



REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FOURTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,
ORMOC CITY HALL BUILDING
ON FEBRUARY 22, 2018

PRESENT:

Vincent L. Rama, (OIC-City Vice-Mayor & Temporary Presiding Officer),
SP Member, Asst. Majority Floor Leader
Tomas R. Serafica, (Temporary Majority Floor Leader), SP Member
Benjamin S. Pongos, Jr., SP Member
Eusebio Gerardo S. Penserga, SP Member
Gregorio G. Yrastorza III, SP Member
Nolito M. Quilang, SP Member
John Eulalio Nepomuceno O. Aparis II, SP Member
Minority Floor Leader
Lea Doris C. Villar, SP Member, Asst. Minority Floor Leader
Mariano Y. Corro, Ex-Officio SP Member
Chapter President, Liga ng mga Barangay ng Ormoc

ON OFFICIAL BUSINESS:

Leo Carmelo L. Locsin, Jr., (O.B. - Cebu City),
Vice Mayor & Presiding Officer
Rolando M. Villasencio, (OIC - City Mayor),
SP Member, Majority Floor Leader
Mario M. Rodriguez, (O.B. - Tacloban City),
SP Member, Presiding Officer "Pro-Tempore"

PREFATORY STATEMENT

WHEREAS, the 14th Sangguniang Panlungsod ng Ormoc received a letter of endorsement dated 13 November 2017 from the Office of the City Mayor anent the proposal for the creation of additional two (2) positions of Assistant City Legal Officer under the City Legal Office;

WHEREAS, in the letter of City Legal Officer Atty. Jasper M. Lucero addressed to the City Mayor's Office dated 27 October 2017, the former elaborated on the main tasks and functions of the two (2) proposed positions and how the two (2) Assistant City Legal Officers collaborate with the existing Assistant City Legal Officer;

WHEREAS, during the committee deliberations it was found out that there can only be one (1) Assistant City Legal Officer with a position title of Assistant City Government Department Head allowed under the City Legal Office;

WHEREAS, taking into consideration the CSC Memorandum Circular No. 19 of 1992 and the DBM Local Budget Circular No. 2009-92, the positions that can be created to strengthen the City Legal Office would be Attorney III with Salary Grade (SG) 21;

WHEREAS, the Sangguniang Panlungsod acknowledges that the complex and multitudinous tasks and functions of the City Legal Office require that the same be structured and appropriately manned in such manner as would ensure that all legal concerns of the City are properly attended to;

Ord. No. 060

WHEREAS, the Sangguniang Panlungsod, as the Legislative Body of the City, has the responsibility to enact ordinances, approve resolutions and appropriate funds for the general welfare of the city (Sec. 458, LGC of 1991). Furthermore, the Code provides that the Sangguniang Panlungsod shall approve ordinances to determine the positions and the salaries, wages, allowances and other emoluments and benefits of officials and employees and provide expenditures necessary for the proper conduct of programs, projects, services and activities of the city government (Sec. 458 (1) (viii) of LGC of 1991);

WHEREAS, the Committee on Good Government finds merit to the proposal of the City Mayor for the said creation of the positions and is convinced that the move is directed towards the improvement of city operations and betterment of public service to the people of Ormoc City.

FOREGOING PREMISES CONSIDERED, on motion of SP Member Nolito M. Quilang, Chairman, Committee on Good Government, severally seconded by SP Members Tomas R. Serafica, John Eulalio Nepomuceno O. Aparis II and Mariano Y. Corro; be it

RESOLVED, to enact:

ORDINANCE NO. 060

AN ORDINANCE CREATING TWO (2) DIVISIONS WITHIN THE CITY LEGAL OFFICE, CREATING TWO (2) ATTORNEY III POSITIONS THEREIN, AMENDING FOR THIS PURPOSE ORDINANCE NO. 009 DATED 08 SEPTEMBER 2016, AND APPROPRIATING NECESSARY FUNDS THEREFOR.

BE IT ENACTED by the 14th Sangguniang Panlungsod of Ormoc, That:

SECTION 1. CREATION OF DIVISIONS WITHIN THE CITY LEGAL OFFICE - There are hereby created within the City Legal Office two (2) divisions to be known as follows:

- a. Legal Documentation and Legislative Assistance Division; and
- b. Internal Affairs Division

SECTION 2. DUTIES AND FUNCTIONS OF THE DIVISIONS - The foregoing divisions shall have the following duties and functions:

- a. Legal Documentation and Legislative Assistance Division -
 - i. Drafting and review of contracts, deeds, memoranda of agreement, Executive Orders, notices, formal correspondence with government authorities and private citizens or entities and the like;
 - ii. Review and rendering of comment and/or opinion on the legal sufficiency of proposed ordinances in behalf of the Sangguniang Panlungsod;
 - iii. Drafting of ordinances when so requested by the City Mayor, the Sangguniang Panlungsod, or any of its members;
- b. Internal Affairs Division
 - i. Primary responsibility for the handling of the legal questions and concerns of the various city departments;
 - ii. Ensuring, upon proper request therefor, that all procedures and actions of the various city departments are within permissible and legal limits;

- iii. Upon request, review of the legal sufficiency of notices and other formal correspondence of the various city departments with government authorities and private citizens or entities and the like;
- iv. Assist in the conduct of preliminary investigations into allegations of misconduct by City officials and employees.

