

REPUBLIC OF THE PHILIPPINES
ORMOC CITY

Office of the Municipal Board

EXCERPT FROM THE MINUTES OF THE ORDINARY SESSION HELD
BY THE MUNICIPAL BOARD OF ORMOC CITY IN ITS SESSION
HALL ON JANUARY 22, 1949.

PRESENT:

Mon. Iñaki Larrasabal.....Presiding Officer
" Rafael D. Omega.....City Councilor
" Victorino C. Talaron....."
" Guillermo T. Parrilla....."
" Flaviano Montesclaros....."
" Cleto P. Evangelista....."
" Pablo S. Pajaron....."
" Margarito Tugonon....."

ABSENT:

N O N E

Mon. Esteban Comas.....City Councilor
was appointed Chief of Police, Ormoc City
on April 7, 1948 by His Excellency, the
President of the Philippines, Malacañan,
Manila, Philippines.

RESOLUTION NO. 17

WHEREAS, the public interest so requiring, Ormoc
City proposes to construct a City Market and Slaughter-
house, on the site described as follows:

This is an old and the present site which is
bounded as follows: On the North, Lopez Jaena
street; on the East, Rizal street; on the South,
Brea; and on the west, Real street. It is a lot
belonging to the municipal government of this
City.

WHEREAS, the said Ormoc City, not having sufficient
funds with which to carry out such project, applied for
and secured a Loan from the Rehabilitation Finance Corpo-
ration - the amount of P47,000.00, as per Resolution No. 41,
series of 1947, as amended by Resolution No. 33, series of
1948, and Resolution No. 170, series of 1948;

WHEREAS, it has come to pass that the Loan of
P47,000.00 already approved by the Rehabilitation Finance
Corporation is sorely inadequate for the public project
intended, as per letter of explanation, dated January 18,
1949, of the City Engineer to His Honor, Mayor Iñaki
Larrasabal, a copy of which is hereto attached; and

WHEREAS, it is highly imperative that said contem-
plated public project be not unduly delayed;

THEREFORE, on motion of Honorable Councilor Cleto
P. Evangelista, duly seconded by Honorable Councilor
Flaviano Montesclaros,

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BE IT RESOLVED, as it is hereby resolved, That the City of Ormoc, hereby applies to the Rehabilitation Finance Corporation in accordance with the provisions of Republic Act No. 85, to increase the approved Loan of P47,000.00 to SIXTY-SEVEN THOUSAND (P67,000.00) Pesos for the proposed City Market and Slaughterhouse;

That in case said loan or part thereof is granted, the City of Ormoc binds itself to comply with the following conditions:

1. That the loan shall be paid in ten(10) annual amortizations including interest at four per centum (4%) per annum, the first amortization to be paid one year after the date of completion of the project, which date shall be certified to the REHABILITATION FINANCE CORPORATION by the City Treasurer having jurisdiction thereof;
2. That the loan shall be released only upon receipt in the REHABILITATION FINANCE CORPORATION of information that the site of the project has been approved by the Secretary of the Interior, and as the loan is needed for the project, upon request of the City Engineer having jurisdiction thereof;
3. That the loan shall be paid from the gross income of this project, and in case its income shall not be sufficient to pay the annual amortization due, the City of Ormoc shall set aside from its general fund annually an amount equal to the yearly amortization including principal and interest at the rate of P123.29 per P1,000.00 applied for until the loan herein requested and all interests due thereon are entirely repaid;
4. That in case of default, the Collector of Internal Revenue and the Auditor General shall withhold from the next allotment of internal revenues of the City the amortizations due and remit the same to the REHABILITATION FINANCE CORPORATION and shall continue to withhold such amount until the arrearages shall have been fully paid;
5. That in case the amount of loan requested is not sufficient to finance the project P_____ will immediately be appropriated from the City Funds to be used for the purpose subject to the same restrictions as to expenditures as the loan herein applied for;
6. That the whole amount of the loan, together with other loans or allotments granted to or received by the City of Ormoc for the purpose herein specified, shall be deposited with the City Treasurer of Ormoc City to constitute a special fund to

