

Republic of the Philippines  
SANGGUNIANG PANLALAWIGAN  
PROVINCE OF NEGROS ORIENTAL

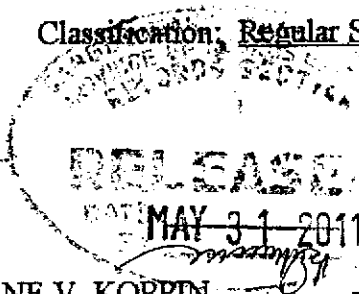
EXCERPTS FROM THE JOURNAL OF THE SANGGUNIANG PANLALAWIGAN SESSION ON:

Date: April 26, 2011 – 3:40 P.M.

Classification: Regular Session

RECORD OF ATTENDANCE:

HON. APOLINARIO P. ARNAIZ, JR.  
Vice Governor & Presiding Officer  
Present



HON. MELLIEMOORE M. SAYCON	- Present	HON. JESSICA JANE V. KOPPIN	- Absent
HON. LILAND B. ESTACION	- Present	HON. GEORGINA F. MARTINEZ	- Present
HON. PEVE O. LIGAN	- O.B.	HON. ERWIN MICHAEL L. MACIAS (PCL)	- Present
HON. EDMUND F. DY	- Absent	HON. SCOTT WAYNE T. HUSAIN (SK)	- Present
HON. SALETO J. ERAMES	- Present	HON. ARNOLFO A. TEVES, JR. (LNMB)	- Present
HON. ROTELIO U. LUMJOD	- Present		

RESOLUTION NO. 285

“Submitted for review before the August Body was Resolution No. 37, current series, of the Sangguniang Panlungsod of Bayawan, this province, enacting Ordinance No. 2, an ordinance on Compulsory Installation of Early Warning Devices in all Ongoing Infrastructure Projects Along National, Provincial, City and Barangay Roads in Bayawan City:


“Whereas, said resolution conforms to the provisions of the Local Government Code of 1991;


“On motion of Honorable Member Scott Wayne T. Husain, seconded by Honorable Member Saleto J. Erames, the Sangguniang Panlalawigan

“RESOLVES, To declare VALID Resolution No. 37, current series, of the Sangguniang Panlungsod of Bayawan, this province; and to furnish a copy hereof for their information.

“Approved.”

I hereby certify to the correctness of the above-quoted resolution.

  
GEOFFREY P. VILLAHERMOSA  
Provincial Secretary

  
APOLINARIO P. ARNAIZ, JR.  
Vice Governor of Negros Oriental  
Presiding Officer

Copy For:  
The Sangguniang Panlungsod  
Bayawan City

ADL/rcs

City engineering office - 95/10/22/11  
Philippine Natl. Police office - 9503 Louise Bafeto - 4-22-11

Republic of the Philippines  
PROVINCE OF NEGROS ORIENTAL  
CITY OF BAYAWAN  
Office of the City Council

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE CITY COUNCIL OF BAYAWAN, NEGROS ORIENTAL ON JANUARY 11, 2011 AT 9:00 A.M. AT THE SP SESSION HALL

RECORD OF ATTENDANCE

Hon. Ismael P. Martinez	(Vice Mayor)	OIC Mayor
Hon. Victoriano D. Alabastro		Present
Hon. Ernesto T. Tijing		Present
Hon. Mark Anthony A. Duque		Present
Hon. Francis Floyd B. Araula		Present
Hon. Peter Paul F. Renacia	(OIC Vice Mayor, Presiding)	Present
Hon. Alex D. Tizon		Present
Hon. Danilo G. Lamis		Present
Hon. Mark Fidencio L. Aurelia		Present
Hon. Sharlou F. Jamin		Present
Hon. Luis J. Sumalpong		Present
Hon. Arnolfo A. Teves Jr.	(President, LNMB)	Present
Hon. Alsheiba M. Tanasan	(SK Federated President)	Present

RESOLUTION NO. 37

“WHEREAS, during the Sangguniang Panlungsod Session dated September 14, 2010, the former Chief of Police of Bayawan City, P/Supt. Roy Abella reported to the August Body that for the month of August 2010, there were thirty seven (37) vehicular accidents in Bayawan City;

