



REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SEVENTH
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE
PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD
BUILDING ON MARCH 21, 1996



PRESENT:

| | |
|----------------------------------|----------------------------------------------------------------------|
| Hon. Benjamin F. Tugonon, | Vice-Mayor & Presiding Officer |
| Hon. Celso P. Adolfo, | Majority Floor Leader, Kagawad |
| Hon. Claudio P. Larrazabal, | Asst. Majority Floor Leader, Kagawad |
| Hon. Benjamin B. Lladoc, | Kagawad |
| Hon. Sotero M. Pepito, | Kagawad |
| Hon. Alfredo F. Capahi, | Kagawad |
| Hon. Manuel T. Fiel, | Kagawad |
| Hon. Gregorio A. Yrastorza, Jr., | Kagawad |
| Hon. Mariano Y. Corro, | Minority Floor Leader, Kagawad |
| Hon. Fernando P. Parrilla, | Chapter Pres., Liga ng mga Barangay ng Ormoc, Ex-Officio, Kagawad |
| Hon. Angelyn R. Paca, | SK Federation President, Ex-Officio, Kagawad |

ABSENT:

Hon. Jose C. Alfaro, Jr., (O.E. - Manila), Kagawad

NOTE: One (1) seat vacant - By virtue of the resignation of
Honorable Kagawad Jose B. Conejos

RESOLUTION NO. 96-42

A RESOLUTION FAVORABLY GRANTING THE REQUEST FOR
RECONSIDERATION OF THE PUNONG BARANGAY OF BRGY. LINAO,
ORMOC CITY, FOR THE APPROVAL OF THEIR ANNUAL BUDGET FOR
CY 1996 TO INCLUDE ADDITIONAL HONORARIA OF THE BARANGAY
SECRETARY AND THE TREASURER.

WHEREAS, this Sanggunian is in receipt of a letter dated 22 January
1996 from the Honorable Punong Barangay of Brgy. Linao, this city, the
said letter having requested reconsideration for approval of their 1996
Annual Budget which was returned per SP Resolution No. 96-06, xerox copy
of said SP Resolution is hereto attached;

WHEREAS, the Annual Budget for CY 1996 of Brgy. Linao has included
the additional honoraria of their Brgy. Secretary and Brgy. Treasurer;

WHEREAS, the City Legal Officer, through 3rd Indorsement dated 14
March 1996, has thus stated:

"Respectfully returned X X X with the comment that the
letter of reconsideration of Brgy. Linao Captain Sofronio
Chu is meritorious. Sec. 391 (10) of the Local Government
Code is very clear.

". . . Provided, however, that no increase in
the compensation or honoraria of the sangguniang
barangay members shall take effect until after the
expiration of the full term of all members of the
sangguniang barangay approving such increase.

"The cited provision does not include the barangay treasurer and secretary. And therefore, as regards to them, their compensation or honoraria may be increased and such increase may take effect immediately. As a matter of fact, the compensation or honoraria of the sangguniang barangay members may also be increased but the same may take effect only after the expiration of the full term of all members of sangguniang barangay approving such increase.

"This is so because the rationale behind the law is to prevent the sangguniang barangay members to give undue benefit to themselves by the simple expedience of increasing their compensation or honoraria and enjoying such increase during their incumbency in office. The abuse of power sought to be prevented by Sec. 391 (10) does not apply to the treasurer and secretary because they are not members of the sangguniang barangay and therefore has no power to increase their compensation or honoraria.

NOW, THEREFORE, on motion of Kagawad Alfredo F. Capahi, Chairman, Committee on Finance, jointly seconded by mga Kagawad Sotero M. Pepito and Benjamin B. Lladoc; be it

RESOLVED, to pass a resolution FAVORABLY GRANTING THE REQUEST FOR RECONSIDERATION OF THE PUNONG BARANGAY OF BRGY. LINAO, ORMOC CITY, FOR THE APPROVAL OF THEIR ANNUAL BUDGET FOR CY 1996 TO INCLUDE ADDITIONAL HONORARIA OF THE BARANGAY SECRETARY AND THE TREASURER;

ENACTED, March 21, 1996.

RESOLVED, FURTHER, to furnish copies of this resolution each to His Honor, the City Mayor; the City Administrator, the City Treasurer, the City Budget Officer, the City Accountant, the City Auditor, and the Punong Barangay of Brgy. Linao, -all in Ormoc City;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

BENJAMIN B. TUGONON
Vice-Mayor & Presiding Officer

ATTESTED:

Sumalinog
HERMOGENA P. SUMALINOG
Secretary to the
Sangguniang Panlungsod