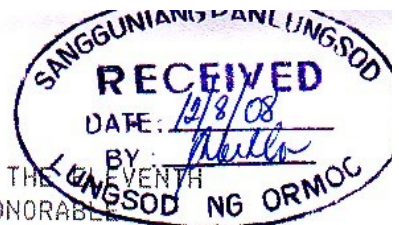


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE TWENTH
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE
PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD
BUILDING ON DECEMBER 04, 2008

PRESENT:

Hon. Claudio P. Larrazabal, Acting Vice Mayor & Presiding Officer
(City Councilor, 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. Rafael C. Omega, Jr., City Councilor
Hon. Fernando P. Parrilla, 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, (O.B. - Manila), Vice Mayor &
Presiding Officer
Hon. Sotero M. Pepito, (O.B. - Manila), City Councilor,
Assist. Floor Leader
Hon. Filomeno P. Maglasang, (Acting City Mayor), City Councilor
Hon. Jose C. Alfaro, Jr., (O.B. - Manila), City Councilor

Resolution No. 2008-227

A RESOLUTION DENYING THE REQUEST OF OCCIDENTAL LEYTE
FARMER'S MULTI-PURPOSE COOPERATIVE (OLFAMCA) AND ORMOC
CITY CHAMBER OF COMMERCE AND INDUSTRY, INC. TO EXTEND
THE IMPLEMENTATION OF ORDINANCE NO. 146 OTHERWISE KNOWN
AS THE 2008 ORMOC CITY TAX AMNESTY PROGRAM ON REAL
PROPERTIES.

WHEREAS, this Sanggunian is in receipt of an indorsement dated November 21, 2008 from the office of the City Mayor Eric C. Codilla relative to the herein request of Occidental Leyte Farmer's Multi-Purpose Cooperative (OLFAMCA) and Ormoc City Chamber of Commerce and Industry, Inc. to extend the implementation of the 2008 Ormoc City Tax Amnesty Program on Real Properties;

WHEREAS, the City Treasurer, through a letter dated 03 December, 2008 has recommended that said requests be denied, citing among others his comments and recommendations stated in his 2nd indorsement to the Hon. City Mayor dated January 10, 2008, (Copy of which is hereto attached) thus, to fully implement civil remedies, as mandated by law, in the collection of delinquent real property taxes in 2009;

WHEREFORE, foregoing premises considered, on motion of City Councilor Demosthenes F. Tugonon, Chairman on Laws and Ordinances, duly seconded by City Councilor Ruben R. Capahi; be it

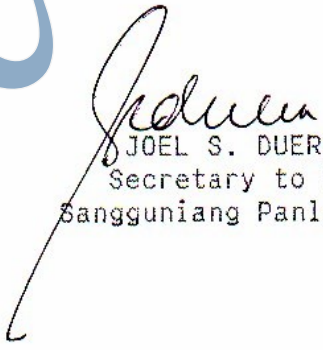
RESOLVED, AS IT IS HEREBY RESOLVED, to pass a resolution DENYING THE REQUEST OF OCCIDENTAL LEYTE FARMER'S MULTI-PURPOSE COOPERATIVE (OLFAMCA) AND ORMOC CITY CHAMBER OF COMMERCE AND INDUSTRY, INC. TO EXTEND THE IMPLEMENTATION OF ORDINANCE NO. 146 OTHERWISE KNOWN AS THE 2008 ORMOC CITY TAX AMNESTY PROGRAM ON REAL PROPERTIES.

ADOPTED, December 04, 2008


RESOLVED, FURTHER, to furnish copies of this resolution each to His Honor, the City Mayor of Ormoc Eric C. Codilla, the City Administrator, the City Legal Officer, City Treasurer, City Budget Officer, City Accountant, City Auditor, Occidental Leyte Farmer's Multi-purpose Cooperative (OLFAMCA), Ormoc City Chamber of Commerce and others concerned, - all in Ormoc City;

CARRIED by Six (6) Affirmative Votes with One (1) Abstention registered by City Councilor Fe S. Lladoc and One (1) Against registered by City Councilor Rafael C. Omega, Jr..

I HEREBY CERTIFY to the correctness of the foregoing resolution.


JOEL S. DUERO
Secretary to the
Sangguniang Panlungsod

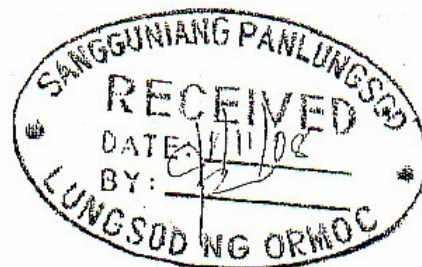
ATTESTED:


CLAUDIN P. LARRAZABAL
Acting Vice Mayor & Presiding Officer
(City Councilor, Floor Leader)

1. En. Borinaga - 1/15/08 (2)
Com. Tugon

Republic of the Philippines
OFFICE OF THE CITY TREASURER
Ormoc City

2nd Indorsement
January 10, 2008



Respectfully forwarded to the Office of the City Mayor, this City, the herein 1st Indorsement by Delia S. Borinaga, Executive Assistant III of said Office dated January 2, 2008, requesting comments and recommendations on the request of Ormoc City Chamber of Commerce and Industry, Inc. for full condonation of interests, penalties and surcharges on the delinquent real property taxes per Resolution No. 8, Series of 2007 dated November 15, 2007, attached, with the following comments, observations and recommendations, to wit:

1. Condonation or reduction of real property taxes and interest can be made only in case of general failure of crops or substantial decrease in the price of agricultural or agribased products, or calamity in any province, city or municipality through an ordinance passed upon the recommendation of the Disaster Coordinating Council, per Section 276 of the Local Government Code of 1991.
2. Tax Amnesty Program was implemented in 2002 for the reason that the City was devastated brought about by several typhoons, calamities and the outbreak of "Malaysian Black Bug" wherein several rice plantations in the City were seriously affected, per Ordinance No. 86 dated February 14, 2002, attached.
3. The said Tax Amnesty Program in Calendar 2002 garnered a 3.26% increase of collection only compared to previous year collection of Real Property Taxes per Statement of Real Property Tax Collection for the period from Calendar Years 2001 to 2007, attached.
4. The plan of this Office to apply civil remedies in the collection of delinquent taxes is not to exercise the coercive power to enforce payment of unpaid real property taxes because it is mandated by law and local ordinances. The City Treasurer is required that all remedies for the collection of real property taxes as provided for in the Local Government Code of 1991 be strictly enforced after the expiration of the 2002 Tax Amnesty program which runs from January 1 to December 31, 2002, per Sections 3 and 6 of the above-stated Ordinance.
5. This Office can not find any valid reason to grant the request of Ormoc City Chamber of Commerce, Inc. for the condonation of interests, penalties and surcharges of delinquent real property taxes. So, this Office recommends that said request be denied due to the above-stated comments and observations.

[Signature]
ANGELO J. ROMAN
City Treasurer

c.c. Sangguniang Panlungsod