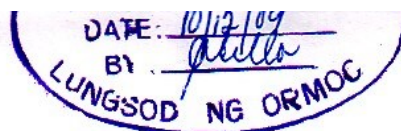


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



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 OCTOBER 08, 2009

PRESENT:

Hon. Claudio P. Larrazabal,	Acting Vice Mayor & Presiding Officer (City Councilor, Floor Leader)
Hon. Sotero M. Pepito,	City Councilor, Assist. Floor Leader
Hon. Demosthenes F. Tugonon,	City Councilor
Hon. Ruben R. Capahi,	City Councilor
Hon. Mariano Y. Corro,	City Councilor
Hon. Filomeno P. Maglasang,	City Councilor
Hon. Rafael C. Omega, Jr.,	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

ABSENT:

Hon. Nepomuceno P. Aparis I,	(Acting City Mayor), Vice Mayor & Presiding Officer
Hon. Fe S. Lladoc,	(O.B.), City Councilor
Hon. Fernando P. Parrilla,	(On Leave), City Councilor
Hon. Corinne M. Corro,	(On Leave), Ex-Officio City Councilor, SK Federation President

RESOLUTION NO. 2009-195

A RESOLUTION REQUIRING HONORABLE ISAGANI R. BAÑEZ, PUNONG BARANGAY OF TONGONAN, THIS CITY, TO URGENTLY COMPLY WITH THE REQUIREMENTS AS CONTAINED IN THE LETTERS OF DIRECTOR IMELDA C. LACERAS, DBM REGION 8, TACLOBAN CITY DATED MAY 20, 2009 ADDRESSED THE HONORABLE ERIC C. CODILLA AND THAT OF DIRECTOR MYRNA S. CHUA, OF THE ORGANIZATION, POSITION CLASSIFICATION AND COMPENSATION BUREAU, DBM, MANILA, THROUGH A LETTER DATED JUNE 22, 2009.

WHEREAS, this sanggunian is in receipt of a letter dated July 6, 2009 with attachments from Hon. Isagani R. Bañez, Punong Barangay, Tongonan, this city, addressed the Honorable City Mayor Eric C. Codilla in the matter of interpretation of LBC 63 in relation to SP Resolution No. 2009-091 dated May 7, 2009, entitled: A RESOLUTION APPROVING ORDINANCE NO. 02-09 OF THE BARANGAY COUNCIL OF BARANGAY TONGONAN, THIS CITY, entitled: "AN ORDINANCE CREATING THE FOLLOWING POSITIONS AT THE SANGGUNIANG BARANGAY OF TONGONAN:

1. NURSE I
2. MIDWIFE I

SUBJECT TO THE REVIEW AND APPROVAL OF THE DEPARTMENT OF BUDGET AND MANAGEMENT";

WHEREAS, included as attachments are letters from Director Myrna S. Chua, of the Organization, Position Classification and Compensation Bureau of DBM, Manila dated June 22, 2009 and that of Regional, Director Imelda C. Laceras, DBM, Tacloban City dated May 20, 2009;

WHEREAS, both letters mentioned LBC 63 with requirements to be accomplished by the Barangay Chairman Isagani R. Bañez of Tongonan, this city, in relation to their creation of Nurse I and Midwife I positions in said barangay; (Copy of said letters are hereto, attached for reference)

WHEREAS, during the Pre-Session Caucus of this sanggunian, the City Budget Officer submitted to this august Body a Computation of Regular Income of Barangay Tongonan which has an excess over allowable in the amount of ₱1,801,938.93 hence, it was the consensus of the Members of the Sanggunian to require Punong Barangay Bañez to answer on the matter;

