

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 MARCH 11, 2019

RECEIVED
DATE: 3/22/19
BY: [Signature]
LUNGSOD NG ORMOC

PRESENT:

Vincent L. Rama,	(OIC-City Vice-Mayor & Temporary Presiding Officer), SP Member, Majority Floor Leader
Mario M. Rodriguez,	SP Member, Presiding Officer "Pro-Tempore"
Tomas R. Serafica,	SP Member, Asst. Majority Floor Leader
Benjamin S. Pongos, Jr.,	SP Member
Eusebio Gerardo S. Penserga,	SP Member
Gregorio G. Yrastorza III,	SP Member
Nolito M. Quilang,	SP Member
Esteban V. Laurente,	Ex-Officio SP Member, Chapter President, Liga ng mga Barangay ng Ormoc
Jasper C. Yerro,	Ex-Officio SP Member, Chapter President, Panlungsod Pederasyon ng mga Sangguniang Kabataan ng Ormoc

ON OFFICIAL BUSINESS:

Leo Carmelo L. Locsin, Jr.	(OIC - City Mayor), City Vice Mayor & Presiding Officer
----------------------------	--

ON LEAVE:

John Eulalio Nepomuceno O. Aparis II,	SP Member Minority Floor Leader
Lea Doris C. Villar,	SP Member, Asst. Minority Floor Leader

PREFATORY STATEMENT

An endorsement was issued by the City Mayor dated February 19, 2018 on the request of the Presidents of the Ormoc Tricycles Operators and Drivers' Association (OMTODA) Gold, Green, Blue and Red, seeking the increase of motorcycle fares. Attached to the said endorsement was the letter request of the Presidents of the Ormoc Tricycles Operators and Drivers' Association (OMTODA) Gold, Green, Blue and Red, dated February 12, 2018 for a P 4.00 increase of motorcycle fares from the regular fare of P 6.00 in 2016 to a regular fare of P 10.00. Among the reasons stated to support the said request are the continuing increase in the price of gasoline, from Forty One Pesos (Php41.00) in 2016 to Forty Five Pesos (Php45.00) to Fifty Pesos (Php50.00) in 2018; and the increase of prices for motorcycle spare parts necessary for the maintenance of the vehicles.

The Proposed Fare Rates presents a base fare of Php8.00 for trips within 2.5 km. distance from the City Center, designated as the City Stage. Upon reaching a distance of 3 km, Php1.00 shall be added from the base fare and every succeeding kilometer thereafter. Moreover, Special Trips which are those trips beyond barangay roads and national roads shall have an additional fare of P5.00 on top of the base fare. A night rate of P5.00 shall also be added on top of the regular fare for trips between Ten o'clock in the evening (10:00 PM) until Five o'clock in the morning (5:00 AM) outside 2.5km radius with the City Stage as the center of the radius. This is to establish a fix additional amount for night trips, an incentive to driver's who continue to provide public transportation even at late hours; but also to avoid exorbitant, unreasonable fare during the said hours.

A series of Public Consultation was conducted by the Committee on Transportation, Communication, Information Technology, and Public Information last May 2, 2018, December 19, 2018 and March 7, 2019 which was attended by the Presidents of the Ormoc Tricycles Operators' and Drivers' Association

[Handwritten signature]

(OMTODA), Punong Barangays of the barangays in Ormoc City, representatives from the various public and private schools in the City, representatives from the Parent-Teachers Associations of the various public and private schools in the City, government and non-government organizations such as Ormoc City Federation of Urban Poor Homeowners Association, the Media, representatives from key offices in government such as the Business Permits, Licensing Office, City Legal Office, City Mayor's Office and City Social Welfare and Development Office.

During the series of Public Consultation, the Body took into consideration the factors cited by OMTODA, the fare rates of neighboring towns and cities, and the present issues and concerns of both our drivers and commuters. Majority was amenable to the proposed fare rates. Further that the Committee finds that the proposed new motorized tricycle-for-hire fare rates as agreed during the public consultation are fair, reasonable, and justifiable under the present situation, hence merit the favorable action thereof.

