



Republic of the Philippines
 PROVINCE OF CAGAYAN
 City of Tuguegarao

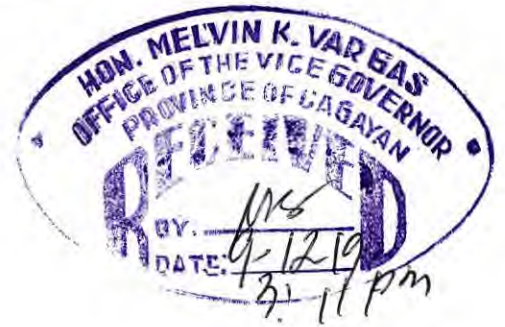


SEVENTH CITY COUNCIL

EXCERPTS FROM THE MINUTES OF THE 10th REGULAR SESSION
 OF THE EIGHTH CITY COUNCIL OF TUGUEGARAO CITY, CAGAYAN
 HELD ON SEPTEMBER 2, 2019, 9:00 A.M., MONDAY,
 AT THE SANGGUNIANG PANLUNGSOD SESSION HALL

PRESENT:

Hon. Bienvenido C. De Guzman II	City Vice Mayor, Presiding Officer
Hon. Maila Rosario T. Que	Sangguniang Panlungsod Member
Hon. Imogen Claire M. Callangan	-do-
Hon. Gilbert S. Labang	-do-
Hon. Danilo L. Baccay	-do-
Hon. Ronald S. Ortiz	-do-
Hon. Arnel T. Arugay	-do-
Hon. Mary Marjorie P. Martin –Chan	-do-
Hon. Grace B. Arago	-do-
Hon. Raymund P. Guzman	-do-
Hon. Karina S. Gauani	-do-
Hon. Victor Herbert N. Perez	-do-
Hon. Gil G. Pagulayan	Ex Officio Member
Hon. Karen L. Taguinod	Ex Officio Member



ABSENT:

Hon. Winnoco R. Abraham	Sangguniang Panlungsod Member (on Sick Leave)
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CITY ORDINANCE NO. 036-08-2019

**AN ORDINANCE DECLARING THE TEMPORARY CLOSURE OF THE
 RIGHT SIDE OF DON DOMINGO ROAD AS RELOCATION SITE
 OF ALL SIDEWALK VENDORS IN THE CITY**

WHEREAS, Section 21 (a) of Republic Act (RA) No. 7160 provides that *"a local government unit may, pursuant to an ordinance, permanently or temporarily close or open any local road, alley, park, or square falling within its jurisdiction, provided however that in case of permanent closure, such ordinance must be approved by at least two-thirds (2/3) of all members of the sanggunian, and when necessary, an adequate substitute for the public facility that is subject to closure is provided; "*

WHEREAS, in line with the priority projects of the present administration for infrastructure, particularly the construction of the New Don Domingo Public Market, there is an urgent need to relocate the vendors who shall be displaced during the progress of the said project;

WHEREAS, the City Mayor, Hon. Atty. Jefferson P. Soriano, requested the Eighth City Council for the temporary closure of the right side of Don Domingo Road as a relocation site of all sidewalk vendors in the city;

WHEREAS, all ambulant vendors in the Tuguegarao City Commercial Center shall be accommodated in the relocation site;

WHEREAS, legitimate stall holders in the Tuguegarao City Public Market (Don Domingo) shall be prioritized subject to payment of rental fees;

WHEREAS, by virtue of Committee Report No. 129-2019, the Eighth City Council during their 9th Regular Session deemed it proper, necessary and beneficial to grant the said request through the enactment of an ordinance, approval of which shall be subject to the submission of a sketch plan by the City Engineering Office to be presented in the plenary.

NOW, THEREFORE, be it **ORDAINED** by the Eighth City Council in session assembled to enact the following:

Section 1. SCOPE AND LIMITATION. This Ordinance shall cover the temporary closure of the right side of Don Domingo Road, from the adjacent road of the road at the back of the Valley Hotel to the northern corner of the Market or from Qmart to front of the Carnival, with a width of three (3) meters, duration of which will be up to the completion of the New Don Domingo Public Market.

