



HOUSE OF REPRESENTATIVES

H. No. 5786

BY REPRESENTATIVES FERNANDEZ AND MERCADO (H.), PER COMMITTEE
REPORT NO. 1761

AN ACT CONVERTING THE MUNICIPALITY OF SAN PEDRO IN THE
PROVINCE OF LAGUNA INTO A COMPONENT CITY TO BE
KNOWN AS THE CITY OF SAN PEDRO

*Be it enacted by the Senate and House of Representatives of the Philippines in
Congress assembled:*

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ARTICLE I

GENERAL PROVISIONS

SECTION 1. *Title.* – This Act shall be known as the “Charter of the
City of San Pedro”.

SEC. 2. *The City of San Pedro.* – The Municipality of San Pedro shall
be converted into a component city to be known as the City of San Pedro,
hereinafter referred to as the City, which shall comprise the present territory of
the Municipality of San Pedro, Province of Laguna.

The territorial jurisdiction of the City shall be within the present metes
and bounds of the Municipality of San Pedro.

The foregoing provision shall be without prejudice to the resolution by
the appropriate agency or forum of any boundary dispute or case involving
questions of territorial jurisdiction between the City of San Pedro and the

1 adjoining local government units: *Provided*, That the territorial jurisdiction of
2 the disputed area or areas shall remain with the local government unit which
3 has existing administrative supervision over said area or areas until the final
4 resolution of the case.

5 SEC. 3. *Corporate Powers of the City.* - The City constitutes a
6 political body corporate and as such is endowed with the attributes of perpetual
7 succession and possessed of the powers which pertain to a municipal
8 corporation to be exercised in conformity with the provisions of this Charter.
9 The City shall have the following corporate powers:

- 10 (a) To have a continuous succession in its corporate name;
11 (b) To sue and be sued;
12 (c) To have and use a corporate seal;
13 (d) To acquire, hold and convey real or personal property;

14 (e) To enter into any contract and/or agreement; and

15 (f) To exercise such other powers, prerogatives or authority subject to
16 the limitations provided in this Act or laws.

17 SEC. 4. *General Powers.* - The City shall have a common seal and
18 may alter the same at pleasure: *Provided*, That any change of corporate seal
19 shall be registered with the Department of the Interior and Local Government
20 (DILG). It shall exercise the powers to levy taxes, fees and charges; to close
21 and open roads, streets, alleys, parks or squares; to take, purchase, receive,
22 hold, lease, convey and dispose of real and personal property for the general
23 interests of the City; to expropriate or condemn private property for public use;
24 to contract and to be contracted with; to sue and be sued; to prosecute and
25 defend to final judgment and execution suits wherein the City is involved or
26 interested in; and to exercise all the powers as are granted to corporations or as
27 hereinafter conferred.

1 SEC. 5. *Liability for Damages.* – The City and its officials shall not
2 be exempt from liability for death or injury to persons or damage to property.

3 SEC. 6. *Jurisdiction of the City.* – The jurisdiction of the City, for
4 police purposes only, shall be coextensive with its territorial jurisdiction and,
5 for the purpose of protecting and ensuring the purity of the water supply of the
6 City, such police jurisdiction shall also extend over all the territory within the
7 drainage area of such water supply, or within one hundred meters (100 m.) of
8 any reservoir, conduit, canal, aqueduct or pumping station used in connection
9 with the city water service.

10 The city court of the City of San Pedro shall have concurrent
11 jurisdiction with the city or municipal court of the adjoining municipalities or
12 cities, to try crimes and misdemeanors committed within said drainage area or
13 within said spaces of one hundred meters (100 m.).

14 The court first taking cognizance of such an offense shall have
15 jurisdiction to try cases to the exclusion of others. The police forces of several
16 municipalities and cities concerned shall have concurrent jurisdiction with the
17 police forces of the City for the maintenance of good order and the
18 enforcement of ordinances throughout said zone, area or spaces. But any
19 license that may be issued within said zone, area or spaces shall be granted by
20 the proper authorities of the city or municipality concerned, and the fees
21 arising therefrom shall accrue to the treasury of the said city or municipality
22 concerned and not to the City.

23 ARTICLE II

24 CITY OFFICIALS IN GENERAL

25 SEC. 7. *The Officials of the City of San Pedro.* – (a) There shall be in
26 the City of San Pedro: a city mayor, a city vice mayor, sangguniang
27 panlungsod members, a secretary to the sangguniang panlungsod, a city

1 treasurer, a city assessor, a city accountant, a city budget officer, a city
2 planning and development officer, a city engineer, a city health officer, a city
3 civil registrar, a city administrator, a city legal officer, a city social welfare and
4 development officer, a city veterinarian and a city general services officer.

5 (b) In addition thereto, the city mayor may appoint a city environment
6 and natural resources officer, a city architect, a city information officer, a city
7 cooperatives officer, a city population officer and a city agriculturist.

8 (c) There shall be established in the City a city fire station to be headed
9 by a city fire marshal, a city jail to be headed by a city jail warden, a city
10 schools division to be headed by a city schools division superintendent.

11 (d) The sangguniang panlungsod may:

12 (1) Maintain existing offices not mentioned in subsections (a) and (b);

13 (2) Create such other offices as may be necessary to carry out the
14 purposes of the City; or

15 (3) Consolidate the functions of any office with those of another in the
16 interest of efficiency and economy.

17 (e) Unless otherwise provided herein, heads of departments and offices
18 shall be appointed by the city mayor with the concurrence of the majority of all
19 the sangguniang panlungsod members, subject to civil service law, rules and
20 regulations. The sangguniang panlungsod shall act on the appointment within
21 fifteen (15) days from the day of its submission, otherwise the same shall be
22 deemed confirmed.

23 (f) Elective and appointive city officials shall receive such
24 compensation, allowances and other emoluments as may be determined by or
25 ordinance, subject to the budgetary limitations on personal services prescribed
26 under Title Five, Book II of the Local Government Code of 1991: *Provided,*
27 That no increase in compensation of the city mayor, city vice mayor and
28 sangguniang panlungsod member shall take effect until after the expiration of
29 the full term of the said local officials approving such increase.

ARTICLE III

THE CITY MAYOR AND THE CITY VICE MAYOR

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3 SEC. 8. *The City Mayor.* – (a) The city mayor shall be the chief
4 executive of the City and shall be elected at large by the qualified voters of the
5 City. No person shall be eligible for the position of city mayor unless, at the
6 time of the election, one is a citizen of the Philippines, at least twenty-one (21)
7 years of age, a resident of the City for at least one (1) year prior to his election
8 and a qualified voter therein and able to read and write Filipino or any other
9 local language or dialect. The city mayor shall hold office for three (3) years,
10 unless sooner removed, but shall serve for not more than three (3) consecutive
11 terms in the same position and shall receive a minimum monthly compensation
12 corresponding to Salary Grade Thirty (30) as prescribed under Republic Act
13 No. 6758, otherwise known as the “Compensation and Position Classification
14 Act of 1989”, and the implementing guidelines issued pursuant thereto.

15 The city mayor, as the chief executive of the city government, shall
16 exercise such powers and perform such duties and functions as provided
17 herein.

18 (b) For efficient, effective and economical governance, the purpose of
19 which is the general welfare of the City and its inhabitants, the city mayor
20 shall:

21 (1) Exercise those powers expressly granted to him by law, those
22 necessarily implied therefrom, as well as powers necessary, appropriate or
23 incidental for the efficient and effective governance of the City, and those
24 which are essential to the promotion of the general welfare:

25 (i) Determine the guidelines of city policies and be responsible to the
26 sangguniang panlungsod for the program of government;

27 (ii) Direct the formulation of the city development plan, with the
28 assistance of the city development council and, upon approval thereof by the
29 sangguniang panlungsod, implement the same;

1 (iii) Present the program of government and propose policies and
2 projects for the consideration of the sangguniang panlungsod at the opening of
3 the regular session of the sangguniang panlungsod every calendar year and as
4 often as may be deemed necessary as the general welfare of the inhabitants and
5 the needs of the city government may require;

6 (iv) Initiate and propose legislative measures to the sangguniang
7 panlungsod and, as often as may be deemed necessary, provide such
8 information and data needed or requested by said sanggunian in the
9 performance of its legislative functions;

10 (v) Appoint all officials and employees whose appointments are not
11 otherwise provided for in this Act, as well as those he may be authorized by
12 law to appoint;

13 (vi) Represent the City in all its business transactions and sign on its
14 behalf all bonds, contracts and obligations, and such other documents upon the
15 authority of the sangguniang panlungsod or pursuant to law or ordinance;

16 (vii) Carry out such emergency measures as may be necessary during
17 and in the aftermath of man-made and natural disasters and calamities;

18 (viii) Determine the time, manner and place of payment of salaries or
19 wages of the officials and employees of the City, in accordance with law or
20 ordinance;

21 (ix) Allocate and assign office space to the City and other officials and
22 employees who, by law or ordinance, are entitled to such space in the office
23 and other buildings owned or leased by the city government;

24 (x) Ensure that all executive officials and employees of the City
25 faithfully discharge their duties and functions as provided for by law and the
26 Local Government Code of 1991, and cause to be instituted administrative or
27 judicial proceedings against any official or employee of the City who may have
28 committed an offense in the performance of his official duties;

1 (xi) Examine the books, records and other documents of all offices,
2 officials, agents or employees of the City and, in aid of executive powers and
3 authority, require all national officials and employees stationed in or assigned
4 to the City to make available to him such books, records and other documents
5 in their custody, except those classified by law as confidential;

6 (xii) Furnish copies of executive orders issued by him to the provincial
7 governor within seventy-two (72) hours after their issuance;

8 (xiii) Visit component barangays of the City at least once every six (6)
9 months to deepen his understanding of the problems and conditions, listen and
10 give appropriate counsel to local officials and inhabitants, inform the
11 component barangay officials and inhabitants of general laws and ordinances
12 which especially concern them, and otherwise conduct visits and inspections to
13 ensure that the governance of the City will improve the quality of life of the
14 inhabitants;

15 (xiv) Act on leave applications of officials and employees appointed
16 and on the commutation of the monetary value of their leave credits in
17 accordance with law;

18 (xv) Authorize official trips of city officials and employees outside of
19 the City for a period not exceeding thirty (30) days: *Provided*, That the trips
20 abroad or for a longer period may be authorized in accordance with the Local
21 Government Code of 1991;

22 (xvi) Call upon any national official or employee stationed in or
23 assigned to the City for advice on matters affecting the City and to make
24 recommendations thereon; coordinate with the said officials and employees in
25 the formulation and the implementation of plans, programs and projects; and,
26 when appropriate, initiate an administrative or judicial action against a national
27 government official or employee who may have committed an offense in the
28 performance of official duties while stationed in or assigned to the City;

1 (xvii) Authorize payment for medical care, necessary transportation,
2 subsistence, hospital or medical fees of city officials and employees who are
3 injured while in the performance of their official duties and functions, subject
4 to the availability of funds;

5 (xviii) Solemnize marriages, any provision of law to the contrary
6 notwithstanding;

7 (xix) Conduct an annual palarong panlungsod which shall feature
8 traditional sports and disciplines included in national and international games,
9 in coordination with the Department of Education (DepED); and

10 (xx) Submit to the provincial governor the following reports: an annual
11 report containing a summary of all matters pertinent to the management,
12 administration and development of the City and all information and data
13 relative to its political, social and economic conditions; and supplemental
14 reports when unexpected events and situations arise at any time during the
15 year, particularly when man-made and natural disasters or calamities affect the
16 general welfare of the City;

17 (2) Enforce all laws and ordinances relative to the governance of the
18 City and in the exercise of its appropriate corporate powers, as well as
19 implement all approved policies, programs, projects, services and activities of
20 the City; and, in addition, shall:

21 (i) Ensure that the acts of the City's component barangays and of its
22 officials and employees are within the scope of their prescribed powers, duties
23 and functions;

24 (ii) Call conventions, conferences, seminars or meetings of elective and
25 appointive officials of the City, including national officials and employees
26 stationed in or assigned to the City, at such time and place and on such subject
27 as may be deemed important for the promotion of the general welfare of the
28 local government unit and its inhabitants;

1 (iii) Issue such executive orders for the faithful and appropriate
2 enforcement and execution of laws and ordinances;

