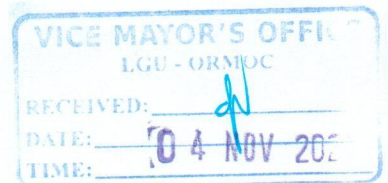
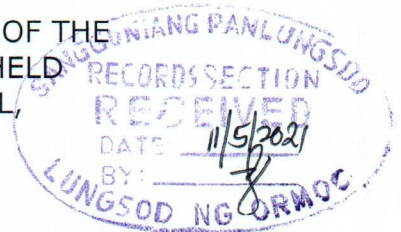


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,
ORMOC CITY HALL BUILDING
ON NOVEMBER 03, 2021



PRESENT:

Leo Carmelo L. Locsin, Jr.	City Vice Mayor & Presiding Officer
Benjamin S. Pongos, Jr.,	SP Member, Majority Floor Leader
Roiland H. Villasencio,	SP Member, 1 st Asst. Majority Floor Leader
Tomas R. Serafica,	SP Member, Presiding Officer "Pro-Tempore"
Eusebio Gerardo S. Penserga,	SP Member
Jasper M. Lucero,	SP Member
Peter M. Rodriguez,	SP Member
Vincent L. Rama,	SP Member
Gregorio G. Yrastorza III,	SP Member
Lalaine A. Marcos,	SP Member
Esteban V. Laurente,	Ex-Officio SP Member, Chapter President, Liga ng mga Barangay ng Ormoc
Joan Marbie C. Simbajon,	Ex-Officio SP Member, Chapter President, Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

ON LEAVE:

Nolito M. Quilang,	SP Member, 2nd Asst. Majority Floor Leader
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PREFATORY STATEMENT

WHEREAS, the expansion, development and creation of road networks and the public's unhampered access thereto in the City of Ormoc is a vital infrastructure needed for sustained growth and development and for the upliftment of the general welfare;

WHEREAS, as part of the City's Development Plan, there is a need to open a road traversing Brgy. Milagro to Brgy. Hibunaon which would inadvertently traverse the varying properties of the following persons as indicated in Section 3 hereof, a copy of the List of the Properties affected together with relevant information attached as ANNEX "A", and a copy of Parcellary Survey of the Proposed Roads here attached as Annex "B", and made an integral part hereof;

WHEREAS, the City has already offered to buy the lands affected by the road concreting at Barangay Milagro to Barangay Hibunaon, Ormoc City, and most of the registered owners of the affected lands have accepted the City's offer to buy the affected properties, except for those owners who have refused and continued to refuse the City's offer to buy despite due notice made by the City of its offer to buy;

WHEREAS, the taking and immediate possession of private properties is an imminent and necessary measure that has to be undertaken by the local government unit of Ormoc City, Leyte for public use and a public purpose;

WHEREAS, the Department of Public Works and Highways (DPWH) has already allotted the amount of Twenty Million Philippine Pesos (Php 20,000,000.00) for the construction of road at Barangay Milagro to Barangay Hibunaon, which allotment shall be valid for obligation only until December 31, 2021;

WHEREAS, through the exercise of the power of eminent domain, the affected private property may be acquired by the Local Government Unit of Ormoc City through expropriation proceedings and the immediate possession be done upon compliance with the requirements of the law;

WHEREAS, Section 19 of the Local Government Code of 1991 provides:

"Section 19. Eminent Domain. - A local government unit may, through its chief executive and acting pursuant to an ordinance, exercise the power of eminent domain for public use, or purpose or welfare for the benefit of the poor and the landless, upon payment of just compensation, pursuant to the provisions of the Constitution and pertinent laws: Provided, however, That the power of eminent domain may not be exercised unless a valid and definite offer has been previously made to the owner, and such offer was not accepted: Provided, further, That the local government unit may immediately take possession of the property upon the filing of the expropriation proceedings and upon making a deposit with the proper court of at least fifteen percent (15%) of the fair market value of the property based on the current tax declaration of the property to be expropriated: Provided, finally, That, the amount to be paid for the expropriated property shall be determined by the proper court, based on the fair market value at the time of the taking of the property."

