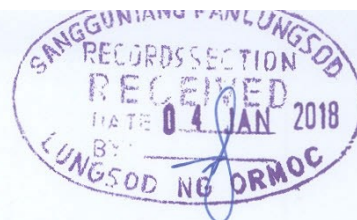


REPUBLICA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE  
FOURTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD  
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,  
ORMOC CITY HALL BUILDING  
ON DECEMBER 28, 2017

PRESENT:

Rolando M. Villasencio,	(Acting City Vice Mayor & Temporary Presiding Officer),
	SP Member, Majority Floor Leader
Vincent L. Rama,	SP Member, Asst. Majority Floor Leader
Mario M. Rodriguez,	SP Member, Presiding Officer "Pro-Tempore"
Tomas R. Serafica,	(Temporary Majority Floor Leader), SP Member
Benjamin S. Pongos, Jr.,	SP Member
Eusebio Gerardo S. Penserga,	SP Member
Gregorio G. Yrastorza III,	SP Member
Nolito M. Quilang,	SP Member
John Eulalio Nepomuceno O. Aparis II,	SP Member
	Minority Floor Leader
Mariano Y. Corro,	Ex-Officio SP Member
	Chapter President, Liga ng mga Barangay ng Ormoc

ON LEAVE:

Leo Carmelo L. Locsin, Jr.,	Vice Mayor & Presiding Officer
Lea Doris C. Villar,	SP Member, Asst. Minority Floor Leader

RESOLUTION NO. 2017-303

A RESOLUTION AUTHORIZING THE CITY MAYOR RICHARD I. GOMEZ OR THE ACTING CITY MAYOR TO ENTER INTO AND SIGN THE DEED OF USUFRUCT FOR AND ON BEHALF OF THE LOCAL GOVERNMENT UNIT OF ORMOC (LGU-ORMOC), IN FAVOR OF BARANGAY CAGBUHANGIN OVER A PORTION CONSISTING OF AN AREA OF ELEVEN THOUSAND SEVEN HUNDRED FORTY SIX (11,746) SQUARE METERS, MORE OR LESS, OF THE CITY GOVERNMENT-OWNED LOT NO. 7917-C COVERED BY TRANSFER CERTIFICATE OF TITLE (CTC) NO. 121-2015000833 LOCATED IN BARANGAY CAGBUHANGIN, ORMOC CITY FOR THE RELOCATION OF THE BENEFICIARIES OF THE CORE SHELTER ASSISTANCE PROGRAM OF THE PHILIPPINE RED CROSS (PRC) AND OTHER SIMILAR PURPOSES.

WHEREAS, this Sanggunian was in receipt of a copy of Barangay Resolution No. 11 Series of 2017 passed on August 1, 2017 by the Sangguniang Barangay of Barangay Cagbuhangin this City entitled: "A RESOLUTION THAT SUPERCEDES RESOLUTION NO. 9 SERIES OF 2017 URGENTLY REQUESTING THE CITY MAYOR, HON. RICHARD I. GOMEZ FOR THE RELOCATION OF 24 HOUSEHOLDS TO ORMOC CITY GOVERNMENT PROPERTY LOCATED AT PUROK 4, BARANGAY CAGBUHANGIN, ORMOC CITY", a copy of said SB Resolution is hereto attached as Annex "A" and made an integral part hereof;



WHEREAS, the City Government owned properties alluded thereto are two (2) parcels of land situated in Barangay Cagbuhangin, Ormoc City, containing a total area of FORTY-TWO THOUSAND FOUR HUNDRED NINETY-ONE (42,491) square meters, more or less, which are more particularly described as follows: 1) Lot No. 7917-A covered by Transfer Certificate of Title (TCT) No. 121-2015000832 containing an area of TWENTY-ONE THOUSAND SEVEN HUNDRED FORTY FIVE (21,745) square meters, more or less; and, 2) Lot No. 7917-C covered by TCT No. 121-2015000833 containing an area of TWENTY-ONE THOUSAND SEVEN HUNDRED FORTY-SIX (21,746) square meters, more or less;

WHEREAS, apparently, Barangay Cagbuhangin is a recipient of the core shelter assistance project of the Philippine Red Cross that will benefit several of its constituents who are living on houses erected in hazardous and unsafe areas for dwelling, as validated by the City Disaster Risk Reduction and Management Office (CDRRMO) and City Social Welfare and Development Office (CSWDO), thereby, resulting to the necessity of finding a suitable relocation site for the relocation of the affected households, hence, the rationale behind the request expressed in mentioned Barangay Resolution;

