



## Office of the Sangguniang Panlungsod

### CITY RESOLUTION NO. 2024-436 Series of 2024

#### DISTRICT I ABSENT

HON. CATHERINE SARINO-EVARISTO  
City Councilor

HON. MICHAEL E. SOLIS  
City Councilor

HON. ADRIELITO G. GAWARAN  
City Councilor

HON. VICTORIO L. GUERRERO, JR.  
City Councilor

HON. ALEJANDRO F. GUTIERREZ  
City Councilor

HON. LEVY M. TELA  
City Councilor

#### DISTRICT II

HON. ROBERTO L. ADVINCULA  
City Councilor

HON. REYNALDO D. PALABRICA  
City Councilor / President Pro-Tempore

HON. REYNALDO M. FABIAN  
City Councilor

HON. ROGELIO M. NOLASCO  
City Councilor

HON. ALDE JOSELITO F. PAGULAYAN  
City Councilor

HON. SIMPLICIO G. DOMINGUEZ  
City Councilor

HON. RANDY C. FRANCISCO  
Liga ng mga Barangay Vice President

HON. PALM ANGEL S. BUNCIO  
SK Federation President

Attested by:  
ATTY. KHALID A. ATEGA, JR.  
Sangguniang Panlungsod Secretary

Certified by:  
HON. ROWENA BAUTISTA-MENDIOLA  
City Vice Mayor

Approved by:  
HON. STRIKE B. REVILLA  
City Mayor

**A RESOLUTION DIRECTING ATTY. KHALID A. ATEGA, JR., SANGGUNIAN PANLUNGSOD SECRETARY, TO DRAFT RULES OF PROCEDURES THAT WILL GOVERN ADMINISTRATIVE CASES TO BE FILED AGAINST ELECTED BARANGAY OFFICIALS OF THE CITY OF BACOR, CAVITE.**

Sponsored by:

**Hon. Reynaldo D. Palabrica**

Co-Sponsored by:

**Hon. Roberto L. Advincula, Hon. Palm Angel S. Buncio, Hon. Simplicio G. Dominguez, Hon. Reynaldo M. Fabian, Hon. Randy C. Francisco, Hon. Adrielito G. Gawaran, Hon. Alejandro F. Gutierrez, Hon. Rogelio M. Nolasco, Hon. Alde Joselito F. Pagulayan, Hon. Michael E. Solis and Hon. Levy M. Tela.**

**WHEREAS**, Section 60 of Republic Act No. 7160 (the "Local Government Code of 1991") enumerates the various grounds for which an elective barangay official may be disciplined, suspended, or removed from office by order of the proper court.

**WHEREAS**, Section 61 (c) of RA 7160 provides that "a complaint against any elective barangay official shall be filed before the sangguniang panlungsod or sangguniang bayan concerned whose decision shall be final and executory."

**WHEREAS**, the Supreme Court has explicitly ruled in several cases that only the proper court of law can remove elected barangay officials from office (*Sangguniang Barangay of Barangay Don Mariano Marcos, et al., vs. Martinez, G.R. No. 170626, 3 March 2008*).

**WHEREAS**, the Sangguniang Panlungsod is legally mandated to hear and investigate various complaints filed against elective barangay officials and to formulate rules of procedures that will ensure that the rights to due process of all parties concerned are being upheld.

**WHEREAS**, Section 26 of Republic Act No. 10160 (the "Charter of the City of Bacoor") enumerated the various duties and functions of Sangguniang Panlungsod Secretary, Atty. Khalid A. Atega Jr., and provides that he may also "perform such other duties and functions and exercise such other powers as provided for under the Local Government



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City Vice Mayor

Approved by:

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City Mayor

Code of 1991, and those that are prescribed by law or ordinance".

**WHEREAS**, the Sangguniang Panlungsod has no existing rules of procedures in hearing administrative cases filed against elected barangay officials of the City of Bacoor, Cavite.

**NOW THEREFORE**, upon motion of Hon. Reynaldo D. Palabrica, unanimously seconded by the rest of Body, **BE IT RESOLVED AS IT IS HEREBY RESOLVED** by the 5<sup>th</sup> Sangguniang Panlungsod of the City of Bacoor, Cavite in regular session duly assembled to direct the Sangguniang Panlungsod Secretary, Atty. Khalid A. Atega Jr. to draft rules of procedures that will govern administrative cases to be filed against elected barangay officials of the City of Bacoor, Cavite and to submit the same to Sanggunian as soon as possible.

**RESOLVED LASTLY**, to furnish Atty. Atega, the Office of the City Mayor, the University of the Philippines-Office of the National Administrative Register (UP-ONAR), and all government agencies concerned with copies of this Resolution.

**APPROVED** this 5<sup>th</sup> day of February 2024 at the City of Bacoor, Cavite.

I hereby certify that the foregoing Resolution was duly approved in accordance with law.

Certified by:

HON. ROWENA BAUTISTA-MENDIOLA  
City Vice Mayor/Presiding Officer

Attested by:

ATTY. KHALID A. ATEGA JR.  
Sangguniang Panlungsod Secretary

Approved by:

HON. STRIKE B. REVILLA  
City Mayor