

*Office of the Sangguniang Bayan*

EXCERPT FROM THE MINUTES OF THE 11TH REGULAR SESSION OF THE 14<sup>TH</sup> SANGGUNIANG BAYAN OF MANOLO FORTICH, BUKIDNON WHICH WAS HELD ON MARCH 28, 2007 AT THE SANGGUNIANG BAYAN SESSION HALL

PRESENT:

HON. HILARIO B. PAUSANOS

Presiding Officer

HON. EVELIO E. CORDOVEZ

Municipal Vice Mayor

HON. CLIVE D. QUIÑO

Majority Floor Leader

HON. ALEX D. PAYANGGA

Sangguniang Bayan Member

HON. MIGUEL D. DEMATA

Sangguniang Bayan Member

HON. VICTORIO G. DAGUNLAY

Sangguniang Bayan Member

HON. WARLEO A. GOAYAN

Sangguniang Bayan Member

HON. DIOSDADO N. DITONA

Sangguniang Bayan Member

HON. JERSON S. LEYSON

Sangguniang Bayan Member

HON. LEONILLO G. TILAP

Sangguniang Bayan Member

Liga ng mga Barangay Rep.

ABSENT:

HON. KARLO ENRICO A. ALOMBRO

Sangguniang Bayan Member

SK Federation Rep.

**RESOLUTION NO. 2007-40**

(11<sup>th</sup> Regular Session)

**RESOLUTION NOTIFYING THE HONORABLE MAYOR SOCORRO O. ACOSTA, Ph.D THAT DIRECTING THE MUNICIPAL ACCOUNTANT, BUDGET OFFICER AND TREASURER THRU HER LETTER DATED MARCH 22,2007 TO NOW PAY THE PROGRESS BILLINGS AS WELL AS TO RELEASE THE PROJECT RETENTION MONEY OF P 957,758.73 IN FAVOR TO THE CONTRACTOR L.T.GERSAN COTRUCTION INSPITE OF THE INCOMPLETE PROGRESS REPORT BY THE PROJECT MANAGEMENT OFFICE (PMO) TO THE SANGGUNIANG BAYAN PURSUANT TO SB RESOLUTION NO. 2007-21 DATED MARCH 14, 2007 IS A CLEAR DISREGARD OF INTER EXECUTIVE-LEGISLATIVE COURTESY AND PROPRIETY**

Introduced by: Hon. Evelio E. Cordovez

WHEREAS, the Honorable Body thru its Resolution No.2007-21,dated March 14,2007 has enjoined the Municipal Accountant, Budget Officer and Treasurer to stop the payment of the progress billings for the water system project undertaken by the LGU pending submittal by the Project Management Office (PMO) of their monthly progress report of the project to the Sangguniang Bayan;

WHEREAS, while it is true that the PMO has appeared before the August Body in its 10<sup>th</sup> Regular Session held last March 21, 2007 purportedly to give its progress report of the project, the said report was in fact incomplete, partial and deficient given the fact that the financial presentation of the project was not presented nor a copy of the Contract was ever given to the Sangguniang Bayan inspite of the body's persistence to be furnished a copy of the same.

WHEREAS, the records of the proceedings would indubitably show and attest the fact that the August Body clearly and explicitly informed the PMO and the Finance Committee Members in attendance that due to the fact that the Honorable Body was not yet fully satisfied of the presentation and still have some unanswered queries, the need to continue the presentation of the progress report of the water system project be set on April 11, 2007;

WHEREAS, allowing the release of the voucher for L.T. Gersan Contractor amounting to Nine Hundred Fifty Seven Thousand Seven Hundred Fifty Eight Pesos and Seventy Three Centavos (957,758.73) representing the retention money of the project and to be replaced with a surety bond in favor of the LGU is to say the least not only utterly disadvantageous to the LGU but a directive that runs counter to the basic reason and principle why in any given project, a retention money is always must to make sure that any deficiencies in the completion of the project can still be charged against the said amount and only after one year reckoned from the completion of the project has been satisfactorily completed and accepted by the recipient or end user can the retention amount be withdrawn in favor of the contractor;

NOW THEREFORE, upon motion of the Hon. Evelio E. Cordovez and unanimously seconded, it is resolved as it is hereby resolved to notify the Hon. Mayor Soccorro O. Acosta, Ph.D. that directing the Municipal Accountant, Budget Officer and Treasurer thru herp letter dated March 22,2007 to now pay the progress billings as well as to release the project retention money of P957,758.73 in favor of L. T. Gersan Construction inspite of the incomplete progress report of the Project Management Office (PMO) to the Sangguniang Bayan pursuant to SB Res.No. 2007-21, dated March 14,2007 is a clear disregard of inter Executive-Legislative courtesy and propriety.

RESOLVED to furnish copies of this resolution to the Hon. Mayor Soccorro O. Acosta, Ph.D. the Municipal Accountant, Budget Officer and the Treasurer for their appropriate information and guidance.

APPROVED: March 28, 2007. Without 3<sup>rd</sup> Reading.

CERTIFIED CORRECT:

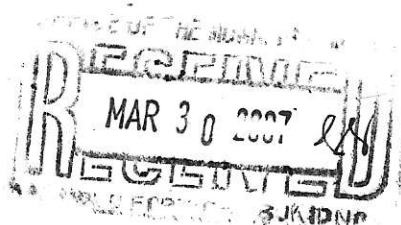
*Lydia O. Lastimosa*  
**LYDIA O. LASTIMOSA**  
Secretary to the Sanggunian

APPROVED: *[Signature]*

**HILARIO B. PAUSANOS**  
Presiding Officer  
Municipal Vice Mayor



Date:	3/30/07
Time:	11:30 A.M.
By:	<i>[Signature]</i>



*MTU - Lyra*  
*3/30/07*

*recd by:*  
*Lyra 3/30/07*  
*MTU*