

REPUBLIC OF THE PHILIPPINES
ORMOC CITY
Office of the Municipal Board

Office of the City Mayor
RECEIVED
1/19/52

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY
THE MUNICIPAL BOARD OF ORMOC CITY, PHILIPPINES, IN ITS
SESSION HALL ON JANUARY 12, 1952

PRESENT:

Hon. Marcelo D. Bandalan.....Presiding Officer
" Ifaki Larrazabal.....City Councilor
" Victorino C. Teleron... " "
" Guillermo T. Parrilla.. " "
" Esteban C. Conejos..... " "
" Jorge S. Tan..... " "
" Usualdo F. Laguitan.... " "
" Teotimo Ocubillo..... " "
" Alvaro I. Gutierrez.... " "

ABSENT:

His Honor, Lucilo A. Conui....City Mayor-in Manila

RESOLUTION NO. 24

WHEREAS, Councilor Victorino C. Teleron informed the Honorable Body that the city finances of Ormoc City has an actual deficit of around P33,000 on account of the decrease of the Internal Revenue allotment of Ormoc City and will have to incur a deficit around P69,000 to P70,000 at the end of the current fiscal year;

WHEREAS, the fiscal budget of the Engineering Dept. of Ormoc City, has appropriated the amount of P8,000 in the maintenance fund for the purchase of an automobile for the City Engineer;

WHEREAS, in order to lessen the probable deficit of the City of Ormoc at the end of the current fiscal year it is necessary to revert the amount of P8,000 appropriated for the purchase of an automobile for the City Engineer to the General Maintenance Fund of the City Engineer of Ormoc City;

NOW THEREFORE, the Board on motion of Councilor Victorino C. Teleron seconded by Councilor Ifaki Larrazabal;

BE IT RESOLVED, as is hereby resolved to revert the amount of P8,000 appropriated for the purchase of automobile for the City Engineer in the Maintenance Fund, Ormoc City to the General Maintenance Fund of the Engineering Dept. of the City of Ormoc;

BE IT RESOLVED FURTHER, to recall the requisition of the City Engineer of Ormoc City which is now in the Office of the Purchasing Agent, Manila;

RESOLVED FINALLY, to furnish copy of this resolution each to the Director of Public Works, Manila; the Purchasing Agent's Office, Manila; the City Mayor, Ormoc City; City Treasurer, Ormoc City; City Auditor, Ormoc City; and the City Engineer, Ormoc City.

CARRIED

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

FELIPE T. CAPUYAN
Actg. Secretary

APPROVED AS TO PROCEEDINGS:

MARCELO D. BANDALAN
Presiding Officer
Vice Mayor & Acting City Mayor

ATTESTED AS TO PROCEEDINGS:
TEOFILO C. MALINAO
Acting Secretary to the City Mayor

Republic of the Philippines
ORMOC CITY
Office of the City Mayor

VETO OF RESOLUTION NO. 24, CURRENT SERIES
OF THE HONORABLE MUNICIPAL BOARD OF
ORMOC CITY PURSUANT TO REPUB-
LIC ACT NO. 179

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. 24, s. 1952, of the Honorable Municipal Board, this city, with the grounds hereunder enumerated:

- (a.- Par. 5 of Res. No. 24 provides: "that the amount of ₱8,000.00 appropriated for the purchase of an automobile for the City Engineer in the Maintenance Fund, Ormoc City be reverted to the General Fund of the Engineering Department...." In the approved appropriation ordinance for the current fiscal year, the undersigned could nowhere find any fund designated in the Engineering Department as "General Maintenance Fund." There is however, a fund known as "Maintenance" under which land transportation equipment (to replace old vehicles) is one of its items. It is his well considered opinion that the reversion is to itself (maintenance) and therefore it is surplusage in the Resolution to have it reverted in the way it is stated;
- (b.- Land transportation equipment (to replace old vehicles J-71) may not refer to an automobile or a car, as the appropriation is limited to the replacement of old vehicles. At present there is no old automobile in the Engineering Department to be replaced by a new one. So much so that what is referred to in the said item J-71 under Maintenance Fund concerns old equipments that have to be replaced for they could no longer be used for the purpose of purposes for which they are intended. Among the present equipment in the Engineering Department ~~ment~~ an automobile or car is not one of them;
- (c.- Moreover, the determination as to what equipment should be replaced should be left to the sound discretion of the City Engineer being a technical man, unless that discretion has been greatly abused to the prejudice of public interest;

(next page, please)

Republic of the Philippines
ORMOC CITY
Office of the City Mayor

- Page Two -

Veto of Res. No. 24 - continued)

(d.- Lastly, the reversion to itself of the amount of ₱8,000.00 could not in any way minimize the probable deficit of ₱33,000.00, if there is any.

Done In the City Hall, Ormoc City, on this 25th day of January, In the Year of Our Lord, Nineteen Hundred and Fifty-Two.

LUCILO A. CONUI
City Mayor