WHEREFORE, FOREGOING PREMISES CONSIDERED, on motion of the City Councilor Demosthenes F. Tugonon, Chairman, Committee on Laws and Ordinances, duly seconded by City Councilor Mariano Y. Corro; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a resolution REQUIRING HONORABLE ISAGANI R. BANEZ, PUNONG BARANGAY OF TONGONAN, THIS CITY, TO URGENTLY COMPLY WITH THE REQUIREMENTS AS CONTAINED IN THE LETTERS OF DIRECTOR IMELDA C. LACERAS, DBM REGION 8, TACLOBAN CITY DATED MAY 20, 2009 ADDRESSED THE HONORABLE ERIC C. CODILLA AND THAT OF DIRECTOR MYRNA S. CHUA, OF THE ORGANIZATION, POSITION CLASSIFICATION AND COMPENSATION BUREAU, DBM, MANILA, THROUGH A LETTER DATED JUNE 22, 2009;

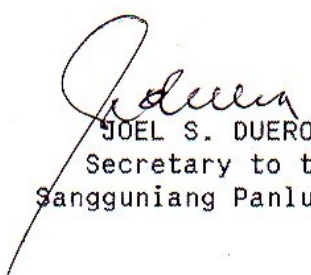
ADOPTED, October 08, 2009.


RESOLVED, FURTHER, to furnish copies of this resolution each to the Honorable City Mayor Eric C. Codilla; Director Myrna S. Chua, Organization, Position Classification and Compensation Bureau, DBM, Manila; Director Imelda C. Laceras, DBM, Region 8, Tacloban City; the City Administrator; the Liga ng mga Barangay ng Ormoc; the Punong Barangay of Tongonan, Hon. Isagani R. Bañez, and others concerned, -all in Ormoc City;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

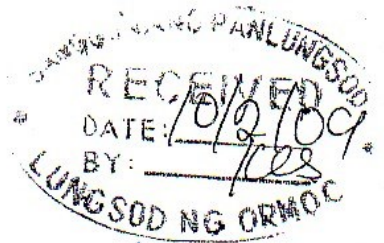
ATTESTED:


JOEL S. DUERO
Secretary to the
Sangguniang Panlungsod


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



Republic of the Philippines
OFFICE OF THE CITY BUDGET OFFICER
Ormoc City



Computation of Regular Income
Brgy. Tongonan, Ormoc City

	<u>2006</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>
Regular Income	P1,601,827.35	P35,365,311.01	P30,939,478.83	P9,348,672.00
Less:				
Royalty Share	<u>15,390.13</u>	<u>34,256,286.88</u>	<u>10,877,522.75</u>	<u>7,900,000.00</u>
Net Income	<u>1,586,437.22</u>	<u>1,109,024.13</u>	<u>20,061,956.08</u>	<u>1,448,672.00</u>

COMPUTATION OF LEGAL SALARY PERCENTAGE

Total Income from Regular Sources realized the next preceding year	P1,109,024.13
	x55%
	<u>P609,963.27</u>

PS Cost - 2008 Annual & Supplemental Budgets

A. Honoraria of:

Barangay Officials	P1,805,894.20
Daycare Worker	24,000.00
Barangay Tanod	120,000.00
Lupon Tagapayapa	41,600.00
Barangay Health Worker	30,000.00
Barangay Clerk	39,600.00
Drivers	<u>78,858.00</u>
	<u>P2,139,952.20</u>

B. Statutory & Contractual Obligation:
Philhealth Contribution

P16,950.00

C. Authorized Allowance/Benefits:

Cash Gift	P55,000.00
Outlay for Leave Credits	<u>200,000.00</u>
	<u>P255,000.00</u>

Total PS Appropriation

2,411,902.20

*(Excess over Allowable)/Allowable

(P1,801,938.93)

*Enforcement of PS Limitation shall be waived due to continued implemetation of Salary Standardization Law pursuant to Sec. 5.3 of LBC 63.

Submitted by:

ELENA S. AVILES



REPUBLIC OF THE PHILIPPINES

Department of Budget and Management

ORGANIZATION, POSITION CLASSIFICATION AND COMPENSATION BUREAU

2nd floor, DBM Building I, General Solano Street, San Miguel, Manila

June 22, 2009

Mr. Isagani R. Banez
Punong Barangay
Barangay Tongonan
Ormoc City

Sir:

This refers to your query on whether the City Budget Officer was on track when she opined that only the indicative positions enumerated in Section 3.3 of Local Budget Circular (LBC) No. 63 are the ones that a barangay government can create. Conversely, the Barangay Council of Tongonan passed an ordinance creating the positions of Nurse I and Midwife I; said items are not among the indicative positions mentioned under LBC No. 63.

