND FLOOR, GTIC BUILDING ON APRIL 27, 2020.

PRESENT:

Atty. John Edward G. Gando	-	Vice Governor and Presiding Officer
Hon. Cyril C. Beltran	-	SP Member and Majority Floor Leader
Hon. Aurelio G. Tionado	-	SP Member
Hon. David G. Gano	-	SP Member and Deputy Majority Floor Leader
Hon. Luben G. Vilches	-	SP Member
Hon. Diosdado G. Gonzaga	-	SP Member
Hon. Josefina G. de la Cruz	-	SP Member
Hon. Rex G. Fernandez	-	SP Member
Hon. Raymond H. Gavileño	-	SP Member
Hon. Karren Kaye A. Gadnanan	-	Ex-Officio SP Member (SK Federation President)
Hon. Marilou S. Delumpa	-	Ex-Officio SP Member (LNB Federation President)
Hon. Glicerio G. Edang	-	Ex-Officio SP Member (PCL Federation President)

RESOLUTION NO. 112

RESOLUTION AUTHORIZING GOVERNOR SAMUEL T. GUMARIN, MD, MPH TO SIGN FOR AND IN BEHALF OF THE PROVINCIAL GOVERNMENT THE MEMORANDUM OF AGREEMENT WITH THE MUNICIPAL GOVERNMENT OF JORDAN FOR THE IMPROVEMENT OF THE JORDAN FOOD TERMINAL MARKET

WHEREAS, THE Honorable Governor in his letter dated April 22, 2020 is requesting for an authority to sign for and in behalf of the provincial government the Memorandum of Agreement with the Municipal Government of Jordan for the improvement of the Jordan Food Terminal Market in the amount of ₱4 Million to be sourced out from the 2020 20% Development Fund

WHEREAS, this Honorable Body finds the request to be in order, thereby interposing no objection for the request on the terms, conditions and stipulations set forth in the draft Memorandum of Agreement presented before it and disbursements of funds shall be subject to the usual accounting and auditing rules and regulations;

NOW THEREFORE, on motion of Honorable David G. Gano, duly seconded by all members;

THE 9TH SANGGUNIANG PANLALAWIGAN IN SESSION DULY ASSEMBLED:

RESOLVED AS IT IS HEREBY RESOLVED, to authorize Governor Samuel T. Gumarin, MD, MPH to sign for and in behalf of the provincial government, the following:

MEMORANDUM OF AGREEMENT

KNOW ALL MEN BY THIS PRESENTS:

This Memorandum of Agreement is entered into by and between:

CONTACT US: —



+63920 9815 602



ospguimaras@gmail.com



ProvinceofGuimaras

The Provincial Government of Guimaras, with office address at the Provincial Capitol, San Miguel, Jordan, Guimaras represented by the Governor, **HON. SAMUEL T. GUMARIN, MD, MPH** hereinafter referred to as the "**Provincial Government**";

-and-

The Municipality of Jordan with office address at Jordan Municipal Hall, Poblacion, Jordan, Guimaras represented by its Mayor, **HON. RUBEN B. CORPUZ**, herein after referred to as the "**Municipal Government**";

WITNESSETH

WHEREAS, the Provincial Government in its Provincial Development Council (PDC) Resolution No. 10, Series of 2019 and Sangguniang Panlalawigan (SP) Resolution No. 350, Series of 2019 has approved the project, "Improvement of Jordan Food Terminal Market" in the Municipality of Jordan amounting to Four Million (P4,000,000.00) from the 2020 20% Development Fund;

WHEREAS, the said development project is aligned with the provincial vision, goals and objectives and identified in the 2020-2022 Enhanced Provincial Development Investment Program (PDIP) and in the 2020 Enhanced Annual Investment Program (AIP);

WHEREAS, this Memorandum of Agreement (MOA) is entered into in compliance with the Commission on Audit's Circular No. 2012-01, dated June 14, 2012;

WHEREAS, the success of the identified project could be attained through collaborative efforts of the Provincial and Municipal governments as committed partners in this development undertaking;

NOW, THEREFORE, for and in consideration of these premises, the Parties to this Memorandum of Agreement (MOA) do hereby mutually declare and agree to cooperate as follows:

Article 1 **OBJECTIVE**

This Memorandum of Agreement (MOA) is being entered into by the Provincial Government of Guimaras and Municipal Government of Jordan for the implementation of the "Improvement of Jordan Food Terminal Market" project in the Municipality of Jordan.

