CITY RESOLUTION NO. CR 2019-111
Series of 2019

A RESOLUTION DISMISSING THE COMPLAINT OF MS. EMILY TORRENTE AGAINST PUNONG BARANGAY BRYAN AGANUS AND BARANGAY KAGAWAD ANA LYN SAGENES BOTH OF BARANGAY REAL II FOR ALLEGED NEGLECT OF DUTIES DUE TO INSUFFICIENCY OF EVIDENCE.

Sponsored by:
Hon. Miguel N. Bautista and Hon. Victorio L. Guerrero, Jr.

WHEREAS, the records of the Sangguniang Panlungsod show that Ms. Emily Torrente filed a complaint against Punong Barangay Bryan Aganus and Barangay Kagawad Ana Lyn Sagenes, both incumbent barangay officials of Real II, on 19 September 2019, for alleged neglect of duties.

WHEREAS, the said complaint alleged that the respondents refused to act on the complainant’s request to take action and impose appropriate punishment against a minor named, Glen Nicole G. Nazareno, who was being accused of burglary by the complainant. The respondents, however, vehemently denied the said allegations and explained that they cannot impose any punishment against the said child because (1) they are not authorized by law to impose such punishments, and (2) children in conflict with the law must be subjected to special treatment and protection by barangay officials pursuant to prevailing laws.

WHEREAS, the Committee on Ethics, Appointments and Government Reorganization tried to mediate between the complainant and respondents especially considering that respondent Sagenes and the complainant are siblings. However, the Committee’s attempts at helping the parties amicably settle their dispute were roundly rebuffed by the complainant constraining the members of the said Committee to scrutinize the evidence presented by the contending parties.

WHEREAS, the Committee noted that the complainant failed to adduce any evidence sufficient to prove that the respondents neglected their official duties or which tends to show that the respondents were lying

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when they asserted that they did nothing wrong. Moreover, the Committee did not adduce any shred of evidence to prove that the respondents failed to perform their duties in accordance with law. In view thereof, the Committee recommended that the said complaint be dismissed for insufficiency of evidence.

NOW THEREFORE, upon motion of Hon. Miguel N. Bautista duly seconded by Hon. Victorio L. Guerrero, Jr. BE IT RESOLVED AS IT IS HEREBY RESOLVED by the Sangguniang Panlungsod in regular session duly assembled to DISMISS the complaint for neglect of duties against PB Bryan Agranus and Kagawad Ana Lyn Sagenes due to insufficiency of evidence.

RESOLVED LASTLY, to furnish the aforementioned parties with copies of this Resolution.

APPROVED this 14th day of October 2019 at the City of Bacoor during the regular session of the 4th Sangguniang Panlungsod of the City of Bacoor.

I hereby certify that the foregoing Resolution was duly passed in accordance with law and that its contents are true and correct.

Certified by:

HON. CATHERINE SARINO-EVARISTO
City Vice Mayor/Presiding Officer

Attested by:

ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Noted by:

HON. LANI MERCADO-REVILLA
City Mayor

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