In response to your query:

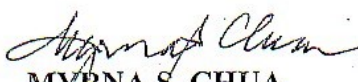
A barangay may create positions other than the mandatory officials which may be granted salary or honoraria provided that:

- ✓(i) The grant of honoraria or salary shall be sourced from barangay funds;
- (ii) In order to determine the correct rate of compensation, the position must be classified based on duties and responsibilities and in consonance with Republic Act No. 6758;
- ✓(iii) The compensation of the highest position to be created should not exceed that received by the lowest barangay official;
- (iv) The total amount of compensation granted is subject to the 55% budgetary ceiling on personal services expenditures.

A barangay may create positions other than those enumerated under Section 3.3 of LBC No. 63 subject to the foregoing conditions. The indicative positions under LBC No. 63 are benchmark positions that a barangay can use to determine the appropriate classification and compensation of positions to be created. The indicative positions are however the most common jobs needed by a barangay to operate effectively and efficiently.

We hope we have been able to clarify matters satisfactorily.

Very truly yours,


MYRNA S. CHUA
Director



Republic of the Philippines
DEPARTMENT OF BUDGET AND MANAGEMENT

Regional Office VIII

Villa Ruiz, Brgy. 77, Marasbaras, Tacloban City

Tel. No. 523-7456, 523-1162, 523-1523, 321-2327; Telefax 325-7848



May 20, 2009

HON. ERIC CODILLA

City Mayor

Ormoc City

Dear Hon. Codilla:

This refers to Resolution No. 2009-091 dated May 7, 2009 of the 11th Sangguniang Panlungsod ng Ormoc submitted by Mr. Joel S. Duero, Secretary to the Sangguniang Panlungsod, entitled: "A Resolution approving ordinance No. 02-09 of the Barangay Council of Barangay Tongonan, This City, entitled: "An Ordinance creating the following positions at the Sangguniang Barangay of Tongonan: Nurse I and Midwife I" submitted to this level for review and approval.

Local Budget Circular No. 63 dated October 22, 1996 was issued to provide guidelines for the position classification and compensation of Barangay Officials and Personnel. Section 3.3 of the same circular provides, in part to wit:

" 3.3 Positions other than those for mandatory barangay officials may be created in the barangay and may be compensated in the form of salary or honorarium at the discretion of the barangay government concerned, at rates not exceeding the minimum of the salary grade allocation of the following indicative positions:

Utility Worker I	SG 1
Clerk I	SG 3
Accounting Clerk I	SG 4
Barangay Health Aide	SG 4
Revenue Collection Clerk I	SG 5
Day Care Worker I	SG 6
Administrative Assistant	SG 8

Positions compensated in the form of salary shall be allocated to their proper position titles and salary grades in accordance with the revised Index of Occupational Services, Position Titles and Salary Grades under LBC No. 61. Position titles not consistent with the said Index shall be subject to approval by the DBM xxx"

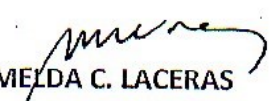
Further, Section 4 (a) of LBC 53 dated Sept. 1, 1993 provides:

"a. In seeking approval for the creation of new class title, the following documents/information in support of the request shall be submitted to the DBM:

- (i) Justifications for the creation of new class title;*
- (ii) Duly accomplished Position Description Form for each position*
- (iii) Organizational chart;*
- (iv) Position Allocation List by department/division/unit; and*
- (v) Functions of each department/unit with emphasis on the unit where the supposed position to be created will be found.*

Considering above, we are requesting submission of the above-mentioned requirements in support to the subject request to be forwarded to DBM OPCCB.

Very truly yours,


IMEILDA C. LACERAS
Regional Director, CESO IV

EBT/arnh
Ref.No: B5-15-09-10433.

Cc: Sanggunian Panlungsod
Ormoc City