

REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL
ON JULY 21, 2020



PRESENT:

Leo Carmelo L. Locsin, Jr.	City Vice Mayor & Presiding Officer
Benjamin S. Pongos, Jr.,	SP Member, Majority Floor Leader
Roiland H. Villasencio,	SP Member, 1 st Asst. Majority Floor Leader
Tomas R. Serafica,	SP Member, Presiding Officer "Pro-Tempore"
Nolito M. Quilang,	2 nd Asst. Majority Floor Leader, SP Member
Eusebio Gerardo S. Penserga,	SP Member
Jasper M. Lucero,	SP Member
Peter M. Rodriguez,	SP Member
Vincent L. Rama,	SP Member
Gregorio G. Yrastorza III,	SP Member
Lalaine A. Marcos,	SP Member
Esteban V. Laurente,	Ex-Officio SP Member, Chapter President, Liga ng mga Barangay ng Ormoc
Joan Marbie C. Simbajon,	Ex-Officio SP Member, Chapter President, Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

EXPLANATORY STATEMENT

WHEREAS, Ordinance No. 009, series of 2019, otherwise known as an Ordinance Creating/ Establishing the Ormoc City Persons with Disability Affairs Office (OCPDAO) and Appropriating Funds Thereof, was signed into law last November 26, 2019;

WHEREAS, the Human Resource Management Office raised a concern that the "Medical Technologist I" position which was abolished to fund the creation of one "Disability Affairs Officer I" with SG 11, has already been scrapped for positions in the Ormoc City Technical Education and Skills Development Center, pursuant to Ordinance No. 002, series of 2019;

WHEREAS, SP Member Vincent L. Rama, wrote a letter to Honorable City Mayor Richard I. Gomez, DPA, to revisit Section 9 of Ordinance No. 009 with the same concern from the Human Resource Management Office;

WHEREAS, the City Legal Office issued an opinion through a letter to the Honorable City Mayor dated July 1, 2020 that non-effectivity of Section 9 does not render it void rather to return it to the Sanggunian Panlungsod for amendment thereof;

WHEREAS, at the time of the enactment of Ordinance No. 009, the item scrapped was no longer existent, rendering the action moot;

WHEREAS, the non-effectivity of Section 9 does not render the position created void. Hence, it only needs an amendment and a new source to fund the same;

NOW, THEREFORE, on motion of SP Member Jasper M. Lucero, Chairman on Committee of Good Government and Oversight, severally seconded by SP Members Tomas R. Serafica, Nolito M. Quilang, Roiland H. Villasencio, Benjamin S. Pongos, Jr., Eusebio Gerardo S. Penserga, Peter M. Rodriguez, Vincent L. Rama; Lalaine A. Marcos, Gregorio G. Yrastorza III, Esteban V. Laurente and Joan Marbie C. Simbajon; be it

RESOLVED, to enact:

**ORDINANCE NO. 033
(Series of 2020)**

**AN ORDINANCE AMENDING SECTION 9 AND SECTION 14
OF ORDINANCE NO. 009 S. 2019, OTHERWISE
KNOWN AS "AN ORDINANCE CREATING/
ESTABLISHING THE ORMOC CITY PERSONS WITH
DISABILITY AFFAIRS OFFICE (OCPDAO) AND
APPROPRIATING FUNDS THEREOF".**

BE IT ORDAINED by the 15th Sangguniang Panlungsod of Ormoc City, that:

SECTION 1. AMENDMENTS– the following sections of Ordinance No. 009 s. 2019 are hereby amended to read as follows:

"SECTION 9. SCRAPPING OF EXISTING POSITION– The following unfilled positions shall be abolished to fund the creation of one (1) Disability Affairs Officer I with SG 11, to wit:

NO. OF ITEMS	POSITION	SG	ITEM NO. (2020)	SOURCE
[1]	[MUSICIAN]	[5]	[6]	[MUSICIAN]
[1]	[WATCHMAN I]	[2]	[32]	[CSU]

SECTION 14. BUDGETARY AND FINANCIAL REQUIREMENT– The appropriation necessary to cover the cost for the newly created position shall be charged to the abolished positions of the Musician Section and Civil Security Unit as provided under Section 9 of this Ordinance and the amount necessary to cover the cost of the operations of the OCPDAO shall be taken from the current funds of the City Social Welfare Development Office (CSWDO). For the succeeding years, the Appropriation for the newly created positions and operations of the OCPDAO shall be included in the Annual Budget of the said office."

SECTION 2. REPEALING CLAUSE– All Ordinances and or Resolutions, or portions thereof, inconsistent with this Ordinance are hereby repealed or modified accordingly.

SECTION 3. SEPARABILITY CLAUSE– If for any reason any provision of this Ordinance is declared unconstitutional or invalid by any competent court, the other parts or provisions hereof which are not affected thereby shall continue in full force and effect.


SECTION 4. EFFECTIVITY– This Ordinance shall take effect immediately upon approval and after compliance with necessary posting and publication requirements of Republic Act No. 7160, otherwise known as the Local Government Code of 1991.

ENACTED, July 21, 2020.


RESOLVED, FURTHER, to furnish copies of this ordinance one each to the City Mayor Richard I. Gomez, the City Administrator; the City Legal Officer; the City Budget Officer; the City Accountant; the City Treasurer; the City Auditor; the Human Resource Management Officer; the CSWDO; the OCPDAO; the City Local Government Operations Officer-DILG; -all other offices concerned;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the above ordinance.


MARIA ANTONIETA G. CO HAT
Secretary to the
Sangguniang Panlungsod

ATTESTED:


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

APPROVED:


RICHARD I. GOMEZ
City Mayor

24 JUL 2020
(Date)