“WHEREAS, this information is shocking to the people of Bayawan City and to the prospective investors to our place considering that there is an average of one (1) vehicular accident per day for the month of August 2010;

“WHEREAS, vehicular accident, be it on motorcycles, cars, trucks or any engine driven vehicle, will cause loss of lives and loss of money, properties and precious time on the part of the members of the family in trying to save the victim/s of the accident;

“WHEREAS, ongoing infrastructure projects within the Urban and in the hinterlands barangays of Bayawan City can cause also vehicular accidents if not properly taken cared of;

“WHEREAS, there are many ongoing infrastructure projects such as road opening, road concreting and asphaltting, culvert installation, culvert construction, bridge construction and others, within the urban and hinterland barangays of Bayawan City;

“WHEREAS, life is so precious, that a loss of one life, will cause so many heartaches to the members of the family.

“NOW, THEREFORE, on motion of Honorable Councilor Ernesto T. Tijing and duly seconded by Honorable Councilor Luis J. Sumalpong, the Sangguniang Panlungsod of Bayawan City in session duly assembled resolves to enact the following ordinance.

ORDINANCE NO. 2

AN ORDINANCE ON COMPULSORY INSTALLATION OF EARLY WARNING DEVICES IN ALL ONGOING INFRASTRUCTURE PROJECTS ALONG NATIONAL, PROVINCIAL, CITY AND BARANGAY ROADS IN BAYAWAN CITY.

Be it ordained by the Sangguniang Panlungsod that:

SECTION 1. This ordinance shall cover all projects of private constructors, Department of Public Works and Highways (DPWH), the Provincial Engineering Department of Negros Oriental (PEO), and the Local Government Unit (LGU) doing projects by administration within the area of Bayawan City.

SECTION 2. Definition of Terms.

- a. **Early warning device-** Is a precautionary measure or device that informs the incoming driver of a motorcycle or vehicle that beyond this device there is an ongoing project along the road and the commuters should be extra careful.
- b. **Private contractors-** Those license contractors who join the bidding to do infrastructure projects for the LGU.

SECTION 3. Design of early warning device. The specification of the early warning device for this ordinance shall be the international road signs adopted at the 1968 United Nations Convention on road signs and signals of which the Philippines is a signatory.

SECTION 4. Distance of Visibility. The early warning device shall be installed fifteen (15) meters away on both ends of the ongoing project.

SECTION 5. Deputies of the City Mayor. For purpose of this Ordinance all Barangay Captains shall be the deputies of the City Mayor within their respective territorial jurisdiction and as such, deputies shall assist the City Mayor in strictly implementing the provisions of this ordinance. The City Mayor or his deputies may designate other persons to aid them in the implementation of the provisions of this ordinance provided that the designation is approved by their perspective Sanggunian concerned.

SECTION 6. Penalties. Any person who violates this ordinance shall suffer the following penalties, to wit.

- a. First Offense – warning
- b. Second Offense – PHP 2,500.00 fine
- c. Third and succeeding offenses – PHP. 5,000.00 fine or 1 month imprisonment or both upon the discretion of the Court.

SECTION 7. Who are the responsible people answerable to this offense?

Project implementors/ project engineer/ project in-charge of all ongoing infrastructure projects within the road network of Bayawan City either done by administration or by project contractors.

SECTION 8. Separability Clause. If for any reason/s, any clause, sentence, provisions or section of this Ordinance shall be held invalid or unconstitutional, other parts or provisions hereof which are not affected shall continue to be in full force and effect.

SECTION 9. Effectivity. This ordinance shall take effect after posting for two (2) weeks in at least three (3) conspicuous places in Bayawan City and publication in a news paper of general circulation in the province for two (2) weeks.

“Enacted.”

\* \* \*

I hereby certify to the correctness of the foregoing resolution.

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JULIUS T. ESPARTERO  
Secretary to the Sangguniang Panlungsod

ATTESTED:

APPROVED: FEB 08 2011

  
PETER PAUL F. RENACIA  
Councilor  
Acting Presiding Officer

  
RENE G. GAUDIEL  
Mayor

Copy for:

- The Honorable Provincial Board, Dumaguete City