

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE HONORABLE 9TH SANGGUNIANG PANLALAWIGAN, PROVINCE OF GUIMARAS HELD AT THE SP SESSION HALL, 2ND FLOOR, GTIC BUILDING ON FEBRUARY 26, 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. 43

RESOLUTION AUTHORIZING GOVERNOR SAMUEL T. GUMARIN, MD, MPH TO SIGN FOR AND IN BEHALF OF THE PROVINCIAL GOVERNMENT, THE MEMORANDUM OF AGREEMENT WITH THE MUNICIPALITY OF SAN LORENZO FOR THE RELEASE OF THE AMOUNT OF ONE HUNDRED THOUSAND PESOS (P100,000.00) FOR THE IMPLEMENTATION OF THE CONSTRUCTION OF TWO (2)-UNIT SMALL FARM RESERVOIR

WHEREAS, for the consideration of this Honorable Body is the letter dated February 20, 2020 of the Honorable Governor requesting for an authority to sign for and in behalf of the provincial government, the Memorandum of Agreement with the Municipality of San Lorenzo for the release of the amount of One Hundred Thousand Pesos (P100,000.00) for the implementation of the construction of two (2) units Small Farm Reservoir at Barangays Constancia and Suclaran to support the potential production areas in that municipality;

WHEREAS, this Honorable Body, upon the recommendation of the Chairpersons, Committee on Infrastructure and Committee on Appropriations, deemed it appropriate to grant the request as it is found to be in order and beneficial to the farmers of that municipality; subject to the terms, conditions and stipulations set forth in the draft Memorandum of Agreement presented before it;

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

THE 9TH SANGGUNIANG PANLALAWIGAN IN SESSION DULY ASSEMBLED:

RESOLVED, to authorize Governor Samuel T. Gumarin, MD, MPH to sign for and in behalf of the Provincial Government of Guimaras, the following:

MEMORANDUM OF AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This MEMORANDUM OF AGREEMENT entered into by and between:

The **PROVINCIAL GOVERNMENT OF GUIMARAS**, with office address at San Miguel, Jordan, Guimaras represented by its Hon. Governor **SAMUEL T. GUMARIN, MD, MPH** hereinafter to as the "PGG"

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ProvinceofGuimaras

and

The **LOCAL GOVERNMENT UNIT OF MUNICIPALITY OF San Lorenzo** with office address Cabano, San Lorenzo, Guimaras represented by its *Municipal Mayor, Hon. Ninfa G. Gajo*, herein referred to as the "LGU".

WITNESSETH

WHEREAS, the Provincial Government of Guimaras thru the Provincial Office for Agricultural Services is committed to provide assistance/ intervention that would contribute to the attainment of our provincial and sectoral goals and objectives;

WHEREAS, Republic Act 8435 otherwise known as the Agriculture and Fisheries Modernization Act (AFMA) was enacted to modernize the agriculture and fisheries sectors of the country in order to enhance their profitability and prepare said sectors for the challenges of globalization through an adequate, focused and rational delivery of necessary support services;

WHEREAS, the Agriculture Sector under RA 8435 embraces food security, poverty alleviation and social equity among its principles;

WHEREAS, the Provincial Office for Agricultural Services is mandated to facilitate the implementation of agricultural programs/projects in the province through the provision of logistical, administrative and technical support;

WHEREAS, based on the Local Development Investment Program of the municipalities, LGU San Lorenzo identified Support to Small Farm Reservoir as one of their priority projects in 2018.

WHEREAS, the Provincial Office for Agricultural Services has allocated funds in the amount of **One Hundred Thousand Pesos (P100,000.00)** wherein such amount is intended for the implementation of the **Construction of Small Farm Reservoir (2 units)** to support the potential production areas of the municipality.

WHEREAS, the PGG and the LGU are collaborating in bringing agricultural development programs of the government closer to the people;

WHEREAS, the LGU has the technical capability to implement the above-mentioned program, thus there is a need to transfer funds from the PGG to the LGU.

NOW THEREFORE, for and in consideration of the foregoing premises, the parties hereby agree to undertake the project under the following terms and conditions:

A. The PGG shall:

1. Coordinate with the LGU for the implementation of the program;
2. Release the allocated amount of **One Hundred Thousand Pesos (P100,000.00)**, purposely for the implementation of the **CONSTRUCTION OF 2 units SMALL FARM RESERVOIR Brgys. Constancia and Suclaran** in the **Municipality of San Lorenzo**, upon submission of pertinent documents, following the herein schedule of releases of funds:
3. Disburse funds completely and in accordance with existing financial and accounting principles and procedures;
4. Conduct regular monitoring and evaluation to ascertain the progress/accomplishments of the project and to ensure proper utilization of funds;

5. Have the right to intervene and institute corrective measures for the purpose of preserving the funds in case of, but not limited to misappropriation of the funds, non-compliance with any provisions stated in the agreement and if warranted by the project monitoring and evaluation, institute corrective measures.

B. The LGU shall:

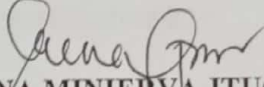
1. Submit letter of endorsement signed by the chief executive identifying the recipient and location where the SFR will be constructed and signed MOA;
2. Allocate as the case maybe counter funds necessary for the completion of the project;
3. Issue an official receipt in favour of the PGG corresponding to the amount released upon receipt thereof;
4. Deposit the fund in a trust account with an authorized depository bank;
5. Implement the project in accordance with the approved engineering designs, plans, specifications and proper accounting and auditing rules and regulations;
6. Inform thru letter PGG/ POAS of the project for conduct of geo-tagging before final payment.
7. Prepare and submit liquidation report upon completion of the construction and regular monthly monitoring reports to the PG;

This Agreement shall take effect on the date of the signing hereof by the parties concerned and will be force and effect until the project is completed. Any modifications or amendments to this Agreement shall be mutually agreed in writing by the parties.

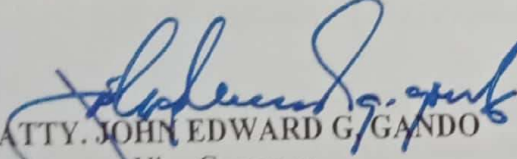
RESOLVED FURTHER, to furnish a copy of this resolution to the Honorable Governor, Honorable Mayor of the Municipality of San Lorenzo for information and appropriate action.

APPROVED: February 26, 2020.

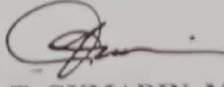
I hereby certify that the foregoing is a true and accurate copy of the resolution which was duly adopted by the 9th Sangguniang Panlalawigan of the Province of Guimaras during its regular session held on February 26, 2020.


LORENA MINIERVA-ITUCAS
 Secretary to the Sangguniang Panlalawigan

Attested:


ATTY. JOHN EDWARD G. GANDO
 Vice Governor
 Presiding Officer

Approved:


SAMUEL T. GUMARIN, MD, MPH
 Governor