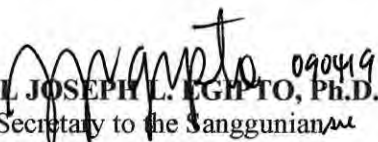
Section 2. INFORMATION. This Ordinance shall be disseminated through lamp post banners in Tuguegarao City.

Section 3. IMPLEMENTATION. This ordinance shall be implemented by the Office of the City Chief of Police in coordination with the Tuguegarao City Traffic Management Group. Further, the City Chief of Police in coordination with the Public Order and Safety Unit (POSU) shall adopt a system of rerouting traffic in the affected street and provide adequate loading, unloading and parking areas as well as appropriate access in cases of emergency.

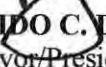
SECTION 4. EFFECTIVITY CLAUSE. This Ordinance shall take effect immediately upon approval.

X-X-X

I HEREBY CERTIFY TO THE CORRECTNESS OF THE FOREGOING:


JOEL JOSEPH L. EGIPIO, Ph.D.
Secretary to the Sanggunian

ATTESTED:


HON. BIENVENIDO C. DE GUZMAN II
City Vice Mayor/Presiding Officer
Date: 09/06/19

APPROVED:


HON. ATTY. JEFFERSON P. SORIANO
City Mayor
Date: 09/06/19

Province of Cagayan
TUGUEGARAO CITY

OFFICE OF THE SP SECRETARY

MINUTES OF THE PUBLIC HEARING CONDUCTED BY THE COMMITTEE ON PUBLIC SAFETY AND ORDER AND DISASTER PREPAREDNESS (Lead) WITH THE COMMITTEE ON RULES, LAWS AND ETHICS ON AUGUST 29, 2019, 9:00 P.M., HELD AT THE BALZAIN EAST BARANGAY HALL, TUGUEGARAO CITY.

PRESENT:

HON. GIL G. PAGULAYAN	- Chairman, Public Safety & Order
HON. MARY MARJORIE M. CHAN	- Vice Chair, Laws
HON. GILBERT S. LABANG	- Vice Chairman, Public Safety & Order and Member, Laws
HON. VICTOR R. PEREZ	- Member, Public Safety & Order
HON. RONALD S. ORTIZ	- Member, Public Safety & Order
HON. DANILO L. BACCAY	- Member, Laws

OTHER CITY OFFICIALS PRESENT:

HON. BIENVENIDO C. DE GUZMAN II	- Vice Mayor
HON. GRACE B. ARAGO	- City Councilor
HON. ARNEL T. ATUGAY	- City Councilor
HON. KARINA S. GAUANI	- City Councilor
HON. IMOGEN CLAIRE M. CALLANGAN	- City Councilor

GUESTS/RESOURCE PERSONS:

MR. BUENAVENTURA F. LAGUNDI	- City Treasurer
MR. VINCE BLANCAD	- PSSO Head
MR. PEDRO CUNTAPAY	- Market Administrator
PLTCol. GEORGE P. CABLARDA	- Chief of Police, PNP-Tug. City
MR. ARNEL B. PAZZIUAGAN	- Market Supervisor III
HON. NESTOR R. BUENO	- Barangay Captain, Balzain East
Others present (please see attached attendance sheet)	

SUBJECT: INDORSEMENT OF THE CITY MAYOR, HON. ATTY. JEFFERSON P. SORIANO, REQUESTING FOR THE TEMPORARY CLOSURE OF THE LEFT SIDE OF DON DOMINGO ROAD AS RELOCATION SITE OF ALL SIDEWALK VENDORS IN THE CITY, CERTIFIED URGENT.

