



VISAYAS
STATE UNIVERSITY
VISCA, CITY OF BAYBAY, LEYTE

OFFICE OF THE SECRETARY OF
THE BOARD AND THE UNIVERSITY

Republic of the Philippines
VISAYAS STATE UNIVERSITY
Visca, Baybay, Leyte

BOR RESOLUTION NO. 20, s. 2016

**A RESOLUTION APPROVING THE PROPOSAL TO PURCHASE A NEW
FIRE TRUCK FOR THE VSU MAIN CAMPUS *SUBJECT TO* EXISTING RULES,
REGULATIONS AND GUIDELINES ON THE PURCHASE OF NEW VEHICLES
AND THE PROVISIONS OF THE REVISED IRR OF RA 9184**

WHEREAS, the Leyte State University was created by virtue of Republic Act 9158 which converted the then Visayas State College of Agriculture (ViSCA) into a state university last 11 August 2001 which was later renamed Visayas State University (VSU) by virtue of R.A. 9437;

WHEREAS, Section 7 of R.A. 9158 specifically empowers the Board of Regents of the University to “*exercise all the powers granted to the Board of Directors of a corporation under Section 36 of Batas Pambansa Blg. 68, otherwise known as the Corporate Code of the Philippines*”;

WHEREAS, Section 7, Paragraph (f) of R.A. 9158 empowers the Board of Regents of the University “*to authorize the ... acquisition of real and personal properties, including necessary supplies materials and equipment ...*”;

WHEREAS, pursuant to Section 75, Chapter 7, book VI of Executive Order (EO) No. 292 (Administrative Code of 1987) and Section 17 (b) of Republic Act (RA) No. 9970 (FY 2010 General Appropriations Act), no government funds shall be utilized for the purchase of motor vehicles, except:

1. When motor vehicles will be used for the following purposes:

- i. Those which are necessary for the transportation of patients or victims, *e.g.* medical ambulance, or for emergency purposes or calamity-related activities, *e.g.* fire trucks, rescue equipment;

WHEREAS, the Office of the President of the Philippines through Executive Secretary Paquito N. Ochoa, Jr., issued Memorandum Order No. 9 dated 14 December 2010 entitled: “Government Policy and Procedural/Documentary Requirements on the Approval/Issuance of Authority to Purchase Motor Vehicle”;

WHEREAS, consistent with existing guidelines embodied in AO No. 233, as implemented by DBM Circular No. 2010-2 dated 01 March 2010, the Office of the President (*of the Philippines*) adopted the following procedural and documentary requirements:

1. All requests, together with supporting documents must be submitted to the Department of Budget and Management (DBM) for evaluation and recommendation.

2. Such requests must be supported by original or certified true copies of the following documents:
 - c. *for* SUCs/GOCCs with National Government (NG) allocation/subsidy
 - i. Evaluation and recommendation by the DBM;
 - ii. Basic letter-request from the Department Secretary or his/her duly authorized representative(s) or from the Head of Office/Agency, with information on the amount, type, number, and specification of motor vehicle(s) and the purpose/justification and deployment for such vehicles will be used;
 - iii. Certification of Availability of Funds by the Chief Accountant or Head of the Accounting Unit, if the allotments/appropriations are already released or already with the concerned department/office/agency;
 - iv. Updated inventory/accounting of all existing motor vehicles showing their status/condition/worthiness (e.g. good, fair, repairable or unserviceable) duly certified by the Property/Supply Officer;
 - v. **Board Resolution approving such purchase;**
 - vi. Approved operating budget (regular/supplemental)

WHEREAS, the desired goal of the acquisition of a fire truck is *“to enhance the capability of the Visayas State University to effectively operate and implement a quick response system during times of emergency and during calamities;”*

WHEREAS, the University no longer has a roadworthy fire truck that can be used for quell fires as the existing unit was purchased way back in the late 1970s when the Visayas State College of Agriculture (now the Visayas State University) was first established; and

WHEREAS, the Governing Board is convinced of the merits of the proposal.

THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED to approve the proposal to purchase a new fire truck for the VSU Main Campus chargeable against the current year's Capital Outlay as endorsed in BOR Resolution No. 31, s. 2015 for this purpose *subject to* existing rules, regulations and guidelines on the purchase of new vehicles and *provided that* the cost of such vehicle does not exceed P6,000,000.00.

IN WITNESS of our approval thereof, we hereby affix our signatures this 29th day of March 2016 at the CHED Chairperon's Conference Room, CHED Central Office, C.P. Garcia Ave., UP Diliman, Diliman, Quezon City.

