



Republic of the Philippines  
MUNICIPALITY OF LINGAYEN  
Province of Pangasinan

**Office of the Sangguniang Bayan**

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF LINGAYEN, PANGASINAN HELD ON OCTOBER 11, 2021 VIA ZOOM.

**PRESENT: Presiding Officer**  
VICE-MAYOR JUDY DL. VARGAS-QUIOCHO

**Sangguniang Bayan Members (SBM)**

SBM Mac Dexter G. Malicdem  
SBM Jay Mark Kevin D. Crisostomo  
SBM Jonathan Carl R. Arcinue  
SBM Ramon Anselmo M. Cuaresma  
SBM Sheila V. Castañeda  
SBM Randall Q. Bernal  
SBM Ricardo R. Ferrer  
SBM Jasper S. Pasion  
SBM Darwin B. Jimenez – ABC President  
SBM Gabriel Ivan C. Tuazon – SKF President

**ABSENT:** None

**RESOLUTION NO. 509, S-2021**

**AUTHORIZING THE MUNICIPAL MAYOR, HONORABLE LEOPOLDO N. BATAOIL TO ENTER INTO AND SIGN A MEMORANDUM OF AGREEMENT BETWEEN THE MUNICIPALITY OF LINGAYEN, PANGASINAN AND SEAGATE ENGINEERING AND BUILDSYSTEMS TO UNDERTAKE THE DREDGING, DESILTING, AND ENVIRONMENTAL REMEDIATION OF THE COURSE OF HEAVILY SILTED CHANNELS OF AGNO RIVER, LIMA HONG RIVER, AND BASING RIVER, AND THE HEAVILY SILTED RIVER DELTAS/ ESTUARIES - FORESHORE AREAS OF AGNO RIVER AND LIMA HONG RIVER WITHIN THE MUNICIPAL WATERS OF LINGAYEN, PANGASINAN, WITH THE APPROPRIATE PERMITS AND/OR CLEARANCES FROM CONCERNED GOVERNMENT AGENCIES AND PURSUANT TO THE AUTHORITY OF THE LGU IN ACCORDANCE TO REPUBLIC ACT R.A. 7160 AND THAT OF SECTION 5.1 OF THE JOINT MEMORANDUM CIRCULAR (JMC) NO. 001, SERIES OF 2019 OF THE DPWH, DENR, DOTR, DILG, AND FOR OTHER PURPOSES.**

WHEREAS, Republic Act 7160, otherwise known as the Local Government Code of the Philippines provides that the Local Government Unit (LGU) shall exercise powers and authority expressly granted those necessarily implied therefrom as well as powers necessary, appropriate or incidental for its efficient and effective governance and those which are essential to the promotion of the general welfare;

WHEREAS, the stretch of the heavily silted channels of Agno River passing through barangay Sabangan; Limahong River passing through barangays namely, Capandan, Balangobong, Pangapisan North, Pangapisan Sur, Domalandan East, Balococ, Bantayan, Aliwekwek, and Wawa; and Basing River passing through barangays namely, Pangapisan Sur, Poblacion, Baay, and

Namolán, and all other barangays of the municipality affected by said rivers, including the heavily silted River Deltas/ Estuaries – Foreshore Areas of Agno River and Limahong River within the Municipal Waters of Lingayen, Pangasinan, that needs urgently to be dredged and/or desilted;

WHEREAS, the drastic change of the river due to the heavy siltation of the course of the channels of Agno River, Limahong River and Basing River, has tremendous effects in the lives and economic growth of the constituents of the aforesaid Barangays whose land for such a period of time could not anymore be utilized for productive purposes and other related activities as they are affected by incapacity of the river channel to hold floodwaters, flood/ flash floods during heavy rains, much with storm surge and cyclones;

WHEREAS, the overflow of water from the above-cited heavily silted rivers has greatly affected the general welfare and safety of the people, poses danger to both private and public infrastructure and the damages to the ecology and biodiversity of the affected barangays including those within the periphery of the heavily silted rivers;

