

REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE  
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD  
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL  
ON AUGUST 13, 2019

PRESENT:

Tomas R. Serafica,	SP Member, Presiding Officer "Pro-Tempore"
Benjamin S. Pongos, Jr.,	(Acting City Vice-Mayor),
	SP Member, Majority Floor Leader
Roiland H. Villasencio,	SP Member, Asst. Majority Floor Leader
Nolito M. Quilang,	SP Member
Eusebio Gerardo S. Penserga,	SP Member
Jasper M. Lucero,	SP Member
Peter M. Rodriguez,	SP Member
Vincent L. Rama,	SP Member
Gregorio G. Yrastorza III,	SP Member
Lalaine A. Marcos,	SP Member
Esteban V. Laurente,	Ex-Officio SP Member, Chapter President,
	Liga ng mga Barangay ng Ormoc
Jasper C. Yerro,	Ex-Officio SP Member, Chapter President,
	Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

ON OFFICIAL BUSINESS:

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

**RESOLUTION NO. 2019-023**

**A RESOLUTION GRANTING AUTHORITY TO THE CITY  
MAYOR RICHARD I. GOMEZ OR THE ACTING CITY  
MAYOR TO FILE A CASE FOR EJECTMENT OR ANY  
OTHER APPLICABLE CIVIL CASE TO RECOVER  
POSSESSION OF THE AREA USED AND OCCUPIED AS  
THE LEYTE SUB-PROVINCIAL JAIL LOCATED IN  
BARANGAY COGON, ORMOC CITY AND FOR THE  
SAME TO TRANSFER TO A TERRITORIAL  
JURISDICTION OUTSIDE OF ORMOC CITY.**

WHEREAS, this Sanggunian received a communication dated June 13, 2019 from the City Mayor Richard I. Gomez respectfully requesting the Sangguniang Panlungsod for the issuance of a Resolution authorizing the City Mayor to file an ejectment case or any other applicable civil case to recover possession of the area used and occupied as the Leyte Sub Provincial Jail in Brgy. Cogon, Ormoc City, further requesting that the matter be treated as EXTREMELY URGENT;

WHEREAS, this Sanggunian passed Sangguniang Panlungsod (SP) Resolution No. 2019-009 on January 10, 2019, entitled: "A RESOLUTION GRANTING AUTHORITY TO THE CITY MAYOR RICHARD I. GOMEZ OR THE ACTING CITY MAYOR TO UNDERTAKE THE NECESSARY MEASURES TOWARDS THE REMOVAL AND/OR IMMEDIATE TRANSFER OF THE LEYTE SUB-PROVINCIAL JAIL, ORMOC FACILITY TO A TERRITORIAL JURISDICTION OUTSIDE OF ORMOC CITY." which authorized the City Mayor to take the appropriate and necessary measures in order to request for the transfer or relocation of the Facility in order to prevent harm to any life or property, most especially by the residents of Ormoc City;



WHEREAS, the Leyte Sub-Provincial Jail, Ormoc Facility (Facility) is presently occupying a lot owned by the City of Ormoc, and has been in the same location for some time now and is presently situated in an area closely occupied by a number of schools and offices, both public and private, which poses a risk to the lives and properties of those people in nearby and aforementioned establishments in case of a possible jailbreak;

WHEREAS, the condition of the structure is deemed no longer safe and secure as to ensure that jail residents/detainees cannot escape because of overcrowding and the dilapidation of the said structure;

WHEREAS, in addition, the City Peace and Order Council (CPOC) has already identified the same problem as embodied in Resolution No. 02 Series of 2018 entitled, "A RESOLUTION ADDRESSED TO THE HON. LEOPOLDO DOMINICO L. PETILLA, GOVERNOR, PROVINCE OF LEYTE, REQUESTING THE IMMEDIATE TRANSFER OF THE LEYTE SUB-PROVINCIAL JAIL, ORMOC FACILITY OUTSIDE THE TERRITORIAL JURISDICTION OF ORMOC CITY", a copy of said Resolution is hereto attached as Annex "A" and made an integral part hereof;

WHEREAS, the Local Government Unit of Ormoc, through the Sangguniang Panlungsod and the City Mayor, has already made countless requests to the Governor of the Province of Leyte for the transfer of the said Provincial Jail from Ormoc City to any municipality within the Province of Leyte;

WHEREAS, despite the repeated demands addressed to the Province of Leyte, no action was taken and the Facility remains on the property of the City Government of Ormoc;