VSU BOARD OF REGENTS



HON. MARIA CYNTHIA ROSE B. BAUTISTA

*CHED Commissioner and Chairperson
VSU-Board of Regents*



HON. EDGARDO E. TULIN

Vice Chairman and President, VSU

for:

HON. PIA S. CAYETANO

*Chair, Committee on Education, Arts & Culture
Senate of the Philippines*


HON. ROMAN T. ROMULO

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House of Representatives*


Represented by:



HON. EMMANUEL S. DE GUIA



HON. MARLON PABLO G. MERCADO



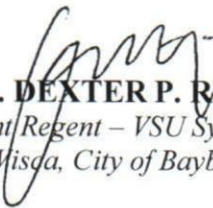
HON. BONIFACIO G. UY

*Regional Executive Director
National Economic & Dev. Authority-RO8
Gov't. Center, Palo, Leyte*



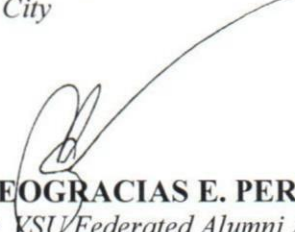
HON. LEO P. CAÑEDA

*Regional Executive Director
Department of Agriculture-RO8
Tacloban City*



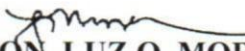
HON. DEXTER P. RELEVO

*Student Regent – VSU System
VSU, Visca, City of Baybay, Leyte*



HON. DEOGRACIAS E. PERNITEZ

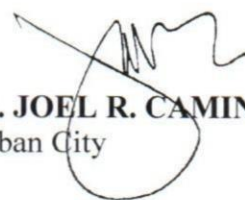
*President, VSU Federated Alumni Assn.
VSU, Visca, City of Baybay, Leyte*



HON. LUZ O. MORENO

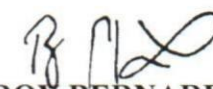
*Faculty Regent – VSU Faculty Association
VSU, Visca, City of Baybay, Leyte*

Private Sector Representatives:



HON. JOEL R. CAMINADE

Tacloban City



HON. ROY BERNARD C. FIEL

Ormoc City



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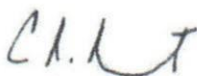
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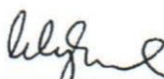
IN WITNESS of our approval thereof, we hereby affix our signatures this 29th day of March 2016 at the CHED Chairperon's Conference Room, CHED Central Office, C.P. Garcia Ave., UP Diliman, Diliman, Quezon City.

VSU BOARD OF REGENTS



HON. MARIA CYNTHIA ROSE B. BAUTISTA

*CHED Commissioner and Chairperson
VSU-Board of Regents*



HON. EDGARDO E. TULIN

Vice Chairman and President, VSU

for:

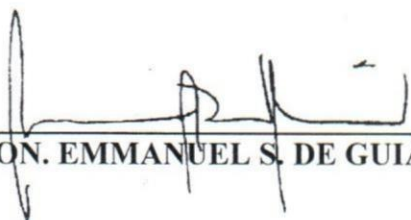
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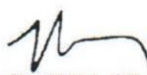
Represented by:



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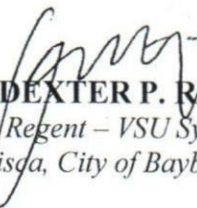
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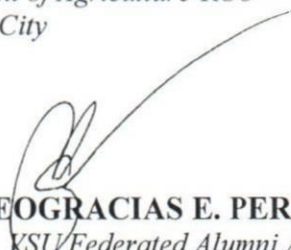
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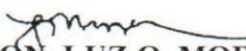
HON. DEXTER P. RÉLEVO

*Student/Regent – VSU System
VSU, Visca, City of Baybay, Leyte*



HON. DEOGRACIAS E. PERNITEZ

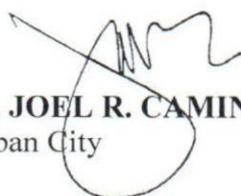
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OUS

**EXCERPT FROM THE APPROVED MINUTES OF THE
73rd VSU Board of Regents' Meeting**

29 MARCH 2016

CHED Central Office

UP Campus, Diliman, Quezon City

**REQUEST FOR AUTHORITY TO PURCHASE
A FIRE TRUCK FOR THE VSU MAIN CAMPUS**

BOR RESOLUTION NO. 20, s. 2016

Approving the Request of the University President for Authority to Purchase One
(1) Fire Truck with an estimated budget of Six Million (P6 M), *Subject to* the usual accounting
and auditing rules and regulations and the provisions of RA 9184.

