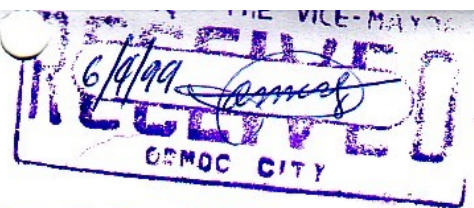
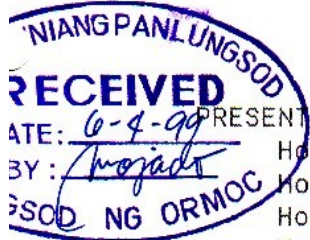


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE EIGHTH
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE
PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD
BUILDING ON JUNE 03, 1999



PRESENT:
Hon. Celso P. Adolfo, City Vice Mayor & Presiding Officer
Hon. Jose S. Serafica, City Councilor, Floor Leader
Hon. Nepomuceno P. Aparis I, City Councilor, Assistant Floor Leader
Hon. Dennis Y. Capuyan, City Councilor
Hon. Mariano Y. Corro, City Councilor
Hon. Sotero M. Pepito, City Councilor
Hon. Alfredo F. Capahi, City Councilor
Hon. Jose C. Alfaro, Jr., City Councilor
Hon. Claudio P. Larrazabal, City Councilor
Hon. Fernando P. Parrilla, Ex-Officio City Councilor,
Chapter President, Liga ng mga Barangay ng Ormoc

ABSENT:
Hon. Eduardo P. Tan, (Enrolment Leave), City Councilor
Hon. Chiqui B. Labagala, (O.B. - Tacloban), Ex-Officio
City Councilor, SK Federation President

RESOLUTION NO. 99-86

A RESOLUTION AUTHORIZING HONORABLE CITY MAYOR, EUFROCINO M. CODILLA, SR., FOR AND IN BEHALF OF THE CITY GOVERNMENT OF ORMOC, AS VENDEE, TO ENTER INTO A CONTRACT OF SALE WITH DIOSDADA V. LAURENTE, AS VENDOR, ON ROAD LOT 2, COVERED BY TCT NO. 31155 WITH AN AREA OF 429 SQUARE METERS, AND ROAD LOT 8, COVERED BY TCT NO. 31160 WITH AN AREA OF 248 SQUARE METERS, AT A PRICE BASED ON THE FAIR MARKET VALUE AT THE TIME OF THE TAKING OF THE PROPERTIES, TO BE DETERMINED BY THE APPRAISAL COMMITTEE.

WHEREAS, the Road-Right-Of-Way claim of Diosdada V. Laurente has been referred to this Sanggunian by City Mayor, Eufrocino M. Codilla, Sr., for appropriate action, per his 3rd Indorsement dated April 14, 1999;

WHEREAS, the properties of aforementioned Diosdada V. Laurente are traversed by Road Lot 2 and Road Lot 8, as part of the city road-network, were developed by the City Government of Ormoc last 1994, per letter dated May 19, 1999 from the Office of the City Engineer;

WHEREAS, the Appraisal Committee appraised the affected properties of Diosdada V. Laurente at P360.00 per square meter based on the 1996 Schedule of Fair Market Values, per Resolution No. 2-98 of the Appraisal Committee, and letter dated May 26, 1999 of City Assessor Cristeta B. Tugonon;

WHEREAS, Department Order No. 120, Series of 1988 of the Department of Public Works and Highways, anent the Determination of Just Compensation for Private Property to be affected/acquired for DPWH Projects, in part states; "Based on existing jurisprudence, the just compensation of property taken for public use should be based on the price of the property at the TIME OF TAKING or AT THE TIME OF THE FILING OF THE EXPROPRIATION PROCEEDINGS, whichever comes first";

WHEREAS, City Assessor Cristeta B. Tugonon who is the Chairman of the Appraisal Committee, in her letter dated May 26, 1999 to this Sanggunian, among others, stated: "Nevertheless, please be informed that if appraisal of subject lots would be based on the applicable rate at the time they were developed as passable roads by the City Government in 1994, the rate shall be ₱240.00 per square meter, based on the 1993 applicable Schedule of Fair Market Values";

FOREGOING PREMISES CONSIDERED, on motion of Councilor Mariano Y. Corro, Chairman, Committee on Public Properties, severally seconded by Councilors Sotero M. Pepito, Dennis Y. Capuyan and Jose S. Serafica; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a resolution AUTHORIZING HONORABLE CITY MAYOR, EUFROCINO M. CODILLA, SR., FOR AND IN BEHALF OF THE CITY GOVERNMENT OF ORMOC, AS VENDEE, TO ENTER INTO A CONTRACT OF SALE WITH DIOSDADA V. LAURENTE, AS VENDOR, ON ROAD LOT 2, COVERED BY TCT NO. 31155 WITH AN AREA OF 429 SQUARE METERS, AND ROAD LOT 8, COVERED BY TCT NO. 31160 WITH AN AREA OF 248 SQUARE METERS, AT A PRICE BASED ON THE FAIR MARKET VALUE AT THE TIME OF THE TAKING OF THE PROPERTIES, TO BE DETERMINED BY THE APPRAISAL COMMITTEE;

ADOPTED, 3 June 1999.

RESOLVED, FURTHER, to furnish copies of this Resolution, one each to Honorable City Mayor, Eufrocino M. Codilla, Sr., City Administrator, Vicente Redoña, City Legal Officer, Cleto L. Evangelista, Jr., City Assessor, Cristeta B. Tugonon, Diosdada V. Laurente, and others concerned.

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

OSCAR LASAM
Secretary to the
Sangguniang Panlungsod

ATTESTED:

CELSO P. ADOLFO
City Vice Mayor & Presiding Officer