



Republic of the Philippines
Province of Laguna
MUNICIPALITY OF LOS BAÑOS
Special Science and Nature City
OFFICE OF THE SANGGUNIANG BAYAN
Municipal Hall, National Highway, Brgy. Timugan,
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**EXCERPTS FROM THE MINUTES OF THE SIXTH (6TH) REGULAR SESSION OF
THE SANGGUNIANG BAYAN HELD ON FEBRUARY 08, 2021 AT THE
SANGGUNIANG BAYAN SESSION HALL, NATIONAL HIGHWAY, BRGY.
TIMUGAN, LOS BAÑOS, LAGUNA.**

Present : Vice Mayor Josephine Sumangil - Evangelista, Presiding Officer
S.B. Member Miko C. Pelegrina
S.B. Member Janos S. Lapiz
S.B. Member Geronimo A. Ciceron
S.B. Member Marlo PJ A. Alipon
S.B. Member Mike Dexter A. Concio
S.B. Member Mark Lester B. Dizon
S.B. Member Cris Dayril B. Bagnes
S.B. Member Rodora P. Loares
S.B. Member Arlene P. delos Santos, Liga President
Ms. Mirasol P. Mojica, LLSA III
Ms. Felomina I. Lincallo, LLSO I

Absent : S.B. Member Jozlyn N. Manansala, SK Fed. President, (O.B)

Visitors : None

RESOLUTION NO. 2021-12

RESOLUTION ADOPTING THE MTPFRB RESOLUTION NO. 2021-01 DATED JANUARY 20, 2021 ENTITLED “RESOLUTION ALLOWING ANOTHER BATCH OF TRICYCLE OPERATORS/OWNERS WITH EXPIRED FRANCHISES AFFECTED BY THE IMPLEMENTATION OF COMMUNITY QUARANTINE DUE TO CORONAVIRUS DISEASE 2019 (COVID-19) IN THE MUNICIPALITY OF LOS BAÑOS TO APPLY FOR RENEWAL OF FRANCHISE UNTIL FEBRUARY 28, 2021.”

Author : Councilor MARLO PJ A. ALIPON, REE,RMP, MPA

WHEREAS, the Sangguniang Bayan of Los Baños enacted Municipal Ordinance 2011-1082 dated October 17, 2011 entitled “New Municipal Ordinance on the Franchise and Operation of Motorized Tricycles in Los Baños, Laguna to be known as the “New Ordinance for Tricycles in the Municipality of Los Baños”/ *Bagong Kautusang Pembayan na Nagsasaad ng Pagpapaprangkisa Tatawaging “Bagong Ordinansa para sa mga Traysikel sa Bayan ng Los Baños at Pamamahala ng Operasyon sa Lahat ng Traysikel na may Motor sa Bayan ng Los Baños, Laguna”*;

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WHEREAS, Ordinance No. 2011-1082 and Executive Order No. 149 Series of 2019 both state the powers and functions of the Municipal Tricycle Pedicab Franchising and Regulatory Board (MTPFRB) as a policy making body and define the Tricycle Regulatory Unit (TRU) as the implementing body of the Board under the management and supervision of the Office of the Municipal Mayor thru the Office of the Municipal Treasurer;

WHEREAS, Subsection 24.5 of Section 24 of the abovementioned Ordinance states that franchise shall be cancelled or revoked by the Sangguniang Bayan after the recommendation of the TRU and MTPFRB for non-renewal of franchise after one (1) month of its yearly expiration date;

WHEREAS, Ordinance No. 2014-1305 amended the said sub-section which states that “Non-renewal of franchise after three (3) months of its yearly expiration shall be cancelled, thus, the operator/owner shall re-apply as a New Franchise and submit all the needed requirements, subject to an available slot.”;

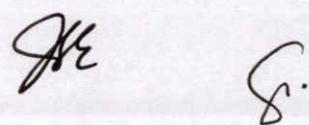
WHEREAS, on March 16, 2020, President Duterte has declared a State of Calamity throughout the Philippines due to Coronavirus Disease 2019 (COVID-19) pandemic through Proclamation No. 929;

