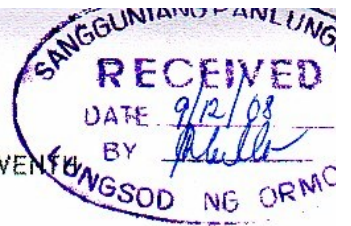


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE ELEVENTH
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE
PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD
BUILDING ON SEPTEMBER 11, 2008

PRESENT:

Hon. Jose C. Alfaro, Jr.,	Temporary Presiding Officer
	City Councilor
Hon. Claudio P. Larrazabal,	City Councilor, Floor Leader
Hon. Sotero M. Pepito,	City Councilor, Assist. Floor Leader
Hon. Ruben R. Capahi,	City Councilor
Hon. Mariano Y. Corro,	City Councilor
Hon. Filomeno P. Maglasang,	City Councilor
Hon. Rafael C. Omega, Jr.,	City Councilor
Hon. Fernando P. Parrilla,	City Councilor

ABSENT:

Hon. Nepomuceno P. Aparis I,	(Acting City Mayor), Vice Mayor & Presiding Officer
Hon. Demosthenes F. Tugonon,	(O.B.-Bohol), City Councilor
Hon. Fe S. Lladoc,	(O.B.-Cebu), City Councilor
Hon. Lea Doris C. Villar,	(O.B.-Cebu), Ex-Officio
City Councilor, Chapter President, Liga ng mga Barangay ng Ormoc	
Hon. Corinne M. Corro,	(On Leave), Ex-Officio
	City Councilor, SK Federation President

RESOLUTION NO. 2008- 175

A RESOLUTION APPROVING THE REQUEST OF MRS. LUZ B. LARRAZABAL, PROPRIETRESS, CHITO'S CHOW, THIS CITY, FOR THE CANCELLATION OF THE 10% ESCALATION OF THE RENTAL RATE OF CHITO'S CHOW DURING ITS 4TH AND 5TH YEAR OF LEASE THEREBY AMENDING THE NO. 2 TERM AND CONDITION STIPULATED IN THE CONTRACT OF LEASE AS APPROVED BY THIS SANGGUNIANG PER SP RESOLUTION NO. 2008-114 DATED JUNE 11, 2008.

WHEREAS, this Sanggunian is in receipt of an indorsement dated September 2, 2008 from the Honorable City Mayor Eric C. Codilla relative to the request of Mrs. Luz B. Larrazabal, Proprietress, Chito's Chow, for the cancellation of the 10% escalation of the rental rate of Chito's Chow during its 4th and 5th year of lease in view of the following reasons:

- a) That their business is greatly affected by the presence of numerous barbecue and other food stalls near their establishment;
- b) In anticipation of future construction expenses considering that the existing facilities of Chito's Chow is due for renovation;

WHEREAS, the City Administrator, Dr. Dennis Y. Capuyan, in his capacity as Vice-Chairman of the Committee on Economic Enterprise, has recommended for the approval of said request subject to the condition that the rentals be paid immediately starting June, 2008;

WHEREAS, it can be recalled that the 10% rental rate escalation of Chito's Chow was one of the stipulations in the Contract of Lease which was earlier approved by this sanggunian per SP Res. No. 2008-114;

WHEREAS, this august Body believes that the above request is meritorious and reasonable hence, be accorded due course of action;

WHEREAS, as a result therefrom, the No. 2 Term and Condition of the Contract of Lease of Chito's Chow is hereby amended and shall now read as follows:

- 2) LESSEE shall pay LESSOR a monthly rental of P60,000.00 payable within the first Ten (10) days of the month applicable without the necessity of express demand and to be paid at the City Treasurer's Office;

(Attached is a copy of the Lease Contract as amended)

WHEREFORE, FOREGOING PREMISES CONSIDERED, on motion of City Councilor Mariano Y. Corro, Vice-Chairman, Committee on Economic Enterprise, jointly seconded by City Councilor Ruben R. Capahi and Sotero M. Pepito; be it

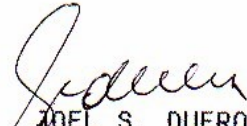
RESOLVED, AS IT IS HEREBY RESOLVED, to pass a resolution APPROVING THE REQUEST OF MRS. LUZ B. LARRAZABAL, PROPRIETRESS, CHITO'S CHOW, THIS CITY, FOR THE CANCELLATION OF THE 10% ESCALATION OF THE RENTAL RATE OF CHITO'S CHOW DURING ITS 4TH AND 5TH YEAR OF LEASE THEREBY AMENDING THE NO. 2 TERM AND CONDITION STIPULATED IN THE CONTRACT OF LEASE AS APPROVED BY THIS SANGGUNIAN PER SP RESOLUTION NO. 2008-114 DATED JUNE 11, 2008;

ADOPTED, September 11, 2008.


RESOLVED, FINALLY to furnish copies of this resolution each to the Honorable City Mayor Eric C. Codilla, the City Administrator, the City Legal Officer, the Proprietress, Chito's Chow, Mrs. Luz B. Larrazabal and others concerned, -all in Ormoc City;

CARRIED by Six (6) Affirmative Votes with One (1) Abstention registered by Hon. City Councilor Claudio P. Larrazabal.

I HEREBY CERTIFY to the correctness of the foregoing resolution.


JOEL S. DUERO
Secretary to the
Sangguniang Panlungsod

ATTESTED:


JOSE C. ALVARO, JR.
Temporary Presiding Officer
(City Councilor)