3 (iv) Be entitled to carry the necessary firearms within the territorial
4 jurisdiction;

5 (v) Act as the deputized representative of the National Police
6 Commission, formulate the peace and order plan of the City and, upon its
7 approval, implement the same, and as such, exercise general and operational
8 control and supervision over police forces in the City in accordance with
9 Republic Act No. 6975, otherwise known as the "Department of the Interior
10 and Local Government Act of 1990"; and

11 (vi) Call upon the law enforcement agencies to suppress disorder, riot,
12 lawless violence, rebellion, sedition or apprehend violators of the law when
13 public interest so requires and the city police forces are inadequate to cope
14 with the situation or the violators;

15 (3) Initiate and maximize the generation of resources and revenues,
16 and apply the same to the implementation of development plans, program
17 objectives and priorities, particularly those resources and revenues
18 programmed for agro-industrial development and countryside growth and
19 progress and, relative thereto, shall:

20 (i) Require each head of an office or department to prepare and
21 submit an estimate of appropriations for the ensuing calendar year, in
22 accordance with the budget preparation process enshrined under Republic Act
23 No. 7160, otherwise known as the Local Government Code of 1991;

24 (ii) Prepare and submit to the sanggunian for approval the executive
25 and supplemental budgets of the City for the ensuing calendar year in the
26 manner provided for under the Local Government Code of 1991;

27 (iii) Ensure that all taxes and other revenues of the City are collected
28 and that city funds are applied to the payment of expenses and the settlement of
29 obligations of the City, in accordance with law or ordinance;

1 (iv) Issue licenses and permits and suspend or revoke the same for
2 any violation of the conditions upon which said licenses or permits had been
3 issued, pursuant to law or ordinance;

4 (v) Issue permits, without need of approval therefore from any
5 national agency, for the holding of activities for any charitable or welfare
6 purpose, excluding prohibited games of chance or shows contrary to law,
7 public policy and public morals;

8 (vi) Require owners of illegally constructed houses, buildings or other
9 structures to obtain the necessary permits, subject to such fines and penalties as
10 may be imposed by law or ordinance, or to make necessary changes in the
11 construction of the same when said construction violates any law or ordinance,
12 or to order the demolition or removal of said house, building or structure
13 within the period prescribed by law or ordinance;

14 (vii) Adopt adequate measures to safeguard and conserve land,
15 mineral, marine, forest and other resources of the City;

16 (viii) Provide efficient and effective property and supply management
17 in the City and protect the funds, credits, rights and other properties of the
18 City; and

19 (ix) Institute or cause to be instituted administrative or judicial
20 proceedings for violation of ordinances in the collection of taxes, fees and
21 charges, and for the recovery of funds and property; and cause the City to be
22 defended against all suits to ensure that its interests, resources and rights shall
23 be adequately protected;

24 (4) Ensure the delivery of basic services and the provision of adequate
25 facilities and, in addition thereto, shall:

26 (i) Ensure that the construction and repair of roads and highways
27 funded by the national government shall be, as far as practicable, carried out in
28 a *spatially contiguous manner* and in coordination with the construction and
29 repair of the roads and bridges of the City; and

1 (ii) Coordinate the implementation of technical services, including
2 public works and infrastructure programs, rendered by national offices; and

3 (5) Perform such other duties and functions and exercise such other
4 powers as provided for under the Local Government Code of 1991, and those
5 that are prescribed by law or ordinance.

6 (c) During his incumbency, the city mayor shall hold office in the city
7 hall.

8 SEC. 9. *The City Vice Mayor.* - (a) There shall be a city vice mayor
9 who shall be elected in the same manner as the city mayor and shall, at the time
10 of the election, possess the same qualifications as the city mayor. The city vice
11 mayor shall hold office for three (3) years, unless sooner removed, and shall
12 receive a monthly compensation corresponding to Salary Grade Twenty-six
13 (26) as prescribed under the Salary Standardization Law and the implementing
14 guidelines issued pursuant thereto.

15 (b) The city vice mayor shall:

16 (1) Be the presiding officer of the sangguniang panlungsod and sign all
17 warrants drawn on the city treasury for all expenditures appropriated for the
18 operation of the sangguniang panlungsod;

19 (2) Subject to civil service law, rules and regulations, appoint all
20 officials and employees of the sangguniang panlungsod, except those whose
21 manner of appointment is specifically provided for under existing laws;

22 (3) Assume the office of the city mayor for the unexpired term of the
23 latter in the event of permanent vacancy;

24 (4) Exercise the powers and perform the duties and functions of the city
25 mayor in case of temporary vacancy; and

26 (5) Perform such other duties and functions and exercise such other
27 powers as provided for under the Local Government Code of 1991, and those
28 that are prescribed by law or ordinance.

ARTICLE IV

THE SANGGUNIANG PANLUNGSOD

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3 SEC. 10. *Composition.* – (a) The sangguniang panlungsod, the
4 legislative body of the City, shall be composed of the city vice mayor as the
5 presiding officer, the ten (10) regular sanggunian members, the president of the
6 city chapter of the liga ng mga barangay, the president of the panlungsod na
7 pederasyon ng mga sangguniang kabataan and the three (3) sectoral
8 representatives, as members, who shall come from the following sectors: one
9 (1) from the women sector; and, as shall be determined by the sangguniang
10 panlungsod within ninety (90) days prior to the holding of the local elections,
11 one (1) from the agricultural or industrial workers sector; and one (1) from the
12 other sectors, including urban poor, indigenous cultural communities or
13 disabled persons.

14 (b) The regular members of the sangguniang panlungsod and sectoral
15 representatives shall be elected in the manner as may be provided by law.

16 (c) The members of the sangguniang panlungsod of the City of San
17 Pedro shall receive a minimum monthly compensation corresponding to Salary
18 Grade Twenty-five (25) as prescribed under the Salary Standardization Law
19 and the implementing guidelines issued pursuant thereto.

20 SEC. 11. *Powers, Duties, Functions and Compensation.* – (a) The
21 sangguniang panlungsod, as the legislative body of the City, shall enact
22 ordinances, approve resolutions and appropriate funds for the general welfare
23 of the City and its inhabitants pursuant to Section 16 of the Local Government
24 Code of 1991 and in the proper exercise of the corporate powers of the City as
25 provided for under Section 22 of the Local Government Code of 1991, and
26 shall:

27 (1) Approve ordinances and pass resolutions necessary for an efficient
28 and effective city government and, in this connection, shall:

1 (i) Review all ordinances approved by the sangguniang barangay and
2 executive orders issued by the punong barangay to determine whether these are
3 within the scope of the prescribed powers of the sangguniang barangay and of
4 the punong barangay;

5 (ii) Maintain peace and order by enacting measures to prevent and
6 suppress lawlessness, disorder, riot, violence, rebellion or sedition and impose
7 penalties for the violation of said ordinances;

8 (iii) Approve ordinances imposing a fine not exceeding Five thousand
9 pesos (P5,000.00) or an imprisonment for a period not exceeding one (1) year,
10 or both, at the discretion of the court, for violation of a city ordinance;

11 (iv) Adopt measures to protect the inhabitants of the City from the
12 harmful effects of man-made or natural disasters and calamities, and to provide
13 relief services and assistance to victims during and in the aftermath of said
14 disasters or calamities and in their return to productive livelihood following
15 said events;

16 (v) Enact ordinances intended to prevent, suppress and impose
17 appropriate penalties for habitual drunkenness in public places, vagrancy,
18 mendicancy, prostitution, the establishment and maintenance of house of
19 ill-repute, gambling and other prohibited games of chance, fraudulent devices
20 and ways to obtain money or property, drug addiction, maintenance of drug
21 dens, drug pushing, juvenile delinquency, the printing, distribution or
22 exhibition of obscene or pornographic materials or publications and such other
23 activities inimical to the welfare and morals of the inhabitants of the City;

24 (vi) Protect the environment and, to this end, it may set aside at least
25 ten percent (10%) of its development funds for the purpose of maintaining and
26 enhancing the ecological balance of the City. It may also impose appropriate
27 penalties for acts which endanger the environment, such as illegal logging,
28 smuggling of logs, smuggling of natural resources products and of endangered

1 species of flora and fauna, slash-and-burn farming and such other activities
2 which result in pollution, acceleration of siltation of rivers and lakes or of
3 ecological imbalance;

4 (vii) Subject to the provisions of the Local Government Code of 1991
5 and other pertinent laws, determine the powers and duties of officials and
6 employees of the City;

7 (viii) Determine the positions and the salaries, wages, allowances and
8 other emoluments and benefits of officials and employees paid wholly or
9 mainly from city funds and provide for expenditures necessary for the proper
10 conduct of programs, projects, services and activities of the city government;

11 (ix) Authorize the payment of compensation to a qualified person not
12 in the government service who fills in a temporary vacancy or grant honoraria
13 to any qualified official or employee designated to fill in a temporary vacancy
14 in a concurrent capacity at the rate authorized by law;

15 (x) Provide a mechanism and the appropriate funds therefore for the
16 safety and protection of all city government properties, public documents or
17 records such as those relating to property inventory, land ownership, records of
18 births, marriages, deaths, assessments, taxation, accounts, business permits and
19 such other records and documents of public interest in the offices and
20 departments of the city government;

21 (xi) When the finances of the city government allow, provide for
22 additional allowances and other benefits to judges, prosecutors, public
23 elementary and high school teachers, and other national government employees
24 stationed in or assigned to the City;

25 (xii) Provide legal assistance to barangay officials who, in the
26 performance of their official duties or on the occasion thereof, have to initiate
27 judicial proceedings or defend themselves against legal actions; and

1 (xiii) Provide for group insurance or additional insurance coverage for
2 all barangay officials, including members of barangay tanod brigades and
3 service units, with public or private insurance companies, when the finances of
4 the city government allow said coverage;

5 (2) Generate and maximize the use of resources and revenues for the
6 development plans, program objectives and priorities of the City, with
7 particular attention to agro-industrial development and citywide growth and
8 progress and, relative thereto, shall:

9 (i) Approve the annual and supplemental budgets of the city
10 government and appropriate funds for specific programs, projects, services and
11 activities of the City, or for other purposes not contrary to law, in order to
12 promote the general welfare of the City and its inhabitants;

13 (ii) Subject to the provisions of Book II of the Local Government Code
14 of 1991 and applicable laws and, upon the majority vote of all the members of
15 the sangguniang panlungsod, enact ordinances levying taxes, fees and charges,
16 prescribing the rates thereof for general and specific purposes and granting tax
17 exemptions, incentives or reliefs;

18 (iii) Subject to the provisions of Book II of the Local Government
19 Code of 1991 and, upon the majority vote of all the members of the
20 sangguniang panlungsod, authorize the city mayor to negotiate and contract
21 loans and other forms of indebtedness;

22 (iv) Subject to the provisions of Book II of the Local Government
23 Code of 1991 and applicable laws and, upon the majority vote of all the
24 members of the sangguniang panlungsod, enact ordinances authorizing the
25 floating of bonds or other instruments of indebtedness, for the purpose of
26 raising funds to finance development projects;

27 (v) Appropriate funds for the construction and maintenance or the
28 rental of buildings for the use of the City and, upon the majority vote of all the

1 members of the sangguniang panlungsod, authorize the city mayor to lease to
2 private parties such public buildings held in a proprietary capacity, subject to
3 existing laws, rules and regulations;

4 (vi) Prescribe reasonable limits and restraints on the use of property
5 within the jurisdiction of the City;

6 (vii) Adopt a comprehensive land-use plan for the City and ensure that
7 the formulation, adoption or modification of said plan shall be in coordination
8 with the approved provincial comprehensive land-use plan;

9 (viii) Reclassify lands within the jurisdiction of the City, subject to the
10 pertinent provisions of the Local Government Code of 1991;

11 (ix) Enact integrated zoning ordinances in consonance with the
12 approved comprehensive land-use plan, subject to existing laws, rules and
13 regulations; establish fire limits or zones, particularly in populous centers; and
14 regulate the construction, repair or modification of buildings within said limits
15 or zones in accordance with the provisions of the Fire Code of the Philippines;

