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REPUBLIC OF THE PHILIPPINES
ORMOC CITY
Office of the Municipal Board

EXCERPT FROM THE MINUTES OF THE SPECIAL SESSION HELD BY THE
MUNICIPAL BOARD OF ORMOC CITY, PHILIPPINES, IN ITS SESSION
HALL ON JANUARY 3, 1952

PRESENT:

His Honor, Lucilo A. Conui.....	Presiding Officer
Hon. Marcelo D. Bandalan.....	Vice Mayor
" Iñaki Larrazabal.....	City Councilor
" Victorino C. Teleron.....	" "
" Guillermo T. Parrilla.....	" "
" Esteban C. Conejos.....	" "
" Jorge S. Tan.....	" "
" Usualdo F. Laguitan.....	" "
" Teotimo Ocubillo.....	" "
" Alvaro I. Gutierrez.....	" "

ABSENT:

N o n e

RESOLUTION NO. 3

WHEREAS, be it known that Mr. Pelagio P. Codilla, Secretary to the Municipal Board, Ormoc City is on vacation and sick leave;

WHEREAS, Councilor Victorino C. Teleron informed the Honorable Body that in accordance with Section 13, Republic Act No. 179, otherwise known as the Charter of the City of Ormoc, the Board shall have a secretary who shall be appointed by it to serve during the term of office of the members thereof;

WHEREAS, Councilor Victorino C. Teleron further manifested that the incumbent secretary to the Municipal Board has made manifestation that it was his intention to tender his resignation after the termination of his vacation and sick leave;

WHEREAS, it is the intention of the incoming City Councilors to designate Mr. Ramon Bantasan as Secretary to the Municipal Board vice Mr. Pelagio P. Codilla and that the vacation and sick leave of Mr. Pelagio P. Codilla be commuted in order that he could receive the corresponding salary and his services be terminated;

NOW THEREFORE, the Board, on motion of Councilor Victorino C. Teleron, seconded by Councilor Alvaro I. Gutierrez;

BE IT RESOLVED, as is hereby resolved to designate Mr. Ramon Bantasan as Secretary to the Municipal Board, Ormoc City, vice Mr. Pelagio P. Codilla;

BE IT FURTHER RESOLVED, that the services of Mr. Pelagio P. Codilla be terminated and that his vacation and sick leave be commuted;

RESOLVED FINALLY, to furnish copy of this resolution each to the Hon. Executive Secretary, Malacañan, Manila; the Hon. Secretary of Finance, Manila; the City Mayor, Ormoc City, City Treasurer, Ormoc City, City Auditor, Ormoc City, Messrs. Ramon Bantasan and Pelagio P. Codilla, Ormoc City.

CARRIED.

I HEREBY CERTIFY to the correctness of the above quoted resolution.

Felipe T. Capuyan
FELIPE T. CAPUYAN
Actg. Secretary

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APPROVED AS TO PROCEEDINGS:

(Sgd) LUCILO A. CONUI
City Mayor
Residing Officer

COPY FURNISHED:

mailed - 1-7-52 - The Hon. Executive Secretary, Malacañan Palace, Manila
" " " " - The Hon. Secretary of Finance, Manila
" " " " - The Hon. City Mayor, Ormoc City
- The City Treasurer, Ormoc City
- The City Auditor, Ormoc City
- Mr. Pelagio P. Odilla, Ormoc City
- Mr. Ramon Bantasan, Ormoc City
mailed - Commissioners & Civil Service, Manila

ATTESTED AS TO PROCEEDINGS:

(Sgd) TEOFILO C. MALINAO
Acting Secretary to the City Mayor
E/ftc

Republic of the Philippines
ORMOC CITY
Office of the City Mayor

VETO OF RESOLUTION NO. 3 OF THE MUNICIPAL BOARD
OF ORMOC CITY PURSUANT TO REPUBLIC ACT
NO. 179

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The undersigned as Mayor of Ormoc City by virtue of Art. 3, Sec. 14, of Republic Act No. 179, hereby vetoes Resolution No. 3, dated January 3, 1952, of the Honorable Municipal Board of Ormoc City, for the following reasons:

1.- That the Resolution does not specify the salary corresponding to the vacation and sick leave of absence of Mr. Pelagio Codilla and no certification has been made as to the availability of funds by the City Treasurer of Ormoc City;

2.- That Mr. Pelagio Codilla, incumbent Secretary to the Municipal Board and now on vacation and sick leave of which he is entitled under existing laws, does not intend to resign after the termination of his leave, but manifested his intention to continue in such capacity, if legally appointed by the Board. The undersigned, who is at the same time the Presiding Officer of the Board by virtue of Art. 19, Sec. 11 of Rep. Act No. 179, has utmost faith and confidence in the capacity of Mr. Pelagio Codilla. This confidence is based upon his long association with him as Secretary to the Board and his qualifications, which are not possessed by the recommended Secretary to the Board, Mr. Ramon Bantasan. Mr. Codilla is a Bachelor of Laws, a Second Grade civil service eligible and has rendered efficient and faithful service. No reason whatsoever can be adduced by the Presiding Officer why Mr. Codilla should be relieved of his position. In justice and fairness to him, he should be allowed to continue to serve as Secretary to the Board;

3.- Mr. Ramon Bantasan does not enjoy the confidence of the Presiding Officer which is very necessary by nature of their respective positions.

It is therefore the opinion of the undersigned that once a resolution appointing the Secretary to the Board is approved by the Municipal Board, it is ministerial on the part of the Presiding Officer, to make the appointment but discretionary as to the person who shall fill the office without being bound by a resolution of the Board naming the person desired to be appointed.

Done In the City Hall of Ormoc City, this 5th day of January,
In the Year of Our Lord, Nineteen Hundred and Fifty-Two.

*Rec'd
1/5/52
[Signature]*

[Signature]
[Signature]
City Mayor

Presiding Officer, Municipal Board
Ormoc City