BOARD ACTION : **APPROVED**

Date : 29 March 2016

Certified True and Correct:


DANIEL M. TUDTUD, JR.
Board Secretary

Cc: OP *4/19/16*
OVPAF *4/19/16*
FMO
BUDGET *4/19/16*
Acctg *4/19/16*



MINUTES OF THE 73rd BOR MEETING

29 March 2016

CHED Chairperson's Conference Room
CHED Central Office, C.P. Garcia Ave.,
UP Diliman, Diliman, Quezon City

Present:

Hon. Maria Cynthia Rose B. Bautista Chairperson-Designate
Commissioner, Commission of Higher Education

Hon. Edgardo E. Tulin Vice Chairman
President, Visayas State University

Hon. Pia S. Cayetano Member
Chairperson, Senate Committee on Education, Arts and Culture
Senate of the Philippines
Represented by Mr. Emmanuel R. De Guia

Hon. Roman T. Romulo Member
Chairperson, House Committee on Higher and Technical Education
House of Representatives
Represented by Atty. Marlon Pablo G. Mercado

Regent Leo P. Cañeda Member
Regional Executive Director
Department of Agriculture Regional Office VIII

Hon. Deogracias E. Pernitez Member
Vice President, VSU Federated Alumni Association

Regent Luz O. Moreno Member
President, VSU Federated Faculty Association

Regent Dexter C. Relevo Member
President, Federated University Supreme Student Council

Regent Roy Bernard C. Fiel Member
Private Sector Representative

Regent Joel R. Caminade Member
Private Sector Representative

Not Present:

Regent Bonifacio G. Uy Member
Regional Executive Director
NEDA Regional Office VIII

Others Present:

Mr. Daniel M. Tudtud, Jr. Board Secretary
Board Secretary V

Ms. Vivian V. Balbarino Administrative Officer
Administrative Officer III - *Office of the Board Secretary*

Ms. Cyril Wendy V. Maaño Executive Assistant
Executive Assistant V - *Office of Comm. Maria Cynthia Rose L. Bautista*

1. BOR Investigation Committee Report on the Claire Larzen Z. Tello Case

President Tulin informed the Board that he looked over the report of the BOR Investigation Committee. It was well presented and what was important was that the Report contained recommendations which outline what needs to be approved by the Board.

Chairperson Bautista decided to give the Regents five (5) minutes to go over the Report with special emphasis on the Recommendations since these need to be approved by the Board.

After the five (5) minute period, the Hon. Chair inquired if there were any questions.

Regent Relevo clarified the statement of Ms. Tello indicated as *Item vvv* on Page 11, to wit: *“Defendant has been receiving threatening messages via facebook from Mr. Dexter Relevo, incumbent Student Regent, sometime between June and August 2015, that: Defendant will be sued in court; stripped of her degree; and be required to pay P200,000.00 in order for her to claim her Transcript of Records (TOR) and Diploma.”* The Student Regent clarified that that he was “instructed by the University Investigation Committee to inform Ms. Tello the result of the Investigation made by the University Investigation Committee.

Regent Mercado inquired from the Student Regent whether he had proof that it was really the University Investigation Committee that instructed him to send those messages and secondly, whether he also had proof on how he was instructed by the Committee to send the aforementioned messages.

Regent Relevo informed the Board that all the instruction from the investigation Committee were all verbal instructions.

Regent Mercado pointed out that in the absence of proof, the *“authority given by the University Investigation Committee to Regent Relevo”* can be construed to be heresay.

Chairperson Bautista commented that the University Committee was not very careful about its procedures. Although the Philippines has a very oral culture, it is important that instructions from a formal body should be duly documented.

Regent Relevo raised the issue that he is just a representative of the Student Council and that the decision on this case should emanate from the whole USSC and not just from him. The Student Regent indicated that he would like to have a meeting with President Tulin, Dr. Bacusmo and the present USSC Officers together with the Board Secretary this coming 02 April 2016 to hear the suggestions of the USSC Officers and hear their opinions especially on the payment of the P200,000.00.

The Hon. Chair clarified that the Student Regent can indeed seek the opinions and suggestions of the other officers of the USSC, but this is already at the level of the Board of Regents which is way above the decision-making level of the student council.

Chairperson Bautista directed President Tulin to convene a meeting of the USSC and Dr. Bacusmo to thresh out the details.

Regent Mercado moved for the adoption of the Recommendations of the BOR Investigation Committee, as presented.

Chairperson Bautista inquired if there were any objections.

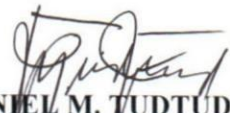
No other objection was raised.

The Board unanimously passed

BOR RESOLUTION NO. 21, s. 2016

A Resolution approving the adoption of the recommendations made by the BOR Investigation Committee, as presented and directed President Edgardo E. Tulin to convene a meeting between the USSC Officers and Dr. Jose L. Bacusmo to thresh out the details.

Attested True and Correct:


DANIEL M. TUDTUD, JR.
Board Secretary V