16 (x) Subject to national law, process and approve subdivision plans
17 for residential, commercial or industrial purposes and other development
18 purposes, and to collect processing fees and other charges, the proceeds of
19 which shall accrue entirely to the City: *Provided, however,* That where
20 approval of a national agency or office is required, said approval shall not be
21 withheld for more than thirty (30) days from receipt of the application. Failure
22 to act on the application within the period stated above shall be deemed as
23 approval thereof;

24 (xi) Subject to the provisions of Book II of the Local Government
25 Code of 1991, grant the exclusive privilege of constructing fish corrals or fish
26 pens, or taking or catching of bangus fry, prawn or kawag-kawag, or fry of any
27 species or fish within the city waters;

1 (xii) With the concurrence of at least two-thirds (2/3) vote of all the
2 members of the sangguniang panlungsod, grant tax exemptions, incentives or
3 reliefs to entities engaged in community growth-inducing industries, subject to
4 the provisions of the Local Government Code of 1991;

5 (xiii) Grant loans or provide grants to other local government units or
6 to national, provincial and city charitable, benevolent or educational
7 institutions: *Provided*, That said institutions are operated and maintained
8 within the City;

9 (xiv) Regulate the numbering of residential, commercial and other
10 buildings; and

11 (xv) Regulate the inspection, weighing and measuring of articles of
12 commerce;

13 (3) Subject to the provisions of Book II of the Local Government
14 Code of 1991, enact ordinances granting franchises and authorizing the
15 issuance of permits or licenses, upon such conditions and for such purposes
16 intended to promote the general welfare of the inhabitants of the City and,
17 pursuant to this legislative authority, shall:

18 (i) Fix and impose reasonable fees and charges for all services
19 rendered by the city government to private persons or entities;

20 (ii) Regulate or fix license fees for any business or practice of
21 profession within the City and the conditions under which the license for said
22 business or practice of profession may be revoked and enact ordinances
23 levying taxes thereon;

24 (iii) Provide for and set the terms and conditions under which public
25 utilities owned by the City shall be operated by the city government and
26 prescribe the conditions under which the same may be leased to private
27 persons or entities, preferably cooperatives;

1 (iv) Regulate the display of and fix the license fees for signs,
2 signboards or billboards at the place or places where the profession or business
3 advertised thereby is, in whole or in part, conducted;

4 (v) Any law to the contrary notwithstanding, authorize and license the
5 establishment, operation and maintenance of cockpits, and regulate
6 cockfighting and commercial breeding of gamecocks: *Provided*, That existing
7 rights should not be prejudiced;

8 (vi) Subject to the guidelines prescribed by the Department of
9 Transportation and Communications (DOTC), regulate the operation of
10 tricycles and grant franchises for the operation thereof within the territorial
11 jurisdiction of the City; and

12 (vii) Upon approval by a majority vote of all the members of the
13 sangguniang panlungsod, grant a franchise to any person, partnership,
14 corporation or cooperative to do business within the City; establish, construct,
15 operate and maintain ferries, wharves, markets or slaughterhouses; or
16 undertake such other activities within the City as may be allowed by existing
17 laws: *Provided*, That cooperatives shall be given preference in the grant of
18 such franchise;

19 (4) Regulate activities relative to the use of land, buildings and
20 structures within the City in order to promote the general welfare and, for the
21 said purpose, shall:

22 (i) Declare, prevent or abate any nuisance;

23 (ii) Require that buildings and the premises thereof and any land
24 within the City be kept and maintained in a sanitary condition; impose
25 penalties for any violation thereof; or upon failure to comply with the said
26 requirement, have the work done at the expense of the owner, administrator or
27 tenant concerned; and require the filling up of any land or premises to a grade
28 necessary for proper sanitation;

1 (iii) Regulate the disposal of clinical and other wastes from hospitals,
2 clinics and other similar establishments; .

3 (iv) Regulate the establishment, operation and maintenance of
4 restaurants, beerhouses, hotels, motels, inns, pension houses, lodging houses
5 and other similar establishments, including tourist guides and transports;

6 (v) Regulate the sale, giving away or dispensing of any intoxicating
7 malt, *vino*, mixed or fermented liquors at any retail outlets;

8 (vi) Regulate the establishment and provide for the inspection of steam
9 boilers or any heating device in buildings and the storage of inflammable and
10 highly combustible materials within the City;

11 (vii) Regulate the establishment, operation and maintenance of any
12 entertainment or amusement facilities, including the theatrical performances,
13 circuses, billiard halls, public dancing schools, public dance halls, sauna baths,
14 massage parlors and other places for entertainment or amusement; regulate
15 such other events or activities for amusement or entertainment, particularly
16 those which tend to disturb the community or annoy the inhabitants, or require
17 the suspension or suppression of the same; or prohibit certain forms of
18 amusement or entertainment in order to protect the social and moral welfare of
19 the community;

20 (viii) Provide for the impounding of stray animals; regulate the keeping
21 of animals in homes or as part of a business, and the slaughter, sale or
22 disposition of the same; and adopt measures to prevent and penalize cruelty to
23 animals; and

24 (ix) Regulate the establishment, operation and maintenance of funeral
25 parlors and the burial or cremation of the dead, subject to existing laws, rules
26 and regulations;

27 (5) Approve ordinances which shall ensure the efficient and effective
28 delivery of basic services and facilities as provided for under the Local
29 Government Code of 1991 and, in addition to said services and facilities, shall:

1 (i) *Provide for the establishment, maintenance, protection and*
2 *conservation of tree parks, greenbelts, mangroves and other similar forest*
3 *development projects;*

4 (ii) *Establish markets, slaughterhouses or animal corrals and authorize*
5 *the operation thereof by the city government; and regulate the construction and*
6 *operation of private markets, talipapas or other similar buildings and*
7 *structures;*

8 (iii) *Authorize the establishment, maintenance and operation by the*
9 *city government of ferries, wharves and/or other structures intended to*
10 *accelerate productivity related to marine life in the preservation thereof;*

11 (iv) *Regulate the preparation and sale of meat, poultry, fish,*
12 *vegetables, fruits, fresh dairy products and other foodstuffs for public*
13 *consumption;*

14 (v) *Regulate the use of streets, avenues, alleys, sidewalks, bridges,*
15 *parks and other public places and approve the construction, improvement,*
16 *repair and maintenance of the same; establish bus and vehicle stops and*
17 *terminals or regulate the use of the same by privately-owned vehicles which*
18 *serve the public; regulate garages and the operation of conveyances for hire;*
19 *designate stands to be occupied by public vehicles when not in use; regulate*
20 *the putting up of signs, signposts, awnings and awning posts on the streets; and*
21 *provide for the lighting, cleaning and sprinkling of streets and public places;*

22 (vi) *Regulate traffic on all streets and bridges, prohibit encroachments*
23 *or obstacles thereon and, when necessary in the interest of public welfare,*
24 *authorize the removal of encroachments and illegal constructions in public*
25 *places;*

26 (vii) *Subject to existing laws, establish and provide for the*
27 *maintenance, repair and operation of an efficient waterworks system to supply*
28 *water for the inhabitants and to purify the source of the water supply; regulate*

1 the construction, maintenance, repair and use of hydrants, pumps, cisterns and
2 reservoirs; protect the purity and the quantity of the water supply of the City
3 and, for this purpose, extend the coverage of appropriate ordinances over all
4 territory within the drainage area of said water supply within one hundred
5 meters (100 m.) of the reservoir, canal, conduit, aqueduct, pumping station or
6 watershed used in connection with the water service; and regulate the
7 consumption, use or wastage of water and fix and collect charges thereof;

8 (viii) Regulate the drilling and excavation of the ground for the laying
9 of water, gas, sewer and other pipes, and the construction, repair and
10 maintenance of public drains, sewers, cesspools, tunnels and similar structures;
11 regulate the placing of poles and the use of crosswalks, curbs and gutters;
12 adopt measures to ensure public safety against open canals, manholes, live
13 wires and other similar hazards to life and property; and regulate the
14 construction and use of private water closets, privies and other similar
15 structures in buildings and homes;

16 (ix) Regulate the placing, stringing, attaching, installing, repair and
17 construction of all gas mains, electric telegraph and telephone wires, conduits,
18 meters and other apparatus; and provide for the correction, condemnation or
19 removal of the same when found to be dangerous to the welfare of the
20 inhabitants;

21 (x) Subject to the availability of funds and to existing laws, rules and
22 regulations, establish and provide for the operation of vocational and technical
23 schools and similar post-secondary institutions and, with the approval of the
24 Technical Education and Skills Development Authority (TESDA), and subject
25 to existing laws on tuition fees, fix and collect reasonable tuition fees and other
26 school charges in educational institutions supported by the city government;

27 (xi) Establish a scholarship fund for the poor but deserving students
28 in schools located within its jurisdiction or for students residing within the
29 City;

1 (xii) Approve measures and adopt quarantine regulations to prevent
2 the introduction and the spread of diseases;

3 (xiii) Provide for an efficient and effective system of solid waste and
4 garbage collection and disposal and prohibit littering and the placing or
5 throwing of garbage, refuse and other filth and wastes;

6 (xiv) Provide for the care of persons with disabilities (PWD), paupers,
7 the aged, the sick, persons of unsound mind, abandoned minors, juvenile
8 delinquents, drug dependents, abused children and the youth below eighteen
9 (18) years of age and, subject to the availability of funds, establish and provide
10 for the operation of centers and facilities for the said needy and disadvantaged
11 persons;

12 (xv) Establish and provide for the maintenance and improvement of
13 jails and detention centers, institute a sound jail management program and
14 appropriate funds for the subsistence of detainees and convicted prisoners in
15 the City;

16 (xvi) Establish a city council whose purpose is the promotion of
17 culture and the arts, coordinate with government agencies and
18 nongovernmental organizations and, subject to the availability of funds,
19 appropriate funds for the support and development of the same; and

20 (xvii) Establish a city council for the elderly and senior citizens which
21 shall formulate policies and adopt measures mutually beneficial to the elderly
22 and to the community; provide incentives for nongovernmental agencies and
23 entities and, subject to the availability of funds, appropriate funds to support
24 programs and projects for the benefit of the elderly; and

25 (6) Perform such other duties and functions and exercise such powers
26 as provided for under the Local Government Code of 1991, and those that are
27 prescribed by law or ordinance.

ARTICLE V

PROCESS OF LEGISLATION

1
2
3 SEC. 12. *Internal Rules of Procedure.* - (a) On the first regular
4 session following the election of its members and within ninety (90) days
5 thereafter, the sangguniang panlungsod shall adopt or update its existing rules
6 of procedure.

7 (b) The rules of procedure shall provide for the following:

8 (1) The organization of the sanggunian and the election of its officers
9 as well as the creation of standing committees which shall include, but shall not
10 be limited to, the committees on appropriations, revenues, engineering and
11 public works, education and health, women and family, human rights, youth
12 and sports development, environmental protection, peace and order and traffic,
13 and cooperatives; the general jurisdiction of each committee; and the election
14 of the chairman and members of each committee;

15 (2) The order and calendar of business for each session;

16 (3) The legislative process;

17 (4) The parliamentary procedures which include the conduct of
18 members during sessions;

19 (5) The discipline of members for disorderly behavior and absences
20 without justifiable cause for four (4) consecutive sessions for which they may
21 be censured, reprimanded or excluded from the session, suspended for not
22 more than sixty (60) days or expelled: *Provided*, That the penalty of
23 suspension or expulsion shall require the concurrence of at least two-thirds
24 (2/3) vote of all the sanggunian members: *Provided, further*, That the member
25 convicted by final judgment to imprisonment of at least one (1) year for any
26 crime involving moral turpitude shall be automatically expelled from the
27 sanggunian; and

28 (6) Such other rules as the sanggunian may adopt.

1 SEC. 13. *Full Disclosure of Financial and Business Interests of*
2 *Sangguniang Panlungsod Members.* – (a) Every sangguniang panlungsod
3 member shall, upon assumption to office, make a full disclosure of business
4 and financial interests. They shall also disclose any business, financial,
5 professional relationship or any relation by affinity or consanguinity within the
6 fourth civil degree, which they may have with any person, firm or entity
7 affected by any ordinance or resolution under consideration by the sanggunian
8 of which one is a member, which relationship may result in conflict of
9 interests. Such relationship shall include:

10 (1) Ownership of stock or capital, or investment in the entity or firm to
11 which the ordinance or resolution may apply; and

12 (2) Contracts or agreements with any person or entity which the
13 ordinance or resolution under consideration may affect.

