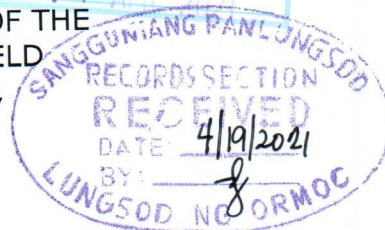
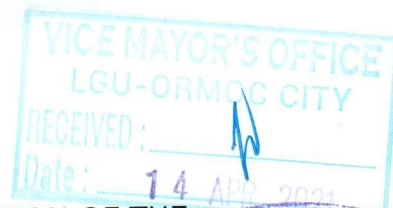


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC

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 APRIL 13, 2021



PRESENT:

Leo Carmelo L. Locsin, Jr.
Benjamin S. Pongos, Jr.,
Roiland H. Villasencio,
Tomas R. Serafica,
Nolito M. Quilang,
Eusebio Gerardo S. Penserga,
Jasper M. Lucero,
Peter M. Rodriguez,
Vincent L. Rama,
Gregorio G. Yrastorza III,
Lalaine A. Marcos,
Joan Marbie C. Simbajon,

City Vice Mayor & Presiding Officer
SP Member, Majority Floor Leader
SP Member
SP Member
SP Member
SP Member
SP Member
SP Member
SP Member
SP Member
SP Member
SP Member

Ex-Officio SP Member, Chapter President,
Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

ON OFFICIAL BUSINESS:

Esteban V. Laurente,

Ex-Officio SP Member, Chapter President,
Liga ng mga Barangay ng Ormoc

PREFATORY STATEMENT

WHEREAS, the Sangguniang Panlungsod received an extremely urgent endorsement letter from the City Mayor's Office (CMO) dated April 12, 2021, requesting for a supplemental appropriation in the amount of **TWELVE MILLION PHILIPPINE PESOS (PHP12,000,000.00)** for acquisition of lots to be used for the Convention Center;

WHEREAS, the development of a Convention Center supports this thrust not only by driving tourists to the city but also form a center for the benefit of the local communities;

WHEREAS, to recall, this sanggunian passed Appropriation Ordinance No. 027 Series of 2020 last November 10, 2020, entitled: "AN ORDINANCE APPROPRIATING THE AMOUNT OF FORTY MILLION PHILIPPINE PESOS (PHP40,000,000.00) FOR LOT ACQUISITION TO BE USED FOR THE CONVENTION CENTER AND THE HALL OF JUSTICE PREMISES CHARGEABLE AGAINST THE UNAPPROPRIATED SURPLUS, END OF YEAR 2019 OF THE GENERAL FUND, THIS CITY.";

WHEREAS, an executed contract to sell, herein attached as Annex "A", between this city and the vendor states that the lot subject to the sale, identified as Lot No. 7769-B covered by Transfer Certificate Title of No. 121-2019000634, has a contract price of Eighty-Seven Million Three Hundred Twenty-Nine Thousand Two Hundred Fifty Philippine Pesos (Php87,329,250.00) for 116,439 Square Meters net of Capital Gains Taxes due on the sale;

WHEREAS, the request was referred to the Offices of the City Budget Officer, City Accountant, and the City Treasurer for appropriate recommendations as to the funding source thereof and in this respect, LBP No. 8 and LBP No. 9, herein attached as Annex "B" and "C" respectively, were consecutively issued by the concerned offices certifying therein that the amount of **TWELVE MILLION PHILIPPINE PESOS (PHP12,000,000.00)** is deemed available for the aforementioned purpose to be taken from the Unappropriated Surplus, End of Year 2020 of the General Fund of this city;

WHEREAS, this Sanggunian finds the supplemental request justified and deemed reasonable and meritorious as the implementation of aforementioned of project of the concerned local government office is directed towards the good and benefit of the Ormoc City constituents and in furthering the office's efficacy and effectiveness in the rendering of their services to the general public hence, most deserving of prompt favorable action;

WHEREFORE, FOREGOING PREMISES CONSIDERED, on motion of SP Member Peter M. Rodriguez, Chairman, Committee on Finance & Appropriation, severally seconded by SP Members Tomas R. Serafica, Joan Marbie C. Simbajon and Lalaine A. Marcos; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to enact:

**APPROPRIATION ORDINANCE NO. 006
(Series of 2021)**

AN ORDINANCE APPROPRIATING THE AMOUNT OF TWELVE MILLION PHILIPPINE PESOS (PHP12,000,000.00) FOR ACQUISITION OF LOTS TO BE USED FOR THE CONVENTION CENTER AND THE PAYMENT OF CAPITAL GAINS, DOCUMENTARY STAMPS AND TRANSFER TAXES DUE THEREON, CHARGEABLE AGAINST THE UNAPPROPRIATED SURPLUS, END OF YEAR 2020 OF THE GENERAL FUND, THIS CITY.

