

SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC

RECEIVED
DATE: 16 APR 2019

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 APRIL 15, 2019



PRESENT:

Leo Carmelo L. Locsin, Jr.
Vincent L. Rama,
Tomas R. Serafica,
Benjamin S. Pongos, Jr.,
Eusebio Gerardo S. Penserga,
Gregorio G. Yrastorza III,
Nolito M. Quilang,
Esteban V. Laurente,

City Vice Mayor & Presiding Officer
SP Member, Majority Floor Leader
SP Member, Asst. Majority Floor Leader
SP Member
SP Member
SP Member
SP Member

Jasper C. Yerro,

Ex-Officio SP Member, Chapter President,
Liga ng mga Barangay ng Ormoc
Ex-Officio SP Member, Chapter President,
Panlungsod Pederasyon ng mga Sangguniang Kabataan ng Ormoc

ON LEAVE:

Mario M. Rodriguez,

SP Member, Presiding Officer "Pro-Tempore"

John Eulalio Nepomuceno O. Aparis II,

SP Member

Lea Doris C. Villar,

Minority Floor Leader

SP Member, Asst. Minority Floor Leader

PREFATORY STATEMENT

WHEREAS, Ordinance No. 083 series of 2019 otherwise known as "AN ORDINANCE ESTABLISHING THE 2019 FARE RATES FOR MOTORIZED TRICYCLES-FOR-HIRE IN ORMOC CITY, THEREBY FURTHER AMENDING ORDINANCE NO. 34, AS AMENDED", was enacted last March 11, 2019. The Ordinance sought to establish a new schedule of fare rates for motorized-tricycles-for-hire in the City in response to the request of the Ormoc Tricycles Operators and Drivers' Association (OMTODA) for an increase of fare due to the increase in the price of gasoline and the increase of motorcycle parts and others, necessary for the maintenance of the public utility vehicles;

WHEREAS, the new schedule of fare rates has a base fare of Php 8.00 for trips within 2.5 km. radius from the City Center, designated as the City Stage; and a P 1.00 additional every succeeding kilometer. Further, one of the significant amendments of the Ordinance is the provision on Night Trips and Special Trips. The Ordinance provides an additional fare of Five Pesos (P 5.00) on top of the base fare for night trips which are those trips between 10:00 o'clock in the evening until 5:00 o'clock in the morning. An additional fare of Php 5.00 is also added for special trips which are those entering private subdivisions and those beyond the barangay and national roads;

WHEREAS, the Ordinance is now in the implementation phase. Upon drafting of the Taripa to be distributed to the operators and drivers, it was found out that there are certain provisions in the Ordinance that were inadvertently stated, perhaps overlooked in the course of countless amendments, that significantly affect the intended idea; and which necessitates an amendment;

WHEREAS, one of the provisions that need an amendment is the definition of Special Trips in Section 3 (g) Definition of Terms of Article 1 – Ordinance Policy and Objectives. The wisdom of the provision on Special Trips is to put a fix additional fare for trips beyond the barangay and national roads, and those entering private subdivisions or private properties; except for the subdivisions whose fare are already identified and reflected in the Taripa. However, the enacted Ordinance provides that special trips are those that are beyond private roads which makes a direct contradiction to the intended idea;

WHEREAS, further, the schedule of fare rates indicates a Php12.00 fare for Linao CCF. It has been brought for clarification and as per investigation, Linao CCF is only a short distance away from the national highway which merits a regular fare of only Php 10.00;

WHEREFORE, FOREGOING PRIMESES CONSIDERED, on motion of SP Member Eusebio Gerardo S. Penserga, Chairman, Committee on Transportation, Communication, Information Technology & Public Information, jointly seconded by SP Members Tomas R. Serafica and Esteban V. Laurente; be it

RESOLVED, to enact:

ORDINANCE NO. 085

AN ORDINANCE AMENDING ORDINANCE NO. 083 SERIES OF 2019, OTHERWISE KNOWN AS "AN ORDINANCE ESTABLISHING THE 2019 FARE RATES FOR MOTORIZED TRICYCLES-FOR-HIRE IN ORMOC CITY, THEREBY FURTHER AMENDING ORDINANCE NO. 34, AS AMENDED".

NOW THEREFORE, be it enacted by the Sangguniang Panlungsod in its session duly assembled, that

SECTION 1. Section 3 (g) of Article 1 of Ordinance No. 083, Series of 2019, otherwise known as "AN ORDINANCE ESTABLISHING THE 2019 FARE RATES FOR MOTORIZED TRICYCLES-FOR-HIRE IN ORMOC CITY, THEREBY FURTHER AMENDING ORDINANCE NO. 34, AS AMENDED" is hereby amended to read as follows:

"ARTICLE 1 – ORDINANCE POLICY AND OBJECTIVES

x x x x x

SEC. 3 – Definition of Terms:

x x x x x

(g) Special Trips – Trips beyond the barangay roads, national roads, and those entering private roads such as private subdivisions and private properties.

x x x x x

SECTION 2. Article III of Ordinance No. 083, series of 2019 as amended is hereby amended to read as follows:

"ARTICLE III – FARES

X X X X X

2019 NEW TARIPA

BARANGAY	REGULAR FARE	STUDENT FARE (15% Discount)	SENIOR CITIZEN FARE (20% Discount)
LINAO CCF	10.00	8.50	8.00

X X X X X

SECTION 3. All other provisions of Ordinance No. 083, which are not affected by this latest amendment remains to be in full force and in effect.

SECTION 4 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 5. 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, April 15, 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 City Local Government Operations Officer, 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:

LEO CARMELO L. LOCSIN, JR.
City Vice Mayor & Presiding Officer

APPROVED:

RICHARD I. GOMEZ
City Mayor

APR 22 2019

(Date)