

ORDINANCE NO. 7885

AN ORDINANCE AUTHORIZING THE CITY GOVERNMENT OF MANILA TO ESTABLISH AND OPERATE THE DALUBHASAAN NG MAYNILA (CITY COLLEGE OF MANILA) AND FOR SUCH OTHER PURPOSES.

Be it ordained by the City Council of Manila, **THAT**:

SECTION 1. DECLARATION OF POLICY. - The City of Manila is genuinely committed consonant with the policy of the State to promote the right of all citizens to quality education at all levels and to make such education accessible to all. Also, the City of Manila, aware of its obligations to give the poor but talented and gifted students of the City of Manila the opportunity to develop their potentialities, is committed to establish another tertiary school to accommodate graduates of secondary public schools to pursue college education.

SECTION 2. NAME OF INSTITUTION. - There is hereby authorized the establishment of an educational institution in the City of Manila which shall be known as DALUBHASAAN NG MAYNILA or CITY COLLEGE OF MANILA, in accordance with law and within the powers and limitations hereinafter specified, and the same to be organized as a corporation under the same name.

SECTION 3. PURPOSES. - The purposes of this educational institution shall be: (1) To expand and facilitate access to professional, technological, and continuing education; (2) To generate and advance human knowledge in disciplines covered by its programs; (3) To develop more fully the Filipino intellect and physical capabilities for productivity and social usefulness; (4) To promote an increasingly higher order of moral and cultural values; (5) to provide technological and professional training responsive to the manpower needs of the City and Philippine society, especially in areas not currently receiving sufficient emphasis in existing institutions in the City and the country; (6) To offer quality education at a reasonable and affordable cost for all who qualify for admission, particularly the financially disadvantaged but talented and deserving youth; and (7) To help improve the standard of living and the quality of life in the City of Manila in particular and the country in general.

SECTION 4. ADMISSION. - The College shall have a system of admission which shall facilitate the enrollment of students regardless of sex, religious beliefs, economic status, or political affiliation: *Provided, however,* That priority of enrollment shall be given to bona fide residents of Manila and to those whose parents and/or guardians work and pay their taxes to the City, subject to rules and regulations of admission and retention prescribed by the Board of Trustees.

SECTION 5. BOARD OF TRUSTEES. - The overall governance of the College shall be vested in a Board of Trustees of known probity and integrity, and with great interest in the continuing development of the City of Manila, and shall consist of nine (9) members of which the President of the College shall be *ex-officio* member. The Chairman of the Committee on Education of the City Council and the Superintendent of City Schools shall likewise be *ex-officio* members of the Board.

SECTION 6. The six (6) appointive members of the Board shall be appointed by the Mayor of the City of Manila with the consent of the City Council: *Provided, however,* That at the start the Mayor shall appoint two (2) to serve for two (2) years; two (2) for four (4) years, and two (2) for six (6) years. Thereafter, their successors shall

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serve for a term of six (6) years or until their successors shall have been appointed and qualified.

SECTION 7. All members of the Board shall be citizens of the Philippines.

SECTION 8. Board members shall serve without compensation other than the reasonable allowance for attendance in Board meetings and for official business duly authorized by the Board.

SECTION 9. In case of vacancy in the Board by reason of resignation, death or other forms of incapacity of any member of the Board, such vacancy shall be filled by appointment of the Mayor: *Provided, however,* That the appointee shall serve for the unexpired portion of the vacated term.

SECTION 10. Members of the Board shall not have any business interest, directly or indirectly, in any aspect of college operations.