WHEREFORE, on joint motion of SP Member Benjamin S. Pongos, Jr., Chairman, Committee on Laws and Ordinances and SP Member Roiland H. Villasencio, Chairman, Committee on Public Properties, severally seconded by SP Members Tomas R. Serafica, Esteban V. Laurente, Joan Marbie C. Simbajon and Lalaine A. Marcos; be it

RESOLVED, to enact:

ORDINANCE NO. 076
(Series of 2021)

AN ORDINANCE AUTHORIZING THE CITY MAYOR RICHARD I. GOMEZ OF ORMOC CITY, LEYTE TO INITIATE EXPROPRIATION PROCEEDINGS OVER LOTS LOCATED IN BARANGAYS MILAGRO, HIBUNAON, DOLORES, AND CABAON-AN FOR THE PUBLIC PURPOSE OF THE CONSTRUCTION OF ROAD AT BARANGAY MILAGRO TO BARANGAY HIBUNAON, ORMOC CITY, INCLUDING PRAYER FOR IMMEDIATE POSSESSION OF SUBJECT LOTS.

BE IT ENACTED by the Sangguniang Panlungsod in its session duly assembled, that:

SECTION 1. TITLE – AN ORDINANCE AUTHORIZING THE CITY MAYOR RICHARD I. GOMEZ OF ORMOC CITY, LEYTE TO INITIATE EXPROPRIATION PROCEEDINGS OVER LOTS LOCATED IN BARANGAYS MILAGRO, HIBUNAON, DOLORES, AND CABAON-AN FOR THE PUBLIC PURPOSE OF THE CONSTRUCTION OF ROAD AT BARANGAY MILAGRO TO BARANGAY HIBUNAON, ORMOC CITY, LEYTE, PHILIPPINES, INCLUDING PRAYER FOR IMMEDIATE POSSESSION OF SUBJECT LOTS.

SECTION 2. PURPOSE. This Ordinance is for the public purpose of providing a road connecting at Brgy. Milagro and Brgy. Hibunaon, Ormoc City, Leyte, and to authorize Ormoc City Mayor Richard I. Gomez to initiate the expropriation proceedings of the affected lots against the respective registered owner/s, including facilitating the immediate possession thereof;

SECTION 3. SUBJECT. The subject of this Ordinance are portions of the following lots affected by the construction of the road connecting/traversing Brgy. Milagro to Brgy. Hibunaon, Ormoc City, Leyte, which lots are registered under the following names identified by the following details numbered as appearing on the parcellary survey and table both of which are attached and made integral parts hereof:

LOT NO.	OWNER/S	SQM FOR EXPROPRIATION	TD No.	OCT/TCT NO.	BRGY. LOCATION
9078-PART	CARMENCITA CHUA & VIRGINIA CHUA	2,670	00060-00029	12234	MILAGRO
9084	MELCHOR RITA LARRAZABAL ENTERPRISES INC.	1,909	00011-00086	22911	CABAON-AN
9085-PART	RITA PALOU LARRAZABAL LUISA L. CIMA FRANCA ANNA MARIA CATALINA L. KANGLEON MARCOS ALFREDO P. LARRAZABAL MELCHOR GREGORIO & MARIA P. LARRAZABAL MARGARITA MARIA ANICETA L. VILLORIA SOFIA INEZ L. VISUÑA MAITENA P. LARRAZABAL	8,643	00011-00031	121-2012000221	CABAON-AN
9090	MELCHOR RITA LARRAZABAL ENTERPRISES INC.	4,148	00060-00111	22897	MILAGRO
9091	MELCHOR RITA LARRAZABAL ENTERPRISES INC.	1,410	00060-00112	22895	MILAGRO