BE IT ENACTED, by the Fifteenth Sangguniang Panlungsod of Ormoc in Regular Session assembled, that:

SECTION 1. CY 2021 GENERAL FUND SUPPLEMENTAL BUDGET. The total amount of **TWELVE MILLION PHILIPPINE PESOS (PHP12,000,000.00)** is hereby appropriated for acquisition of lots to be used for the Convention Center chargeable against the Unappropriated Surplus, End of Year 2020 of the General Fund of this city.

SECTION 2. EFFECTIVITY. This Appropriation Ordinance shall take effect immediately upon its approval.

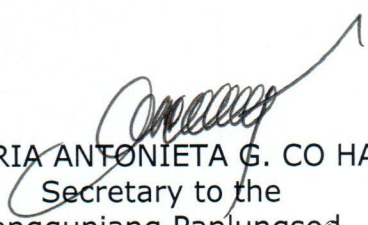
RESOLVED, FURTHER, that sufficient copies of this Appropriation Ordinance, together with all supporting documents thereof, be submitted to the Regional Director, Department of Budget & Management, Tacloban City, for review purposes;

ENACTED, April 13, 2021.

RESOLVED, FURTHERMORE, to furnish copies of this Appropriation Ordinance, one each to the City Mayor Richard I. Gomez; the City Administrator, Mr. Vincent L. Emnas; the City Legal Officer, Atty. Josephine M. Romero; the City Budget Officer; the City Accountant; the City Treasurer; the City Engineering Office; the City Auditor; the City Local Government Operations Officer-DILG; City Planning and Development Office and other offices concerned;

CARRIED by Ten (10) Affirmative Votes. SP Member Vincent L. Rama was out during the voting.

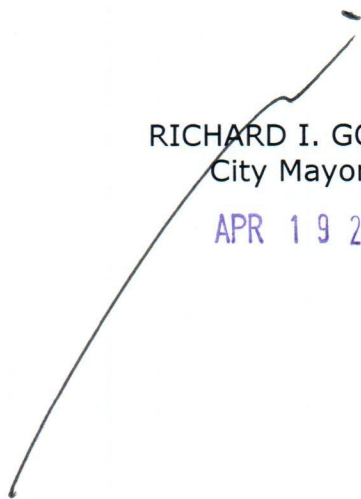
I HEREBY CERTIFY that the foregoing Appropriation Ordinance No. 006 series of 2021 which approved the General Fund Supplemental Budget of Ormoc City for CY 2021 was duly enacted by the Fifteenth Sangguniang Panlungsod ng Ormoc in its regular session.


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

APR 19 2021

CONTRACT TO SELL**KNOW ALL MEN BY THESE PRESENTS:**

This contract is made and entered into by and among:

MARY NIKOLAI EVANGELISTA PARDO, Filipino, of legal age, single, and resident of Ormoc City, represented herein by **EFREN VALEROS PARDO**, of legal age, widower and a resident of Rizal St. Extension, Ormoc City through a Special Power of Attorney dated August 14, 2019 a copy of which is hereto attached as an integral part hereof, herein after referred to as the **VENDOR**;

-AND-

THE LOCAL GOVERNMENT UNIT OF ORMOC CITY (LGU ORMOC), a juridical entity created under the laws of the Philippines, represented by the Mayor, **RICHARD I. GOMEZ, DPA**, hereunder referred to as the **VENDEE**;

-WITHNESSETH-

WHEREAS, the **VENDOR** owns a parcel of land located in Barangay Dayhagan, Ormoc City, identified as Lot No. 7769 covered by Transfer Certificate of Title No. 121-2019000634;

WHEREAS, the **VENDEE** has have offered to buy the said property to be used for government purposes, totaling an area of one hundred sixteen thousand four hundred thirty nine (116,439) **SQUARE METERS**, which offer the **VENDOR** has accepted under the following terms and conditions:

1. The lot subject of the sale is hereunder identified as:
Lot No.: 7769- B
Area: 116,439 square meters;
Transfer Certificate of Title No. 121- 2019000634
Location: Brgy. Dayhagan, Ormoc City
2. The Contract Price is **SEVEN HUNDRED FIFTY PESOS (PHP 750.00)** per square meter or the total sum of **EIGHTY SEVEN MILLION THREE HUNDRED TWENTY NINE THOUSAND TWO HUNDRED FIFTY PESOS (Php 87,329,250.00)** for 116,439 **SQUARE METERS** net of Capital Gains Taxes due on the sale. **VENDOR** shall also settle all Real Estate Tax due on the property up to the date of execution of the Contract to Buy and Sell.