14 In the absence of a specific constitutional or statutory provision
15 applicable to this situation, “conflict of interest” refers, in general, to one
16 where it may be reasonably deduced that a member of a sanggunian may not
17 act in the public interest due to some private, pecuniary or other personal
18 considerations that may tend to affect his judgment to the prejudice of the
19 service or the public.

20 (b) The disclosure required under this Act shall be made in writing
21 submitted to the secretary of the sanggunian or the secretary of the committee
22 of which he is a member. The disclosure shall, in all cases, form part of the
23 *record of the proceedings* and shall be made in the following manner:

24 (1) Disclosure shall be made before the member participates in
25 deliberations on the ordinance or resolution under consideration: *Provided,*
26 *That if the member did not participate during the deliberations, the disclosure*
27 *shall be made before voting on the ordinance or resolution on second and third*
28 *readings; and*

1 (2) Disclosure shall be made when a member takes a position or makes
2 a privilege speech on a matter that may affect the business interest, financial
3 connection or professional relationship described herein.

4 SEC. 14. *Sessions.* - (a) On the first day of the session immediately
5 following the election of its members, the sangguniang panlungsod shall, by
6 resolution, fix the day, time and place of its sessions. The minimum number
7 of regular sessions shall be once a week for the sangguniang panlungsod and
8 twice a month for the sangguniang barangay.

9 (b) When the public interest so demands, special sessions may be
10 called by the city mayor or by a majority of the members of the sanggunian.

11 (c) All sanggunian sessions shall be open to the public unless a
12 closed-door session is ordered by an affirmative vote of the majority of the
13 members present, there being a quorum, in the public interest or for reasons of
14 security, decency or morality. No two (2) sessions, regular or special, may be
15 held in a single day.

16 (d) In the case of special sessions of the sanggunian, a written notice to
17 the members shall be served personally at the members' usual place of
18 residence at least twenty-four (24) hours before the special session is held.

19 Unless otherwise concurred in by two-thirds (2/3) vote of the
20 sanggunian members present, there being a quorum, no other matters may be
21 considered at a special session except those stated in the notice.

22 (e) The sangguniang panlungsod shall keep a journal and a record of its
23 proceedings, which may be published upon resolution of the majority of its
24 members.

25: SEC. 15. *Quorum.* - (a) A majority of all the members of the
26 sanggunian who have been elected and qualified shall constitute a quorum to
27 transact official business. Should a question of quorum be raised during a
28 session, the presiding officer shall immediately proceed to call the roll of the
29 members and thereafter announce the result.

1 (b) Where there is no quorum, the presiding officer may declare a
2 recess until such time a quorum is constituted, or a majority of the members
3 present may adjourn from day to day and may compel the immediate
4 attendance of any member absent without justifiable cause by designating a
5 member of the sanggunian, to be assisted by a member or members of the
6 police force assigned in the territorial jurisdiction of the City of San Pedro, to
7 arrest the absent member and present him at the session.

8 (c) If there is still no quorum despite the enforcement of the
9 immediately preceding subsection, no business shall be transacted. The
10 presiding officer, upon proper motion duly approved by the members present,
11 shall then declare the session adjourned for lack of quorum.

12 *SEC. 16. Approval of Ordinances.* – (a) Every ordinance enacted by
13 the sangguniang panlungsod shall be presented to the city mayor. If the city
14 mayor approves the same, the signature shall be affixed on each and every
15 page thereof; otherwise, the ordinance shall be vetoed with the statement on
16 the objections to the sanggunian, which may proceed to reconsider the same.
17 The sanggunian may override the veto of the city mayor by two-thirds (2/3)
18 vote of all its members, thereby making the ordinance or resolution effective
19 for all legal intents and purposes.

20 (b) The veto shall be communicated by the city mayor to the
21 sanggunian within ten (10) days; otherwise, the ordinance shall be deemed
22 approved as if he had signed it.

23 *SEC. 17. Veto Power of the City Mayor.* – (a) The city mayor may
24 veto any ordinance of the sangguniang panlungsod on the ground that it is
25 *ultra vires* or prejudicial to the public welfare, stating the reasons thereof in
26 writing.

27 (b) The city mayor shall have the power to veto any particular item or
28 items of an appropriations ordinance, an ordinance or resolution adopting a

1 local development plan, any public investment program or an ordinance
2 directing the payment of money or creating liability. In such case, the vetoed
3 item or items shall not affect the item or items which are not objected to.
4 The vetoed item or items shall not take effect unless the sangguniang
5 panlungsod overrides the veto in the manner herein provided; otherwise, the
6 item or items in the appropriations ordinance of the previous year
7 corresponding to those vetoed, if any, shall be deemed enacted.

8 (c) The city mayor may veto an ordinance or resolution only once. The
9 sanggunian may override the veto of the city mayor by two-thirds (2/3) vote of
10 all its members, thereby making the ordinance effective even without the
11 approval of the city mayor.

12 SEC. 18. *Review of City Ordinances by the Sangguniang*
13 *Panlalawigan.* - (a) Within three (3) days after approval, the secretary to
14 the sangguniang panlungsod shall forward to the sangguniang panlalawigan for
15 review, copies of approved ordinances and the resolutions approving the local
16 development plans and the public investment programs formulated by the local
17 development councils.

18 (b) Within thirty (30) days after receipt of copies of such ordinances
19 and resolutions, the sangguniang panlalawigan shall examine the documents or
20 transmit them to the provincial attorney or the provincial prosecutor for prompt
21 examination. The provincial attorney or the provincial prosecutor shall, within
22 a period of ten (10) days from receipt of the documents, inform the
23 sangguniang panlalawigan in writing of his comments or recommendations,
24 which may be considered by the sangguniang panlalawigan in making its
25 decision.

26 (c) If the sangguniang panlalawigan finds that such an ordinance or
27 resolution is beyond the power conferred upon the sangguniang panlungsod

1 concerned, it shall declare such ordinance or resolution invalid in whole or in
2 part. The sangguniang panlalawigan shall enter its action in the minutes and
3 shall advise the corresponding city authorities of the action it has taken.

4 (d) If no action has been taken by the sangguniang panlalawigan within
5 thirty (30) days after submission of such an ordinance or resolution, the same
6 shall be presumed to be consistent with law and therefore valid.

7 SEC. 19. *Review of Barangay Ordinances by the Sangguniang*
8 *Panlungsod.* – (a) Within ten (10) days after its enactment, the sangguniang
9 barangay shall furnish copies of all barangay ordinances to the sangguniang
10 panlungsod for review as to whether the ordinances are consistent with law or
11 city ordinances.

12 (b) If the sangguniang panlungsod fails to take action on barangay
13 ordinances within thirty (30) days from receipt thereof, the same shall be
14 deemed approved.

15 (c) If the sangguniang panlungsod finds the barangay ordinances
16 inconsistent with law or city ordinances, the sangguniang panlungsod shall,
17 within thirty (30) days from receipt thereof, return the same with its comments
18 and recommendations to the sangguniang barangay concerned for adjustment,
19 amendment or modification; in which case, the effectivity of the barangay
20 ordinance is suspended until such time as the revision called for is effected.

21 SEC. 20. *Enforcement of Disapproved Ordinances or Resolutions.* –
22 Any attempt to enforce any ordinance or any resolution approving the local
23 development plan and the public investment program after disapproval thereof
24 shall be sufficient ground for the suspension or dismissal of the official or
25 employee concerned.

26 SEC. 21. *Effectivity of Ordinances or Resolutions.* – (a) Unless
27 otherwise stated in the ordinance or the resolution approving the local
28 development plan and the public investment program, the same shall take

- 1 (b) Those removed from office as a result of an administrative case;
- 2 (c) Those convicted by final judgment for violating the oath of
3 allegiance to the Republic of the Philippines;
- 4 (d) Those with dual citizenship;
- 5 (e) Fugitives from justice in criminal or nonpolitical cases here and
6 abroad;
- 7 (f) Permanent residents in a foreign country or those who have
8 acquired the right to reside abroad and continue to avail of the same right after
9 the effectivity of the Local Government Code of 1991; and
- 10 (g) The insane or feeble-minded.

11 SEC. 23. *Permanent Vacancy in the Offices of the City Mayor and the*
12 *City Vice Mayor.* – (a) If a permanent vacancy occurs in the office of the city
13 mayor, the city vice mayor concerned shall become the city mayor. If a
14 permanent vacancy occurs in the office of the city vice mayor, the highest
15 ranking sangguniang panlungsod member or, in case of his permanent
16 incapacity, the second highest ranking sangguniang panlungsod member
17 becomes the city mayor or the city vice mayor, as the case may be.
18 Subsequent vacancies in the said offices shall be filled automatically by the
19 other sanggunian members according to their ranking as defined herein.

20 (b) If a permanent vacancy occurs in the office of the punong barangay,
21 the highest ranking sangguniang barangay member or, in case of his permanent
22 inability, the second highest ranking sangguniang member shall become the
23 punong barangay.

24 (c) A tie between or among the highest ranking sangguniang
25 panlungsod members shall be resolved by drawing of lots.

26 (d) The successors as defined herein shall serve only the unexpired
27 terms of their predecessors.

1 (e) For purposes of this Act, a permanent vacancy arises when an
2 elective local official fills in a higher vacant office, refuses to assume office,
3 fails to qualify, dies, is removed from office, voluntarily resigns or is otherwise
4 permanently incapacitated to discharge the functions of his office.

5 (f) For purposes of succession as provided for in this Act, ranking in
6 the sanggunian shall be determined on the basis of the proportion of votes
7 obtained by each winning candidate to the total number of registered voters in
8 the City in the immediately preceding local election.

9 SEC. 24. *Permanent Vacancies in the Sangguniang Panlungsod.* –
10 Permanent vacancies in the sangguniang panlungsod where automatic
11 succession as provided above does not apply shall be filled in by appointments
12 in the following manner:

13 (a) The provincial governor shall make the aforesaid appointments;

14 (b) Only the nominee of the political party under which the sanggunian
15 member concerned had been elected shall be appointed in the manner herein
16 provided. The appointee shall come from the same political party as that of the
17 sanggunian member who caused the vacancy and shall serve the unexpired
18 term of the vacant office.

19 In the appointment herein mentioned, a nomination and a certificate of
20 membership of the appointee from the highest official of the political party
21 concerned are conditions *sine qua non*, and any appointment without such
22 nomination and certification shall be null and void *ab initio* and shall be a
23 ground for administrative action against the official responsible therefor;

24 (c) In case the permanent vacancy is caused by a sanggunian member
25 who does not belong to any political party, the city mayor shall, upon the
26 recommendation of the sangguniang panlungsod, appoint a qualified person to
27 fill in the vacancy; and

1 (d) In case of vacancy in the representation of the youth and the
2 barangay in the sangguniang panlungsod, said vacancy shall be filled in
3 automatically by the official next-in-rank of the organization concerned.

4 SEC. 25. *Temporary Vacancy in the Office of the City Mayor.* –

5 (a) When the city mayor is temporarily incapacitated to perform his duties for
6 physical or legal reasons such as, but not limited to, leave of absence, travel
7 abroad and suspension from office, the city vice mayor or the highest
8 sangguniang panlungsod member shall automatically exercise the powers and
9 perform the duties and functions of the city mayor, except the power to
10 appoint, suspend or dismiss employees which can only be exercised if the
11 period of temporary incapacity exceeds thirty (30) working days.

12 (b) Said temporary incapacity shall terminate upon submission to the
13 sangguniang panlungsod of a written declaration by the city mayor that he has
14 reported back to office. In case where the temporary incapacity is due to legal
15 cause, the city mayor shall also submit necessary documents showing that the
16 said legal cause no longer exists.

17 (c) When the city mayor is traveling within the country but outside the
18 territorial jurisdiction for a period not exceeding three (3) consecutive days, he
19 may designate in writing the officer-in-charge of his office. Such authorization
20 shall specify the powers and functions that the local official concerned shall
21 exercise in the absence of the city mayor, except the power to appoint, suspend
22 or dismiss employees.

23 (d) In the event, however, that the city mayor fails or refuses to issue
24 such authorization, the city vice mayor or the highest ranking sangguniang
25 panlungsod member, as the case may be, shall have the right to assume the
26 powers, duties and functions of the said office on the fourth (4th) day of
27 absence of the city mayor, subject to the limitations provided for in subsection
28 (c) hereof.