SECTION 11. The Board of Trustees shall have the following powers and duties, in consonance with existing laws and in addition to its general powers under the Corporation Code of the Philippines:

- 1) To receive and appropriate such sums of money, properties, or materials as may be provided by ordinance of the City of Manila for the support of the College;
- 2) To establish the necessary curricula, course, programs and projects responsive to social and economic needs, and to provide adequate support for them to insure proper implementation;
- 3) To confer degrees, certificates, and honorary titles in recognition of outstanding achievements in the various disciplines;
- 4) To elect the President of the College;
- 5) To appoint, on the recommendation of the College President, the officials of the College, the members of the faculty, the support personnel, consultants, and other college personnel, and to remove them for the cause after an investigation and hearing shall have been conducted;
- 6) To prescribe rules for its own governance, to establish the governance structure of the College, and to enact for the governance of the College such general policies and regulations as are consistent with the purposes of the College as defined in Section Two of this Ordinance;
- 7) To provide compensation scheme, including direct and indirect fringe benefits, for all college personnel, and to fix their hours of work, duties, and such other conditions and processes as it may deem proper within the entire range of personnel management;
- 8) To receive in trust, tax-free, all legacies, gifts, donations, and grants of real and personal properties and any other form of donation, and to administer the same for the benefit of the College or any part thereof in accordance with the instructions of the donor, or in default thereof, in such manner as it may determine;

- 9) To consider all recommendations referred to it, including the College rules of discipline, and to fix tuition and other fees to be charged by the College;
- 10) To provide a system of scholarships and fellowships, and to award the same to students, faculty, and staff on the basis of merit and fitness;
- 11) To serve as court of last resort in any litigation involving students, faculty, staff and employees of the College; and
- 12) To perform all other things not inconsistent with law and as it may deem appropriate for the proper governance of the College.

SECTION 12. Actions and processes against the Board of Trustees shall be served on the College President or the Board Secretary thereof.

SECTION 13. The Board shall meet regularly once every quarter, or in special sessions as may be deemed necessary by the Chairman and the College President, or any five (5) of its members. A majority of the members shall constitute a quorum to transact business. All acts of the Board shall be collegial, and no member may take action on any matter on his own.

SECTION 14. The responsibility for college administration shall devolve upon the College President and the College officials.

SECTION 15. There shall be an Academic Council and an Administrative Council under the coordination and leadership of an Executive Dean responsible to the College President.

SECTION 16. The Academic Council shall consist of the President as Chairman, the Executive Dean as Vice-Chairman, and the heads of all academic units as members. The Council shall be responsible for determining curricular offerings, courses of study, academic policies, and rules of discipline, requirements for admission, retention, and graduation, and conferment of diplomas, certificates or awards, subject to the approval of the Board of Trustees on the recommendation of the College President.

SECTION 17. The Administrative Council shall consist of the President as Chairman, the Executive Dean as the Vice-Chairman, and the heads of all administrative matters which shall be in support of the instruction, research, and extension services of the College.

SECTION 18. The College President shall be elected from among qualified professionals in the academe or allied professions for a term of six (6) years, subject to one renewal only on good performance, unless sooner terminated for cause, with compensation and fringe benefits commensurate with his qualification, rank and status as provided by existing laws on salary standardization.

SECTION 19. The Executive Dean, academic deans, and heads of academic and administrative units shall be appointed by the Board on the recommendation of the College President.

SECTION 20. The Executive Dean, academic deans, and members of the academic teaching staff shall be exempt from Civil Service examinations, regulations, and

other requirements as requisite to appointment: *Provided, however,* That all appointments are submitted to the Civil Service Commission and the Government Service Insurance System for record purposes.

SECTION 21. There shall be a secretary of the College who shall serve as Board Secretary and Legal Officer responsible for all documentation, records, and information dissemination of all decisions of the President and the Board to insure proper implementation, monitoring, and evaluation.

SECTION 22. There shall be a Board of Visitors consisting of the City Mayor, the Vice-Mayor, and the Members of the City Council who shall have the privilege of attendance in graduation ceremonies and other major college activities, as well as visitorial privileges that normally devolve upon the Board of Visitors.

SECTION 23. GENERAL PROVISIONS. - The City Council shall appropriate funds for the operations of the College, the annual budget of which shall be included in the executive budget of the Office of the City Mayor as lumpsum appropriation: *Provided, however,* That in its initial year of operation, the particulars for Personal Services, Maintenance and other Operating Expenses, Capital Outlay, Contingency Expenses and the Personnel Schedule shall be in accordance with Annex "A", for Proposed Budget and Annexes "B," "B-1," to "B-14," for Personnel Schedule which shall form integral parts hereof: *Provided, further,* That the City Council may appropriate additional funds for special programs and/or projects which may be deemed necessary to be undertaken by the College, outside of its regular annual budget.