Article 2 **ROLES & RESPONSIBILITIES**

The Provincial and Municipal Governments mutually agree to carry out their respective roles and responsibilities, to wit:

A. The Provincial Government shall:

1. Allow the utilization of transferred fund from the 2020 20% Provincial Development Fund amounting to Four Million Pesos (P4,000,000.00) to the Municipal Government for the implementation of the approved project; and
2. Monitor and evaluate the project implementation through its Provincial Project Monitoring Committee (PPMC) to ensure that the above-mentioned project is implemented based on the approved proposals, plans and program of works;

B. The Municipal Government shall:

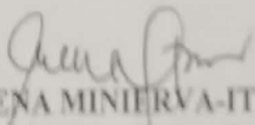
1. Ensure that the amount transferred by the Provincial Government to its Municipal Treasurer's Office for the project shall be implemented based on the project proposal, program of works and plan submitted and duly approved by the Provincial Government;

2. Undertake the immediate implementation of the project as represented in the approved project proposal within one (1) year upon the release of the fund by the Province of Guimaras.
3. The amount of Four Million Pesos (P4,000,000.00) provided for by the Province of Guimaras shall revert to its funds if there is a failure on the part of the Municipality of Jordan to implement the project within one (1) year upon release of the fund.
4. Comply with the requirements on expenditure items not allowed to be charged against the 20% DF as per JMC 2017-1, dated February 22, 2017, Updated Guidelines on the Appropriation and Utilization of the Twenty Percent (20%) of the Annual Internal Revenue Allotment (IRA) for Development Projects;
5. Submit Quarterly Financial & Physical Accomplishment Report and Project Completion Report to the provincial government through PPDO or the PPMC head using the prescribed format (Annex A);
6. Make the Municipal Engineer available during the scheduled monitoring visit of the PPMC to the identified project to facilitate provision of feedbacks of findings and necessary action from the municipal government;
7. Comply with the requirements of Section 3.1.3 of COA Circular 2012-001, particularly on the required liquidation of fund transfer to include submission of the following to the provincial government:
 - a. Report of Checks Issued and Report of Disbursements certified correct by the Municipal Accountant, approved by Municipal Mayor, and duly audited by the Auditor of the Municipal Government;
 - b. Copy of Credit Notice issued by the Auditor of the Municipal Government; and
 - c. Copy of OR issued for the refund of unexpended/unutilized balance of fund transfer

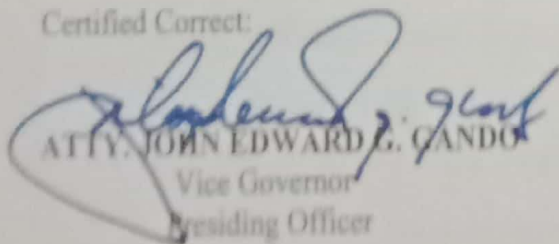
RESOLVED FURTHER, to send a copy of this resolution to the Honorable Governor, Honorable Mayor of the Municipality of Jordan, Provincial Planning and Development Office and all other concerned offices for information and appropriate action.

APPROVED. April 27, 2020.

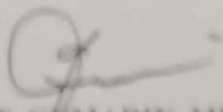
I hereby attest that the foregoing is a true and accurate copy of the resolution which was duly adopted by the 9th Sangguniang Panlalawigan of the Province of Guimaras during its regular session held on April 27, 2020.


LORENA MINIERVA-ITUCAS
Secretary to the Sangguniang Panlalawigan

Certified Correct:


ATTY. JOHN EDWARD L. GANDO
Vice Governor
Residing Officer

Approved:


SAMUEL T. GUMARIN, MD, MPH
Governor