1 (e) Except as provided above, the city mayor shall, in no case,
2 authorize any local official to assume the powers, duties and functions of the
3 office other than the city vice mayor or the highest ranking member of the
4 *sangguniang panlungsod*, as the case may be.

5 ARTICLE VII

6 THE APPOINTIVE OFFICIALS OF THE CITY

7 SEC. 26. *The Secretary to the Sangguniang Panlungsod.* - (a) There
8 shall be a secretary to the *sangguniang panlungsod* who shall be a career
9 official with the rank and salary equal to a head of a department or office.

10 (b) No person shall be appointed secretary to the *sangguniang*
11 *panlungsod* unless one is a citizen of the Philippines, a resident of the City of
12 San Pedro, of good moral character, a holder of a college degree preferably in
13 law, commerce or public administration from a recognized college or
14 university and a first grade civil service eligible or its equivalent.

15 (c) The secretary to the *sangguniang panlungsod* shall take charge of
16 the office of the *sangguniang panlungsod*, and shall:

17 (1) Attend meetings of the *sangguniang panlungsod* and keep a journal
18 of its proceedings;

19 (2) Keep the seal of the City and affix the same with his signature to all
20 ordinances, resolutions and other official acts of the *sangguniang panlungsod*,
21 and present the same to the presiding officer for his signature;

22 (3) Forward to the city mayor for approval copies of ordinances
23 enacted by the *sangguniang panlungsod*, duly certified by the presiding officer;

24 (4) Forward to the Department of Budget and Management (DBM)
25 copies of the appropriations ordinances passed by the *sangguniang panlungsod*
26 as provided for under Section 326, Book II of the *Local Government Code of*
27 *1991*;

1 (5) Forward to the sangguniang panlalawigan copies of duly approved
2 ordinances in the manner as provided for in Sections 56 and 57 of the Local
3 Government Code of 1991;

4 (6) Furnish, upon the request of any interested party, certified copies of
5 records of public character in his custody, upon payment to the city treasurer of
6 such fees as may be prescribed by ordinance;

7 (7) Record in a book kept for the purpose all ordinances and
8 resolutions enacted or adopted by the sangguniang panlungsod, with the dates
9 of passage and publication thereof;

10 (8) Keep his office and all nonconfidential records therein open to the
11 public during usual business hours;

12 (9) Translate into the dialect used by the majority of the inhabitants all
13 ordinances and resolutions immediately after their approval, and cause the
14 publication of the same together with the original version in the manner
15 provided under the Local Government Code of 1991;

16 (10) Take custody of the local archives and, where applicable, the local
17 library and annually account for the same; and

18 (11) Perform such other duties and functions and exercise such other
19 powers as provided for under the Local Government Code of 1991, and those
20 that are prescribed by law or ordinance.

21 *SEC. 27. The City Treasurer.* - (a) The city treasurer shall be
22 appointed by the Secretary of the Department of Finance (DOF) from a list of
23 at least three (3) ranking eligible recommendees of the city mayor, subject to
24 civil service law, rules and regulations.

25 (b) The city treasurer shall be under the administrative supervision of
26 the city mayor, to whom one shall report regularly on the tax collection efforts
27 of the City.

1 (c) No person shall be appointed city treasurer unless he is a citizen of
2 the Philippines, a resident of the City of San Pedro, of good moral character, a
3 holder of a college degree preferably in commerce, public administration or
4 law from a recognized college or university, and a first grade civil service
5 eligible or its equivalent. One must have acquired experience in treasury or
6 accounting service for at least five (5) years.

7 (d) The city treasurer shall receive such compensation, emoluments and
8 allowances as may be determined by law.

9 (e) The city treasurer shall take charge of the city finance department,
10 and shall:

11 (1) Advise the city mayor, the sangguniang panlungsod and other local
12 government and national officials concerned regarding disposition of local
13 government funds and on such other matters relative to public finance;

14 (2) Take custody and exercise proper management of the funds of the
15 City;

16 (3) Take charge of the disbursement of all funds of the City and such
17 other funds, the custody of which has been entrusted by law or other competent
18 authority;

19 (4) Inspect private commercial and industrial establishments within the
20 jurisdiction of the City in relation to the implementation of tax ordinances,
21 pursuant to the provisions of the Local Government Code of 1991;

22 (5) Maintain and update the tax information system of the City; and

23 (6) Perform such other duties and functions and exercise such other
24 powers as provided for under the Local Government Code of 1991, and those
25 that are prescribed by law or ordinance.

26 SEC. 28. *The City Assessor.* - (a) The city assessor must be a citizen
27 of the Philippines, a resident of the City of San Pedro, of good moral character,

1 a holder of a college degree preferably in civil or mechanical engineering,
2 commerce or any other related course from a recognized college or university,
3 and a first grade civil service eligible or its equivalent. One must have an
4 experience in real property assessment work or in any related field for at least
5 five (5) years immediately preceding the date of his appointment.

6 (b) The city assessor shall receive such compensation, emoluments and
7 allowances as may be determined by law.

8 (c) The city assessor shall take charge of the city assessor's
9 department, and shall:

10 (1) Ensure that all laws and policies governing the appraisal and
11 assessment of real properties for taxation purposes are properly executed;

12 (2) Initiate, review and recommend changes in policies and objectives,
13 plans and programs, techniques, procedures and practices in the evaluation and
14 assessment of real properties for taxation purposes;

15 (3) Establish a systematic method of real property assessment;

16 (4) Install and maintain real property identification and accounting
17 systems;

18 (5) Prepare, install and maintain a system of tax mapping, showing
19 graphically all properties subject to assessment and gather all data concerning
20 the same;

21 (6) Conduct frequent physical surveys to verify and determine whether
22 all real properties within the City are properly listed in the assessment rolls;

23 (7) Exercise the functions of appraisal and assessment primarily for
24 taxation purposes of all real properties in the City;

25 (8) Prepare a schedule of the fair market value of the different classes
26 of real properties in accordance with the provisions of the Local Government
27 Code of 1991;

1 (9) Issue, upon request of any interested party, certified copies of
2 assessment records of real properties and all other records relative to its
3 assessment, upon payment of a service charge or fee to the city treasurer;

4 (10) Submit every semester a report of all assessments, as well as
5 cancellations and modifications of assessments to the city mayor and the
6 sangguniang panlungsod;

7 (11) Attend personally or through an authorized representative all
8 sessions of the local board of assessments; and

9 (12) Perform such other duties and functions and exercise such other
10 powers as provided for under Republic Act No. 7160, otherwise known as the
11 Local Government Code of 1991, and those that are prescribed by law or
12 ordinance.

13 SEC. 29. *The City Accountant.* - (a) The city accountant must be
14 a citizen of the Philippines, a resident of the City of San Pedro, of good moral
15 character, a certified public accountant and must have acquired experience in
16 the treasury or accounting service for at least five (5) years immediately
17 preceding the date of his appointment.

18 (b) The city accountant shall receive such compensation, emoluments
19 and allowances as may be determined by law.

20 (c) The city accountant shall take charge of both the office of the
21 accounting and internal audit services, and shall:

22 (1) Install and maintain an internal audit system in the City;

23 (2) Prepare and submit financial statements to the city mayor and to the
24 sangguniang panlungsod;

25 (3) Apprise the sangguniang panlungsod and other officials on the
26 financial condition and operations of the City;

27 (4) Certify to the availability of budgetary allotment from which
28 expenditures and obligations may be properly charged;

1 (5) Review supporting documents before the preparation of vouchers to
2 determine completeness of requirements;

3 (6) Prepare statement of cash advances, liquidations, salaries,
4 allowances, reimbursements and remittances pertaining to the City;

5 (7) Prepare statements of journal vouchers and liquidations of the same
6 and other adjustments related thereto;

7 (8) Post individual disbursements to subsidiary ledgers and index
8 cards;

9 (9) Maintain individual ledgers for officials and employees of the City
10 pertaining to payrolls and deductions;

11 (10) Record and post in index cards details of purchased furniture,
12 fixtures and equipment, including disposal thereof, if any;

13 (11) Account for all issued requests for obligations and maintain and
14 keep all records and reports related thereto;

15 (12) Prepare journals and the analysis of obligations and maintain and
16 keep all records and reports related thereto; and

17 (13) Perform such other duties and functions and exercise such other
18 powers as provided for under the Local Government Code of 1991, and those
19 that are prescribed by law or ordinance.

20 SEC. 30. *The City Budget Officer.* – (a) The city budget officer must
21 be a citizen of the Philippines, a resident of the City of San Pedro, of good
22 moral character, a holder of a college degree preferably in accounting,
23 economics, public administration or any related course from a recognized
24 college or university, and a first grade civil service eligible or its equivalent.
25 The city budget officer must have acquired experience in government
26 budgeting or in any related field for at least five (5) years immediately
27 preceding the date of his appointment.

1 (b) The city budget officer shall take charge of the city budget
2 department, and shall:

3 (1) Prepare forms, orders and circulars embodying instructions on
4 budgetary and appropriation matters for the signature of the city mayor;

5 (2) Review and consolidate the budget proposals of different
6 departments and offices of the City;

7 (3) Assist the city mayor in the preparation of the budget and during
8 and after the budget hearings;

9 (4) Study and evaluate budgetary implications of proposed legislation
10 and submit comments and recommendations thereon;

11 (5) Submit periodic budgetary reports to the DBM;

12 (6) Coordinate with the city treasurer, the city accountant and the city
13 planning and development officer for the purpose of budgeting;

14 (7) Assist the *sangguniang panlungsod* in reviewing the approved
15 budgets of the component barangays;

16 (8) Coordinate with the city planning and development office in the
17 formulation of the development plan of the City; and

18 (9) Perform such other duties and functions and exercise such other
19 powers as provided for under the Local Government Code of 1991, and those
20 that are prescribed by law or ordinance.

21 SEC. 31. *The City Planning and Development Officer.* - (a) The city
22 planning and development officer must be a citizen of the Philippines, a
23 resident of the City of San Pedro, of good moral character, a holder of a
24 college degree preferably in urban planning, development studies, economics,
25 public administration or in any related course from a recognized college or
26 university, and a first grade civil service eligible or its equivalent. One must
27 have acquired experience in development planning or in any related field for at
28 least five (5) years immediately preceding the date of his appointment.

1 (b) The city planning and development officer shall receive such
2 compensation, emoluments and allowances as may be determined by law.

3 (c) The city planning development officer shall take charge of the city
4 planning and development coordinating office, and shall:

5 (1) Formulate integrated economic, social, physical and other
6 development plans and policies for the consideration of the City;

7 (2) Conduct continuing studies, researches and training programs
8 necessary to evolve plans and programs for implementation;

9 (3) Integrate and coordinate all sectoral plans and studies undertaken
10 by the different functional groups or agencies;

11 (4) Monitor and evaluate the implementation of the different
12 development programs, projects and activities in the City in accordance with
13 the approved development plan;

14 (5) Prepare comprehensive plans and other development planning
15 documents for the consideration of the local development council;

16 (6) Analyze the income and expenditure patterns, and formulate and
17 recommend fiscal plans and policies for the consideration of the finance
18 committee of the sangguniang panlungsod;

19 (7) Promote people's participation in development planning within the
20 City;

21 (8) Exercise supervision and control over the secretariat of the local
22 development council; and

23 (9) Perform such other duties and functions and exercise such other
24 powers as provided for under the Local Government Code of 1991, and those
25 that are prescribed by law or ordinance.

26 SEC. 32. *The City Engineer.* – (a) The city engineer must be a citizen
27 of the Philippines, a resident of the City of San Pedro, of good moral character
28 and a licensed civil engineer. One must have acquired experience in the

1 practice of his profession for at least five (5) years immediately preceding the
2 date of his appointment.

3 (b) The city engineer shall receive such compensation, emoluments and
4 allowances as may be determined by law.

