



REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
THIRTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,
ORMOC CITY HALL BUILDING
ON FEBRUARY 26, 2015

PRESENT:

Hon. Rolando M. Villasencio,	(Acting City Vice Mayor & Presiding Officer),
	SP Member, Majority Floor Leader
Hon. Tomas R. Serafica,	SP Member, Asst. Majority Floor Leader
Hon. Mario M. Rodriguez	SP Member, Presiding Officer "Pro-Tempore"
Hon. Benjamin S. Pongos, Jr.,	SP Member
Hon. Antonio M. Codilla,	SP Member
Hon. Vincent L. Rama,	SP Member
Hon. Pedro Godiardo P. Ebcas,	SP Member
Hon. Eusebio Gerardo S. Penserga,	SP Member
Hon. John Eulalio Nepomuceno O. Aparis II,	SP Member
Hon. Mariano Y. Corro,	Ex-Officio SP Member
	Chapter President, Liga ng mga Barangay ng Ormoc

ON OFFICIAL BUSINESS:

Hon. Leo Carmelo L. Locsin, Jr.	(O.B. – Boracay),
	Vice Mayor & Presiding Officer
Hon. Ruben R. Capahi,	(O.B. – Cebu City),
	SP Member, Asst. Minority Floor Leader

RESOLUTION 2015-036

A RESOLUTION DECLARING THAT BARANGAY ORDINANCE NO. 023 - SERIES 2014 OF THE SANGGUNIANG BARANGAY OF BARANGAY ESPERANZA, THIS CITY, ENTITLED: "AN ORDINANCE IMPOSING TOLL FEES AND CHARGES ON CERTAIN VEHICLE USING PUBLIC ROADS IN BARANGAY ESPERANZA, ORMOC CITY" UNDER REVIEW HAS BEEN FOUND TO BE CONSISTENT WITH EXISTING LAWS AND CITY ORDINANCES AND INTERPOSING NO OBJECTION TO ITS IMPLEMENTATION.

WHEREAS, the Thirteenth Sangguniang Panlungsod ng Ormoc has received a copy of Ordinance No. 023 - Series of 2014 enacted by the Sangguniang Barangay of Barangay Esperanza, Ormoc City, entitled: "AN ORDINANCE IMPOSING TOLL FEES AND CHARGES ON CERTAIN VEHICLE USING PUBLIC ROADS IN BARANGAY ESPERANZA, ORMOC CITY", a copy of the Ordinance together with its attachments are hereto attached and made an integral part hereof;

WHEREAS, the Ordinance was submitted to this Sanggunian pursuant to its review powers over enacted ordinances of all barangays within its territory as provided for in Sections 57 and 458 of Republic Act No. 7160, otherwise known as the "Local Government Code of 1991" (LGC) in order to find out whether the subject Ordinance was approved by the Sangguniang Barangay within the scope of its prescribed powers and whether the same is consistent with law and city ordinances;

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WHEREAS, barangays are encouraged to look for ways and means to create its own sources of revenue thru the levying of taxes, fees and charges as revenue-raising measures intended to raise and augment much-needed resources to fund the delivery of basic needs and services to the barangay's inhabitants, as well as to finance vital projects that redound to the benefit of the barangay;

WHEREAS, the Ordinance which purpose is the imposition of reasonable toll fees on certain types of commercial motor vehicles for the use and entry of roads funded and constructed by the Barangay within the Barangay proper area is one of the ways and means of raising revenues by the Barangay that is authorized and allowed by law as provided for in Section 155 of the LGC;

WHEREAS, this Sanggunian in the exercise of its said review powers, and after thorough examination of the subject Ordinance, finds that the same is indeed in conformity and compliance with existing applicable laws and city ordinances, most notably including the compliance for the conduct of a public hearing in the case of revenue-raising ordinances in accordance with the LGC's Implementing Rules and Regulations as not only one but two public hearings were actually duly conducted by the Barangay on March 15, 2014 and November 3, 2014 at the Barangay Basketball Court;

WHEREAS, further, this Sanggunian deems the Ordinance's enactment to be most beneficial to the concerned Barangay, especially in the raising of resources for its various vital needs, including the maintenance of its barangay roads, and therefore, finds it most deserving of this august Body's approval and its interposition of no objection to its implementation;

WHEREFORE, on motion of Honorable SP Member Benjamin S. Pongos, Chairman, Committee on Laws and Ordinances, severally seconded by Honorable SP Members Mariano Y. Corro, Antonio M. Codilla, John Eulalio Nepomuceno O. Aparis II, Mario M. Rodriguez, Tomas R. Serafica and Eusebio Gerardo S. Penserga; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a RESOLUTION DECLARING THAT BARANGAY ORDINANCE NO. 023 - SERIES 2014 OF THE SANGGUNIANG BARANGAY OF BARANGAY ESPERANZA, THIS CITY, ENTITLED: "AN ORDINANCE IMPOSING TOLL FEES AND CHARGES ON CERTAIN VEHICLE USING PUBLIC ROADS IN BARANGAY ESPERANZA, ORMOC CITY" UNDER REVIEW HAS BEEN FOUND TO BE CONSISTENT WITH EXISTING LAWS AND CITY ORDINANCES AND INTERPOSING NO OBJECTION TO ITS IMPLEMENTATION;

ADOPTED, February 26, 2015.


RESOLVED, FURTHER, to furnish copies of this resolution each to His Honor, the City Mayor of Ormoc Edward C. Codilla, the City Administrator, the President, Liga ng mga Barangay, this City; the City Director-DILG, Ms. Lucia C. Ong; the Barangay Council of Barangay Esperanza thru Punong Barangay Reynaldo V. Gorres, Sr., and others concerned,- all in Ormoc City;

CARRIED UNANIMOUSLY.



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I HEREBY CERTIFY to the correctness of the foregoing resolution.


MARIA ANTONIETA G. CO HAT
(Acting SP Secretary)
Supervising Administrative Officer

ATTESTED:


ROLANDO M. VILLASENIO
(Acting City Vice Mayor & Presiding Officer)
Majority Floor Leader
SP Member