9089	RITA PALOU LARRAZABAL LUISA L. CIMA FRANCA ANNA MARIA CATALINA L. KANGLEON MARCOS ALFREDO P. LARRAZABAL MELCHOR GREGORIO & MARIA P. LARRAZABAL MARGARITA MARIA ANICETA L. VILLORIA SOFIA INEZ L. VISUÑA MAITENA P. LARRAZABAL	1,169	00060- 00094	121- 20120002 22	MILAGRO
9095-B	JUANITA CABALDE	9,363	00060- 00020	12796	MILAGRO
9095-A	EMERITA CABALDE		00060- 00019	12797	MILAGRO
9099- PART	MIRAFUENTES, FLAVIANA	1,643	00060- 00131	35924- Part	MILAGRO
9108	TEOTIMA CASIBAN	10,063	00026- 00056	18721	DOLORES
9107/5063	NUEVO CANDIDO & REMEDIOS PIQUERRA	1,870	00026- 00205	13315	DOLORES
11097	CHUA, ERNESTO/ SABENORIO, ANA	1,028	00026- 01191	121- 20130004 82	DOLORES
9227	AMPARO ALCORDO/ADM. PURISMO ALCORPO	1,328	00026- 00009	7412	DOLORES
11096	AMPARO ALCORDO/ADM. PURISMO ALCORPO	1,281	00026- 00010	7413	DOLORES
11095	AMPARO ALCORDO/ADM. PURISMO ALCORPO	1,083	00026- 00011	7411	DOLORES
9229	PRISCILLA CASTRO COMPENDIO & DIONESIO N. COMPENDIO, FELIX NODALE MONTES & PAULITA GARNADA	2,764	00026- 00192	391	DOLORES
9228-B	WILFREDO CIMA FRANCA & MARIA LUISA LARRAZABAL	1,588	00026- 00091	12974	DOLORES
7537- PART	HERMOGINA CALE	2,935	00026- 00047	4902	DOLORES

7	MARTINO LANGRES	1,651	00026-10174	16641	DOLORES
6	DOMINADOR LANGRES	1,704	00026-00172	16649	DOLORES
8098/8099	CLARA POTOY	1,134	00036-000191	RO-242-(P-95)	HIBUNA-ON
7579-PART	CLARA POTOY	2,091	00036-00193	7766-Part	HIBUNA-ON
7580	CLARA POTOY	1,873	00036-00192	7767	HIBUNA-ON
4	POTENCIANO AND ANICETA LARRAZABAL ENTERPRISES CORPORATION	4,891	00036-00171	17153	HIBUNA-ON
1	FIDEL N. NALZARO & CATALINA C. SANCHEZ		00036-00221	T-1738	HIBUNA-ON
7581	POTENCIANO AND ANICETA LARRAZABAL ENTERPRISES CORPORATION	1,273	00036-00004	17511	HIBUNA-ON
6	MARCELINO ALBARICO	1,474	00036-00239		HIBUNA-ON
5	EDITHA D. ALBARIDO	2,547	00036-00233	49342	HIBUNA-ON
4	TEODORICO ALBARIDO, SR.	1,345	00036-00237	49346	HIBUNA-ON
7661	ALFREDO BINORILLA MERCONES & ARLNIE GALLARDO MERCONES, CRISOLOGO SENON ERIG & VIOLETA YBANEZ ERIG, LIBRADO MARA NASTOR & PELICULA COVERO NASTOR, SOBAS MERCADAL ROSAL & FRANCISCA ROBELLO ROSAL	5,379	00036-00140	T-840	HIBUNA-ON
7662	GEORGE MONTES	4,647	00036-00165	25480	HIBUNA-ON
7664	MELCHOR RITA LARRAZABAL ENTERPRISES INC.	1,587	00036-00147	23224	HIBUNA-ON
7665	FRANCISCO TUMAMBID/OSITA OLIVEROS	1,478	00036-00211	6080	HIBUNA-ON
7666	FRANCISCO TUMAMBID/OSITA OLIVEROS	2,175	00036-00212	2071	HIBUNA-ON
8055	IÑAKI A. LARRAZABAL ENTERPRISES, INC.	765	00036-00091	10709	HIBUNA-ON
TOTAL		90,909			

SECTION 4. BUDGET. The amount of Six Million Three Hundred Sixty-Three Thousand Six Hundred Thirty Philippine Pesos (Php6,363,630.00) (90,909 square meters x Php70.00) as per the fair market/appraised value shall be allocated for the expropriation proceedings of the lots above-described.

SECTION 5. SEPARABILITY CLAUSE. If for any reason, any provision, portion or part of this Ordinance is found to be inconsistent with any law, other provisions or part or parts thereof not so affected thereby shall remain in full force and effect.

SECTION 6. EFFECTIVITY CLAUSE. This Ordinance shall take effect immediately ten days after posting in the City Hall and in the respective Barangay Halls of the barangays involved.

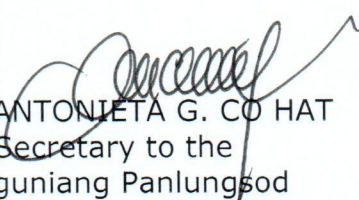
SECTION 7. REPEALING CLAUSE. All ordinances and/or resolutions, or portions thereof, inconsistent with this ordinance are hereby repealed or modified accordingly.

