



Republic of the Philippines
PROVINCE OF BUKIDNON
MUNICIPALITY OF MANOLO FORTICH
Office of the Sangguniang Bayan

EXCERPT FROM THE MINUTES OF THE 32ND REGULAR SESSION OF THE 14TH SANGGUNANG BAYAN OF MANOLO FORTICH, BUKIDNON WHICH WAS HELD AT THE SANGGUNANG BAYAN SESSION HALL ON SEPTEMBER 6, 2006.

PRESENT:

HON. HILARIO B. PAUSANOS

HON. EVELIO E. CORDOVEZ

HON. CLIVE D. QUINO

HON. ALEX D. PAYANGGA

HON. MIGUEL D. DEMATA

HON. VICTORIO G. DAGUNLAY

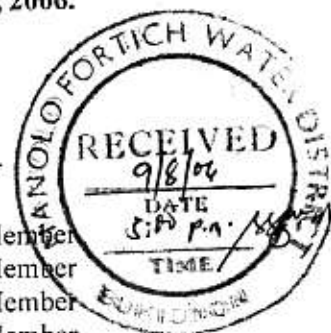
HON. WARLEO A. GOAYAN

HON. DIOSDADO N. DITONA

HON. JERSON S. LEYSON

HON. LEONILO G. TILAP

Presiding Officer
Municipal Vice Mayor
Majority Floor Leader
Sangguniang Bayan Member
Sangguniang Bayan Member
Sangguniang Bayan Member
Sangguniang Bayan Member
Sangguniang Bayan Member
Sangguniang Bayan Member
Sangguniang Bayan Member
Sangguniang Bayan Member
Liga ng mga Brgy. Rep.



ABSENT:

HON. KARLO ENRICO A. ALOMBRO

Sangguniang Bayan Member
SK Federation Rep.

RESOLUTION NO. 2006-107
(32nd Regular Session)

RESOLUTION APPROVING THE MEMORANDUM OF AGREEMENT AS FURTHER AMENDED BETWEEN THE LOCAL GOVERNMENT UNIT OF MANOLO FORTICH, BUKIDNON AND THE MANOLO FORTICH WATER DISTRICT FOR THE IMPLEMENTATION OF THE LOAN PROCEEDS INCURRED BY THE LGU FOR THE DEVELOPMENT OF THE MANOLO FORTICH WATER SYSTEM.

WHEREAS, the Sangguniang Bayan took a thorough and careful review of the Memorandum of Agreement to be undertaken by this Local Government Unit and the Manolo Fortich Water District. Since it had been a crucial undertaking taking into account the big responsibility to be shouldered by the LGU and the corresponding liability of the Manolo Fortich Water District towards the municipality;

WHEREAS, in such a way to safeguard the interest of the Local Government Unit as principal borrower and likewise ensuring the keen fulfillment by the Manolo Fortich Water District to their obligations towards the Local Government Unit, the portion of the Memorandum of Agreement is hereby amended and addendum of some provisions are made as follows;

SECTION 2.6. (Obligation of MFWD). In case of One (1) month default of payment incurred by the MFWD, a written report/explanation shall be made by the MFWD to the Office of the Mayor and SB detailing the reasons for the default of payment. In case of two (2) months default, the LGU thru the Hon. Mayor and upon concurrence of the SB appoints a financial consultant whose appointment automatically ends or terminates upon payment/full settlement by the Water District of its defaulted obligations to the LGU. He would provide financial assistance advisory services to the Board of Directors of the MFWD for a period necessary to institute remedial and proactive management measures that would ensure the financial viability of the MFWD and to meet its financial obligations to the LGU. These remedial measures that will be formulated and recommended by the Financial Consultant in close coordination with the management of the MFWD must be given due course to work out, however, in the event that the MFWD continues to default its monthly loan amortization payments for **four (4)** consecutive

PROVINCE OF BUKIDNON
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Months, the LGU upon prior notice to the LWUA may opt to *take over* the management of the MFWD to protect its interest and investment in the Water Supply System project undertaken by the LGU thru the MFWD.

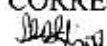
Section 2.7 (as addendum) . *The salary/honorarium/compensation of the financial consultant shall be drawn from the funds of the Water District.*

NOW THEREFORE, on motion of Hon. Jerson Leyson and unanimously seconded by the members present, it was RESOLVED,


AS IT IS HEREBY RESOLVED, Approving The Memorandum Of Agreement Between The Local Government Unit Of Manolo Fortich, Bukidnon And The Manolo Fortich Water District For The Implementation Of The Loan Proceeds Incurred By The LGU For The Development Of The Manolo Fortich Water System.

APPROVED: September 6, 2006. Without 3rd Reading.

CERTIFIED CORRECT:


LYDIA O. LASTIMOSA
Secretary to the Sanggunian

APPROVED:


HILARIO B. PAUSANOS, M.D.
Presiding Officer
Municipal Vice Mayor