

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

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PRESENT:

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

ABSENT:

None

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RESOLUTION NO. 7

WHEREAS, Republic Act No. 179, otherwise known as the Charter of the City of Ormoc, as amended, provides for the appointment of the Mayor and Vice-Mayor of the City of Ormoc by His Excellency, the President of the Philippines;

WHEREAS, it is the impression shared by all the members of the present City Council and equally shared by the overwhelming majority of the population of the City of Ormoc that it is undemocratic and contrary to the principles of a representative form of government to make the offices of the Mayor and Vice-Mayor appointed because it is probable that the appointees to said offices may be "personae non grata" to the popular will;

WHEREAS, it is the modern trend in local government administration to make the local chief executives elective in order to give the local government more autonomous and to give the electorate more participation in the affairs of local government;

NOW THEREFORE, the Board, on motion of Councilor Guillermo T. Parrilla, seconded by Councilor Esteban C. Conejos;

BE IT RESOLVED, as is hereby resolved to approve this resolution recommending to the Congress of the Philippines the approval of an amendment to the Charter of the City of Ormoc otherwise known as Republic Act No. 179, as amended, in order to make the offices of the Mayor and Vice-Mayor therein elective, and, therefore, more reflective of and responsive to the popular will;

RESOLVED FINALLY, to furnish copy of this resolution each to His Excellency, President Elpidio Quirino, Malacañan Palace, Manila; Hon. Senate President, Manila; Hon. Speaker, House of the Representatives, Manila; the Hon. City Mayor, Ormoc City; City Treasurer, Ormoc City and the City Auditor, Ormoc City.

CARRIED.

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

  
FELIPE T. CAPUYAN



Jan, 1952  
(Resolution No. 7 Cont'd)

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APPROVED AS TO PROCEEDINGS:

LUCILO A. CONUI  
City Mayor  
Presiding Officer

COPY FURNISHED:

His Excellency, President Elpidio Quirino, Malacañan  
Palace, Manila  
Hon. Senate President, Manila  
Hon. Speaker, House of the Representatives, Manila  
Hon. City Mayor, Ormoc City  
The City Treasurer, Ormoc City  
The City Auditor, Ormoc City

ATTESTED AS TO PROCEEDINGS:

TEOFILO C. MALIMO  
Actg. Secretary to the City Mayor

7/ftc



Republic of the Philippines  
ORMOC CITY  
Office of the City Mayor

VETO OF RESOLUTION NO. 7, CURRENT  
SERIES OF THE HONORABLE MUNI-  
CIPAL BOARD, ORMOC CITY  
PURSUANT TO REP. ACT  
NO. 179


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By virtue of the powers vested in me by Art. 3, Sec. 14, of Republic Act No. 179, otherwise known as the Charter of Ormoc City, the undersigned hereby vetoes Res. No. 7, current series, of the Honorable Municipal Board, this city, with the grounds hereunder stated:

(a.- Par. 2 of Res. No. 7 partly states that: ".... it is undemocratic and contrary to the principles of representative form of government...." This statement is founded upon a partial, rational and limited observation with respect to our present system of practising democratic processes under our Constitution. The Mayor and the Vice-Mayor of this City, though appointed by the President and holds his office at the pleasure of the latter, with the consent however of the Commission on Appointments, are true representatives of the people in the sense that: the Office of the President of the Philippines is an elective position- the President who occupies such office is elected by popular will; the members of the Commission on Appointments are elected by the people. The President cannot appoint the subject officials without due consent and confirmation of the Commission on Appointments. Since the power of the President to appoint and the power of the Commission on Appointments to confirm emanate from the people, the Mayor and the Vice-Mayor, who, in the ultimate analysis, are appointees of the whole Filipino people thru the powers vested in the President by the former, cannot conclusively be irresponsible and inattentive to the people's will. The purpose of the Charter is smoothly in harmony with the true letters and substance of true democracy;

(b.- That the Charter's purpose is always with the modern trend of local government administration. There is no chartered city in the Philippines today, except Manila, Bacolod, and two other cities, having its Mayors (and Vice-Mayors, if they have any) elected or his position elective. The purpose of Res. No. 7 of the Honorable Board is altogether impractical and without the spirit of the modern system of local government administration.

Done In the City Hall, Ormoc City, on this 17th day of January, In the Year of Our Lord, Nineteen Hundred and Fifty-Two.

  
MARCELO D. BANDALAN  
Vice-Mayor & Acting City Mayor  
Ormoc City