WHEREAS, for safety and security purposes, this august Body deems it responsible and just to authorize the City Mayor or the Acting City Mayor to file an action for Ejectment and/or any other civil case as he may deem necessary in order for the Leyte Sub Provincial Jail to vacate the said lot owned by the City of Ormoc;

WHEREFORE, on joint motion of SP Member Benjamin S. Pongos Jr., Chairman, Committee on Laws and Ordinances and SP Member Gregorio G. Yrastorza, III, Chairman, Committee on Justice & Peace and Order, jointly seconded by SP Members Nolito M. Quilang and Esteban V. Laurente; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a RESOLUTION GRANTING AUTHORITY TO THE CITY MAYOR RICHARD I. GOMEZ OR THE ACTING CITY MAYOR TO FILE A CASE FOR EJECTMENT OR ANY OTHER APPLICABLE CIVIL CASE TO RECOVER POSSESSION OF THE AREA USED AND OCCUPIED AS THE LEYTE SUB-PROVINCIAL JAIL LOCATED IN BARANGAY COGON, ORMOC CITY AND FOR THE SAME TO TRANSFER TO A TERRITORIAL JURISDICTION OUTSIDE OF ORMOC CITY;

ADOPTED, August 13, 2019.

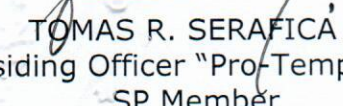
RESOLVED, FINALLY, to furnish copies of this resolution each to the City Mayor of Ormoc Richard I. Gomez, the City Administrator, Mr. Vincent L. Emnas; the City Legal Officer, Atty. Josephine Mejia-Romero; the City Peace and Order Council; Leyte Provincial Board Members Carmen T. Rama and Mesias Arevalo, Jr.; the City Local Government Operations - DILG; and all other offices concerned for their information and guidance;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

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

ATTESTED:

  
TOMAS R. SERAFICA  
Presiding Officer "Pro-Tempore"  
SP Member

DEMO COPY





*Republic of the Philippines*  
**CITY PEACE AND ORDER COUNCIL**  
Ormoc City

Annex "A"

CPOC RESOLUTION No. 2018-02

**"A RESOLUTION ADDRESSED TO THE HON. LEOPOLDO DOMINICO L. PETILLA,  
GOVERNOR, PROVINCE OF LEYTE, REQUESTING THE IMMEDIATE TRANSFER OF  
THE LEYTE SUB-PROVINCIAL JAIL, ORMOC FACILITY OUTSIDE THE TERRITORIAL  
JURISDICTION OF ORMOC CITY."**

**WHEREAS**, the City Peace and Order Council is mandated by law through Executive Order No. 366, to formulate plans and recommend such measures which will improve or enhance peace and order and public safety of its constituents;

**WHEREAS**, the City Peace and Order Council is also mandated to recommend measures to converge and orchestrate internal security operations efforts of civil authorities and agencies, military and police;

**WHEREAS**, the Leyte Sub-Provincial Jail Ormoc facility is occupying a lot owned by the City located in Brgy. Cogon, adjacent to the New Ormoc City Hall, Social Development Center for Children and to a number of educational institutions, both private and public;

**WHEREAS**, the condition of the structure is no longer safe and secure to ensure that jail residents cannot escape because of overcrowding and a dilapidated structure;

**WHEREAS**, Ormoc City Police City Director, P/SSupt. Ramil Ramirez reported to Mayor Richard Gomez and to the members of the August Body that said facility is being used to proliferate illegal drugs in the city based on the casing and surveillance operations conducted which resulted in the arrest of several inmates outside of the facility, being able to freely go in and out of the jail facility;

**WHEREAS**, the said January 29, 2018 report indicates as follows: (a) "arrest was made against Jail Guard BANJAMIN BASILIO REGINO having drinking session with inmates FELIX L. ABORDO, KEN L. TERADO, SONNY C. THOMPSON and REYNALDO N. DAYDAY at ANDOKS Ormoc City on December 19, 2017"; (b) subsequent "BUY-BUST Operation conducted last January 22, 2018, which resulted to the arrest of a certain DIONESIO GARCIANO y TARETE, also an inmate of the Leyte Sub-Provincial Jail, Ormoc facility and his cohort a certain CELSO TOMBIGA y SUYAHON, an ex-convict for the crime of highway robbery".



