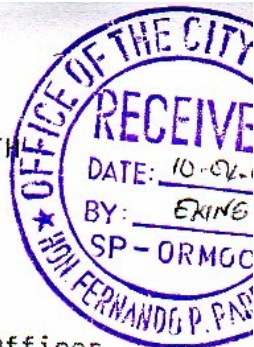


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE ELEVENTH
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE
PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD
BUILDING ON SEPTEMBER 27, 2007

PRESENT:

Hon. Fernando P. Parrilla,	Temporary Presiding Officer (City Councilor)
Hon. Claudio P. Larrazabal,	City Councilor, Floor Leader
Hon. Sotero M. Pepito,	City Councilor, Assist. Floor Leader
Hon. Demosthenes F. Tugonon,	City Councilor
Hon. Mariano Y. Corro,	City Councilor
Hon. Fe S. Lladoc,	City Councilor
Hon. Filomeno P. Maglasang,	City Councilor
Hon. Rafael C. Omega, Jr.,	City Councilor
Hon. Jose C. Alfaro, Jr.,	City Councilor

ABSENT:

Hon. Nepomuceno P. Aparis I,	(Acting City Mayor), Vice Mayor & Presiding Officer
Hon. Ruben R. Capahi,	(O.B. - Tacloban), City Councilor
Hon. Cheryl A. Arcuino,	(O.B. - Cebu City), Ex-Officio City Councilor, SK Federation President

RESOLUTION NO. 2007-072

A RESOLUTION AUTHORIZING THE HONORABLE ERIC C. CODILLA, CITY MAYOR, THE FILING OF A PETITION TO DECLARE NULL AND VOID THE CITYHOOD LAWS ALLOWING THE CONVERSION OF MUNICIPALITIES TO CITIES WITHOUT COMPLYING WITH THE LEGAL REQUISITES OF REPUBLIC ACT NO. 9009.

WHEREAS, since the passage of Republic Act No. 7160 otherwise known as the Local Government Code of 1991 (the "Local Government Code") in 1991, the number of chartered cities has more than doubled from around 50 to 117 to date. The primary reason cited is that it was relatively easy under the Local Government Code for any municipality or cluster of barangays to be converted into a chartered city if it has an average annual income of Php20 Million for two consecutive terms and either (a) a contiguous territory of at least 100 square kilometers, or (b) a population of not less than 150,000 inhabitants;

WHEREAS, Republic Act No. 9009 amended Section 450 of the Local Government Code by increasing, among other matters, the required annual income of the municipality or cluster of barangays in order to become a city from Php20 Million to at least Php100 Million locally generated income;

WHEREAS, there are laws recently passed allowing the holding of plebiscites for the elevation of certain municipalities to cities without complying with the legal requirements of Republic Act No. 9009 (the "Cityhood Laws");

WHEREAS, the Cityhood Laws would set a bad precedent and would render inutile the valid requirements of Republic Act No. 9009 and likewise violate the Constitution;

WHEREFORE, FOREGOING PREMISES CONSIDERED, on MASS MOTION of the Body; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a resolution AUTHORIZING THE HONORABLE ERIC C. CODILLA, CITY MAYOR, THE FILING OF A PETITION TO DECLARE NULL AND VOID THE CITYHOOD LAWS ALLOWING THE CONVERSION OF MUNICIPALITIES TO CITIES WITHOUT COMPLYING WITH THE LEGAL REQUISITES OF REPUBLIC ACT NO. 9009; and to pray for such adequate relief as may be necessary to have any action done pursuant to the Cityhood Laws annulled or enjoined;

RESOLVED, FURTHER, that the Sangguniang Panlungsod of Ormoc City, in session assembled, in order to implement the above purpose, hereby authorizes the Honorable Mayor Eric C. Codilla to cause the preparation and the filing of the said Petition and all other pleadings and motions in court for and in behalf of the City of Ormoc;

RESOLVED, FURTHERMORE, that the Sangguniang Panlungsod of Ormoc City, in session assembled, authorizes the Honorable Mayor Eric C. Codilla to sign by himself the Verification and Certification of Non-Forum Shopping of the Petition for and in behalf of the City of Ormoc;


RESOLVED, FURTHERMORE, that the Sangguniang Panlungsod of Ormoc City, in session assembled, authorizes the Honorable City Mayor Eric C. Codilla to sign, execute and deliver any document in behalf of the City of Ormoc, or perform any other act to carry into effect the foregoing resolutions.

ADOPTED, September 27, 2007.

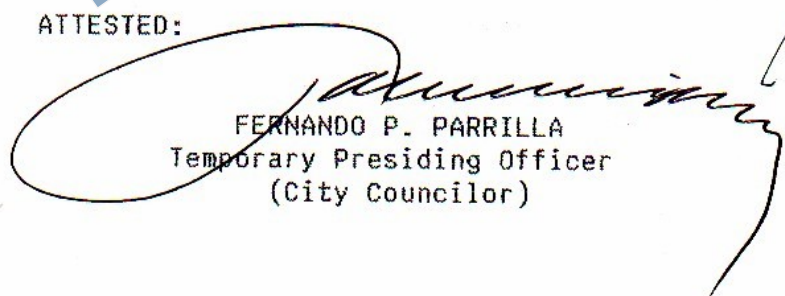
RESOLVED, FINALLY to furnish copies of this resolution one each to His Honor, the City Mayor, the City Administrator, the City Legal Officer, the City Director, DILG and others concerned, -all in Ormoc City;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.


JOEL S. DUERO
Secretary to the
Sangguniang Panlungsod

ATTESTED:


FERNANDO P. PARRILLA
Temporary Presiding Officer
(City Councilor)