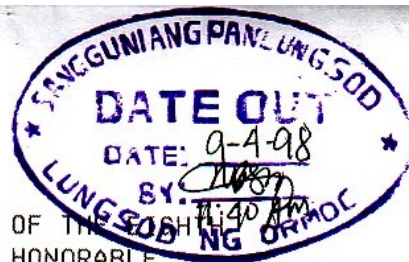


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE
PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD
BUILDING ON SEPTEMBER 3, 1998

PRESENT:

Hon. Celso P. Adolfo,
Hon. Jose S. Serafica,
Hon. Nepomuceno P. Aparis I,
Hon. Dennis Y. Capuyan,
Hon. Mariano Y. Corro,
Hon. Benjamin B. Lladoc,
Hon. Sotero M. Pepito,
Hon. Alfredo F. Capahi,
Hon. Eduardo P. Tan,
Hon. Jose C. Alfaro, Jr.,
Hon. Claudio P. Larrazabal,
Hon. Fernando P. Parrilla,

Vice Mayor & Presiding Officer
Kagawad, Floor Leader
Kagawad, Assistant Floor Leader
Kagawad
Kagawad
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Kagawad
Kagawad
Ex-Officio, Kagawad, Chapter President,
Liga ng mga Barangay ng Ormoc
Ex-Officio, Kagawad,
SK Federation President

Hon. Chiqui B. Labagala,

(NONE)

RESOLUTION NO. 98-45

A RESOLUTION RESPECTFULLY REQUESTING HIS EXCELLENCY,
PRESIDENT JOSEPH E. ESTRADA, TO ISSUE AN EXECUTIVE
ORDER CONDONING THE INTEREST ON THE UNPAID REAL
PROPERTY TAXES IN ORMOC CITY FOR 1998 AND PRIOR YEARS,
PURSUANT TO SECTION 277 OF REPUBLIC ACT NO. 7160,
OTHERWISE KNOWN AS THE LOCAL GOVERNMENT CODE OF 1991,
AND EXPRESSING THE HEARTFELT THANKS AND GRATITUDE OF
THIS SANGGUNIANG IN ANTICIPATION FOR HIS EXCELLENCY'S
FAVORABLE ACTION HEREON.

WHEREAS, this Sanggunian is in receipt of a letter dated August 7,
1998 from the Asst. City Treasurer of Ormoc, requesting for the passage
of an Ordinance "condoning the penalties on unpaid real property taxes
for the years 1997 and 1998 for the reason of the EL NINO PHENOMENON" as
the passage thereof "would lighten the burden of our taxpayers who were
greatly affected by the long drought caused by EL NINO particularly the
agricultural land owners", copy of said letter is hereto attached for
ready reference;

WHEREAS, this Sanggunian on March 19, 1998, passed Resolution No.
98-62, entitled: "A RESOLUTION DECLARING THE CITY OF ORMOC UNDER THE
STATE OF CALAMITY DUE TO THE ILL EFFECT OF THE EL NINO PHENOMENON", copy
of which is hereto attached for ready reference;

WHEREAS, the City Disaster Coordinating Council of Ormoc passed
Resolution No. 05, series of 1998, entitled: "A RESOLUTION APPROVING
THE RELEASE OF P472,160.00 CALAMITY FUND FOR PALAY SEEDS PROCUREMENT FOR
DISTRIBUTION TO THE EL NINO AFFECTED FARMERS OF ORMOC CITY", a copy of
which is hereto attached for ready reference;

WHEREAS, this Sanggunian on August 12, 1998, passed Resolution No. 98-34, entitled: "A RESOLUTION APPROVING RESOLUTION NO. 5, SERIES OF 1998 OF THE CITY DISASTER COORDINATING COUNCIL (CDCC), ORMOC CITY, ENTITLED: "A RESOLUTION APPROVING THE RELEASE OF FOUR HUNDRED SEVENTY TWO THOUSAND ONE HUNDRED SIXTY PESOS (P472,160.00) CALAMITY FUND FOR PALAY SEEDS PROCUREMENT FOR DISTRIBUTION TO THE EL NINO AFFECTED FARMERS OF ORMOC CITY", copy of which is hereto attached for ready reference;

WHEREAS, per Consolidated Crop Damage Report submitted by City Agricultural Officer, Mrs. Corazon N. Esperanza, a total of 3,641 hectares were affected by the El Niño Phenomenon, and the estimated value of crops damaged in the amount of P60,645,755.00, a copy of said report is hereto attached for ready reference;

WHEREAS, Section 277 of the Local Government Code of 1991, provides: "Condonation or Reduction of Tax by the President of the Philippines. - The President of the Philippines may, when public interest so requires, condone or reduce the real property tax and interest for any year in any province or city or a municipality within the Metropolitan Manila Area."; (Underscoring supplied).

WHEREAS, Section 276 of the Local Government Code of 1991, the pertinent portion of which provides: "In case of X X X, or calamity in any province, city, or municipality, the sanggunian concerned, by ordinance passed X X X may condone or reduce, wholly or partially, the taxes and interest thereon for the succeeding year or years in the city or municipality affected by the calamity."; (Underscoring ours).

WHEREAS, the aforesaid provisions of the Local Government Code of 1991 clearly show that it is only the President of the Philippines who is authorized to "condone or reduce the real property tax and interest for any YEAR in any province or city or municipality within the Metropolitan Manila Area";

WHEREAS, the condonation of interest on unpaid real property taxes for 1998 and prior years, would be of great relief to our land owners who are affected by the El Niño Phenomenon, and would also serve as an encouragement on the taxpayers concerned to update their real property tax delinquencies thereby benefiting the City Government of Ormoc in terms of revenues which are badly needed by the City to finance its various projects;

FOREGOING PREMISES CONSIDERED, on motion of Kagawad Mariano Y. Corro, Chairman, Committee on Ways and Means, severally seconded by mga Kagawad Dennis Y. Capuyan, Benjamin B. Lladoc and Alfredo F. Capahi; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a resolution RESPECTFULLY REQUESTING HIS EXCELLENCY, PRESIDENT JOSEPH E. ESTRADA, TO ISSUE AN EXECUTIVE ORDER CONDONING THE INTEREST ON THE UNPAID REAL PROPERTY TAXES IN ORMOC CITY FOR 1998 AND PRIOR YEARS, PURSUANT TO SECTION 277 OF REPUBLIC ACT NO. 7160, OTHERWISE KNOWN AS THE LOCAL GOVERNMENT CODE OF 1991, AND EXPRESSING THE HEARTFELT THANKS AND GRATITUDE OF THIS SANGGUNIAN IN ANTICIPATION FOR HIS EXCELLENCY'S FAVORABLE ACTION HEREON;

ADOPTED, 3 September, 1998.

RESOLVED, FURTHER, to furnish copies of this Resolution, one each, to His Excellency, President Joseph E. Estrada, Malacañang Palace; the Chairman, National Disaster Coordinating Council, Department of National Defense, Camp Emilio Aguinaldo; the Honorable City Mayor of Ormoc, Eufrocino M. Codilla, Sr.; DILG City Director, Mr. Rodolfo Torcende, Mr. Jesus F. Capahi, OIC - City Treasurer of Ormoc, and others concerned.

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

OSCAR LASAM
Secretary to the
Sangguniang Panlungsod

ATTESTED:

CELSO P. ADOLFO
Vice Mayor & Presiding Officer

APPROVED:

EUFROCINO M. CODILLA, SR.
City Mayor

Sept. 4, 1998
(Date)

3: PM