ENACTED, November 03, 2021.

RESOLVED FURTHER, to furnish copies of this Ordinance each to the City Mayor Richard I. Gomez; the City Administrator, Mr. Vincent L. Ennas; the City Legal Officer, Atty. Josephine Mejia-Romero; the City Treasurer's Office; the City General Services Office; the Register of Deeds; the City Assessor's Office; the City Planning & Development Office; the City Engineering Office; the City Local Government Operations Officer-DILG; all concerned Barangays; and other offices concerned, all in Ormoc City.

CARRIED by Ten (10) Affirmative Votes.

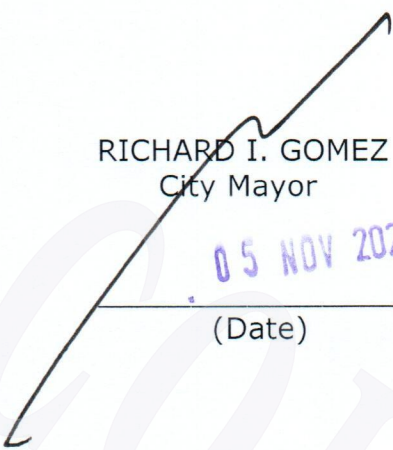
I HEREBY CERTIFY to the correctness of the above ordinance.


MARIA ANTONIETA G. CO HAT
Secretary to the
Sangguniang Panlungsod

ATTESTED:


LEO CARMELO L. LOCSIN, JR.
City Vice Mayor & Presiding Officer

APPROVED:


RICHARD I. GOMEZ
City Mayor

05 NOV 2021

(Date)

Ord. # 076 S. 2021
" Annex A "

POSSIBLE AFFECTED LOTS FOR THE PROPOSED MILAGRO-HIBUNAON ROAD (TOTAL LENGTH 4+506.00)						
NO.	BRGY_NAME	PIN	LOT NO.	AREA FOR ROW	TD No.	TCT NO. OWNER
1	MILAGRO	155-04-0088-003-11	9078-PART	2,670	00060-00029	CHUA, CARMENCITA/VIRGINIA
2	CABAON-AN	155-04-0039-014-14	9084	1,909	00011-00086	22911 MELCHOR RITA LARRAZABAL
3	CABAON-AN	155-04-0039-014-11	9085-PART	8,643	00011-00031	LARRAZABAL, MELCHOR
4	MILAGRO	155-04-0088-003-03	9090	4,148	00060-00111	22897 RITA, MELCHOR
5	MILAGRO	155-04-0088-003-04	9091	1,410	00060-00112	22895 RITA, MELCHOR
6	MILAGRO	155-04-0088-003-02	9089	1,169	00060-00094	9593 LARRAZABAL, MELCHOR/RITA PALDO
7	MILAGRO	155-04-0088-002-04	9095-B	9,363	00060-00020	12796 CABALDE, JUANITA
7	MILAGRO	155-04-0088-002-05	9095-A		00060-00019	12797 CABALDE, EMERITA
8	MILAGRO	155-04-0088-004-02	9099-PART	1,643	00060-00131	35924-Part MIRAFUENTES, FLAVIANA
9	DOLORES	155-04-0054-003-03	9108	10,063	00026-00056	23149 CASIBAN, TEOTIMA
10	DOLORES	155-04-0054-003-04	9107/5063	1,870	00026-00205	13315 NUEVO, CANDIDO/PIQUERRA, REMEDIOS
11	DOLORES	155-04-0054-003-05	11097	1,028	00026-01191	121-2013000482 CHUA, ERNESTO/SABENORIO, ANA
12	DOLORES	155-04-0054-005-04	9227	1,328	00026-00009	ALCONDO, AMPARO/ADM. PURISIMA ALCORPO
13	DOLORES	155-04-0054-005-03	11096	1,281	00026-00010	ALCONDO, AMPARO/ADM. PURISIMA ALCORPO
14	DOLORES	155-04-0054-005-02	11095	1,083	00026-00011	7411 ALCONDO, AMPARO
15	DOLORES	155-04-0054-005-01	9229	2,764	00026-00192	22974 MELCHOR RITA LARRAZABAL
16	DOLORES	155-04-0054-005-06	9228-B	1,588	00026-00091	12874 AMAFRANCA, WILFREDO/ MA. LUISA LARRAZABAL
17	DOLORES	155-04-0054-006-03	7537-PART	2,935	00026-00047	CALE, HERMOGENA
18	DOLORES	155-04-0054-006-02	7	1,651	00026-10174	16641 LANGRES, MARTINITO
19	DOLORES	155-04-0054-006-01	6	1,704	00026-00172	16649 LANGRES, DOMINADOR
20	HIBUNA-ON	155-04-0064-006-04	8098/8099	1,134	00036-000191	POTOY, CLARA

