

Office of the Sangguniang Bayan

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF LINGAYEN, PANGASINAN HELD ON SEPTEMBER 13, 2021 VIA ZOOM.

PRESENT: VICE-MAYOR JUDY DL. VARGAS-QUIOCHO

Temporary Presiding Officer

SBM Ramon Anselmo M. Cuaresma

Sangguniang Bayan Members (SBM)

SBM Mac Dexter G. Malicdem

SBM Jay Mark Kevin D. Crisostomo

SBM Jonathan Carl R. Arcinue

SBM Sheila V. Castañeda

SBM Randall Q. Bernal

SBM Ricardo R. Ferrer

SBM Jasper S. Pasion

SBM Darwin B. Jimenez

SBM Gabriel Ivan C. Tuazon

- ABC President

- SKF President

ABSENT: None

RESOLUTION NO. 494, S-2021

AUTHORIZING THE MUNICIPAL MAYOR, HON. LEOPOLDO N. BATAOIL, TO ENTER INTO A MEMORANDUM OF AGREEMENT AMONG TEAM SUAL CORPORATION AND REGIONAL DEVELOPMENT COUNCIL-REGION I REGARDING THE REGIONAL SHARE FROM THE COMMERCIAL OPERATION OF SUAL COAL-FIRED THERMAL POWER PLANT IN WHICH LINGAYEN IS ONE OF THE IDENTIFIED BENEFICIARIES.

WHEREAS, R.A. 7638 (Department of Energy Act) and R.A. 9136 (EPIRA Law) grant financial benefits to the host communities of the early-generation facilities and/or energy resources;

WHEREAS, Section 66 of the EPIRA Law and Rule 29 (A) of the Implementing Rules and Regulations (IRR) of the EPIRA, require all generation companies and/or energy resource developers to provide financial benefits equivalent to one centavo per kilowatt-hour of the total electricity sales of the generation facility under Department of Energy (DOE) Energy Regulations No. 1-94 to the region, province, city of municipality and barangay that host the generation facility;

WHEREAS, on August 07, 2018, the DOE issued Department Circular (DC) No. 2018-08-0021 amending Rule 29 (A) of the IRR of the EPIRA to accelerate socio-economic development, have a more effective and efficient utilization of the financial benefits, and to enforce the immediate provision of these benefits to host communities;

WHEREAS, in pursuance to Section 6 of DC No. 2018-08-0021, 25% of one centavo per kilowatt-hour (₱0.0025/kWh) of the Electricity Sales shall be allocated as Development and Livelihood Fund while the remaining 25% of one centavo per kilowatt-hour (₱0.0025/kWh) shall be allocated as Reforestation, Watershed Management, Health and/or Environment Enhancement Fund (RWMHEEF);

WHEREAS, the Development and Livelihood Fund regional share from the commercial operation of Sual Coal-Fired Thermal Power Plant amounting to Two Million Pesos (₱2,000,000.00) was awarded for the construction of farm to market road at Don Roman Street, Barangay Maniboc, Lingayen, Pangasinan;

WHEREAS, the said farm to market road project in Barangay Maniboc, Lingayen will help attract investors to engage in various businesses in the area - particularly *bagoong*-making which is the leading economic enterprise in the said barangay - since it will be easier and more convenient for them to transport their products in the market at a competitive price;

WHEREAS, the Municipal Legal Officer has reviewed the draft Memorandum of Agreement (MOA) that will govern the duties and responsibilities of the parties and the same has been found to be reasonable and in accordance with law;

WHEREAS, R.A. 7160, otherwise known as the Local Government Code of 1991 states that for efficient, effective and economical governance, the Municipal Mayor shall "upon authorization by the sangguniang bayan, represent the municipality in all its business transactions and sign on its behalf all bonds, contracts and obligations, and such other documents made pursuant to law or ordinance";

WHEREFORE, on motion of SBM Jasper S. Pasion, duly seconded by SBM Randall Q. Bernal, be it:

RESOLVED AS IT IS HEREBY RESOLVED, to authorize the Municipal Mayor, Hon. Leopoldo N. Bataoil, to enter into a Memorandum of Agreement among Team Sual Corporation and Regional Development Council-Region I regarding the regional share from the commercial operation of Sual Coal-fired Thermal Power Plant in which Lingayen is one of the identified beneficiaries.

RESOLVED FURTHER, that copies of this resolution be furnished to Team Sual Corporation thru its Officer In-charge, the Regional Development Council Chairman, and the Municipal Mayor of Lingayen for their information and guidance.

UNANIMOUSLY APPROVED. September 13, 2021

Republic of the Philippines
MUNICIPALITY OF UNGAYEN
Division of Pangasinan

Office of the Sanggunian

CERTIFIED CORRECT:

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
SANGGUNIANG BAYAN OF UNGAYEN, PANGASINAN HELD ON
SEPTEMBER 13, 2021 AS FOLLOWS:

RAMON ANSELMO M. CUARESMA

Temporary Residing Officer

ATTESTED:



GINA A. FLORES

Secretary to the Sanggunian

APPROVED:

LEOPOLDO N. BATAOIL

Municipal Mayor

WHEREAS, MUNICIPAL ORDER NO. 128 FROM LEOPOLDO N. BATAOIL, TO
ENTER INTO AN AGREEMENT AMONG THE LOCAL GOVERNMENT AND THE
DEPARTMENT OF ENERGY (DOE) TO DEVELOP A COAL-FIRED THERMAL POWER PLANT IN WHICH
LOCAL GOVERNMENTS OF THE DISTRICT PARTICIPATE;

WHEREAS, R.A. 7635 (Department of Energy Act) and R.A. 9138
(EPIRA Law) grant financial benefits to the host communities of the early-
generation facilities and/or energy resources;

WHEREAS, Section 56 of the EPIRA Law and Rule 29 (A) of the
Implementing Rules and Regulations (IRR) of the EPIRA, require all generation
companies and/or energy resource developers to provide financial benefits
equivalent to one centavo per kilowatt-hour of the total electricity sales of the
generation facility under Department of Energy (DOE) Energy Regulations No. 1-
64 to the region, province, city or municipality and barangay that host the
generation facility;

WHEREAS, on August 07, 2018, the DOE issued Department Circular
(DC) No. 2018-08-0021 amending Rule 29 (A) of the IRR of the EPIRA to
accelerate socio-economic development, have a more effective and efficient