WHEREAS, pursuant to Section 16 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, every Local Government Unit shall exercise the powers expressly granted, those necessary implied therefrom, as well as powers necessary, appropriate or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare;

WHEREAS, the City Mayor Richard I. Gomez had determined that the Barangay Resolution's subject request was replete with meritorious basis as indeed the dwellings subject of the intended relocation needed to be expeditiously moved to a safer and more suitable dwelling site, and therefore agreed to allow the aforementioned City Government owned lots, being vacant and available, to be used in accordance with said request;

WHEREAS, the City Mayor Richard I. Gomez, pursuant to the accomplishment of the intents of the foregoing, had requested the Committee on Zoning, Housing and Land Use of the Sangguniang Panlungsod ng Ormoc for the granting of authority for him to sign a Deed of Usufruct that will allow the Barangay Cagbuhangin to use a portion of the the City Government owned property in Barangay Cagbuhangin, this City, for five (5) years, renewable upon the discretion of the parties thereto, a copy of the Deed of Usufruct and its annexes are hereto attached as Annex "B" and made an integral part hereof;

WHEREAS, the City Planning and Development Office (CPDO) had made a site development plan of the proposed relocation site on afore-described City Government-owned lots, which are deemed to be suitable for residential purposes;

WHEREAS, the City General Services Office (CGSO) had performed an actual survey on the relocation site on the basis of the proposed site development plan;

WHEREAS, the City Legal Officer has expressed an opinion that the said Deed of Usufruct is in accordance with law, not detrimental to the interest of the city, not contrary to law, moral and public policy and furthermore, that the same is entered into for a purpose that serves the best interests of the City and its constituents;



WHEREAS, upon close examination by this august Body, the Deed of Usufruct is found to clearly and plainly encapsulate the terms and conditions of the agreement of the parties thereto, including their specific roles and obligations towards the attainment of the lofty ends of the same, and more importantly, that the same is to be entered into for the benefit of the City's qualified relocation beneficiaries and therefore, most advantageous to it, thereby, certainly deserving this august Body's prompt and affirmative consideration and action;

WHEREFORE, on motion of SP Member Benjamin S. Pongos, Jr., Chairman, Committee on Zoning, Housing and Land Use, severally seconded by SP Members Vincent L. Rama, Tomas R. Serafica, John Eulalio Nepomuceno O. Aparis II and Mariano Y. Corro; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a A RESOLUTION AUTHORIZING THE CITY MAYOR RICHARD I. GOMEZ OR THE ACTING CITY MAYOR TO ENTER INTO AND SIGN THE DEED OF USUFRUCT FOR AND ON BEHALF OF THE LOCAL GOVERNMENT UNIT OF ORMOC (LGU-ORMOC), IN FAVOR OF BARANGAY CAGBUHANGIN OVER A PORTION CONSISTING OF AN AREA OF ELEVEN THOUSAND SEVEN HUNDRED FORTY SIX (11,746) SQUARE METERS, MORE OR LESS, OF THE CITY GOVERNMENT-OWNED LOT NO. 7917-C COVERED BY TRANSFER CERTIFICATE OF TITLE (CTC) NO. 121-2015000833 LOCATED IN BARANGAY CAGBUHANGIN, ORMOC CITY FOR THE RELOCATION OF THE BENEFICIARIES OF THE CORE SHELTER ASSISTANCE PROGRAM OF THE PHILIPPINE RED CROSS (PRC) AND OTHER SIMILAR PURPOSES;

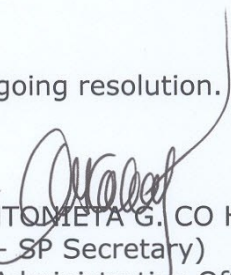
ADOPTED, December 28, 2017.

RESOLVED, FURTHER, that a copy of the final and notarized Deed of Usufruct and its annexes be submitted to the Sangguniang Panlungsod ng Ormoc for its information and files;

RESOLVED, FINALLY, to furnish copies of this resolution each to the City Mayor of Ormoc Richard I. Gomez, the City Administrator, Mr. Vincent L. Emnas; the City Legal Officer, Atty. Jasper Lucero; the City Planning & Development Office; the City General Services Office; the Register of Deeds, Ormoc City; Barangay Cagbuhangin and other concerned offices for their information and guidance.

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

  
MARIA ANTONIETTA G. CO HAT  
(OIC - SP Secretary)  
Supervising Administrative Officer

ATTESTED:

  
ROLANDO M. VILLASENCIO  
(Acting City Vice Mayor & Temporary Presiding Officer)  
Majority Floor Leader  
SP Member