



## SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE 4<sup>th</sup> REGULAR SESSION OF THE SANGGUNIANG BAYAN OF MONCADA, TARLAC HELD ON THE 28<sup>th</sup> DAY OF JANUARY 2019 AT THE SB SESSION HALL, LEGISLATIVE BUILDING.

**PRESENT:**

HON. JAIME O. DUQUE	.. VICE MAYOR/PRESIDING OFFICER
HON. RODOLFO A. ESPEJO	.. PRO - TEMPORE
HON. ALBERTO C. MARZAN, JR., MD	.. MEMBER
HON. EDWARD V. TOLENTINO	.. MEMBER
HON. JANIUS M. YASAY	.. MEMBER
HON. THELMAFLOR A. ESPEJO	.. MEMBER
HON. RUBEN V. GAMBOA, JR	.. MEMBER
HON. GEORGE MICHAEL P. AGUILAR	.. MEMBER
HON. CLEOFE D. FAVIS	.. MEMBER
HON. EZEKIEL C. RIVERA	.. SKF PRESIDENT
HON. GEORGE R. CUCHAPIN, MD	.. LnB PRESIDENT

**ABSENT:**

NONE

**RESOLUTION NO. 03**  
*Series of 2019*

Sponsored by: Coun. Alberto C. Marzan, Jr., MD  
*Chairperson, Committee on Health, Social Services and Environmental Protection*

**RESOLUTION ADOPTING THE REPORT OF THE COMMITTEE ON HEALTH, SOCIAL SERVICES AND ENVIRONMENTAL PROTECTION IN CONNECTION WITH THE JOINT MEETING ON THE PROPOSED ESTABLISHMENT OF A SEPTAGE MANAGEMENT SYSTEM IN MONCADA**

WHEREAS, last January 25, 2019, a joint committee meeting was held in connection with the proposed establishment of a Septage Management System in the Municipality of Moncada that aims to reduce water pollution pursuant to the mandates embodied in Republic Act 9275, otherwise known as the "Clean Water Act of 2004";

WHEREAS, Envirokonsult Equipment and Services, Inc, proponent of the project presented to the Sanggunian and the Joint Venture Selection Committee, the Unsolicited Proposal and Feasibility Study conducted in the municipality in relation to the proposed joint venture project;

WHEREAS, there is an indispensable need to adopt the report so as to determine the consensus of the committee and the Body as a whole relative to the proposal;

NOW, THEREFORE, on motion by Coun. Alberto C. Marzan, duly seconded;

RESOLVED, that this Sanggunian, acting on the favorable recommendation of the Committee on Health, Social Services and Environmental Protection, hereby ADOPTS the report of the Sangguniang Bayan Committee on Health, Social Services and Environmental Protection in connection with the joint meeting on the proposed establishment of a septage management system in Moncada, to wit:





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No	Issues Raised	Current Status	ENVIROKONSULT Comment
1	Is siphoning of septic tanks mandatory?	Reference bylaw RA 9275 or Clean Water Act of 2004 calls for mandatory siphoning and treatment of septic tank content	EK calls for an Ordinance that requires a mandatory siphoning and treatment of septic tanks
2	Availability of template drawing for standard design of septic tank	LGU Municipal Engr Esteban asked if EK can provide a drawing for new design of septic tank to serve as guide to new structures.	EK will provide the drawing to Engr Esteban soon.
3	Is the proposed septage fee applicable to all septic tanks?	Septage fee for commercial septic tank is higher than that of residential.	If the size of communal septic tank is more than 5 cum, it will be charged with commercial rate
4	Households without septic tank in the remote barangays	Councilors are likely to exempt households without water connections and without septic tanks from the program	Desludging of septic tanks within Moncada territory will be undertaken in 5 years maximum per RA 9275. Siphoning will start in Poblacion areas and other populated barangays while remote areas will be last. Thus, remote barangays may have longer period from start of Program to construct hygienic septic tanks or rectify them.
5	What is payment mode for desludging of households without water connections with Water District ?	Most LGU Ordinances requires the participation of Water Districts as collecting arm due to its existing and efficient collection system mechanism.	Payment of septage fee for households without water connections with Water District shall be done outright, and not by installment for 60 months
6	Profit sharing scheme for LGU and Water District	The submitted proposal mandates 2% for LGU and 1 % for Water District	Since LGU will provide the project site as equity which gives an additional 6% for LGU & WD. Thus, 4% can be added to LGU (new profit share 6%) and 2% for WD (new profit share 3%)





