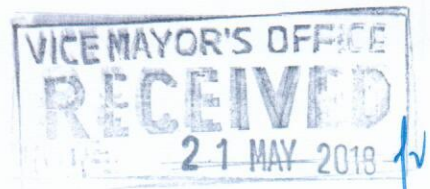


REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



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 MAY 17, 2018



PRESENT:

Leo Carmelo L. Locsin, Jr.	City Vice Mayor & Presiding Officer
Rolando M. Villasencio,	SP Member, Majority Floor Leader
Vincent L. Rama,	SP Member, Asst. Majority Floor Leader
Tomas R. Serafica,	SP Member
Benjamin S. Pongos, Jr.,	SP Member
Eusebio Gerardo S. Penserga,	SP Member
Gregorio G. Yrastorza III	SP Member
Mariano Y. Corro,	Ex-Officio SP Member
	Chapter President, Liga ng mga Barangay ng Ormoc

ON LEAVE:

Mario M. Rodriguez	SP Member, Presiding Officer "Pro-Tempore"
Nolito M. Quilang	SP Member
John Eulalio Nepomuceno O. Aparis II,	SP Member
	Minority Floor Leader
Lea Doris C. Villar	SP Member, Asst. Minority Floor Leader

**RESOLUTION NO. 2018-114**

**A RESOLUTION GRANTING AUTHORITY TO THE CITY  
MAYOR RICHARD I. GOMEZ, FOR AND ON BEHALF OF  
LOCAL GOVERNMENT UNIT OF ORMOC CITY (LGU-  
ORMOC), AS VENDOR, TO SIGN THE DEED OF ABSOLUTE  
SALE IN FAVOR OF MR. DANTE ALBARICO, AS VENDEE,  
FOR A PARCEL OF LAND DENOMINATED AS LOT 20,  
BLOCK 6, UNDER THE ORMOC CITY GOVERNMENT  
EMPLOYEES HOUSING PROGRAM LOCATED AT BARANGAY  
SAN ISIDRO, THIS CITY.**

WHEREAS, the City Mayor Richard I. Gomez through an Indorsement dated April 18, 2018, forwarded to this august Body for consideration the Deed of Absolute Sale of a specified parcel of real property under the Ormoc City Government Employees Housing Program located at Barangay San Isidro, Ormoc City, and further asking authority for the City Mayor Richard I. Gomez to sign the same, a copy of the final Deed of Absolute Sale is hereto attached as Annex "A" and made an integral part hereof;

WHEREAS, in a letter dated March 26, 2018, Mr. Dante Albarico sent a letter to the Office of the City Mayor requesting for the approval and signature on the Deed of Absolute Sale of a parcel of land awarded to him as a beneficiary of the Ormoc City Government Employees Housing Project in Brgy. San Isidro, this City;

WHEREAS, the City Government of Ormoc is the owner of a parcel of land situated in Barangay San Isidro, Ormoc City, evidenced by Transfer Certificate of Title No. 40151, issued by the Register of Deeds of Ormoc City, which is more particularly bounded and described as follows:

*"A parcel of land (Lot No. 20, Block 6, of the subdivision plan, Pcs-08-000521-D, being a portion of Lot 5362-A, B & C (LRC) Psd-236950 and Lot 5362-D-2, Psd-08-006278 LRC Rec. No. 1750) situated in the Barangay of San Isidro, City of Ormoc, containing an area of ONE HUNDRED SEVEN (107) SQUARE METERS, more or less, xxxx----xxx--- -xxxx"*

WHEREAS, the City Government of Ormoc, as the vendor, and the vendee have executed a Deed of Conditional Sale last 2004 where the vendee, as one of the qualified awardees of the Ormoc City Government Employees Housing Program, had agreed to purchase the above-described property, and that the vendor had agreed to sell the specified parcel of land under terms and conditions specified thereon;

WHEREAS, over the years, the vendee had fully paid for the value of the lot through salary deductions and had been compliant of all the succeeding terms and conditions aforementioned in the said Deed of Conditional Sale;

WHEREAS, as provided for in the aforementioned Deed of Conditional Sale, particularly paragraph (i), upon full payment of the vendee of the purchase price the vendor shall execute an Absolute Deed of Sale in the former's favor over the subject parcel of land;