5 (c) The city engineer shall take charge of the city engineering office,
6 and shall:

7 (1) Initiate, review and recommend changes in policies and objectives,
8 plans and programs, techniques, procedures and practices in infrastructure
9 development and public works in general of the City;

10 (2) Advise the city mayor on infrastructure, public works and other
11 engineering matters;

12 (3) Administer, coordinate, supervise and control the construction,
13 maintenance, improvement and repair of roads, bridges, other engineering and
14 public works projects of the City;

15 (4) Provide engineering services to the City, including investigations
16 and surveys, engineering designs, feasibility studies and project management;
17 and

18 (5) Perform such other duties and functions and exercise such other
19 powers as provided for under the Local Government Code of 1991, and those
20 that are prescribed by law or ordinance.

21 SEC. 33. *The City Health Officer.* – (a) The city health officer must
22 be a citizen of the Philippines, a resident of the City of San Pedro, of good
23 moral character and a licensed medical practitioner. One must have acquired
24 experience in the practice of his profession for at least five (5) years
25 immediately preceding the date of his appointment.

26 (b) The city health officer shall receive such compensation,
27 emoluments and allowances as may be determined by law.

1 (c) The city health officer shall take charge of the office of the city
2 health services, and shall:

3 (1) Supervise the personnel and staff of the said office, formulate
4 program implementation guidelines and rules and regulations for the operation
5 of the said office for the approval of the city mayor in order to assist him in the
6 efficient, effective and economical implementation of health service program
7 geared to implement health-related projects and activities;

8 (2) Formulate measures for the consideration of the sangguniang
9 panlungsod and provide technical assistance and support to the city mayor in
10 carrying out activities to ensure the delivery of basic services and the provision
11 of adequate facilities relative to health services as provided for under Section
12 17 of the Local Government Code of 1991;

13 (3) Develop plans and strategies and, upon approval thereof by the
14 city mayor, implement the same, particularly those which have to do with
15 health programs and projects which the city mayor is empowered to implement
16 and which the sangguniang panlungsod is empowered to provide for under the
17 Local Government Code of 1991;

18 (4) In addition to the foregoing duties and functions, the city health
19 officer shall:

20 (i) Formulate and implement policies, plans and projects to promote
21 the health of the people in the City;

22 (ii) Advise the city mayor and the sangguniang panlungsod on matters
23 pertaining to health;

24 (iii) Execute and enforce all laws, ordinances and regulations relating
25 to public health;

26 (iv) Recommend to the sangguniang panlungsod through the local
27 health board the passage of such ordinance as he may deem necessary for the
28 preservation of public health;

1 (v) Recommend the prosecution of any violation of sanitary laws,
2 ordinances or regulations;

3 (vi) Direct the sanitary inspection of all business establishments, stores
4 selling food items or providing accommodations such as hotels, motels, local
5 houses, pension houses and the like, in accordance with the Sanitation Code of
6 the Philippines;

7 (vii) Conduct health information campaigns and render health
8 intelligence services;

9 (viii) Coordinate with other government agencies and nongovernment
10 organizations involved in the promotion and delivery of health services; and

11 (ix) Be in the frontline of the delivery of health services, particularly
12 during and in the aftermath of man-made and natural disasters or calamities;
13 and

14 (5) Perform such other duties and functions and exercise such other
15 powers as provided for under the Local Government Code of 1991, and those
16 that are prescribed by law or ordinance.

17 SEC. 34. *The City Civil Registrar.* – (a) The city civil registrar must
18 be a citizen of the Philippines, a resident of the City of San Pedro, of good
19 moral character, a holder of a college degree from a recognized college or
20 university, and a first grade civil service eligible or its equivalent. He must
21 have acquired experience in civil registry work for at least five (5) years
22 immediately preceding the date of his appointment.

23 (b) The city civil registrar shall receive such compensation,
24 emoluments and allowances as may be determined by law.

25 (c) The city civil registrar shall be responsible for the civil registration
26 program in the City of San Pedro, pursuant to the Civil Registry Law, the
27 Omnibus Election Code and other pertinent laws, rules and regulations issued
28 to implement them.

1 (d) The city civil registrar shall take charge of the office of the city
2 civil registry, and shall:

3 (1) Develop plans and strategies and, upon approval thereof by the
4 city mayor, implement the same, particularly those which have to do with the
5 management and administration-related programs and projects which the city
6 mayor is empowered to implement and which the sangguniang panlungsod is
7 empowered to provide for under the Local Government Code of 1991;

8 (2) In addition to the foregoing duties and functions, the city civil
9 registrar shall:

10 (i) Accept all registrable documents and judicial decrees affecting the
11 civil status of persons;

12 (ii) File, keep and preserve in a secure place the books required by
13 law;

14 (iii) Transcribe and enter immediately upon receipt all registrable
15 documents and judicial decrees affecting the civil status of persons in the
16 appropriate civil registry books;

17 (iv) Transmit to the Office of the Civil Registrar, within the prescribed
18 period, duplicate copies of registered documents required by law;

19 (v) Issue certified transcripts or copies of any certificate or registered
20 documents upon payment of the required fees to the city treasurer;

21 (vi) Receive application for the issuance of a marriage license and,
22 after determining that the requirements and supporting certificates and
23 publication thereof for the prescribed period have been complied with, issue
24 the license upon payment of the authorized fee to the city treasurer; and

25 (vii) Coordinate with the National Statistics Office (NSO) in
26 conducting educational campaigns for vital registration and assist in the
27 preparation of demographic and other statistics for the City of San Pedro; and

1 (3) Perform such other duties and functions and exercise such other
2 powers as provided for under the Local Government Code of 1991, and those
3 that are prescribed by law or ordinance.

4 SEC. 35. *The City Administrator.* - (a) The city administrator must
5 be a citizen of the Philippines, a resident of the City of San Pedro, of good
6 moral character, a holder of a college degree preferably in public
7 administration, law or in any other related course from a recognized college or
8 university, and a first grade civil service eligible or its equivalent. He must
9 have acquired experience in management and administrative work for at least
10 five (5) years immediately preceding the date of his appointment.

11 (b) The term of the city administrator is coterminous with that of his
12 appointing authority.

13 (c) The city administrator shall receive such compensation,
14 emoluments and allowances as may be determined by law.

15 (d) The city administrator shall take charge of the city administrator's
16 office, and shall:

17 (1) Develop plans and strategies and, upon approval thereof by the city
18 mayor, implement the same, particularly those which have to do with the
19 management and administration-related programs and projects which the city
20 mayor is empowered to implement and which the sangguniang panlungsod is
21 empowered to provide for under the Local Government Code of 1991;

22 (2) Assist in the coordination of the work of all the officials of the local
23 government unit, under the supervision, direction and control of the city mayor
24 and, for this purpose, he may convene the chiefs of offices and other officials
25 of the local government unit;

26 (3) Establish and maintain a sound for the local government unit
27 designed to promote career development and uphold the merit principle in the
28 local government service;

1 (4) Conduct a continuing organizational development of the local
2 government unit with the end in view of instituting effective administrative
3 reforms;

4 (5) Be in the frontline of the delivery of administrative support
5 services, particularly those related to the situations during and in the aftermath
6 of man-made and natural disasters or calamities;

7 (6) Recommend to the sangguniang panlungsod and advise the city
8 mayor on all matters relative to the management and administration of the City;
9 and

10 (7) Perform such other duties and functions and exercise such other
11 powers as provided for under the Local Government Code of 1991, and those
12 that are prescribed by law or ordinance.

13 , SEC. 36. *The City Legal Officer.* – (a) The city legal officer must be a
14 citizen of the Philippines, a resident of the City of San Pedro, of good moral
15 character and a member of the Philippine Bar. One must have practiced his
16 profession for at least five (5) years immediately preceding the date of his
17 appointment.

18 The term of the legal officer shall be coterminous with that of his
19 appointing authority.

20 (b) The city legal officer shall receive such compensation, emoluments
21 and allowances as may be determined by law.

22 (c) The city legal officer, the chief legal counsel of the City, shall take
23 charge of the office of the city legal service, and shall:

24 (1) Formulate measures for the consideration of the sangguniang
25 panlungsod and provide legal assistance and support to the city mayor in
26 carrying out the delivery of basic services and the provision of adequate
27 facilities;

28 (2) Develop plans and strategies and, upon approval thereof by the city
29 mayor, implement the same, particularly those which have to do with the

1 programs and projects related to legal services which the city mayor is
2 empowered to implement and which the sangguniang panlungsod is
3 empowered to provide;

4 (3) Represent the local government unit in all civil action and special
5 proceedings wherein the local government unit or any official thereof, in his
6 official capacity, is a party: *Provided*, That, in actions or proceedings where
7 the City of San Pedro is a party adverse to the provincial government or to
8 another component city, a special legal officer may be employed to represent
9 the adverse party;

10 (4) When required by the city mayor or sanggunian, draft ordinances,
11 contracts, bonds, leases and other instruments, involving any interest of the
12 local government unit; and provide comments and recommendations on any
13 instruments already drawn;

14 (5) Render his opinion in writing on any question of law when
15 requested to do so by the city mayor or sanggunian;

16 (6) Investigate or cause to be investigated any local official or
17 employee for administrative neglect or misconduct in office, and recommend
18 appropriate action to the city mayor or sanggunian, as the case may be;

19 (7) Investigate or cause to be investigated any person, firm or
20 corporation holding any franchise or exercising any privilege for failure to
21 comply with any term or condition in the grant of such franchise or privilege,
22 and recommending appropriate action to the city mayor or sanggunian, as the
23 case may be;

24 (8) When directed by the city mayor or sanggunian, initiate and
25 prosecute in the interest of the local government unit concerned any civil
26 action on any bond, lease or other contract upon any breach or violation
27 thereof;

28 (9) Review ordinances and submit recommendations on ordinances
29 approved and executive orders issued by component units;

1 (10) Recommend measures to the sangguniang panlungsod and advise
2 the city mayor on all matters related to upholding the rule of law;

3 (11) Be in the frontline of protecting human rights and prosecuting any
4 violation thereof, particularly those which occur during and in the aftermath of
5 man-made and natural disasters or calamities; and

6 (12) Perform such other duties and functions and exercise such other
7 powers as provided for under the Local Government Code of 1991, and those
8 that are prescribed by law or ordinance.

9 SEC. 37. *The City Social Welfare and Development Officer.* - (a)

10 The city social welfare and development officer must be a citizen of the
11 Philippines, a resident of the City of San Pedro, of good moral character, a
12 licensed social worker or a holder of a college degree preferably in social work
13 or in any other related course from a recognized college or university, and a
14 first grade civil service eligible or its equivalent. One must have acquired
15 experience in the practice of social work for at least five (5) years immediately
16 preceding the date of his appointment.

17 (b) The city social welfare and development officer shall receive such
18 compensation, emoluments and allowances as may be determined by law.

19 (c) The city social welfare and development officer shall take charge of
20 the office of the social welfare and development, and shall:

21 (1) Formulate measures for the approval of the sangguniang
22 panlungsod and provide technical assistance and support to the city mayor in
23 carrying out measures to ensure the delivery of basic services and the provision
24 of adequate facilities relative to social welfare and development services;

25 (2) Develop plans and strategies and, upon approval thereof by the city
26 mayor, implement the same, particularly those which have to do with social
27 welfare programs and projects which the city mayor is empowered to
28 implement and which the sangguniang panlungsod is empowered to provide;

1 (3) Identify the basic needs of the needy, the disadvantaged and the
2 impoverished, and develop and implement appropriate measures to alleviate
3 their problems and improve their living conditions;

4 (4) Provide relief and appropriate crisis intervention for victims of
5 abuse and exploitation and recommend appropriate measures to deter further
6 abuse and exploitations;

7 (5) Assist the city mayor, as the case may be, in implementing the
8 *barangay level program* for the total development and protection of children up
9 to six (6) years of age;

10 (6) Facilitate the implementation of welfare programs for the disabled,
11 elderly and victims of drug addiction, the rehabilitation of prisoners and
12 parolees, the prevention of juvenile delinquency and such other activities
13 which would eliminate and minimize the ill-effects of poverty;

14 (7) *Initiate and support welfare programs that will enhance the role of*
15 *the youth in nation building;*

16 (8) Coordinate with the government agencies and nongovernmental
17 organizations which have for their purpose the promotion and the protection of
18 all the needy, disadvantaged, underprivileged or impoverished groups or
19 individuals, particularly those identified to be vulnerable and high risk to
20 exploitation, abuse and neglect;

21 (9) Be in the frontline of the delivery of services particularly those
22 which have to do with the immediate relief and assistance during and in the
23 aftermath of man-made and natural disasters or calamities;

24 (10) Recommend to the *sangguniang panlungsod* and advise the city
25 mayor on all other matters related to social welfare and development services
26 which will improve the livelihood and the living conditions of the inhabitants;
27 and

1 (11) Perform such other duties and functions and exercise such other
2 powers as provided for under the Local Government Code of 1991, and those
3 that are prescribed by law or ordinance.