WHEREAS, The Municipality acknowledges its mandate to protect, conserve, maintain and rehabilitate within its jurisdiction the heavily silted River Channels and River Deltas/ Estuaries - Foreshore Areas in order to protect the general welfare of its constituents, their lives, property and economy as well as to maintain ecology and biodiversity in the area;

WHEREAS, the conduct of the dredging, and desilting by Seagate Engineering and Buildsystems would entail no expenses from the Municipality and/or at no cost to the government, in exchange, the Seagate Engineering and Buildsystems will be allowed to haul for its use, disposition and consumption and benefit all the deposits of sand, stones, soil, associated materials and/or minerals that will be dredged and desilted or extracted pursuant to approved plans of the subject channels of Agno River, Limahong River and Basing River, and in the heavily silted River Deltas/ Estuaries – Foreshore Areas of Agno River and Limahong River;

WHEREAS, the Department of Public Works and Highways (DPWH) has no available funds for the conduct of the costly dredging and desilting activities in the heavily silted channels of Agno River, Limahong River and Basing River, and in the heavily silted River Delta/ Estuary – Foreshore Areas of Agno River and Limahong River within the municipal waters of Lingayen, Pangasinan;

WHEREAS, the Municipality at present has no in-house financial or technical capacity to immediately conduct the dredging and desilting of the heavily silted channels of Agno River Limahong River and Basing River, and in the heavily silted River Deltas/ Estuaries – Foreshore Areas of Agno River and Limahong River mentioned above;

WHEREAS, the Sangguniang Bayan of this Municipality, in order to act appropriately and resolve the problem of heavily silted rivers in the Municipality, UNANIMOUSLY approved Resolution No. 505, S-2021, entitled "Authorizing, allowing and interposing "no objection to proceed" for Seagate Engineering and

Buildsystems to undertake the dredging, desilting and remediation of the course of heavily silted channels of Agno River, Limahong River, and Basing River, and the heavily silted river deltas/ estuaries - foreshore areas of Agno River and Limahong River within the municipal waters of Lingayen, Pangasinan, with the appropriate permits and/or clearances from concerned government agencies and pursuant to the authority of the LGU in accordance to Republic Act 7160 and that of Section 5.1 of the Joint Memorandum Circular (JMC) No. 001, Series of 2019 of the DPWH, DENR, DOTr, DILG, and for other purposes;

WHEREFORE, on motion of SBM Ramon Anselmo M. Cuaresma, duly seconded by SBM Randall Q. Bernal, be it:

RESOLVED AS IT IS HEREBY RESOLVED, to authorize, the Municipal Mayor, Honorable Leopoldo N. Bataoil to enter into and sign a Memorandum of Agreement (MOA) between the Municipality of Lingayen, Pangasinan and Seagate Engineering and Buildsystems to undertake the dredging, desilting, and environmental remediation of the course of heavily silted channels of Agno River, Limahong River, and Basing River, and the heavily silted River Deltas/ Estuaries - Foreshore Areas of Agno River and Limahong River within the Municipal Waters of Lingayen, Pangasinan, with the appropriate permits and/or clearances from concerned government agencies and pursuant to the authority of the LGU in accordance to Republic Act R.A. 7160 and that of Section 5.1 of the Joint Memorandum Circular JMC No. 001 series of 2019 of the DPWH, DENR, DOTR, DILG, and for other purposes.

RESOLVED FURTHER, that copies of this resolution be sent to all persons/entities concerned for their information and appropriate action.

UNANIMOUSLY APPROVED. October 11, 2021

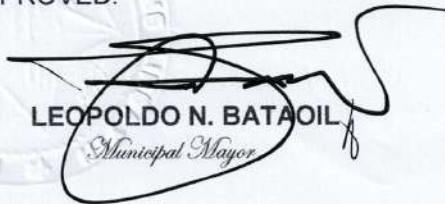
CERTIFIED CORRECT:

  
JUDY DL. VARGAS-QUIOCHO  
*Presiding Officer*

ATTESTED:

  
GINA A. FLORES  
*Secretary to the Sanggunian*

APPROVED:

  
LEOPOLDO N. BATAOIL  
*Municipal Mayor*