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7	Inclusion of septage fee in the Ordinance	Some councilors are suggesting to indicate the septage fee in the draft Ordinance to be approved	There are 2 options for SB members - First is to approve an Ordinance without the septage fee but may indicate the fee in the IRR. Second is to approve an Ordinance which includes the amount of septage fee for residential and commercial septic tanks.
8	Exemption of PSP from payment of realty and business taxes	GM Mina has found conflicting information in the submitted proposal in page 23 and in other part of report.	Following GM Mina suggestion, EK prefers to endorse this issue to the JV-SC secretary who is a lawyer. The same will be consulted with EK legal counsel.
9	Is LGU has any liability in case of bankruptcy of the JV project?	GM Mina has a very good point in asking for the liability of LGU in case the JV project goes bankrupt since there is sharing of profit in times of good business.	EK BDM Roberto Lastimoso replied that the LGU will not incur any liability in case of future bankruptcy.
10	Is the Septage plant to be turned-over to the LGU after 25 years?	One lady councilor inquired if after 25 years term, the LGU can have the full ownership of the septage treatment plant.	The JV agreement is good for 25 years and thereafter renewable upon mutual consent.
11	Businessman Glenn asked if there will be amendment in profit sharing scheme after 5 years where CAPEX has been fully covered and paid.	Per Financial analysis of the Septage Project with cluster members, the Return of Investment (ROI) is 4-5 years.	An escalation scheme maybe provided after 5 years operation if the result of performance evaluation is according to the financial projection.
12	The suggested septage fee can be submitted to LWUA for approval while JV process is ongoing	Per guideline, Moncada Water District is supposed to seek for LWUA approval any new tariff fee in the form of new service which is desludging service	EK recommends to GM Mina to seek LWUA approval for the proposed septage fee for the JV. After LWUA determines the appropriate septage fee for Moncada Cluster project, then SB should conduct a public hearing to inform the people.

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13	Deferment of public hearing for septage fee	Councilor Marzan suggested that any public hearing that seeks the approval of septage fee should be postponed after the election.	EK is fine with the suggestion provided the paper works for the JV process must proceed until the last stage which is the NTP and the signing of JVA.
14	Request for Plant Visit	Councilor Chairman Dr Marzan inquired the possibility of visiting an existing septage treatment plant for the SB members and for JV- SC to see personally the operation and by-products of this type of plant.	EK suggested that Dr Marzan to organize and schedule the proposed plant visit. EK has completed so far 6 plants: 1 - Bay Laguna : 80 cumd capacity (owned by EK) 2 - Cordova Cebu : 150 cumd capacity (co-owned by EK with Metro Cebu WD) 3 - Naga City Cebu: 45 cumd capacity (owned by LGU) 4 - Angeles City Pampanga: 85 cumd capacity (owned by WD) 5 - Metro Lipa Batangas: 60 cumd capacity (owned by WD) - pending process proving 6 - Baguio City 60 cumd capacity (owned by LGU) - ongoing

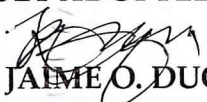
RESOLVED FURTHER, that copies of this Resolution be furnished all concerned parties for their information and guidance;

UNANIMOUSLY ADOPTED.

I HEREBY CERTIFY to the correctness of the foregoing Resolution

  
**VICTOR SANDINO S. MOLINA, MPA**  
Secretary to the Sanggunian

ATTESTED AND CERTIFIED  
TO BE DULY ADOPTED:

  
**JAIME O. DUQUE**  
Vice-Mayor & Presiding Officer