4 SEC. 38. *The City Veterinarian.* – (a) The city veterinarian must be a
5 citizen of the Philippines, a resident of the City of San Pedro, of good moral
6 character and a licensed doctor of veterinary medicine. One must have
7 practiced his profession for at least three (3) years immediately preceding the
8 date of his appointment.

9 (b) The city veterinarian shall receive such compensation, emoluments
10 and allowances as may be determined by law.

11 (c) The city veterinarian shall take charge of the office of the veterinary
12 services, and shall:

13 (1) Formulate measures for the consideration of the sangguniang
14 panlungsod and provide technical assistance and support to the city mayor in
15 carrying out measures to ensure the delivery of basic services and the provision
16 of adequate facilities;

17 (2) Develop plans and strategies and, upon approval thereof by the city
18 mayor, implement the same, particularly those which have to do with
19 veterinary-related activities which the city mayor is empowered to implement
20 and which the sangguniang panlungsod is empowered to provide;

21 (3) Advise the city mayor on all matters pertaining to the slaughter of
22 animals for human consumption and the regulation of slaughterhouses;

23 (4) Regulate the keeping of domestic animals;

24 (5) Regulate and inspect poultry, milk and dairy products for public
25 consumption;

26 (6) Enforce all laws for the prevention of cruelty to animals;

27 (7) Take the necessary measures to eradicate, prevent or cure all forms
28 of animal diseases;

1 (8) Be in the frontline of the veterinary-related activities, such as the
2 outbreak of highly contagious and deadly diseases, and in situations resulting
3 in the depletion of animals for work and for human consumption, particularly
4 those arising from and in the aftermath of man-made and natural disasters or
5 calamities;

6 (9) Recommend to the sangguniang panlungsod and advise the city
7 mayor on all other matters relative to the veterinary services which will
8 increase the number and improve the quality of livestock, poultry and other
9 domestic animals used for work or for human consumption; and

10 (10) Perform such other duties and functions and exercise such other
11 powers as provided for under the Local Government Code of 1991, and those
12 that are prescribed by law or ordinance.

13 SEC. 39. *The City General Services Officer.* - (a) The city general
14 services officer must be a citizen of the Philippines, a resident of the City of
15 San Pedro, of good moral character, a holder of a college degree in public
16 administration, business administration or management from a recognized
17 college or university, and a first grade civil service eligible or its equivalent.
18 One must have acquired experience in general services, including the
19 management of supply, property, solid waste disposal and general sanitation
20 for at least five (5) years immediately preceding the date of his appointment.

21 (b) The city general services officer shall receive such compensation,
22 emoluments and allowances as may be determined by law.

23 (c) The city general services officer shall take charge of the office of
24 the general services, and shall:

25 (1) Formulate measures for the consideration of the sangguniang
26 panlungsod and provide technical assistance and support to the city mayor in
27 carrying out measures to ensure the delivery of basic services and the provision
28 of adequate facilities which require general services expertise in technical
29 support services;

1 (2) Develop plans and strategies and, upon approval thereof by the city
2 mayor, implement the same, particularly those which have to do with general
3 services supportive of the welfare of the inhabitants of the City which the city
4 mayor is empowered to implement and which the sangguniang panlungsod is
5 empowered to provide;

6 (3) Take custody of and be accountable for all properties, real or
7 personal, owned by the City and those granted to it in the form of donation,
8 reparation, assistance and counterpart of joint projects;

9 (4) With the approval of the city mayor, assign building or land space
10 to local officials or other public officials who, by law, are entitled to such
11 space;

12 (5) Recommend to the city mayor the reasonable rental rates for local
13 government properties, whether real or personal, which will be leased to public
14 or private entities by the local government;

15 (6) Maintain and supervise janitorial, security, landscaping and other
16 related services in all local government public buildings and other real
17 property, whether owned or leased by the local government unit;

18 (7) Collate and disseminate information regarding prices, shipping and
19 other costs of supplies and other items commonly used by the local
20 government unit;

21 (8) Perform archival and record management with respect to records of
22 offices and departments of the local government unit;

23 (9) Perform all other functions pertaining to supply and property
24 management heretofore performed by the local government treasurer and
25 enforce policies on records creation, maintenance and disposal;

26 (10) Be in the frontline of general services-related activities, such as
27 the possible and imminent destruction or damage to records, supplies,
28 properties and structure materials or debris, particularly during and in the
29 aftermath of man-made and natural disasters or calamities;

1 (11) Recommend to the sangguniang panlungsod and advise the city
2 mayor on all matters relative to general services; and

3 (12) Perform such other duties and functions and exercise such other
4 powers as provided for under the Local Government Code of 1991, and those
5 that are prescribed by law or ordinance.

6 SEC. 40. *The City Environment and Natural Resources Officer.* –

7 (a) The city environment and natural resources officer must be a citizen of the
8 Philippines, a resident of the City of San Pedro, of good moral character, a
9 holder of a college degree preferably in environment, forestry, agriculture or in
10 any other related course from a recognized college or university, and a first
11 grade civil service eligible or its equivalent. One must have acquired
12 experience in environment and natural resources management, conservation
13 and utilization work for at least five (5) years immediately preceding the date
14 of his appointment.

15 (b) The city environment and natural resources officer shall receive
16 such compensation, emoluments and allowances as may be determined by law.

17 (c) *The city environment and natural resources officer shall take charge*
18 *of the city environment service department, and shall:*

19 (1) Formulate measures for the consideration of the sangguniang
20 panlungsod and provide assistance and support to the city mayor in carrying
21 out measures to ensure the delivery of basic services and the provision of
22 adequate facilities relative to environment and natural resources services as
23 provided for under Section 17 of the Local Government Code of 1991;

24 (2) Develop plans and strategies and, upon approval thereof by the city
25 mayor, implement the same, particularly those which have to do with the
26 environment and natural resources programs and projects which the city mayor
27 is empowered to implement and which the sangguniang panlungsod is
28 empowered to provide;

1 (3) Establish, maintain, protect and preserve communal forests,
2 watersheds, tree parks, mangroves, greenbelts and similar forest projects and
3 commercial forests, like industrial tree farms and agro-forestry projects;

4 (4) Provide extension services to beneficiaries of forest development
5 projects and technical financial and infrastructure assistance;

6 (5) Manage and maintain seed banks and produce seedlings for forest
7 and tree parks;

8 (6) Provide extension services to beneficiaries of forest development
9 projects and render assistance for natural resources-related conservation and
10 utilization activities consistent with ecological balance;

11 (7) Promote the small-scale mining and utilization of mineral
12 resources, particularly mining of gold;

13 (8) Coordinate with government agencies and nongovernmental
14 organizations in the implementation of measures to prevent and control land,
15 air and water pollution with the assistance of the Department of Environment
16 and Natural Resources;

17 (9) Be in the frontline of the delivery of services concerning the
18 environment and natural resources, particularly in the renewal and
19 rehabilitation of the environment during and in the aftermath of man-made and
20 natural disasters or calamities;

21 (10) Recommend measures to the sangguniang panlungsod and advise
22 the city mayor on all matters relative to the protection, conservation, maximum
23 utilization, application of appropriate technology and other matters related to
24 the environment and natural resources; and

25 (11) Perform such other duties and functions and exercise such other
26 powers as provided for under the Local Government Code of 1991, and those
27 that are prescribed by law or ordinance.

1 SEC. 41. *The City Architect.* – (a) The city architect must be a citizen
2 of the Philippines, a resident of the City of San Pedro, of good moral character,
3 and a duly licensed architect. One must have practiced his profession for at
4 least five (5) years immediately preceding the date of his appointment.

5 (b) The city architect shall receive such compensation, emoluments and
6 allowances as may be determined by law.

7 (c) The city architect shall take charge of the office of the architectural
8 planning and design, and shall:

9 (1) Formulate measures for the consideration of the sangguniang
10 panlungsod and provide technical assistance and support to the city mayor in
11 carrying out measures to ensure the delivery of basic services and the provision
12 of adequate facilities relative to architectural planning and design;

13 (2) Develop plans and strategies and, upon approval thereof by the city
14 mayor, implement the same, particularly those which have to do with
15 architectural planning and design programs and projects which the city mayor
16 is empowered to implement and which the sangguniang panlungsod is
17 empowered to provide for under the Local Government Code of 1991;

18 (3) Prepare and recommend for consideration of the sanggunian the
19 architectural plan and design for the local government unit or a part thereof,
20 including the renewal of slums and blighted areas, land reclamation activities,
21 the greening of land and appropriate planning of marine and foreshore areas;

22 (4) Review and recommend for appropriate action of the sanggunian or
23 the city mayor, as the case may be, the architectural plans and designed
24 submitted by governmental and nongovernmental entities or individuals,
25 particularly those for undeveloped and poorly designed areas;

26 (5) Coordinate with government and nongovernment entities and
27 individuals involved in the aesthetics and maximum utilization of the land and
28 water within the jurisdiction of the government unit, compatible with the
29 environmental integrity and ecological balance;

1 (6) Be in the frontline of the delivery of services involving architectural
2 planning and design, particularly those related to the redesigning of spatial
3 distribution of basic facilities and physical structures during and in the
4 aftermath of man-made and natural disasters or calamities;

5 (7) Recommend to the sangguniang panlungsod and advise the city
6 mayor on all other matters relative to architectural planning and design as it
7 relates to the total socioeconomic development of the City; and

8 (8) Perform such other duties and functions and exercise such other
9 powers as provided for under the Local Government Code of 1991, and those
10 that are prescribed by law or ordinance.

11 SEC. 42. *The City Information Officer.* – (a) The city information
12 officer must be a citizen of the Philippines, a resident of the City of San Pedro,
13 of good moral character, a holder of a college degree preferably in journalism,
14 mass communication or in any related course from a recognized college or
15 university, and a first grade civil service eligible or its equivalent. One must
16 have experience in writing articles and research papers, or writing for print,
17 television or broadcast media for at least three (3) years immediately preceding
18 the date of his appointment.

19 (b) The city information officer shall receive such compensation,
20 emoluments and allowances as may be determined by law.

21 (c) The city information officer shall take charge of the city
22 information and community relations department, and shall:

23 (1) Formulate measures for the consideration of the sangguniang
24 panlungsod and provide technical assistance and support to the city mayor in
25 providing the information and research data required for the delivery of basic
26 services and the provision of adequate facilities so that the public becomes
27 aware of said services and may fully avail of the same;

1 (2) Develop plans and strategies and, upon approval thereof by the city
2 mayor, implement the same, particularly those which have to do with public
3 information and research data to support programs and projects which the city
4 mayor is empowered to implement and which the sangguniang panlungsod is
5 empowered to provide;

6 (3) Provide relevant, adequate and timely information to the local
7 government unit and its residents;

8 (4) Furnish information and data on local government agencies or
9 offices as may be required by law or ordinance; and nongovernmental
10 organizations to be furnished by said agencies and organizations;

11 (5) Maintain effective liaison with the various sectors of the community
12 on matters and issues that affect the livelihood and the quality of life of the
13 inhabitants and encourage support for programs of the local and national
14 government;

15 (6) Be in the frontline in providing information during and in the
16 aftermath of man-made and natural disasters or calamities, with special
17 attention to the victims thereof, to help minimize injuries and casualties after
18 the emergency, and to accelerate relief and rehabilitation;

19 (7) Recommend to the sangguniang panlungsod and advise the city
20 mayor on all other matters relative to public information and research data as it
21 relates to the total socioeconomic development of the City; and

22 (8) Perform such other duties and functions and exercise such other
23 powers as provided for under the Local Government Code of 1991, and those
24 that are prescribed by law or ordinance.

25 SEC. 43. *The City Cooperatives Officer.* – (a) The city cooperatives
26 officer must be a citizen of the Philippines, a resident of the City of San Pedro,
27 of good moral character, a holder of a college degree preferably in business

1 administration with special training on cooperatives or in any related course
2 from a recognized college or university, and a first grade civil service eligible
3 or its equivalent. One must have acquired experience in cooperatives
4 organization and management for at least five (5) years immediately preceding
5 the date of his appointment.

