

REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC

MAAYOR'S OFFICE
RECEIVED
DATE: 15 APR 2016

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 APRIL 14, 2016

SANGGUNIANG PANLUNGSOD
RECORDS SECTION
RECEIVED
DATE: 15 APR 2016
BY: [Signature]
LUNGSOD NG ORMOC

PRESENT:

Hon. Leo Carmelo L. Locsin, Jr.	Vice Mayor & Presiding Officer
Hon. Rolando M. Villasencio,	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. Ruben R. Capahi,	SP Member, Asst. Minority Floor Leader
Hon. Benjamin S. Pongos, Jr.,	SP Member
Hon. Vincent L. Rama,	SP Member
Hon. Eusebio Gerardo S. Penserga,	SP Member
Hon. John Eulalio Nepomuceno O. Aparis II,	SP Member

ON OFFICIAL BUSINESS:

Hon. Antonio M. Codilla,	(Acting City Mayor), SP Member
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ON LEAVE:

Hon. Pedro Godiardo P. Ebcas,	SP Member
Hon. Mariano Y. Corro,	Ex-Officio SP Member
Chapter President, Liga ng mga Barangay ng Ormoc	

RESOLUTION NO. 2016-061

A RESOLUTION DECLARING THAT BARANGAY ORDINANCE NO. 2015-02 OF THE SANGGUNIANG BARANGAY OF TONGONAN, ORMOC CITY, ENTITLED: " AN ORDINANCE ESTABLISHING TONGONAN ORMOC LOCAL ENERGY BOARD (TOLEB) TO MANAGE AND REGULATE THE UTILIZATION OF ENERGY/ELECTRICITY EIGHTY PERCENT (80%) SUBSIDY"; AND BARANGAY ORDINANCE NO. 2016-01 OF THE SAME SANGGUNIANG BARANGAY, ENTITLED: " AN ORDINANCE AMENDING SOME PROVISIONS OF BARANGAY ORDINANCE NO. 2015-02, ENTITLED: " AN ORDINANCE ESTABLISHING TONGONAN ORMOC LOCAL ENERGY BOARD (TOLEB) TO MANAGE AND REGULATE THE UTILIZATION OF ENERGY/ELECTRICITY EIGHTY PERCENT (80%) SUBSIDY" UNDER REVIEW HAVE BEEN FOUND TO BE SUBSTANTIALLY IN CONFORMITY WITH EXISTING LAWS AND ORDINANCES, AND INTERPOSING NO OBJECTION TO ITS IMPLEMENTATION.

WHEREAS, the Thirteenth Sangguniang Panlungsod ng Ormoc received the following Barangay Ordinances from the Sangguniang Barangay of Tongonan, this city, entitled:

Res. No. 2016-061

1. Barangay Ordinance No. 2015-02 - " AN ORDINANCE ESTABLISHING TONGONAN ORMOC LOCAL ENERGY BOARD (TOLEB) TO MANAGE AND REGULATE THE UTILIZATION OF ENERGY/ELECTRICITY EIGHTY PERCENT (80%) SUBSIDY";
2. Barangay Ordinance No. 2016-01 - " AN ORDINANCE AMENDING SOME PROVISIONS OF BARANGAY ORDINANCE NO. 2015-02, ENTITLED, " AN ORDINANCE ESTABLISHING TONGONAN ORMOC LOCAL ENERGY BOARD (TOLEB) TO MANAGE AND REGULATE THE UTILIZATION OF ENERGY/ELECTRICITY EIGHTY PERCENT (80%) SUBSIDY" ;

Copies of said Ordinances are hereto attached and made as integral part hereof;

WHEREAS, the subject Ordinances were submitted to this august Body pursuant to its review powers over enacted barangay ordinances of all barangays within its territorial jurisdiction as provided for in Section 57 of the Local Government Code of 1991 (LGC) in order to find out if the said Ordinance under review is in conformity with existing laws and city ordinances;