The **VENDEE** shall defray all expenses (including notarial fee), all other taxes (including documentary stamp tax and transfer tax), fees (including registration fee), necessary an incidental to the transfer of the titles of the property to the name of the **VENDEE**.

3. The consideration of this Contract shall be paid in accordance with the following schedule:
 - a. That upon signing of this Contract, the **VENDEE** shall process the disbursement voucher for the release of the amount due under this contract, as follows:
 - a.1. **FIFTY PERCENT (50%)** of the consideration shall be released upon which, the **VENDEE** shall then be entitled to enter and take and possession of

a.2. Upon receipt of FIFTY PERCENT (50%) of the Contract Price, the VENDOR shall sign and execute a Deed of Absolute Sale over the property subject of this contract in favor of the VENDEE, and the acknowledgment receipt of total amount;

Upon execution of the Deed of Absolute Sale, the VENDEE shall pay capital gains and documentary stamp taxes on the sale and disposition of the property. Upon presentation by the VENDEE of the E- Certificate Authorizing Registration (ECAR) issued by the BIR on the sale to the VENDOR, the owner's copy of the title shall be delivered to the VENDEE to effect the actual transfer of title to the City;

a.3. The remaining FIFTY PERCENT (50%) shall be paid by the VENDEE to the VENDOR after title is transferred to the name of the VENDEE.

4. VENDOR shall provide all the documents necessary for the transfer of the title in the name of the VENDEE.

IN WITNESS WHEREOF, the parties have hereunto affixed their signatures this _____ in Ormoc City.

MARY NIKOLAO E. PARDO
VENDOR

LGU-ORMOC CITY
VENDEE

By:

EFREN V. PARDO
Attorney-in-Fact

By:

RICHARD I. GOMEZ, DPA
City Mayor

Signed in the presence of and Parties personally known to the witnesses:

MONTE & MONTE

af

ACKNOWLEDGEMENT

Republic of the Philippines)
Ormoc City) S.S

MAR 10 2021

BEFORE ME, a Notary Public for and in the City of Ormoc, this _____, 2020 personally appeared the above named persons with their competent identification bearing their signatures and photograph, to wit:

Name	Identification	Date/Place Issued
RICHARD I. GOMEZ		
EFREN V. PARDO		

Personally known to the witnesses and known to me to be the same persons who executed the foregoing instrument and they acknowledge to me that the same is their free and voluntary act and deed.

This instrument, consisting of Three (3) pages, including the page on which this acknowledgement is written, has been signed on the left margin of said _____

WITNESS MY HAND AND SEAL on this _____ day of ~~10~~ 10 2021 at Ormoc City, Leyte.

Doc No. 378 ;
Page No. 74 ;
Book No. XIII ;
Series of 2021.

ATTY. ADELITO M. POLIPACA, JR.
Notary Public for the City of Ormoc
Office: 1710 S. Navero St., Ormoc City
Phone: 0917 5160
E-mail: adelito.polipaca@gmail.com
Notary Seal No. 0170371, L. No. 0170371
Issued on 01/14/2019
Valid until 01/14/2029
Notary Seal No. 0170371, L. No. 0170371
Issued on 01/14/2019
Valid until 01/14/2029
Office: 1710 S. Navero St., Ormoc City
Phone: 0917 5160
E-mail: adelito.polipaca@gmail.com

11 Annex B //


LBP FORM No. 8

STATEMENT OF FUNDING SOURCES
(SUPPLEMENTAL BUDGET No.)
FY 2021

ORMOC CITY
Province/ City/ Municipality

General Fund
Fund/Special Account

Particulars (1)	Account Classification (2)	Amounts (3)
1.0 New Revenue Sources		
Tax Revenue		
Loan Proceeds (Borrowings)		
2.0 Actual Collection in Excess of the Estimated Income		
3.0 Savings		P12,000,000.00
4.0 Realignment		
5.0 Reversion of Appropriations:		
Total Estimated Income		P12,000,000.00

Certified Correct

DELIA C. VILBAR
City Treasurer

Rafael
ROSARIO G. SERAFICA
City Accountant

STATEMENT OF SUPPLEMENTAL APPROPRIATION CY 2021
ORMOC CITY

Implementing Office (1)	Particulars/Purpose (2)	AIP Code (3)	Object of Expenditure (4)	Account Code (5)	Amount (6)
CGSO	acquisition of lot	9000-2-03-000 011-011	Land	1-07-01-010	P12,000,000.00
Total Supplemental Appropriation					P12,000,000.00

Prepared:

SABRINA P. DUERO
City Budget Officer

Approved:

RICHARD L. GOMEZ, DPA
City Mayor