WHEREFORE, on motion of SP Member Eusebio Gerardo S. Penserga, Chairman, Committee on Transportation, Communication, Information Technology & Public Information, severally seconded by SP Members Gregorio G. Yrastorza III, Esteban V. Laurente and Jasper C. Yerro; be it

RESOLVED, to enact:

ORDINANCE NO. 083

**AN ORDINANCE ESTABLISHING THE 2019 FARE RATES FOR
MOTORIZED TRICYCLES-FOR-HIRE IN ORMOC CITY,
THEREBY FURTHER AMENDING ORDINANCE NO. 34, AS
AMENDED.**

BE it enacted by the Sangguniang Panlungsod in its session duly assembled, that

SECTION 1. Section 3 of Article 1 of Ordinance No. 34, Series of 1992, otherwise known as "An Ordinance Establishing Guidelines, Standards, Rules and Regulations for the Operations of Motorized Tricycles-for-Hire and the Issuances of Motorized Tricycle Operators' Permit or MTOP thereby Implementing the Devolution of LTFRB's Franchising over Tricycles-for-Hire to the City Government Pursuant to the Local Government Code of 1991 (R.A NO. 7160)", as amended; shall have additional subsections to read as follows:

ARTICLE I – ORDINANCE POLICY AND OBJECTIVES

SEC. 3 – Definition of Terms:

x x x x x

- (f) Base Fare – a base fare of Eight Pesos (Php 8.00) shall be imposed for trips within 2.5 km from the City Center, designated as the City Stage, or between barangays within 2.5km.
- (g) Special Trips – Trips beyond the barangay roads, national roads, and private roads.
- (h) Night Trips– an additional fare of Five Pesos (Php 5.00) on top of the base fare for trips between Ten o'clock in the evening (10:00 PM) until Five o'clock in the morning (5:00 AM) outside 2.5km radius with the City Stage as the center of the radius."

SECTION 2. Article III of Ordinance No. 34, series of 1992 as amended, is hereby amended to read as follows:

"ARTICLE III – FARES

The fare shall be established at a level that will provide the operator and the driver a reasonable return of profit, and still be affordable to the general public.

Until such time that the Sangguniang Panlungsod ng Ormoc shall prescribe otherwise, the official fare rates shall be in accordance with the following schedule, to wit:

2019 NEW TARIPA

BARANGAY	REGULAR FARE	STUDENT FARE (15% Discount)	SENIOR CITIZEN /PWD FARE (20% Discount)
DIST. 1-29	8.00	6.80	6.40
AIRPORT	14.00	11.90	11.20
ALEGRIA	8.00	6.80	6.40
ALTA VISTA	8.00	6.80	6.40
BAGONG BUHAY/BLISS	10.00	8.50	8.00
BANTIGUE	9.00	7.65	7.20
BANTIGUE BEACH	12.00	10.20	9.60
BATUAN	8.00	6.80	6.40
CABULIHAN	16.00	13.60	12.80
CAGBUHANGIN	17.00	14.45	13.60
CAMELLA (Tambulilid)	15.00	12.75	12.00
CAMP DOWNES	8.00	6.80	6.40
CAN-ADIENG	8.00	6.80	6.40
CAN-UNTOG	15.00	12.75	12.00
COGON	8.00	6.80	6.40
CONCEPCION	15.00	12.75	12.00
CURVA	18.00	15.30	14.40
DANHUG	13.00	11.05	10.40
DAYHAGAN	13.00	11.05	10.40
DOLORES	15.00	12.75	12.00
DON FELIPE LARRAZABAL	8.00	6.80	6.40
F. MEJIA SUBD. / STO. NIÑO COLLEGE	9.00	7.65	7.20
IPII	10.00	8.50	8.00
JUATON	14.00	11.90	11.20
LABRADOR	20.00	17.00	16.00
LAO (Proper)	18.00	15.30	14.40
LAO (JICA)	15.00	12.75	12.00
LIBERTAD	12.00	10.20	9.60
LICUMA	16.00	13.60	12.80
LILI-ON BEACH	20.00	17.00	16.00
LILOAN	14.00	11.90	11.20
LINAO	9.00	7.65	7.20
LINAO CCF	12.00	10.20	9.60
LINAO PHILRADS	10.00	8.50	8.00
LUNA	13.00	11.05	10.40
MABINI	20.00	17.00	16.00
MACABUG	13.00	11.05	10.40
MACABUG BEACH	20.00	17.00	16.00
MARGEN	20.00	17.00	16.00
MAS-IN (Proper)	25.00	21.25	20.00