WHEREAS, to recall, the Sangguniang Barangay of Barangay Tongonan had earlier enacted Barangay Ordinance No. 2015-02 which establishes the TONGONAN ORMOC LOCAL ENERGY BOARD (TOLEB) TO MANAGE AND REGULATE THE UTILIZATION OF ENERGY/ELECTRICITY EIGHTY PERCENT (80%) SUBSIDY", which purpose of enactment is for the concerned barangay's effective management and utilization of its 80% Royalty Share derived from the development of the geothermal resources within its territory;

WHEREAS, the aforementioned Barangay Ordinance No. 2015-02 of Barangay Tongonan was subjected to a Committee Meeting initiated by the Committee on Laws and Ordinances which resulted to a consensus that a Technical Working Group (TWG) be formed to study and evaluate further the validity of the provisions of said ordinance. It was then the recommendation of the TWG that the Schedule of the 80% Royalty Direct Subsidy as provided for in Article III of said Ordinance needs to be amended to conform with the mandates of the law, specifically the Implementing Rules and Regulations (IRR) of RA No. 9003, otherwise known as "The Renewable Energy Act of 2008", hence, the necessity for the enactment by the Sangguniang Barangay of Tongonan of a subsequent amendatory ordinance denominated as Barangay Ordinance No 2016-01;

WHEREAS, this Sanggunian, in the exercise of its review powers, and after thorough examination of the aforesaid Barangay Ordinances, finds that the same are indeed in conformity and compliance with existing applicable laws, rules and regulations , and further, deems that its enactment is most beneficial to the concerned barangay, as the subject ordinances clearly and objectively stipulate the manner of utilization of its 80% Royalty Share which will directly benefit the barangay constituents, therefore, deserving of this august Body's approval and its interposition of no objection to its implementation;



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WHEREFORE, FOREGOING PREMISES CONSIDERED, on joint motion of Honorable SP Member Benjamin S. Pongos, Jr., Chairman, Committee on Laws and Ordinances and Honorable SP Member Ruben R. Capahi, Chairman, Committee on Energy Conservation, severally seconded by the Honorable SP Members Tomas R. Serafica, Mario M. Rodriguez, Vincent L. Rama and John Eulalio Nepomuceno O. Aparis II; be it


RESOLVED, AS IT IS HEREBY RESOLVED, to pass A RESOLUTION DECLARING THAT BARANGAY ORDINANCE NO. 2015-02 OF THE SANGGUNIANG BARANGAY OF TONGONAN, ORMOC CITY, ENTITLED: " AN ORDINANCE ESTABLISHING TONGONAN ORMOC LOCAL ENERGY BOARD (TOLEB) TO MANAGE AND REGULATE THE UTILIZATION OF ENERGY/ELECTRICITY EIGHTY PERCENT (80%) SUBSIDY"; AND BARANGAY ORDINANCE NO. 2016-01 OF THE SAME SANGGUNIANG BARANGAY, ENTITLED: "AN ORDINANCE AMENDING SOME PROVISIONS OF BARANGAY ORDINANCE NO. 2015-02, ENTITLED: " AN ORDINANCE ESTABLISHING TONGONAN ORMOC LOCAL ENERGY BOARD (TOLEB) TO MANAGE AND REGULATE THE UTILIZATION OF ENERGY/ELECTRICITY EIGHTY PERCENT (80%) SUBSIDY" UNDER REVIEW HAVE BEEN FOUND TO BE SUBSTANTIALLY IN CONFORMITY WITH EXISTING LAWS AND ORDINANCES, AND INTERPOSING NO OBJECTION TO ITS IMPLEMENTATION;

ADOPTED, April 14, 2016.

RESOLVED, FURTHER, that copies of this resolution be furnished each to the Honorable City Mayor Edward C. Codilla; the City Administrator, Atty. Francis A. Pepito; the City Legal Office; the Office of the Liga ng mga Barangay ng Ormoc; the Sangguniang Barangay of Tongonan; the OIC- CLGOO, DILG, Ms. Lucia C. Ong; and other offices concerned.

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.


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

ATTESTED:



LEO CARMELO L. LOCSIN, JR.
Vice Mayor & Presiding Officer