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- be known as _____;
7. That it shall impose the maximum rate of land tax for general purposes, and that no general reduction of assessment values for taxation purposes shall be authorized until this loan and all interests due thereon are entirely repaid;
 8. That the plans and specifications of the project shall be prepared by the Bureau of Public Works and its construction shall be done under the supervision of the Director of Public Works;
 9. That the contract relative to said project shall not be awarded unless bids for the same are advertised in accordance with the provisions of Section 1917, as amended of the Revised Administrative Code and the regulations of the Bureau of Public Works based thereon. All vouchers covering payments shall be subject to the approval of the City Engineer and the City Auditor;
 10. That no part of the fund herein applied for shall be used except for the project for which the loan is granted and unexpended balance, if there be any, after the works is completed, shall not be used for other purpose without the express authorization of the REHABILITATION FINANCE CORPORATION;
 11. That immediately upon completion, it shall have the structure insured, if insurable, under the provisions of Chapter 16 of the Revised Administrative Code, for the total amount of the loan invested therein, and the insurance shall be kept in force until the loan and all interests thereon shall have been entirely repaid. The City Treasurer as the case may be is hereby authorized to pay the premiums of the insurance from any unappropriated fund of the City.
 12. That this City Council, shall immediately, by ordinance, prohibit the erection of buildings for residential purposes on the market site and any structure of light materials within thirty meters of the curb line facing the market site, or any structure bounding such site, or within thirty meters of such site and not bounded by streets, and shall also prohibit the repair of such light materials structures as are now erected within such limits and shall declare the market site and the land within thirty meters of such site when not bounded by a street, a fire zone within which light materials buildings may not be erected;

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13. That proceedings to register the real property under Act No. 496, as amended, shall be instituted at once.

14. That no recommendation shall be made for the reduction of the territory of the present City without the knowledge and consent of the REHABILITATION FINANCE CORPORATION until this loan and all interest due thereon are entirely repaid;

15. That until such time as the principal and interest of the loan shall have been fully repaid, the City Treasurer, as the case may be, acting on behalf of the National Government, shall have full control and supervision of the operation of the market and slaughterhouse as well as the custody and the control of all land and all other buildings comprising the same, and all ordinances, resolutions, orders and other regulations promulgated by the City Council or any City official in any manner pertaining to the operation, or control thereof shall require the prior approval of the City Treasurer. Appeal may be made by the corresponding council from a decision of the City Treasurer disapproving an ordinance, resolution, order, or regulation, to the Secretary of the Interior whose decision shall be final, provided that in the event of difference of opinion between the Treasurer and Council as to the tariff to be charge for the use of the market and slaughterhouse, the tariff approved by the Secretary of Finance shall be adopted.

UNANIMOUSLY APPROVED.

I HEREBY CERTIFY TO the correctness of the above-quoted resolution.

APPROVED:

Isabel Larrazabal
IRAKI LARRAZABAL
City Mayor
Presiding Officer

Maximo Malinao
MAXIMO MALINAO
Secretary

WE HEREBY CERTIFY that a meeting by the Municipal Board held on January 22, 1949, the foregoing resolution was unanimously approved.

Rafael D. Garcia
RAFAEL D. GARCIA
City Councilor

Guillermo P. Ruiz
GUILLERMO P. RUIZ
City Councilor

Cleto Recanigste
CLETO P. RECANIGSTE
City Councilor

Victorino S. Pajaron
VICTORINO S. PAJARON
City Councilor

Flaviano Montesclaros
FLAVIANO MONTESCLAROS
City Councilor

Pablo S. Pajaron
PABLO S. PAJARON
City Councilor

(Over)

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Margarito Pucanun
MARGARITO PUCANUN
City Councilor

ATTESTED:

Ramon Bantasan
RAMON BANTASAN
Secretary to the City Mayor

COPIES FURNISHED:

1. The Honorable, Jose Avelino, Secretary-President
Congress of the Philippines, Manila
 2. The Honorable, the Secretary of the Interior, Manila
 3. The Honorable, the Secretary of Finance, Manila
 4. The Honorable, Carlos S. Tan, Senator-at-large,
Congress of the Philippines, Manila
 5. Don. Carlos S. Tan, Governor, RM, Manila
 6. Hon. Lino Castillo, Governor, RFC, Manila
 7. The Honorable Director, Bureau of Public Works,
Manila
 8. The Honorable City Mayor, Ormoc City
 9. The City Treasurer, Ormoc City
 10. The City Engineer, Ormoc City
 11. The City Auditor, Ormoc City
- File ✓
- PS - 2/3/49
Dep. Sec. ✓
2/3/49