MILAGRO	20.00	17.00	16.00
NASUNOGAN	16.00	13.60	12.80
NAUNGAN	10.00	8.50	8.00
OSPA (Can-adieng)	15.00	12.75	12.00
PUNTA	8.00	6.80	6.40
PURAVILLE SUBDIVISION	15.00	12.75	12.00
R.M. TAN	25.00	21.25	20.00
ROBINSON HIGHWAY	9.00	7.65	7.20
ROBINSON NORTH TERMINAL	10.00	8.50	8.00
SABANG BAO	30.00	25.50	24.00
SALVACION	14.00	11.90	11.20
SAN ANTONIO (Proper)	12.00	10.20	9.60
SAN ISIDRO	9.00	7.65	7.20
SAN JOSE	25.00	21.25	20.00
SAN JUAN	22.00	18.70	17.60
SAN PABLO	10.00	8.50	8.00
SAN VICENTE	20.00	17.00	16.00
STO. NIÑO	12.00	10.20	9.60
TAMBULILID	10.00	8.50	8.00
TOOG HIGHWAY	9.00	7.65	7.20
TZU CHI	20.00	17.00	16.00
VALENCIA	20.00	17.00	16.00
VILLA THERESA SUBDIVISION	15.00	12.75	12.00

Children with a height of One Meter (1 meter) shall pay the corresponding fare rates above.

There shall be an additional One Peso (Php 1.00) on top of the base fare for every succeeding kilometer; hence, the foregoing schedule above.

There shall be an additional fare of Five Pesos (Php 5.00) on top of the regular fare for special trips; except for the subdivisions whose fare are already identified and reflected in the schedule of fares above.

There shall be an additional fare of Five Pesos (Php 5.00) on top of the regular fare for night trips.

The foregoing schedule of fare rates should be posted mandatorily in any part of the tricycle where said schedule can be easily seen by the passenger thereof. Failure to observe this requirement constitute a violation to this Ordinance thereby making the operator and/or driver of the tricycle liable to the penalty provided for in Article VIII – Final Provisions, Section 2 B of this Ordinance.

Furthermore, said schedule of fare rates shall be posted in three (3) conspicuous public places in the city and shall also be published once in a newspaper of general circulation in Ormoc City."

SECTION 3. Section 2 (b) of Article VIII of Ordinance No. 34, series of 1992 as amended, is hereby amended to read as follows:

"ARTICLE VIII – FINAL PROVISIONS

X X X X X

SEC. 2 – Penal Provision

X X X X X

(b) Operators and/or drivers who shall violate the approved schedule of fares as stipulated in Article III shall be imposed the following penalties:

First Offense: Two Hundred Philippine Pesos (Php200.00); however, the offender may opt to pay a no-contestant Administrative Fine of One Hundred Philippine Pesos (Php100.00)

Second Offense: Five Hundred Philippine Pesos (Php500.00); however, the offender may opt to pay a no-contestant Administrative Fine of Two Hundred Fifty Philippine Pesos (Php250.00)

Third Offense: One Thousand Philippine Pesos (Php1,000.00); however, the offender may opt to pay a no-contestant Administrative Fine of Five Hundred Philippine Pesos (Php500.00)

And if thereafter the said operator and/or driver commit the same violation a cancellation of its franchise shall be imposed and the operator shall not be permitted to apply for another franchise within the period of three (3) years.

SECTION 4. All other provisions of Ordinance No. 34, as amended, which are not affected by this latest amendment remains to be in full force and in effect.

SECTION 5. All ordinances, rules and regulations, or parts herein in conflict with or are inconsistent to the provisions of this ordinance are hereby repealed and/or modified accordingly.

SECTION 6. This Ordinance shall take effect immediately upon approval and after compliance with the requirements of Republic Act No. 7160, otherwise known as the Local Government Code of 1991.

ENACTED, March 11, 2019.

RESOLVED, further, to furnish copies of this ordinance each to the City Mayor Richard I. Gomez; the City Administrator; the City Legal Officer; the Business Permits & Licensing Office; the City Director, PNP; the Precinct Commanders, PP1, PP2 and PP3; the President, Liga ng mga Barangay ng Ormoc; the OIC-City Director, DILG; the Barangay Affairs Office; the President, OMTODA; and others concerned, all in Ormoc City.

CARRIED UNANIMOUSLY.

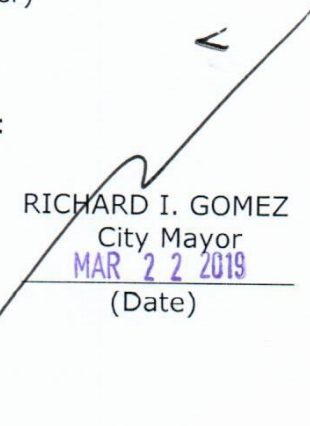
I HEREBY CERTIFY to the correctness of the above ordinance.


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

ATTESTED:


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

APPROVED:


RICHARD I. GOMEZ
City Mayor
MAR 22 2019
(Date)