

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 MAY 15, 2008

PRESENT:

Hon. Sotero M. Pepito,	Temporary Presiding Officer (City Councilor, Assist. Floor Leader)
Hon. Demosthenes F. Tugonon,	Temporary Floor Leader (City Councilor)
Hon. Ruben R. Capahi,	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. Fernando P. Parrilla,	City Councilor
Hon. Jose C. Alfaro, Jr.,	City Councilor
Hon. Lea Doris C. Villar,	Ex-Officio City Councilor, Chapter President, Liga ng mga Barangay ng Ormoc
Hon. Corinne M. Corro,	Ex-Officio City Councilor, SK Federation President

ABSENT:

Hon. Nepomuceno P. Aparis I,	(D.B.),	Vice Mayor & Presiding Officer
Hon. Claudio P. Larrazabal,	(Special Leave),	City Councilor, Floor Leader

RESOLUTION NO. 2008-094

A RESOLUTION SUPPORTING AND APPROVING THE PROPOSAL OF CITY MAYOR ERIC C. CODILLA TO UTILIZE, NOT MORE THAN FIFTY MILLION PESOS OF THE PNOC ROYALTY SHARE NOW IN TIME DEPOSIT AT LOCAL BANKS, TO FINANCE THE REPAIR AND REHABILITATION OF THE ORMOC CITY WATER SYSTEM, THEREBY PARTIALLY AMENDING SP RESOLUTION NO. 2005-111, DATED JUNE 22, 2005.

WHEREAS, on March 12, 2008, this Sanggunian received a communication, dated March 11, 2008 from the Honorable City Mayor Eric C. Codilla, requesting the Honorable Council to make some necessary amendments to SP Resolution No. 2005-111, "in order to conform with the City's plan to utilize said 80% Royalty Share for the repair and rehabilitation of our water system", a machine copy of said letter is hereto attached and marked as ANNEX "A" for ready reference;

WHEREAS, as a consequence of aforementioned letter of the City Mayor, the City Electrification Subsidy Council was convened on March 25, 2008 to consider the proposal of the City Mayor to utilize the 80% Royalty Share for the repair and rehabilitation of our water system, and passed Resolution No. 2008-01, entitled: A RESOLUTION APPROVING THE PROPOSAL OF MAYOR ERIC C. CODILLA TO UTILIZE THE PNOC 80% ROYALTY SHARE NOW IN TIME DEPOSIT AT DIFFERENT LOCAL BANKS, IN AN AMOUNT NOT EXCEEDING FIFTY MILLION (Php 50,000,000.00) PESOS, TO FINANCE THE REPAIR AND REHABILITATION-REPORT DATED APRIL 6, 2005, a machine copy of which is hereto attached and marked as ANNEX "A" for ready reference;

WHEREAS, on June 22, 2005, the Sangguniang Panlungsod ng Ormoc, passed Resolution No. 2005-111, entitled: A RESOLUTION ADOPTING THE MEMORANDUM REPORT OF THE CITY ELECTRIFICATION SUBSIDY COUNCIL IN THE UTILIZATION OF THE ROYALTY SHARE RECEIVED FROM PNOC", a machine copy of which is hereto attached and marked as ANNEX "C" for ready reference;

WHEREAS, on April 30, 2008, a public hearing was conducted at the Sangguniang Panlungsod Session Hall for the purpose of hearing the views of the general public on the aforementioned proposal of the City Mayor to utilize the Royalty Fund now in the deposit at local banks to finance the repair and rehabilitation of the Ormoc City Water System, and those in attendance were almost unanimous in supporting and approving the said proposal of the City Mayor, and as a matter of fact, an on-the-spot resolution was presented and approved on the matter;

WHEREAS, the said proposal of the City mayor was the subject of his communication, dated February 17, 2008 to the Honorable Secretary of the Department of Interior and Local Government Ronaldo V. Puno, requesting approval of the City's plan to utilize the 80% of the PNOC Royalty Share for the Repair and Rehabilitation of the Ormoc City Water System, a machine copy of which is hereto attached and marked as ANNEX "B" for ready references;

WHEREAS, in reply to the aforementioned communication, the City Mayor received a letter dated March 6, 2008 signed by Director Rolando M. Acosta, CESO II of the Bureau of Local Government Supervisor of DILG, in part reads:

"Result of the said review indicate that your request for approval of the SILG in the utilization of the 80% share to finance the rehabilitation of the city's water system is no longer needed. (underscoring supplies for emphasis) Inferred from applicable provisions of said Circular, the utilization of the fund to finance the said project is pursuant to section 2.4(a) paragraph 2 of the DOE-Circular No. 98-01 under a non subsidy scheme, x x x", a machine copy of which is hereto attached and marked as ANNEX E" for ready reference.

WHEREAS, the herein proposal of the City Mayor is not only LEGAL as it is supported by an opinion of D I L G, but has also the support and approval of the overwhelming majority of those who attended the public hearing, hence shall be accorded the wholehearted support and approval of this august body;

WHEREFORE, foregoing premises considered, on motion of City Councilor Mariano Y. Corro, Chairman, Committee on Energy, severally seconded by City Councilors Ruben R. Capahi, Fe S. Lladoc and Jose C. Alfaro, Jr; be it


RESOLVED, AS IT IS HEREBY RESOLVED, to pass a resolution SUPPORTING AND APPROVING THE PROPOSAL OF CITY MAYOR ERIC C. CODILLA TO UTILIZE, NOT MORE THAN FIFTY MILLION PESOS OF THE PNOC ROYALTY SHARE NOW IN TIME DEPOSIT AT LOCAL BANKS, TO FINANCE THE REPAIR AND REHABILITATION OF THE ORMOC CITY WATER SYSTEM, THEREBY PARTIALLY AMENDING SP RESOLUTION NO. 2005-111, DATED JUNE 22, 2005;

ADOPTED, May 15, 2008.

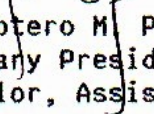
RESOLVED, FURTHER, to furnish copies of this Resolution each to the Honorable Secretary, Department of the Interior and Local Government, the Honorable Secretary, Department of Energy, the Honorable City Mayor, the City Administrator, the City Treasurer, the City Auditor, and others concerned.

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.


JOEL S. DUERO
Secretary to the
Sangguniang Panlungsod

ATTESTED:


Sotero M. Pepito
Temporary Presiding Officer
(City Councilor, Assist. Floor Leader)

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