

**REPUBLIC OF THE PHILIPPINES
BATANGAS CITY**

OFFICE OF THE SANGGUNIANG PANLUNGSOD

**EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE
MEMBERS OF THE SANGGUNIANG PANLUNGSOD OF BATANGAS CITY
ON JULY 16, 2019 AT THE SANGGUNIANG SESSION HALL**

PRESENT:

Hon. Emilio Francisco A. Berberabe Jr.,	Presiding Officer
Hon. Alyssa Renee A. Cruz,	Councilor
Hon. Aileen Grace A. Montalbo,	“
Hon. Nestor E. Dimacuha,	“
Hon. Karlos Emmanjuel A. Buted,	“
Hon. Gerardo A. Dela Roca,	“
Hon. Oliver Z. Macatangay,	“
Hon. Nelson J. Chavez,	“
Hon. Julian B. Villena,	“
Hon. Julian Pedro M. Pastor,	“
Hon. Isidra M. Atienza,	“
Hon. Maria Aleth A. Lazarte,	“
Hon. Lorenzo A. Gamboa, Jr.,	“
Hon. Angelito “Dondon” A. Dimacuha,	ABC-Rep.
Hon. Marjorie A. Manalo,	SK-Fed. Pres.

“On motion of Councilor Villena seconded by Councilor Angelito Dondon Dimacuha, the following Resolution was Adopted:

RESOLUTION NO. 192 S. 2019

**CONFIRMING THE APPOINTMENT OF ATTY. NARCISO B. MACARANDANG
AS CITY GOVERNMENT DEPARTMENT HEAD I (CITY ADMINISTRATOR)
IN THE OFFICE OF THE CITY MAYOR AND ATTY. TEODULFO A. DEGUITO
AS CITY GOVERNMENT DEPARTMENT HEAD I (CITY LEGAL OFFICER)
IN THE OFFICE OF THE CITY LEGAL**

WHEREAS, the Honorable City Mayor requested the Sangguniang Panlungsod for the concurrence to the appointments of:

Atty. Narciso B. Macarandang as City Government Department Head I (City Administrator) and

Atty. Teodulfo A. Deguito as City Government Department Head I (City Legal Officer)

WHEREAS, Atty. Narciso B. Macarandang as City Administrator has actually held the same position in the Office of the City Mayor for more than four (4) years and the position is co-terminous at the Office of the City Mayor;

WHEREAS, Atty. Teodulfo A. Deguito as City Legal Officer has actually held the same position in the Office of the City Legal for more than forty (40) years and the position is co-terminous at the Office of the City Legal Officer;

Continuation of Resolution No. 192 S. 2019

CONFIRMING THE APPOINTMENT OF ATTY. NARCISO B. MACARANDANG AS CITY GOVERNMENT DEPARTMENT HEAD I (CITY ADMINISTRATOR) IN THE OFFICE OF THE CITY MAYOR AND ATTY. TEODULFO A. DEGUITO AS CITY GOVERNMENT DEPARTMENT HEAD I (CITY LEGAL OFFICER) IN THE OFFICE OF THE CITY LEGAL

WHEREAS, a perusal of their qualifications, experiences and studies show that they possess all the necessary qualifications for the said positions.


NOW THEREFORE, be it resolved as it is hereby resolved to concur, as it hereby concurs to the appointment of Atty. Narciso B. Macarandang as City Government Department Head I (City Administrator) and Atty. Teodulfo A. Deguito as City Government Department Head I (City Legal Officer) with co-terminous status.

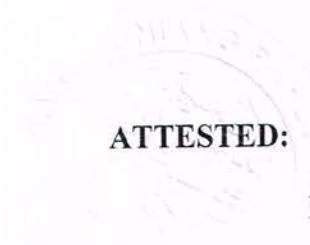
RESOLVED FINALLY, to send copies of this resolution to the Honorable City Mayor and to the Department Heads concerned immediately upon approval.

UNANIMOUSLY APPROVED.”

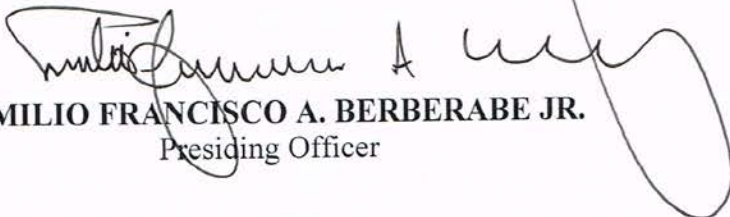
SPONSOR : COUN. ALYSSA RENEE A. CRUZ
COMMITTEE ON LAWS, RULES AND REGULATIONS

I hereby certify that the foregoing Resolution No. 192 S. 2019 was approved by the Sangguniang Panlungsod of Batangas City during its Regular Session held on July 16, 2019.