SECTION 24. The College shall adopt its emblem, color, seal and other appurtenances consistent with and reflective of Philippine culture and values that shall enhance the uniqueness and dignity of the Filipino identity.

SECTION 25. SEPARABILITY CLAUSE. - If, for justifiable reasons, any section or provision of this Ordinance is found unconstitutional or invalid, no other section or provision shall be affected thereby.

SECTION 26. REPEALING CLAUSE. - Any resolution, ordinance, or any part hereof found inconsistent with the provisions of this Ordinance are hereby repealed and/or modified accordingly.

SECTION 27. TRANSITORY PROVISIONS. - Pending the full, operationalization of the governance and the faculty of the College, the Pamantasan ng Lungsod ng Maynila (PLM) shall assume its interim management: *Provided, however,* That the financial accounts and other records of the College shall be completely separate and accounted for separately.

SECTION 28. For the duration of the interim period, PLM officials, faculty and staff with designated functions in the College shall receive commensurate honoraria and other emoluments.

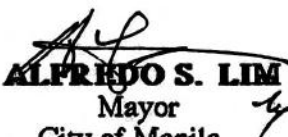
SECTION 29. The Mayor shall, pending the appointment of the members of the Board of Trustees herein created and authorized, act as President/Chairman of the Board and is hereby authorized to temporarily designate the members thereof who shall act as such until the permanent members are so appointed.

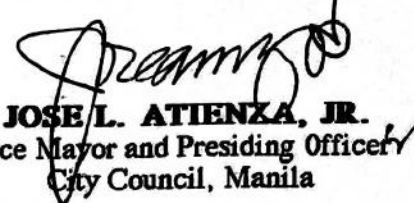
SECTION 30. EFFECTIVITY CLAUSE. - This Ordinance shall take effect upon its approval.

Enacted by the City Council of Manila at its special session today, April 17, 1995.


Approved by His Honor, the Mayor, on *April 26, 1995*

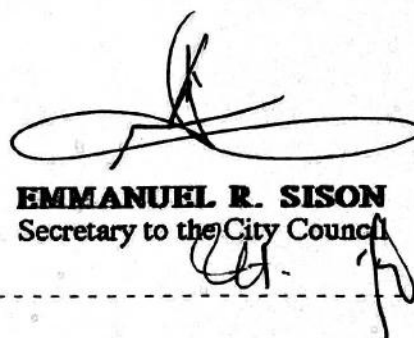
APPROVED:


ALFRIDO S. LIM
Mayor
City of Manila


JOSE L. ATIENZA, JR.
Vice Mayor and Presiding Officer
City Council, Manila

ATTESTED:


RAFAELITO M. GARAYBLAS
Secretary to the Mayor


EMMANUEL R. SISON
Secretary to the City Council

ADMINISTRATION MEASURE

PRINCIPAL SPONSORS ON THE FLOOR: HON. NESTOR C. PONCE, JR.,
HON. HUMBERTO B. BASCO and HON. BERNARDITO C. ANG.

JOINT PRINCIPAL SPONSORS: Hon. Avelino S. Cailian, Hon. Alberto A. Domingo, Hon. Felixberto D. Espiritu, Hon. Luningning F. Go, Hon. Ma. Paz E. Herrera, Hon. Joey D. Hizon, Hon. Jhosep Y. Lopez, Hon. Romualdo S. Maranan, Hon. Victoriano A. Melendez, Hon. Ernesto A. Nieva, Hon. Roberto C. Ocampo, Hon. Rogelio B. Dela Paz, Hon. Bernardo D. Ragasa, Hon. Romeo G. Rivera, Hon. Gerino A. Tolentino, Jr., Hon. Flaviano F. Concepcion, Jr., Hon. Alexander S. Ricafort, and the Honorable Vice-Mayor and Presiding Officer, JOSE L. ATIENZA, JR.

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