WHEREAS, on the same date, a Memorandum from the Executive Secretary by the order of President Duterte was signed to provide guidelines on the imposition of an Enhanced Community Quarantine (ECQ) and the Stringent Social Distancing Measures over the entire Luzon from March 17, 2020 until 12 a.m. of April 13, 2020;

WHEREAS, the implementation of ECQ in the Province of Laguna was extended until May 15, 2020. Through Inter-Agency Task Force for the Management of Emerging Infectious Diseases (IATF-MEID) Resolution No. 37, series of 2020, Laguna which was among the high risk provinces was placed under Modified Enhanced Community Quarantine (MECQ) from May 16 to May 31, 2020;

WHEREAS, under the set of guidelines issued by the IATF-MEID, public transportation shall be suspended in areas placed under ECQ and MECQ. However, exceptions were made by the Department of Transportation (DOTr) where operation of tricycles may be allowed by the Department of the Interior and Local Government (DILG) and the Local Government Unit (LGU). Only during MECQ and the transition to a more relaxed General Community Quarantine where tricycles resumed its operation at the capacity in accordance to the guidelines issued by the DOTr;

WHEREAS, on October 2, 2020, members of the Los Baños TODA Federation appealed to the Local Chief Executive and to the Chairperson of the Sangguniang Bayan Committee on Transportation through a communication letter to allow their members to renew franchises which expired during the time of pandemic. They also cited lack of financial resources in view of the suspension of public transportation as a reason for the non-renewal of franchise;



WHEREAS, on October 7, 2020, the aforementioned matter was discussed and the Board consented to allow those tricycle operators/owners affected by the pandemic to renew their franchises until October 30, 2020 provided full compliance with the requirements stated under Section 1 of Ordinance No. 2019-1898. A total of One Hundred Twenty-two (122) franchise owners were allowed to renew their franchises through MTPFRB Resolution No. 2020-13. The said Resolution was approved and adopted by the Sangguniang Bayan through Resolution No. 2020-164 dated October 12, 2020;

WHEREAS, on behalf of the Los Baños TODA Federation, Mr. Arnel M. Pangga, President, submitted another appeal to the Local Chief Executive Mayor Antonio L. Kalaw on January 8, 2021. As stated in their letter, there are still other operators/owners affected by the pandemic who were not included in the list provided under MTPFRB Resolution No. 2020-13;

WHEREAS, the Board unanimously agreed to allow all other operators/owners to renew their franchises until February 28, 2021, subject to verification of the TRU, provided full compliance with the requirements stated under Section 1 of Ordinance No. 2019-1898. In addition, surcharge/penalty shall be imposed on them as provided by MTPFRB Resolution No. 2020-12 dated October 7, 2020 and Municipal Ordinance No. 2020-2066 dated October 19, 2020

NOW THEREFORE, on motion of Councilor Marlo PJ A. Alipon duly seconded Councilor Geronimo A. Ciceron and concurred by all other members present;

RESOLVED AS IT IS HEREBY RESOLVED, a Resolution adopting the MTPFRB Resolution No. 2021-01 dated January 20, 2021 entitled "Resolution allowing another batch of tricycle operators / owners with expired franchises affected by the implementation of Enhanced Community Quarantine due to Coronavirus Disease 2019 (COVID-19) in the Municipality of Los Baños to apply for renewal of franchise until February 28, 2021."

UNANIMOUSLY APPROVED : February 08, 2021

I HEREBY CERTIFY to the correctness of the above-quoted Resolution.

DONA T. ALBORIDA

Secretary to the Sangguniang Bayan

FOR:

MIRASOL P. MOJICA
LLSA III

CERTIFIED ADOPTED:

HON. JOSEPHINE SUMANGIL - EVANGELISTA
Vice Mayor / Presiding Officer