CORE OF DISCUSSION:

Hon. Gil G. Pagulayan, Chairman of the lead committee, called the public hearing to order at 09:33 A.M. He acknowledged the presence of the City Officials and employees, department heads, barangay officials of Barangay Balzain East, members of media, NGOs, CSOs, different stakeholders, ambulant vendors and stall holders.

He explained that the public hearing is conducted to solicit inputs and suggestions with regard to the temporary closure of the left side of Don Domingo Road as relocation site of all sidewalk vendors in the city up to the completion of the new Don Domingo Market.

In addition, Hon. De Guzman informed the attendees that the closure is requested by the City Mayor pursuant to DILG Memorandum Circular No. 2019-121 re: Presidential Directive during his 4th State of the Nation Address to clear roads of illegal structures and constructions. And that, under Section 21 (a) of RA 7160, a local government unit may temporarily close any local road when necessary for public purpose. He explained that the existing relocation site rented by the city government with an area of 2,238 square meters at P100.00 per square meter per month is not enough to accommodate the sidewalk and ambulant vendors from the Tuguegarao City Commercial Center and other parts of the city, hence, the need to close temporarily portions of the street to give way for their relocation while the construction of the new market is ongoing. He gave an advance information that talipapas all around the city will also be removed or relocated later on because it causes traffic and it is one way of enticing people to patronize the New Don Domingo Public Market.

He said that the selling of ambulant vendors was tolerated before because of humanitarian reasons, but now that they have to follow the law, they have to cooperate with the city government in trying to put order in the streets by confining them in one place only. He also said that the side of the road is a feasible area and the relocation thereat is just temporary and assured them that they will all be accommodated later on in the new Don Domingo Market subject to the payment of corresponding fees and charges and all legitimize stall holders with updated payment of rental fees will be prioritized.

He further said that the closure requested will start from the left side of the Don Domingo road from the back of the Valley Hotel to the northern corner of the market or from QMart to front of the carnival, with a width of three meters and length of 325 meters.

Mr. Cuntapay informed the Body that they were able to clear the right side of the road from obstruction and manifested that there is no business establishment to be affected with the closure. He said that based on the initial consultation with the ambulant vendors at the Tuguegarao City Commercial Center, they are willing to be relocated to the 3rd floor of the commercial building. He suggested the left side as more feasible to use because only few will be affected and the right side will be used as loading and unloading areas. He presented a possible problem of the legitimate stall holders selling inside the existing relocation site with that of those to be relocated outside or at the road to be closed. The Vice Mayor instructed the Barangay Officials and the Market Administrator with that of the Office of the City Mayor to look into how the problems and affairs concerning the market will be solved.

For purposes of orderliness and traffic management, Mr. Blancad, however, suggested that it is better to close the right side of the road because the existing relocation site of all vendors/stall holders from the demolished Don Domingo Market and the terminal/parking spaces are located at the right side of the road.

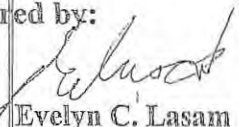
Hon. Chan requested the Office of the City Mayor, the City Engineering Office and the Market Administrator to plan how to accommodate everybody and to notify and inform the owners of those establishments which will be affected by the closure. In addition, Hon. De Guzman II requested the three offices mentioned to decide which of the road will be closed (left or right side) before the ordinance will be finalized and presented to the plenary during the regular session on September 2, 2019.

Hon. Ortiz requested the City Engineering Office to prepare and install signages and tarpaulins for information purposes and for the Traffic Management Group to coordinate with the Barangay Officials concerned for their possible assistance in the implementation of traffic during the duration of the closure.


The committee noted the suggestion of COP Cablarda to include the Market Administrator as one of the implementors of the ordinance.

Hon. Pagulayan thanked the Barangay Officials of Balzain East for accommodating them in their Barangay Hall. There being no other matters to discuss, the public hearing adjourned at 10:45 A.M.

Prepared by:


Evelyn C. Lasam
Senior Administrative Assistant I

Noted by:


HON. GIL G. PAGULAYAN
Chairman, Committee on Public Safety & Order
and Disaster Preparedness