



PAMAHALAANG BAYAN NG TAYTAY TANGGAPAN NG SANGGUNIANG BAYAN

**EXCERPT FROM THE MINUTES OF THE 7th SPECIAL SESSION OF THE 11th
SANGGUNIANG BAYAN, TAYTAY, RIZAL, HELD ON JANUARY 15, 2021, 9:45 AM
AT THE SESSION HALL OF THE MUNICIPAL BUILDING, TAYTAY, RIZAL**

PRESENT:

Hon. Michell B. Bermundo	-	Vice Mayor/Presiding Officer
Hon. Ma. Jeca B. Villanueva	-	Councilor
Hon. Patrick John P. Alcantara	-	"
Hon. Joanne Marie P. Calderon	-	"
Hon. Ceferino R. Resurreccion Jr.	-	"
Hon. Kyle Georic Y. Gacula	-	"
Hon. Ma. Elaine T. Leonardo	-	"
Hon. Philip Jeison J. Cruz	-	"
Hon. Frank Luster L. Santos	-	LnB President
Hon. Roda May A. Diño	-	SK Federation President

ABSENT:

Hon. Sophia Priscilla L. Cabral	-	Councilor
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Sponsored by:	Coun. Ceferino R. Resurreccion Jr.
Co-Sponsored by:	Vice Mayor Michell B. Bermundo
	Coun. Sophia Priscilla L. Cabral
	Coun. Ma. Jeca B. Villanueva
	Coun. Patrick John P. Alcantara
	Coun. Joanne Marie P. Calderon
	Coun. Kyle Georic Y. Gacula
	Coun. Ma. Elaine T. Leonardo
	Coun. Philip Jeison J. Cruz
	LnB Pres. Frank Luster L. Santos
	SK Fed. Pres. Roda May A. Diño

RESOLUTION NO. 266 series of 2021

A RESOLUTION AUTHORIZING THE LOCAL CHIEF EXECUTIVE HON. GEORGE RICARDO R. GACULA II TO ENTER INTO AND SIGN AN AGREEMENT OR CONTRACT WITH ANY ENTITY OR ENTITIES, GOVERNMENT OR PRIVATE, NECESSARY OR RELATED TO THE PROCUREMENT / ACQUISITION OF COVID-19 VACCINES AND FOR OTHER PURPOSES

WHEREAS, the 1987 Constitution provides that the State shall protect and promote the right to health of the people;

WHEREAS, Republic Act No. 7160 or the Local Government of 1991 provides that local government units shall exercise the powers 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. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants;

WHEREAS, under Republic Act No. 6675 otherwise known as the "*Generics Act of 1988*" as amended by Republic Act No. 9502 or the "*Universally Accessible Cheaper and Quality Medicines Act of 2008*", provides that it is the policy of the State to protect public health and, when the public interest or circumstances of extreme urgency so require, it shall adopt appropriate measures to promote and ensure access to affordable quality drugs and medicines for all;

WHEREAS, on 8 March 2020, His Excellency President Rodrigo Roa Duterte issued Proclamation No. 922 declaring a State of Public Health Emergency in the Philippines and enjoining local government units to render full assistance and cooperation and mobilize the necessary resources to undertake critical, urgent, and appropriate response and measures in a timely manner to curtail and eliminate the COVID-19 Pandemic;

WHEREAS, on 16 March 2020, His Excellency President Rodrigo Roa Duterte issued Proclamation No. 929 declaring a State of Calamity throughout the Philippines due to Corona Virus Disease 2019 (COVID-19) and again enjoining local government units to render full assistance and cooperation and to mobilize the necessary resources to undertake critical, urgent, and appropriate response and measures in a timely manner to curtail and eliminate the COVID-19 threat;

WHEREAS, on 16 September 2020, the President issued Proclamation No. 1021, extending the period of the State of Calamity throughout the Philippines;

WHEREAS, Republic Act No. 11494 otherwise known as the "*Bayanihan to Recover As One Act*" allows the procuring entity to procure goods and services in the most judicious, economical and expeditious manner as exemptions to the bidding process under R.A. 9184, provided that the necessary information and documents related to the procurement shall be posted, which provides:

SEC. 4. COVID-19 Response and Recovery Interventions – Pursuant to Article VI, interventions Section 23(2) of the Constitution, the President is hereby authorized to exercise powers that are necessary and proper to undertake and implement the following COVID-19 response and recovery interventions:

xxx

u. Procurement of the following as the needs arises, in the most judicious, economical and expeditious manner, as exemptions from the provisions on bidding process required under Republic Act No.9184 or the "Government Procurement Reform Act" and other relevant laws: Provided, That the following information and documents related to the procurement shall be published in the Government Procurement Policy Board (GPPB) online portal, the website of the procuring entity concerned, if available, and at any conspicuous place reserved for this purpose in the premises of the procuring entity within seven (7) working days from the date of acceptance of the award:

- (i) Project Name;
- (ii) Approved budget for contract;
- (iii) Contract Period;

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WHEREAS, the procurement / acquisition of COVID-19 vaccines shall be beneficial and advantageous to the municipality;

NOW THEREFORE, BE IT RESOLVED, as it is hereby resolved, by the 11th Sangguniang Bayan of Taytay, Rizal, in session duly assembled, hereby AUTHORIZES THE LOCAL CHIEF EXECUTIVE HON. GEORGE RICARDO R. GACULA II TO ENTER INTO AND SIGN AN AGREEMENT OR CONTRACT WITH ANY ENTITY OR ENTITIES, GOVERNMENT OR PRIVATE, NECESSARY OR RELATED TO THE PROCUREMENT / ACQUISITION OF COVID-19 VACCINES AND FOR OTHER PURPOSES.

RESOLVED FURTHER, that the signed agreement or contract entered into by the Local Chief Executive shall be subject for ratification of the Sangguniang Bayan before its implementation.

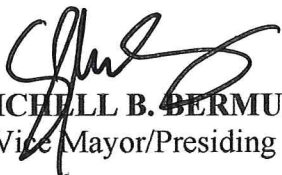
RESOLVED FURTHERMORE, that copies of this Resolution be furnished to all concerned for their information and appropriate action.

ADOPTED, this 15th day of January, 2021, 10:13 AM at Session Hall of the Municipal Building of Taytay, Rizal.

I HEREBY CERTIFY, to the correctness of the foregoing Resolution which was duly adopted by the Sangguniang Bayan of Taytay on second reading on January 15, 2021 and was passed on third and final reading on January 15, 2021 during the 7th Special Session held on the 15th day of January, 2021.


SONIA C. SAMSON
Sec. to the Sanggunian
Officer-in-Charge

ATTESTED AND CERTIFIED TO BE DULY
ADOPTED BY HER HONOR


HON. MICHELL B. BERMUNDO
Municipal Vice Mayor/Presiding Officer