**WHEREAS**, the said facility poses a threat to the current peace and order situation and affects negatively on the "Drug-Cleared" status of the city;

**WHEREAS**, for security purposes, and to prevent damage to life and property that may be suffered by the residents, employees and students in the area;

**NOW THEREFORE**, foregoing premised considered, on motion of City Director - OCPO P/SSupt. Ramil Ramirez, duly seconded by Mr. Emmanuel Sevilla, representative from the Land Transportation Office, be it:

**RESOLVED, AS IT IS HEREBY RESOLVED**, to pass a RESOLUTION ADDRESSED THE HON. LEOPOLDO DOMINICO L. PETILLA, GOVERNOR, PROVINCE OF LEYTE, REQUESTING THE IMMEDIATE TRANSFER OF THE LEYTE SUB-PROVINCIAL JAIL, ORMOC FACILITY OUTSIDE THE TERRETORIAL JURISDICTION OF ORMOC CITY;

**ADOPTED, February 7, 2018.**

**RESOLVED FINALLY**, to furnish copy of this resolution to Hon. Leopoldo Dominico L. Petilla, Governor, Province of Leyte; the Members of Sangguniang Panlalawigan, Province of Leyte; the Regional Peace and Order Council; the Members of the Sangguniang Panlungsod, Ormoc City; the Hon. Richard I. Gomez, City Mayor of Ormoc; DILG and other concerned offices.

Certified True and Correct:

ENGR. JESUS JEREMY D. BAGARES  
DILG, CLGOO/Head, Secretariat

Approved:

MAYOR RICHARD I. GOMEZ  
CPOC Chairman  
Presiding Officer

SIGNED:

LEO CARMELO L. LOCSIN JR.  
City Vice Mayor  
Vice- Chair, CPOC

LCDR. FERDINAND MONTEHERMOSO  
Coast Guard Station Western Leyte

HON. GREGORIO G. YRASTORZA III  
SP Committee on Peace and Order

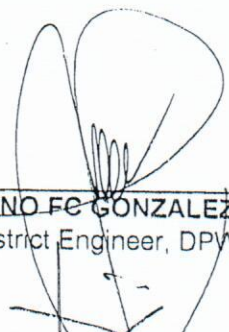
DRA. MA. LOURDES P. LAMPONG  
Representative, CHD

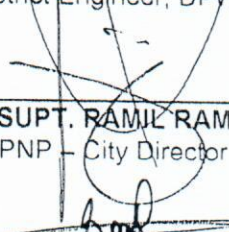
CPT. ALBERT P. GULLOY  
802<sup>ND</sup> Brigade


MARIA CLAUDETH L. MANAWATAO  
Representative, DepEd

ATTY. MARIANO Y. CORRO  
President, Liga ng mga Barangay


AL FRANCIS S. CABALLERO  
Representative, DAR

  
LINO F. GONZALEZ  
District Engineer, DPWH

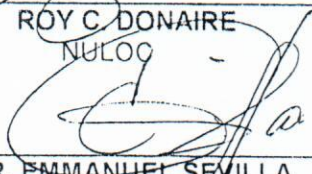
  
PSSUPT. RAMIL RAMIREZ  
PNP – City Director

  
SFO3 GERARDO A. LONGAKIT  
Representative, BFP

  
COL. NORMAN ZUNIEGA  
8 RCDG-PA – Group Commander

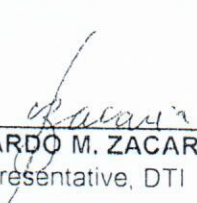
  
IMELDA T. REMOLLO  
Representative, City Agriculture Office


  
ROY C. DONAIRE  
NULOC

  
MR. EMMANUEL SEVILLA  
Representative, LTO

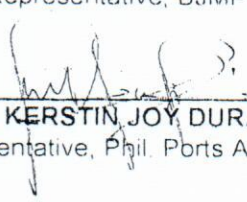
  
DELIA D. CORBO  
CSWDO

  
HOSPICIO O. HERAMIL  
UAOMODA

  
ABELARDO M. ZACARIAS  
Representative, DTI

  
ATTY. JERRY Y. ABIERA  
ARD, NBI

  
JO3 JOSEPH ALLAN MACABENTA  
Representative, BJMP

  
PP03 KERSTIN JOY DURAN  
Representative, Phil. Ports Authority

  
CDR LAWRENCE A. ROQUE  
Representative, Phil. Coast Guard

  
MARIO RUEL CASUCO  
BISFA

  
PRQS. MARCELO H. ONATE  
City Prosecutor

  
FE L. COMORPOSA  
ENRD