POSSIBLE AFFECTED LOTS FOR THE PROPOSED MILAGRO-HIBUNAON ROAD (TOTAL LENGTH 4+506.00)						
NO.	BRGY_NAME	PIN	LOT NO.	AREA FOR RROW	TD No.	TCT NO. OWNER
21	HIBUNA-ON	155-04-0064-014-05	7579-PART	2.091	00036-00193	7766-Part POTOY, CLARA
22	HIBUNA-ON	155-04-0064-014-04	7580	1.873	00036-00192	7767 POTOY, CLARA
23	HIBUNA-ON	155-04-0064-014-06	4	4.891	00036-00171	15020 NASTOR, EMILIANA LANGRES
23	HIBUNA-ON	155-04-0064-014-07	1		00036-00221	17152 PAL
24	HIBUNA-ON	155-04-0064-014-11	7581	1.273	00036-00004	ALBARIDO, ESPERIDION
25	HIBUNA-ON	155-04-0064-014-21	6	1.474	00036-00239	ALBARICO, MARCELINO
26	HIBUNA-ON	155-04-0064-013-03	5	2.547	00036-00233	49342 ALBARIDO, EDITHA O.
27	HIBUNA-ON	155-04-0064-013-02	3	1.345	00036-00237	TEODORO, ALBARIDO SR.
28	(FOR ASSESSMENT)			77		
29	HIBUNA-ON	155-04-0064-013-01	7661	5.302	00036-00140	22934 MELCHOR RITA LARRAZABAL
30	HIBUNA-ON	155-04-0064-012-13	7662	4.647	00036-00165	25480 GEORGE MONTES
31	HIBUNA-ON	155-04-0064-012-14	7664	1.587	00036-00147	23224 MELCHOR RITA LARRAZABAL ENT. INC
32	HIBUNA-ON	155-04-0064-012-15	7665	1.478	00036-00211	6080 TUMMAMBID, FRANCISCO/OLIVEROS, OSITA
33	HIBUNA-ON	155-04-0064-012-17	7666	2.175	00036-00212	2071 TUMMAMBID, FRANCISCO/OLIVEROS, OSITA
34	HIBUNA-ON	155-04-0064-011-06	8055	765	00036-00091	INAKI LARRAZABAL

PREPARED BY:

MARY ANN L. COYOCA, GE
Administrative Aide I

CHECKED BY:

SIDRO C. LUSANTA JR., GE
Engineer II

PLAN BX

"Amex B"



NUEVA
VISTA

CABAON-AN

HIBUNAON

DOLORES

MILAGRO



OFFICIAL SEAL

Republic of the Philippines
CITY GOVERNMENT OF ORMOC
Ormoc City

SEPTEMBER 20, 2021
SCALE 1:12,000

Project Name & Location:

SITE DEVELOPMENT PLAN OF THE
PROPOSED MILAGRO-HIBUNAON ROAD
(TOTAL LENGTH = 4+506.00)

Prepared by:

MARY ANN COYOGA, GE.
Asst. City Engineer I

Checked by:

ISIDRO C. ROSANTIA JR.
City Engineer II

Submitted by:

