



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 16, 2017

PRESENT:

Leo Carmelo L. Locsin, Jr.,	Vice Mayor & Presiding Officer
Rolando M. Villasencio,	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

Lea Doris C. Villar,	Minority Floor Leader
Mariano Y. Corro,	SP Member, Asst. Minority Floor Leader
	Ex-Officio SP Member

Chapter President, Liga ng mga Barangay ng Ormoc

ON LEAVE:

Nolito M. Quilang,	SP Member
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RESOLUTION NO. 2017-257

A RESOLUTION FINDING MERITORIOUS ON THE BASIS OF
SUBSTANTIAL EVIDENCE THE ADMINISTRATIVE
COMPLAINT FILED BY JOEY BANDALAN SEMBLANTE
AGAINST BARANGAY KAGAWAD RAYMUNDO RAMOS OF
BARANGAY COGON, ORMOC CITY FOR THE COMMISSION
OF ACTS CONSTITUTING THE ADMINISTRATIVE OFFENSE
OF CONDUCT PREJUDICIAL TO THE INTEREST OF SERVICE
IN ADMINISTRATIVE CASE NO. 2015-02 ENTITLED: JOEY
BANDALAN SEMBLANTE, COMPLAINANT VERSUS
RAYMUNDO RAMOS, RESPONDENT THEREBY IMPOSING
THE PENALTY OF FOUR (4) MONTHS OF SUSPENSION
FROM OFFICE.

WHEREAS, this august body was in receipt of an administrative complaint
filed by Complainant Joey Banadalan Semblante against Raymundo Ramos,
Barangay Kagawad, Barangay Cogon, Ormoc City, seeking to hold respondent
administratively liable for the commission of acts constitutive of the administrative
offenses of grave abuse of authority, grave misconduct and conduct unbecoming;

WHEREAS, said administrative complaint was filed pursuant to the authority
and powers vested of this Sanggunian by Section 61 (c) of the Local Government
Code of 1991 to hear and decide administrative cases filed before it against elective
barangay officials within its jurisdiction as well as mandate under the City
Ordinance No. 2016-01 which prescribes the processes and procedures for the filing
of administrative cases;

WHEREAS, the complaint was found to be proper and in order and thereby given due course, and the consequent administrative case was docketed as Administrative Case 2015-02, entitled: "Joey Bandalan Semblante, Complainant vs. Raymundo Ramos, Respondent, after which an administrative investigation was conducted by this Sanggunian with utmost impartiality and due regard to the rights of the parties to be afforded due process of law in accordance with established law and rules of procedure;

WHEREAS, after a thorough and objective evaluation of said administrative case by this Sanggunian, on the basis of testimonies of the witnesses and evidence adduced by the parties, a fair, just and objective decision was finally arrived at by a majority of the Members of the Committee on Good Government acting as a whole with a minority number of said Members not supporting the same, copies of said Decision dated September 11, 2017 and a Dissenting Opinion to said Decision dated October 30, 2017 submitted by Sangguniang Panlungsod Members Mariano Y. Corro and joined by two (2) other SP Members are attached herein and made an integral parts hereof;

WHEREAS, the penalty of suspension from office for four (4) months is based on City Ordinance No. 2016-01 particularly Section 50 therein in connection with Section 52 of the same ordinance where conduct prejudicial to the best interest of service is listed as a grave offense and punishable by suspension of three (3) months and one (1) day to six (6) months for the first offense and considering Section 52 item (b) stating that where there is no mitigating and aggravating circumstances, then the medium of the penalty shall be imposed. Hence, the four (4) months suspension is found to be proper and fair;

WHEREAS, this Resolution affirms the said decision and, likewise, it effectively formalizes the same as the judgment of the Sanggunian for that matter;

WHEREFORE, on motion of SP Member Benjamin S. Pongos, Jr., Vice-Chairman of the Committee on Good Government, severally seconded by SP Members Vincent L. Rama, Mario M. Rodriguez and Tomas R. Serafica; be it -

RESOLVED, AS IT HEREBY RESOLVED, to pass A RESOLUTION FINDING MERITORIOUS ON THE BASIS OF SUBSTANTIAL EVIDENCE THE ADMINISTRATIVE COMPLAINT FILED BY JOEY BANDALAN SEMBLANTE AGAINST BARANGAY KAGAWAD RAYMUNDO RAMOS OF BARANGAY COGON, ORMOC CITY FOR THE COMMISSION OF ACTS CONSTITUTING THE ADMINISTRATIVE OFFENSE OF CONDUCT PREJUDICIAL TO THE INTEREST OF SERVICE IN ADMINISTRATIVE CASE NO. 2015-02 ENTITLED: JOEY BANDALAN SEMBLANTE, COMPLAINANT VERSUS RAYMUNDO RAMOS, RESPONDENT THEREBY IMPOSING THE PENALTY OF FOUR (4) MONTHS OF SUSPENSION FROM OFFICE;

ADOPTED, November 16, 2017.

RESOLVED FURTHER, to furnish copies of this Resolution each to the City Mayor of Ormoc Richard I. Gomez; the City Legal Officer; the OIC-City Director, DILG, Engr. Jesus Jeremy D. Bagares; the Office of the Liga ng mga Barangay ng Ormoc; the City Accounting Office; the City Budget Office; the Office of the Ombudsman-Visayas; to the parties of herein Administrative Case; and to other offices concerned;

Res. No. 2017-257

CARRIED by Seven (7) Affirmative Votes with Three (3) Negative Votes registered by SP Members Mariano Y. Corro, Lea Doris C. Villar and John Eulalio Nepomuceno O. Aparis II;

I HEREBY CERTIFY to the correctness of the foregoing resolution.


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

ATTESTED:


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