ATTY. OLIVA D. TELEGATOS
Secretary
Sangguniang Panlungsod



ATTESTED:


EMILIO FRANCISCO A. BERBERABE JR.
Presiding Officer

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Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 723-2175

COMMITTEE REPORT

TO: THE HONORABLE SANGGUNIANG PANLUNGSOD

**FROM: THE JOINT COMMITTEE OF THE COMMITTEE ON LAWS,
RULES AND REGULATIONS AND COMMITTEE ON
CIVIL SERVICE**

**SUBJECT: APPOINTMENT PAPERS OF ATTY. NARCISO MACARANDANG
AND ATTY. TEODULFO DEGUITO.**

COMMENTS:

The subject request for the passage of a resolution confirming the appointments of Atty. Narciso Macarandang and Atty. Teodulfo Deguito was referred to the Joint Committee of the Committee on Laws, Rules and Regulations and Committee on Civil Service for its consideration during the Regular Session on July 9, 2019. The Committee held a hearing on July 11, 2019 and in attendance were the following:

From City Legal Office: Atty. Teodulfo Deguito and staffs; from City Administrator's Office: Atty. Narciso Macarandang; from HRMDO: Mrs. Aurea R. Castillo and some of the Sangguniang Panlungsod employees. Also present are the Chairperson Coun. Alyssa Renee A. Cruz and appointed Committee members Coun. Isidra M. Atienza, Coun. Maria Aleth Lazarte, and Coun. Lorenzo A. Gamboa Jr., and committee members Coun. Gerardo A. Dela Roca, Coun. Julian B. Villena, Coun. Oliver Macatangay, Coun. Nelson Chavez, the Vice Mayor Emilio Francisco A. Berberabe Jr., and other members of the Sangguniang Panlungsod Councilors Nestor Dimacuha, Karlos Buted, Julian Pedro M. Pastor and SK Federation President Marjorie A. Manalo.

Atty. Narciso Macarandang enumerated few of his proposed plans regarding the upcoming Legislative Agenda such as the Amendment of the Local Employment Law, Amendment on the Transportation Code, and Amendment on the Batangas City Revenue Code of 2019. In addition to the functions of City Administrator as stated in Section 480 of LGC, Atty. Macarandang are performing the following functions as well: receiving complaints from the DILG, Civil Service, 888, he heads the Committee on Complaints and Grievance Committee; represent the City Mayor in different occasions and sign payrolls and checks of the City Government.

Atty. Teodulfo Deguito mentioned his duties in addition to those stated in the LGC such as: paying the claimants for the expropriation of new diversion road, his obligation to protect everybody including the City Mayor, Sangguniang Panlungsod and Barangay Officials. He also has an existing Expropriation case pending before the Court with regard to the property of Nua Spouses.



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Tel. No. 723-2175

RECOMMENDATIONS:

Section 454 (d) of the Local Government Code of 1991 provides that heads of departments and offices shall be appointed by the City Mayor with the concurrence of the majority of all the Sangguniang Panlungsod Members, subject to all civil service laws, rules and regulations.

A scrutiny of the qualifications of Atty. Narciso B. Macarandang and Atty. Teodulfo A. Deguito shows that they both possess the qualifications and none of the disqualifications for the office for which they are appointed. However, the appointment of Atty. Narciso B. Macarandang as City Government Department Head I (City Administrator) and Atty. Teodulfo A. Deguito as City Government Department Head I (City Legal Officer) are both co-terminous with the appointing authority as provided for in Section 481 of R.A. 7160.

The function of concurrence is to determine whether the appointees possess of all the qualifications and none of the disqualifications as provided by the Code, law or ordinance. Any arbitrary or whimsical withholding of the required concurrence despite the fact that the appointees are qualified, would amount to an encroachment into the prerogative of and discretion of the appointing authority.

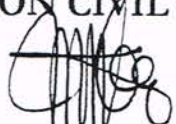
In view of the foregoing, the Committee hereby recommends:

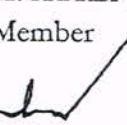
1. The adoption of this Committee Report.
2. The approval of the Resolution hereto attached.


Respectfully submitted, July 12, 2019.


**THE JOINT COMMITTEE OF THE COMMITTEE ON LAWS, RULES
AND REGULATIONS AND COMMITTEE ON CIVIL SERVICE**


COUNCILOR ALYSSA RENEE A. CRUZ
Chairperson


COUN. JULIAN PEDRO M. PASTOR
Chairperson

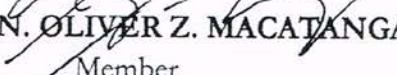

COUN. ISIDRA M. ATIENZA
Appointed Member


COUN. MARIA ALETH A. LAZARTE
Appointed Member


COUN. LORENZO A. GAMBOA JR.
Appointed Member

COUN. GERARDO A. DELA ROCA
Member

COUN. JULIAN B. VILLENA
Member


COUN. OLIVER Z. MACATANGAY
Member


COUN. NELSON J. CHAVEZ
Member