

DATE OUT
DATE: 12-21-99
BY: *[Signature]*
SOD NG ORMOC

REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC

12-21-99
RECEIVED
ORMOC CITY

SANGGUNIANG PANLUNGSOD
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SOD 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 DECEMBER 16, 1999

PRESENT:
Hon. Fernando P. Parrilla, Temporary Presiding Officer, Ex-Officio
City Councilor, Chapter President, Liga ng mga Barangay ng Ormoc
Hon. Nepomuceno P. Aparis I, City Councilor, Majority Floor Leader
Hon. Dennis Y. Capuyan, City Councilor, Assist. Maj. Floor Leader
Hon. Jose S. Serafica, City Councilor, Minority Floor Leader
Hon. Mariano Y. Corro, City Councilor
Hon. Sotero M. Pepito, City Councilor
Hon. Alfredo F. Capahi, City Councilor
Hon. Claudio P. Larrazabal, City Councilor
Hon. Chiqui B. Labagala, Ex-Officio City Councilor,
SK Federation President

ABSENT:

Hon. Celso F. Adolfo, (Forced Leave), City Vice Mayor &
Presiding Officer
Hon. Eduardo P. Tan, (Sick Leave), City Councilor
Hon. Jose C. Alfaro, Jr., (Forced Leave), City Councilor

RESOLUTION NO. 99-223

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 ROMEO BAUTISTA, ROLANDO BAUTISTA,
DIOSDADO BAUTISTA, FATIMA BAUTISTA, AND JESUS BAUTISTA,
AS VENDORS, ON ROAD LOT 2268-9 COVERED BY TCT NO. 16981
WITH AN AREA OF 680 SQ.M., ROAD LOT 2268-L COVERED BY
TCT NO. 6721 WITH AN AREA OF 131 SQ.M., ROAD LOT 18
COVERED BY TCT NO. 31282 WITH AN AREA OF 2,689 SQ. M.,
AND ROAD LOT 2347-A-2 COVERED BY TCT NO. 19633 WITH AN
AREA OF 2,451 SQ. M., 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 the Bautista Family has
been referred to this Sanggunian by the City Mayor Eufrocino M. Codilla,
Sr., for preferential and favorable action per his letter dated December
10, 1999 requesting this august Body to grant him authority to sign the
Deed of Absolute Sale for the said Road-Right-Of-Way;

WHEREAS, the City Engineer in his certification dated July 6, 1999
has certified that one (1) of the subject road lots has been developed
and declared as passable road by the City Government of Ormoc way back
in 1966, one (1) in 1998 and two (2) in 1995;

WHEREAS, the City Engineer has further certified that Lot Nos.
2268-0-2 with TCT No. 15870 has illegal occupants, hence, lot payment
cannot be affected;

WHEREAS, the members of the Appraisal Committee per Resolution No.
99-03 dated 19 July 1999 agreed to appraise the subject lots except Lot
No. 2268-0-2 at the rates herein below indicated, to wit:

LOT NO.	AREA	YEAR DEVELOPED & DECLARED AS PASSABLE ROAD	APPRAISED VALUE (PER SQ. M.)
2268-H-9	680	1988	P 80.00/sq.m.
2268-L	131	1966	1.00/sq.m.
Lot 18	2690	1995	240.00/sq.m.
2347-A-2	2451	1995	240.00/sq.m.

WHEREAS, Department Order No. 120, Series of 1998 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";

FOREGOING PREMISES CONSIDERED, on motion of City Councilor Mariano Y. Corro, Chairman, Committee on Public Properties, duly seconded by City Councilor Sotero M. Pepito; 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 ROMEO BAUTISTA, ROLANDO BAUTISTA, DIOSDADO BAUTISTA, FATIMA BAUTISTA, AND JESUS BAUTISTA, AS VENDORS, ON ROAD LOT 2268-9 COVERED BY TCT NO. 16981 WITH AN AREA OF 680 SQ.M., ROAD LOT 2268-L COVERED BY TCT NO. 6721 WITH AN AREA OF 131 SQ.M., ROAD LOT 18 COVERED BY TCT NO. 31282 WITH AN AREA OF 2,689 SQ. M., AND ROAD LOT 2347-A-2 COVERED BY TCT NO. 19633 WITH AN AREA OF 2,451 SQ. M., 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, December 16, 1999.

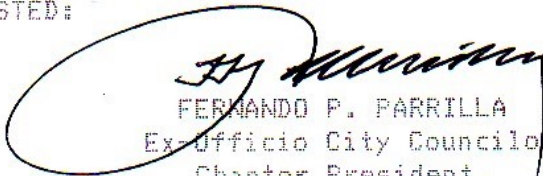
RESOLVED, FURTHER, to furnish copies of this Resolution, one each, to the Honorable City Mayor Eufrocino M. Codilla, Sr., City Administrator, Mr. Vicente V. Redoña, City Legal Officer, Atty. Cleto L. Evangelista, Jr., City Assessor, Mrs. Cristeta B. Tugonon, Engr. Romeo Bautista, Rolando Bautista, Diosdado Bautista, Fatima Bautista, and Jesus Bautista, and all others concerned, in Ormoc City;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

OSCAR LASAM
Secretary to the
Sangguniang Panlungsod

ATTESTED:


FERNANDO P. PARRILLA
Ex-Officio City Councilor
Chapter President,
Liga ng mga Barangay ng Ormoc
(Temporary Presiding Officer)