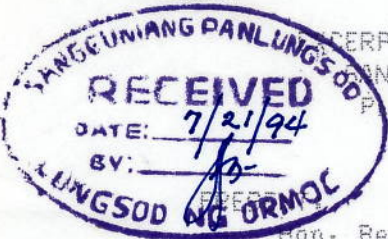


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SIXTH
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE
PLACIDO ENECIO SESSION HALL, SANGGUNIANG PANLUNGSOD
BUILDING ON JULY 14, 1994

Hon. Benjamin F. Tugonon,
Hon. Sotero M. Pepito,
Hon. Jose B. Conejos,
Hon. Celso P. Adolfo,
Hon. Sixto T. Pongos,
Hon. Benjamin B. Lladoc,
Hon. Mariano Y. Corro,
Hon. Nestor C. Penserga,
Hon. Claudio P. Larrezabal,
Hon. Jose C. Alfaro, Jr.,
Hon. Alfredo F. Capani,
Hon. Angelyn R. Paca,

Vice-Mayor & Presiding Officer
Majority Floor Leader, Kagawad
Assistant Majority Floor Leader, Kagawad
Kagawad
Kagawad
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Kagawad
Kagawad
Kagawad
Sk. Fed. Pres., Ex-Officio, Kagawad

ABSENT:

N O N E

RESOLUTION NO. 119

A RESOLUTION TO INFORM WITH REGRETS MRS. ASTERIA YCOY THAT THIS AUGUST BODY CANNOT ACT FAVORABLY HER REQUEST TO RELEASE A PORTION OF LOT NO. 2221 PREVIOUSLY OWNED BY MR. PATRICIO OCUBILLO, WHICH WAS ALREADY EXPROPRIATED BY THE CITY GOVERNMENT OF ORMOC FOR THE REASON THAT PER OPINION OF THE CITY LEGAL OFFICER OF ORMOC, ATTY. CLETO L. EVANGELISTA, JR., THE "PRESENT CITY OFFICIALS CANNOT JUST RELEASE ANY PORTION OF IT BECAUSE THEY MAY BE CHARGED OF ANTI-GRAFT AND CORRUPT PRACTICES ACT FOR ENTERING INTO A CONTRACT OR PERFORMING AN ACT WHICH IS GROSSLY DISADVANTAGEOUS TO THE CITY GOVERNMENT", COPY OF WHICH IS ATTACHED FOR HER INFORMATION.

WHEREAS, this august Body is in receipt of the letter of Mrs. Asteria Ycoy requesting this Sangguniang to release a portion of Lot No. 2221 previously owned by Mr. Patricio Ocubillo, equivalent to 197 square meters which she allegedly purchased in good faith from aforementioned Patricio Ocubillo;

WHEREAS, per 4th Indorsement dated July 6, 1994 of City Engineer Ruben C. Penserga, "The portin of Lot No. 2221-B-i-B presently occupied by Mrs. Ycoy is an excess of the expropriated area and may be released to her for titling."

WHEREAS, the City Legal Officer, Atty. Cleto L. Evangelista, Jr. in his opinion contained in the 6th Indorsement dated July 8, 1994, stated: "X X X that the whole of lot no. 2221 has long been expropriated by the City Government way back in 1950 and its present City Officials cannot just release any portion of it because they may be charged of Anti-Graft and Corrupt Practices Act for entering into a contract or performing an act which is grossly disadvantageous to the City Government."

WHEREFORE, foregoing premises considered, on motion of Kagawad Mariano Y. Corro, Chairman, Committee on Public Properties, jointly seconded by mga Kagawad Nestor C. Pensenga and Sotero M. Pepito; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a resolution to inform with regrets Mrs. Asteria Ycoy that this august Body cannot act favorably her request to release a portion of Lot No. 2221 previously owned by Mr. Patricio Ocubillo, which was already expropriated by the City Government of Ormoc for the reason that per opinion of the City Legal Officer of Ormoc, Atty. Cleto L. Evangelista, Jr., the "present City Officials cannot just release any portion of it because they may be charged of Anti-Graft and Corrupt Practices Act for entering into a contract or performing an act which is grossly disadvantageous to the City Government.";

RESOLVED, FURTHER, to furnish copies of this resolution, one copy each, to Honorable City Mayor Eufrocino M. Codilla, Sr., the City Legal Officer Cleto L. Evangelista, Jr.; Mrs. Asteria Ycoy, Ormoc City, and others concerned, all of Ormoc City;

ENACTED: July 14, 1994.

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

BENJAMIN G. TUGONON
Vice-Mayor & Presiding Officer

ATTESTED:

FOR AND IN THE ABSENCE
OF THE CITY SECRETARY:

By: *Sumaling*
HERMOGENA P. SUMALING
Board Secretary II

APPROVED:

E. Codilla
EUFROCINO M. CODILLA, SR.
City Mayor

7/20/94
(Date)