FEYVONNE M. DELLOS SANTOS
Engineer II

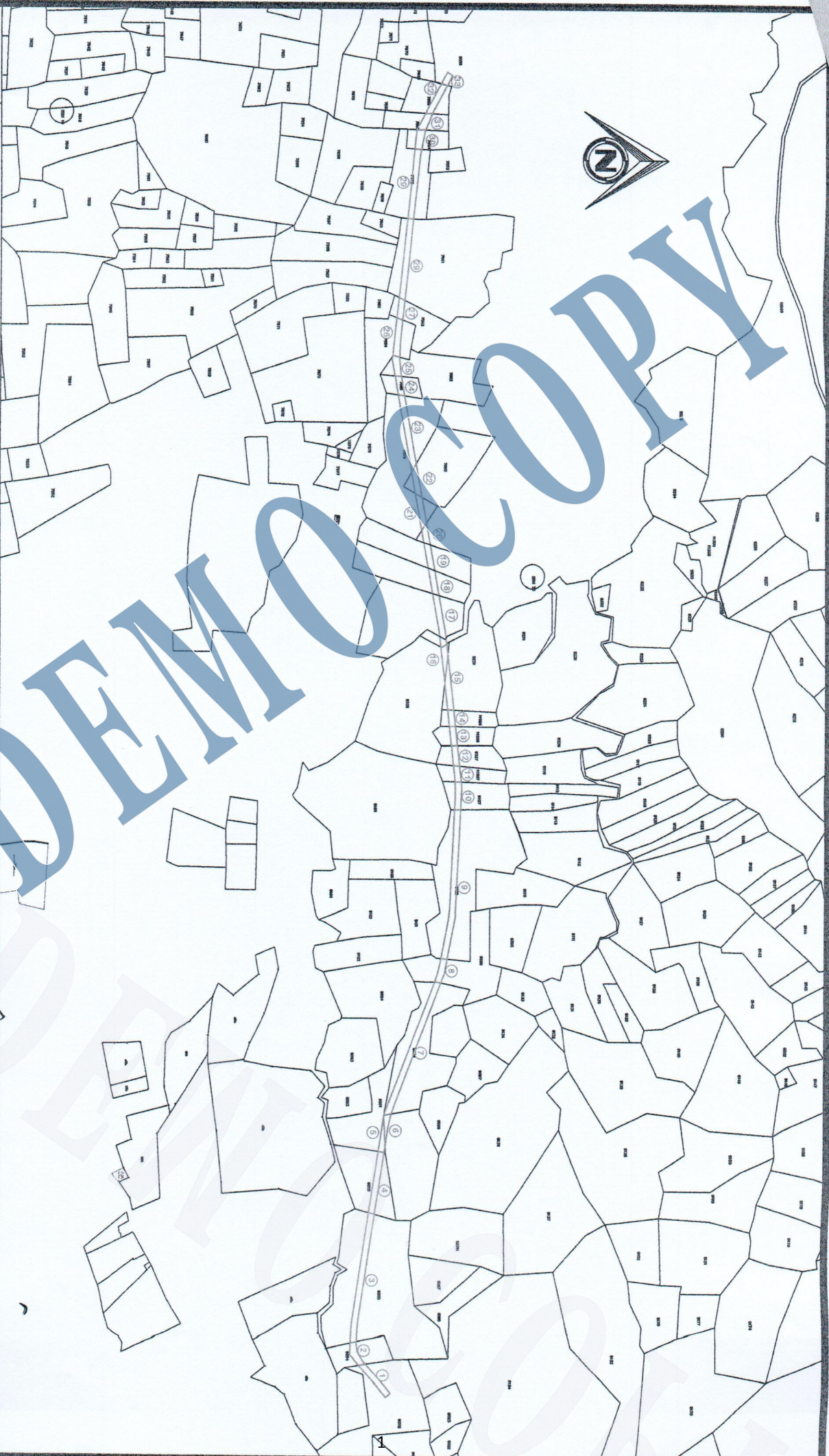
Recommending for Approval:

RANILLO D. OLIVEROS
City Engineer

Approved by:

RICHARD I. GOMEZ, DPA
CITY MAYOR

SHEET NO.



OFFICIAL SEAL

Republic of the Philippines
CITY GOVERNMENT OF ORMOC
Ormoc City

SEPTEMBER 20, 2021

SCALE 1:12,000

Project Name & Location:

PARCELLARY MAP OF THE
PROPOSED MILAGRO-HIBUNAON ROAD
(TOTAL LENGTH = 4+506.00)

Prepared by:

MARY ANN COYOCA, GE.
Assistant City Engineer I

Checked by:

LEONOR C. SANTANA JR.
Assistant City Engineer I

Submitted by:

FE YVONNE M. DELOS SANTOS
Engineer II

Recommending for Approval:

RANDOLPH OLIVEROS
City Engineer

Approved by:

RICHARD I. GOMEZ
City Mayor

SHEET NO.