

REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FOURTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,
ORMOC CITY HALL BUILDING
ON NOVEMBER 09, 2017

PRESENT:

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

ON OFFICIAL BUSINESS:

Leo Carmelo L. Locsin, Jr., (Acting – City Mayor),
Vice Mayor & Presiding Officer

ON LEAVE:

Nolito M. Quilang, SP Member
Lea Doris C. Villar, SP Member, Asst. Minority Floor Leader

RESOLUTION NO. 2017-252

A RESOLUTION APPROVING THE DISMISSAL OF THE
ADMINISTRATIVE CASE NO. 2017-02 FILED BEFORE THE
14TH SANGGUNIANG PANLUNGSOD OF ORMOC CITY
ENTITLED: ROSSELLE PANTA AS COMPLAINANT -
VERSUS- HON. EDITHA MANTOS AS RESPONDENT ON
THE GROUND OF NON-COMPLIANCE WITH SECTION 8 OF
CITY ORDINANCE NO. 2016-001.

WHEREAS, the Sangguniang Panlungsod, is authorized by law to hear and
decide administrative complaints filed against elected barangay officials, with power
to impose appropriate sanctions or penalties;

WHEREAS, in the exercise of the power, the Sanggunian took cognizance of
the Complaint, docketed as Administrative Case No. 2017-02, filed by Rosselle
Panta against Respondent Editha Mantos of Barangay Margen, Ormoc City, and
constituted the body as a Committee of the Whole to hear the charges;

WHEREAS, upon perusal of the complaint, the same was bereft of any
verification and filed not in accordance with Section 61 of Republic Act 7160,
otherwise known as the Local Government Code (LGC) and the procedural
requirements under City Ordinance No. 2016-001, which governs the form of filing
of administrative complaints against erring elective officials with the concerned
Sanggunian and which requires that a complaint shall be verified;

WHEREAS, the Committee Chairman issued an Order directing the complainant to comply with the legal requirements under Section 61 of R.A. 7160 and the City Ordinance No. 2016-001 and to submit a verified complaint within (15) days from receipt of the said Order;

WHEREAS, the above-cited Order was duly received by the complainant himself on September 5, 2017, copy of the said order with annotations indicating proper receipt is hereto attached to this resolution as ANNEX "A";

WHEREAS, Section 8 of the Ordinance 2016-001 titled "Rules of Procedure in the Conduct of Administrative Investigation by the Sangguniang Panlungsod of Ormoc City" provides that:

"SECTION 8. Form of Complaint – No complaint against any elective barangay official shall be given due course unless the same is in writing and verified under oath. X x x

Non-compliance with the foregoing requirements shall cause the dismissal of the complaint, at the discretion of the Sanggunian."

WHEREAS, until this day, no affidavit complaint is received by the Office of the Vice Mayor or by the Chairman of the Committee on Good Government showing that the complainant was unable to comply with the order and has not filed the necessary complaint in compliance with the legal requirements set under Section 61 of R.A. 7160 and Rule III Section 8 of Ordinance No.2016-001;

WHEREAS, upon motion of SP Member Mariano Corro, duly seconded by SP Member Benjamin Pongos Jr, the Committee of the Whole finds the failure of the Complainant to submit a verified complaint as required under RA 7160 and City Ordinance No. 2016-001 unjustifiable thereby merits the dismissal of the case filed against Editha Mantos;

WHEREFORE, on motion of SP Member Benjamin S. Pongos, Jr., Vice-Chairman, Committee on Good Government, severally seconded by SP Members Tomas R. Serafica, John Eulalio Nepomuceno O. Aparis II and Mariano Y. Corro; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass A RESOLUTION APPROVING THE DISMISSAL OF THE ADMINISTRATIVE CASE NO. 2017-02 FILED BEFORE THE 14TH SANGGUNIANG PANLUNGSOD OF ORMOC CITY ENTITLED: ROSSELLE PANTA AS COMPLAINANT -VERSUS- HON. EDITHA MANTOS AS RESPONDENT ON THE GROUND OF NON-COMPLIANCE WITH SECTION 8 OF CITY ORDINANCE NO. 2016-001;

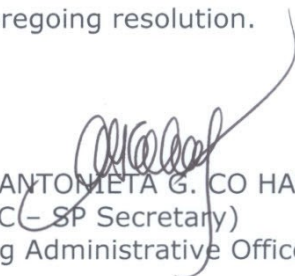
ADOPTED, November 09, 2017.

RESOLVED, FURTHER that copies of this resolution be furnished each to the City Mayor Richard I. Gomez; the City Legal Officer, Atty. Jasper M. Lucero; the Office of the Ombudsman-Visayas; the OIC-City Director, DILG, Engr. Jeremy Bagares; the Office of the Liga ng mga Barangay ng Ormoc; the Complainant Roselle Panta; the Respondent, Editha Mantos; and other offices concerned.

CARRIED UNANIMOUSLY.



I HEREBY CERTIFY to the correctness of the foregoing resolution.


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

ATTESTED:


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

DEMO COPY



Republic of the Philippines
City of Ormoc
14th Sangguniang Panlungsod ng Ormoc
COMMITTEE ON GOOD GOVERNMENT

ROSSELLE A. PANTA, ET AL.

Complainant

Admin Case No. **2017-02**

-versus-

FOR:

EDITHA B. MANTOS

Respondent

X ----- -X

ORDER

Referred to the Committee on Good Government for its appropriate action by the 14th Sangguniang Panlungsod of Ormoc City is an indorsement from the Office of the City Mayor received on August 30, 2017 relative to the letter from Office of the Ombudsman (Visayas) received on August 22, 2017 denominated as RAS-V-TAC-17-0135 relative to the Complaint dated June 15, 2017 filed by Rosselle A. Panta of Barangay Margen, Ormoc City against Editha B. Mantos, Punong Barangay, Barangay Margen, Ormoc City. A perusal of the subject Complaint, however, shows that the same is bereft of any verification and filed not in accordance with Section 61 of Republic Act 7160, otherwise known as the Local Government Code (LGC), which governs the form and filing of administrative complaints against erring elective barangay officials with the concerned Sanggunian and which requires that a complaint shall be verified.

In view thereof, the Committee directs complainant Rosselle A. Panta to comply with the legal requirements under Section 61 of RA 7160 and submit a verified complaint within **fifteen (15) days** from receipt of this order. Otherwise, the case shall be recommended to the plenary session of the 14th Sangguniang Panlungsod for dismissal.

SO ORDERED.

Done this 31st day of August 2017 in Ormoc City.

Editha Mantos
Editha Mantos

9-5-2017

Nolito M. Quilang
NOLITO M. QUILANG
Committee Chairman

Copy furnished: Office of the Ombudsman (Visayas)
Regional Office No. VIII, Marasbaras, Tacloban City

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