



REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE TWELFTH  
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE  
SANGGUNIANG PANLUNGSOD SESSION HALL,  
ORMOC CITY HALL BUILDING  
ON MARCH 03, 2011

PRESENT:

Hon. Nepomuceno P. Aparis I,  
Hon. Ruben R. Capahi,  
Hon. Rolando M. Villasencio,  
Hon. Claudio P. Larrazabal,  
Hon. Mario M. Rodriguez,  
Hon. Lea Doris C. Villar,  
Hon. Sotero M. Pepito,  
Hon. Rafael C. Omega, Jr.,  
Hon. Corinne M. Corro,

Vice Mayor & Presiding Officer  
City Councilor, Majority Floor Leader  
City Councilor, Minority Floor Leader  
City Councilor, Presiding Officer "Pro-Tempore"  
City Councilor, Assist. Minority Floor Leader  
City Councilor, Assist. Majority Floor Leader  
City Councilor  
City Councilor  
Ex-Officio City Councilor,  
SK Federation President

ON OFFICIAL BUSINESS:

Hon. Filomeno P. Maglasang,  
Hon. Jose C. Alfaro, Jr.,  
Hon. Demosthenes F. Tugonon,  
Hon. Antonio M. Codilla,

(O.B. - Palo, Leyte), City Councilor  
(O.B. - Tacloban City), City Councilor  
(O.B. - Tacloban City), City Councilor  
(O.B. - Palo, Leyte), Ex-Officio City Councilor  
Chapter President, Liga ng mga Barangay ng Ormoc

ABSENT:

NONE

RESOLUTION NO. 2011-041

A RESOLUTION CALLING ON THE SUPREME COURT OF THE  
PHILIPPINES TO STOP THE ILLEGAL CONVERSION OF  
MUNICIPALITIES TO CITIES, PROTECT THE LOCAL  
GOVERNMENT CODE, UPHOLD THE RULE OF LAW AND  
RESPECT THE CONSTITUTION.

WHEREAS, after declaring the sixteen (16) cityhood laws unconstitutional in a ruling issued on August 24, 2010, the Supreme Court reversed the said decision once again, and reinstated its December 21, 2009 ruling, which affirmed the constitutionality of the said laws;

WHEREAS, this is the third time that the Supreme Court has reversed itself on the issue of whether or not the cityhood laws, which allow 16 municipalities to be converted into cities, is unconstitutional;

WHEREAS, this flip-flopping of the Supreme Court is unprecedented in its history and will set a bad precedent and will disturb the well-established legal principles in finality and immutability of final judgments;

WHEREAS, this action of the Supreme Court does not inspire confidence in our judicial processes and is another setback in our quest to restore the people's faith in our judicial system;

WHEREAS, the Supreme Court decision will only open the floodgates for more conversions of unqualified municipalities to become cities in violation of the express provisions of the Constitution and the Local Government Code of 1991;

9



WHEREAS, the Supreme Court rulings will only cause confusion and instability in the development and planning process of Philippine cities and will seriously and adversely affect the delivery of basic public services;

WHEREAS, the Supreme Court decision will unduly reduce the income of Philippine Cities intended for anti-poverty, health, education, and other equally significant programs aimed at improving the quality of life of their constituents;

WHEREAS, League of Cities of the Philippines (LCP) does not oppose the creation of cities per se; LCP is against the conversion of municipalities to cities which do not comply with the requirements under the Constitution and Republic Act No. 7160, as amended by Republic Act No. 9009;

WHEREAS, LCP has endorsed and supported the conversion of the cities of Biñan and Dasmariñas; and LCP is also ready to endorse the conversion of qualified municipalities including Bacoor, Imus, Cabuyao and other progressive municipalities which may be determined as qualified for conversion;

NOW, THEREFORE. The Sangguniang Panlungsod of the City of Ormoc, on behalf of its constituents and residents, hereby resolves to:

1. URGE the Supreme Court to honor and uphold the mandates of the Constitution and the rule of law which is the basic foundation of our democratic system.
2. Urge the Supreme Court to RESPECT the well-established legal principles on finality of judgment and preserve the stability of our judicial and legislative system.
3. CALL on the Filipino people to safeguard the Supreme Court as the last bulwark of democracy and the final arbiter of all judicial and constitutional issues.
4. CALL on the Filipino people to join the effort and advocacy to Stop the Illegal Conversion of Cities, Protect the Local Government Code, Uphold the rule of law and Respect the Constitution.

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

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a resolution CALLING ON THE SUPREME COURT OF THE PHILIPPINES TO STOP THE ILLEGAL CONVERSION OF MUNICIPALITIES TO CITIES, PROTECT THE LOCAL GOVERNMENT CODE, UPHOLD THE RULE OF LAW AND RESPECT THE CONSTITUTION.

ADOPTED, March 03, 2011.

RESOLVED, FURTHER, to furnish copies of this resolution each to the Honorable City Mayor Eric C. Codilla; the Honorable Justices of the Supreme Court of the Philippines; the Secretariat, League of Cities of the Phils. (LCP); and others concerned.

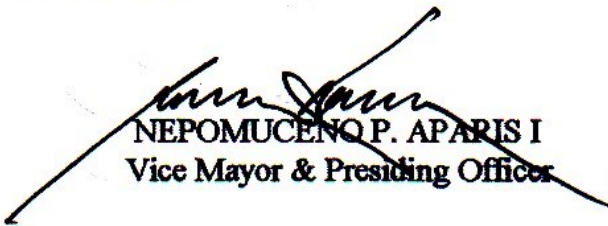
CARRIED UNANIMOUSLY.


9

Res. No. 2011-041

I HEREBY CERTIFY to the correctness of the foregoing resolution.

ATTESTED:

  
NEPOMUCENO P. APARIS I  
Vice Mayor & Presiding Officer

  
JOEL S. DUERO  
Secretary to the  
Sangguniang Panlungsod

DEMO COPY