SECTION 3. CREATION OF TWO (2) NEW POSITIONS WITHIN THE CITY LEGAL OFFICE – There are hereby created within the City Legal Office two (2) positions to be sourced from the existing vacant/unfilled positions under the City Hospital that shall be abolished, to wit:

Number of Items	Position	Salary Grade	Item Number
1	Medical Officer III	21	520
1	Medical Officer III	21	521

SECTION 4. DESIGNATION OF THE TWO (2) NEW POSITIONS CREATED WITHIN THE CITY LEGAL OFFICE – The newly created positions in the City Legal Office are as follows:

Number of Items	Position	Salary Grade
2	Attorney III	21

SECTION 5. QUALIFICATIONS OF THE LEGAL OFFICERS – Successful applicants to the position of Attorney III shall fulfill the following qualifications:

Qualification	Requirement
Education:	Bachelor of Laws or Juris Doctor
Experience:	One (1) years relevant experience
Training:	Four (4) hours relevant training
Eligibility:	RA 1080 (Bar)
Other:	Member in good standing of the IBP

SECTION 6. DUTIES AND FUNCTIONS OF THE LEGAL OFFICERS – The Legal Officers shall, upon issuance of appropriate Office Orders by the City Mayor’s Office or the City Administrator’s Office, serve as Division Chiefs for the City Legal Office Divisions aforementioned, and shall ensure the performance of the functions of each Division as specified in Section 2 herein. The Legal Officers shall, in addition to their functions as Division Chiefs, perform such other tasks and functions as the City Legal Officer or the City Mayor may direct.

SECTION 7. AMENDMENT TO ORDINANCE NO. 009, S-2016 – The duties and functions of the Assistant City Legal Officer as specified in Section 3 (1-3) of Ordinance No. 009 dated 08 September 2016 are hereby amended to wit:

- a. Sec. 3(1)(c)(ii) and Sec. 3(1)(c)(vii) shall now pertain to the Legal Documentation and Legislative Assistance Division;
- b. Sec. 3(1)(iv) and Sec. 3(1)(v) shall now pertain to the Internal Affairs Division;
- c. Sec. 3(1)(a)(b)(d)(f), and Sec. 3(3) shall pertain to the Assistant City Legal Officer and both Divisions



SECTION 8. APPROPRIATIONS – The amount needed to carry out the provisions of this Ordinance for the calendar year 2018 shall be sourced from the abolished positions of the City Hospital abovementioned. For succeeding years, the appropriation for the newly created positions shall be included in the annual budget of the City Legal Office.

SECTION 9. REPEALING CLAUSE – All Ordinances, Executive Orders, and all other local rules and regulations inconsistent with the provisions of this Ordinance are hereby repealed or amended accordingly.

SECTION 10. SEPARABILITY CLAUSE – Should any part or provision of this Ordinance be declared invalid or unconstitutional, any part or provision not affected thereby shall continue to be in full force and effect.

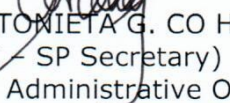
SECTION 11. EFFECTIVITY – This Ordinance shall take effect immediately following compliance with the publication and posting requirements in the Local Government Code of 1991.

ENACTED, February 22, 2018.

RESOLVED, FURTHER, to furnish copies of this Ordinance one each to the City Mayor Richard I. Gomez; the City Administrator, Mr. Vincent L. Ennas; the City Legal Officer, Atty. Jasper M. Lucero; the Human Resource Management Office; the City Budget Office; the OIC-City Accountant; the City Treasurer; the City Auditor; the Civil Service Commission, Regional Office No. 8, through the CSC – Ormoc Field Office; the OIC-City Director, DILG; and other offices concerned;

CARRIED UNANIMOUSLY.

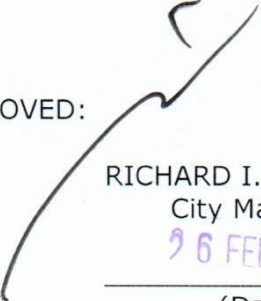
I HEREBY CERTIFY to the correctness of the above ordinance.


MARIA ANTONIETA G. CO HAT
(OIC – SP Secretary)
Supervising Administrative Officer

ATTESTED:


VINCENT L. RAMA
(OIC-City Vice-Mayor & Temporary Presiding Officer)
Asst. Majority Floor Leader
SP Member

APPROVED:


RICHARD I. GOMEZ
City Mayor

9 6 FEB 2018

(Date)