



Republic of the Philippines
Province of Ifugao
Sangguniang Bayan
MUNICIPALITY OF LAMUT

18th SANGGUNIANG BAYAN
86th REGULAR SESSION
February 27, 2018

PRESENT: Atty. Adryan B. Chaguile, Municipal Vice Mayor and Presiding Officer
Everda Desiree D. Dulinayan, Municipal Councilor & Member
Jerry J. Leal, Municipal Councilor & Member
Joseph G. In-uyay, Municipal Councilor & Member
Maria Victoria Grace G. Macadaeg, Municipal Councilor & Member
Pio K. Famorca, Jr., Municipal Councilor & Member
Reneboy D. Millano, Municipal Councilor & Member
Mark Anthony M. Indopia, Municipal Councilor & member
Dante T. Binwag, LMB President & Member

ABSENT: Napoleon C. Belingon, Municipal Councilor - on Sick Leave

RESOLUTION NO. 2018-18-029

(Sponsored by the Committee on Laws and Rules and Labor and Employment)

AUTHORIZING ATTY. MARIANO B. BUYAGAWAN, JR., MUNICIPAL MAYOR, THIS MUNICIPALITY, TO ENTER INTO A MEMORANDUM OF CONDITIONAL AGREEMENT (MOCA) WITH FCF MINERALS CORPORATION REPRESENTED BY MR. PETER STOREY, GENERAL MANAGER WITH OFFICE ADDRESS AT 22ND FLOOR, SALCEDO TOWERS, 169 H.V. DELA COSTA STREET, SALCEDO VILLAGE, MAKATI CITY, METRO MANILA, PHILIPPINES

WHEREAS, presented for consideration is the letter request of Atty. Mariano B. Buyagawan, Jr., earnestly requesting for a Sangguniang Bayan resolution authorizing him to enter into a Memorandum of Agreement with FCF Minerals Corporation for the hauling and disposal of residual solid waste of its project site located at Barangay Runruno, Municipality of Quezon, Province of Nueva Vizcaya;

WHEREAS, upon scrutiny of the proposed MOA, the LGU does not meet other obligations set forth in the terms and conditions;

WHEREAS, a follow-up was made by both the Municipal Mayor and Atty. Tom Baccac, representative of the FCF Minerals Corporation by requesting for a Memorandum of Conditional Agreement; and

WHEREAS, in order to establish an arrangement for the hauling and disposal management of residual wastes generated by FCF's project site at Barangay Runruno, Quezon, Nueva Vizcaya, this Body decided to grant the request;

NOW THEREFORE on motion of SB Member Joseph G. In-uyay, duly seconded, and upon majority vote, be it;

RESOLVED, to authorize Atty. Mariano B. Buyagawan, Jr., Municipal Mayor, this Municipality, to enter into Memorandum of Conditional Agreement (MOCA) with FCF Minerals Corporation represented by Mr. Peter Storey, General Manager with office address at 22nd Floor, Salcedo Towers, 169 H.V. Dela Costa Street, Salcedo Village, Makati City, Metro Manila;

RESOLVED FURTHER, that the rate of payment shall be increased from Five Thousand Pesos (PhP 5,000.00) to at least Fifteen Thousand Pesos (PhP 15,000.00) of which the amount of Twelve Thousand Pesos (PhP 12,000.00) shall be receipted as dumping fee which shall accrue to the General Fund of the Municipal Government and Three Thousand Pesos (PhP 3,000.00) for hauling fee;

RESOLVED FURTHERMORE, that any violation thereof to the Provisions of R.A. 9003 known as "The Ecological Solid Waste Management Act of 2000" shall be the sole responsibility of the FCF Minerals Corporation;

RESOLVED FINALLY, that this Memorandum of Conditional Agreement shall be effective for a period of one year and maybe renewed every year upon request or maybe terminated due to legal circumstances and public interest.

ADOPTED AND APPROVED, by the Sangguniang Bayan this 27th day of February 2018 at Lamut, Ifugao.

ATTESTED:

(sgd) LOURDES T. MANGACCAT
Secretary to the Sanggunian

CERTIFIED CORRECT:

(sgd) ATTY. ADRYAN B. CHAGUILE
Municipal Vice-Mayor and
Presiding Chairman