6 (b) The city cooperatives officer shall receive such compensation,
7 emoluments and allowances as may be determined by law.

8 (c) The city cooperatives officer shall take charge of the office for the
9 development of cooperatives, and shall:

10 (1) Formulate measures for the consideration of the sangguniang
11 panlungsod and provide technical assistance and support to the city mayor in
12 carrying out measures to ensure the delivery of basic services and the provision
13 of facilities through the development of cooperatives and in providing access
14 to such services and facilities;

15 (2) Develop plans and strategies and, upon approval thereof by the city
16 mayor, implement the same, particularly those which have to do with the
17 integration of cooperatives principles and methods in programs which the city
18 mayor is empowered to implement and which the sangguniang panlungsod is
19 empowered to provide;

20 (3) Assist in the organization of cooperatives;

21 (4) Provide technical and other forms of assistance to existing
22 cooperatives to enhance their viability as an economic enterprise and social
23 organization;

24 (5) Assist cooperatives in establishing linkages with government
25 agencies and nongovernment organizations involved in the promotion and
26 integration of the concept of cooperatives in the livelihood of the people and
27 other community activities;

1 (6) Be in the frontline of cooperatives organization, rehabilitation or
2 viability enhancement, particularly during and in the aftermath of man-made
3 and natural disasters or calamities, to aid in their survival and, if necessary,
4 subsequent rehabilitation;

5 (7) Recommend to the sangguniang panlungsod and advise the city
6 mayor on all other matters relative to cooperatives development and viability
7 enhancement which will improve the livelihood and the quality of life of the
8 inhabitants; and

9 (8) Perform such other duties and functions and exercise such other
10 powers as provided for under the Local Government Code of 1991, and those
11 that are prescribed by law or ordinance.

12 SEC. 44. *The City Population Officer.* - (a) The city population
13 officer must be a citizen of the Philippines, a resident of the City of San Pedro,
14 of good moral character, a holder of a college degree preferably with
15 *specialized training in population development* from a recognized college or
16 university, and a first grade civil service eligible or its equivalent. One must
17 have acquired experience in the implementation of programs on population
18 development or responsible parenthood for at least five (5) years immediately
19 preceding the date of his appointment.

20 (b) The city population officer shall receive such compensation,
21 emoluments and allowances as may be determined by law.

22 (c) The city population officer shall take charge of the office of the
23 population development, and shall:

24 (1) Formulate measures for the consideration of the sangguniang
25 panlungsod and provide technical assistance and support to the city mayor in
26 carrying out measures to ensure the delivery of basic services and the provision
27 of adequate facilities relative to the integration of the population development
28 principles and in providing access to said services and facilities;

1 (2) Develop plans and strategies and, upon approval thereof by the city
2 mayor, implement the same, particularly those which have to do with the
3 *integration of population development principles and methods in programs and*
4 *projects which the city mayor is empowered to implement and which the*
5 *sangguniang panlungsod is empowered to provide;*

6 (3) Assist the city mayor in the implementation of the constitutional
7 provisions relative to population development and the promotion of
8 responsible parenthood;

9 (4) Establish and maintain an updated data bank for program
10 operations, development planning and an educational program to ensure the
11 people's participation in understanding of population development;

12 (5) Implement appropriate training programs responsive to the cultural
13 heritage of the inhabitants; and

14 (6) Perform such other duties and functions and exercise such other
15 powers as provided for under the Local Government Code of 1991, and those
16 that are prescribed by law or ordinance.

17 SEC. 45. *The City Agriculturist.* – (a) The city agriculturist must be a
18 citizen of the Philippines, a resident of the City of San Pedro, of good moral
19 character, a holder of a college degree preferably in agriculture or in any other
20 related course from a recognized college or university, and a first grade civil
21 service eligible or its equivalent. One must have practiced his profession in
22 agriculture or acquired the experience in a related field for at least five (5)
23 years immediately preceding the date of his appointment.

24 (b) The city agriculturist shall receive such compensation, emoluments
25 and allowances as may be determined by law.

26 (c) The city agriculturist shall take charge of the office of the
27 agricultural services, and shall:

1 (1) Formulate measures for the approval of the sangguniang
2 panlungsod and provide technical assistance and support to the city mayor in
3 carrying out measures to ensure the delivery of basic services and the provision
4 of adequate facilities relative to agricultural services;

5 (2) Develop plans and strategies and, upon approval thereof by the city
6 mayor, implement the same, particularly those which have to do with the
7 agricultural programs and projects which the city mayor is empowered to
8 implement and which the sangguniang panlungsod is empowered to provide;

9 (3) In addition to the foregoing duties and functions, the city
10 agriculturist shall:

11 (i) Ensure that maximum assistance and access to resources in the
12 production, processing and marketing of agricultural and aquacultural and
13 marine products are extended to farmers, fishermen and local entrepreneurs;

14 (ii) Conduct or cause to be conducted location-specific agricultural
15 researches and assist in making available the appropriate technology arising
16 out of and disseminating information on basic research on crops, prevention
17 and control of plant diseases and pests, and other agricultural matters which
18 will maximize productivity;

19 (iii) Assist the city mayor in the establishment and extension services
20 of demonstration farms on aquaculture and marine products;

21 (iv) Enforce rules and regulations relating to agriculture and
22 aquaculture;

23 (v) Coordinate with government agencies and nongovernmental
24 organizations, which promote agricultural productivity through applied
25 technology compatible with environmental integrity;

26 (4) Be in the frontline of the delivery of basic agricultural services,
27 particularly those needed for the survival of the inhabitants during and in the
28 aftermath of man-made and natural disasters or calamities;

1 (5) Recommend to the sangguniang panlungsod and advise the city
2 mayor on all other matters related to agriculture and aquaculture which will
3 improve the livelihood and the living conditions of the inhabitants; and

4 (6) Perform such other duties and functions and exercise such other
5 powers as provided for under the Local Government Code of 1991, and those
6 that are prescribed by law or ordinance.

7 ARTICLE VIII

8 THE CITY FIRE STATION SERVICE, THE CITY JAIL SERVICE,
9 THE CITY SCHOOLS DIVISION AND THE CITY PROSECUTION SERVICE

10 SEC. 46. *The City Fire Station Service.* – (a) There shall be
11 established in the City at least one (1) fire station with adequate personnel,
12 firefighting facilities and equipment, subject to the standards, rules and
13 regulations that may be promulgated by the DILG. The City shall provide the
14 necessary land or site of the station.

15 (b) The city fire station shall be headed by a city fire marshal whose
16 qualifications shall be as those provided for under the Republic Act No. 9263,
17 as amended, otherwise known as the “Bureau of Fire Protection and Bureau of
18 Jail Management and Penology Professionalization Act of 2004”.

19 (c) The city fire station shall be responsible for providing emergency
20 services such as the rescue and evacuation of injured people related to
21 incidents and, in general, all fire prevention and suppression measures to
22 secure the safety of life and property of the citizenry.

23 SEC. 47. *The City Jail Service.* – (a) There shall be established and
24 maintained in the City a secured, clean, adequately equipped and sanitary jail
25 for the custody and safekeeping of prisoners, any fugitive from justice, or
26 person detained awaiting investigation or trial and/or violent mentally ill
27 person who endangers himself or the safety of others, duly certified as such by
28 the proper medical health officer, pending the transfer to a mental institution.

1 (b) The city jail service shall be headed by a city jail warden whose
2 qualifications shall be as those provided for under the “Bureau of Fire
3 Protection and Bureau of Jail Management and Penology Professionalization
4 Act of 2004”. One shall assist in the immediate rehabilitation of individuals or
5 detention of prisoners. Great care must be exercised so that human rights of
6 these prisoners are respected and protected, and their spiritual and physical
7 well-being are properly and promptly attended to.

8 SEC. 48. *The City Schools Division.* – (a) There shall be established
9 and maintained by the DepED a city schools division of the City of San Pedro
10 whose area of jurisdiction will cover all the school districts within the City.

11 (b) The city schools division shall be headed by a city schools division
12 superintendent who must possess the necessary qualifications required by the
13 DepED.

14 SEC. 49. *The City Prosecution Service.* – (a) There shall be
15 established in the City a city prosecution service to be headed by a city
16 prosecutor and such number of assistant city prosecutors, as may be necessary,
17 who shall be organizationally part of the Department of Justice (DOJ), and
18 under the supervision and control of the Secretary of Justice and whose
19 qualifications, manner of appointment, rank, salary and benefits shall be
20 governed by existing laws covering prosecutors in the DOJ.

21 (b) The city prosecutor shall handle the criminal prosecution in the
22 municipal trial courts in the City as well as in the regional trial courts for
23 criminal cases originating in the territory of the City, and shall render to or for
24 the City such services as are required by law, ordinance or regulation of the
25 DOJ.

26 The Secretary of Justice shall always ensure the adequacy and the
27 quality of prosecution service in the City and, for this purpose, shall, in the

1 absence or lack or insufficiency in number of assistant city prosecutors as
2 provided hereinabove, designate from among the assistant provincial
3 prosecutors a sufficient number to perform and discharge the functions of the
4 city prosecution service as provided hereinabove.

5 ARTICLE IX

6 TRANSITORY AND FINAL PROVISIONS

7 SEC. 50. *Municipal Ordinances Existing at the Time of the Approval of*
8 *this Act.* – All municipal ordinances of the Municipality of San Pedro existing
9 at the time of the approval of this Act shall continue to be in force within the
10 City of San Pedro until the sangguniang panlungsod shall declare otherwise.

11 SEC. 51. *Plebiscite.* – The City of San Pedro shall acquire corporate
12 existence upon the ratification of its creation by a majority of the votes cast by
13 the qualified voters in a plebiscite to be conducted in the present Municipality
14 of San Pedro within thirty (30) days from the approval of this Act.

15 The Commission on Elections shall conduct and supervise such
16 plebiscite.

17 The expenses for such plebiscite shall be borne by the Municipality of
18 San Pedro.

19 SEC. 52. *Officials of the City of San Pedro.* – The present elective
20 officials of the Municipality of San Pedro shall continue to exercise their
21 powers and functions until such time that a new election is held and the duly
22 elected officials shall have already qualified and assumed their offices.
23 Appointive officials and employees of the municipality shall likewise continue
24 exercising their functions and duties and they shall be automatically absorbed
25 by the city government of the City of San Pedro.

26 SEC. 53. *Succession Clause.* – The City of San Pedro shall succeed to
27 all the assets, properties, liabilities and obligations of the Municipality of San
28 Pedro.

1 SEC. 54. *Election of Provincial Governor and Sangguniang*
2 *Panalawigan Members of the Province of Laguna.* – The qualified voters of
3 the City of San Pedro shall be qualified to vote and run for any elective
4 position in the elections for provincial governor, provincial vice governor,
5 sangguniang panlalawigan members and other elective officials for the
6 Province of Laguna.

7 SEC. 55. *Jurisdiction of the Province of Laguna.* – The City of San
8 Pedro shall, unless otherwise provided by law, continue to be under the
9 jurisdiction of the Province of Laguna.

10 SEC. 56. *Suspension of Increase in Rates of Local Taxes.* – No
11 increase in the rates of local taxes shall be imposed by the City within the
12 period of five (5) years from its acquisition of corporate existence.

13 SEC. 57. *Legislative District.* – Until otherwise provided by law, the
14 City of San Pedro shall continue to be a part of the First Legislative District of
15 the Province of Laguna.

16 SEC. 58. *Applicability of Laws.* – The provisions of the Local
17 Government Code of 1991 and other laws pertaining to the Province of Laguna
18 and such laws as are applicable shall govern the City of San Pedro insofar as
19 these are not inconsistent with the provisions of this Act.

20 SEC. 59. *Separability Clause.* – If, for any reason or reasons, any
21 part or provision of this Charter shall be held unconstitutional, invalid or
22 inconsistent with the Local Government Code of 1991, the other parts or
23 provisions hereof which are not affected thereby shall continue to be in full
24 force and effect.

25 SEC. 60. *Effectivity.* – This Act shall take effect fifteen (15) days after
26 its complete publication in any newspaper of general and local circulation.

Approved,