WHEREAS, through a Certification issued by the Office of the City Accountant dated March 20, 2018, Mr. Dante Albarico, a bonafide beneficiary of said Housing Program, who was granted a Certificate of Award on December 8, 2001, has fully settled his lot loan obligation in the total amount of Twenty One Thousand Four Hundred Philippine Pesos (Php21,400.00);

WHEREAS, the City Legal Officer Atty. Jasper M. Lucero in a letter dated April 10, 2018, had rendered an opinion finding the request of Mr. Albarico to be impressed with merit and interposes no objection to the granting of the request of the vendee that the Deed of Absolute Sale of said parcel of land be executed in his favor by the City Government of Ormoc, copy of said letter is hereto attached as Annex "B" and made an integral part hereof;

WHEREAS, Section 22(c) of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, states that no contract may be entered into by the local chief executive on behalf of the local government unit without prior authorization by the Sanggunian concerned;

WHEREAS, an authority for the City Mayor to enter into and sign the Deed of Absolute Sale for and on behalf of the Local Government Unit is not only necessary but also indispensable;

WHEREAS, upon close and thorough review, this Sanggunian finds that the Deed of Absolute Sale is not contrary to law, contract, public policy and morals and that the vendee is found to have been fully compliant with the terms and conditions as provided for in the Deed of Conditional Sale and so therefore, most deserving of this august Body's full support and affirmative action to the same;

WHEREFORE, on motion of SP Member Benjamin S. Pongos, Jr. Chairman, Committee on Laws and Ordinances, severally seconded by SP Members Vincent L. Rama, Tomas R. Serafica, Gregorio G. Yrastorza III and Mariano Y. Corro; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a RESOLUTION GRANTING AUTHORITY TO THE CITY MAYOR RICHARD I. GOMEZ, FOR AND ON BEHALF OF LOCAL GOVERNMENT UNIT OF ORMOC CITY (LGU-ORMOC), AS VENDOR, TO SIGN THE DEED OF ABSOLUTE SALE IN FAVOR OF MR. DANTE ALBARICO, AS VENDEE, FOR A PARCEL OF LAND DENOMINATED AS LOT 20, BLOCK 6, UNDER THE ORMOC CITY GOVERNMENT EMPLOYEES HOUSING PROGRAM LOCATED AT BARANGAY SAN ISIDRO, THIS CITY;

ADOPTED, May 17, 2018.

RESOLVED, FURTHER, that a copy of the final notarized Deed of Absolute Sale be submitted to this Sanggunian 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 Register of Deeds, Ormoc City; the City Assessor; Mr. Dante Albarico; COGEA; the OIC-City Director, DILG; and other concerned offices for their information and guidance.


CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

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

ATTESTED:

  
LEO CARMELO L. LOCSIN, JR.  
City Vice Mayor & Presiding Officer

RECEIVED  
DATE: 4-10-18  
TIME: 4:16 pm  
SIGNATURE: 



Republic of the Philippines  
**OFFICE OF THE CITY LEGAL OFFICER**  
Ormoc City, Leyte

10 April 2018

**MA. VICTORIA LYRA P. DELA CERNA**  
City Govt. Asst. Dept. Head I  
City Mayor's Office  
LGU-Ormoc City

Re: Letter of Mr. Dante B. Albarico dated 26 March 2018

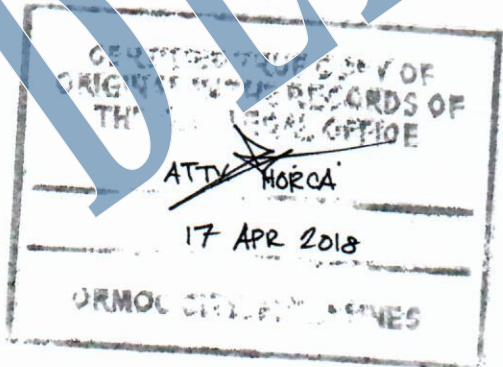
Dear Ms. Dela Cerna:

Mr. Albarico requests the approval and signature of the Mayor on a Deed of Absolute Sale of a parcel of land (Lot No. 20 Block 6) awarded to him as a beneficiary of the Ormoc City Government Employees Housing Project at Brgy. San Isidro.

Mr. Albarico has, in support of his request, attached copies of the Certificate of Award dated 08 December 2001, Deed of Conditional Sale dated 02 June 2004, tax declaration, and Certification from the Office of the City Accountant dated 20 March 2018 that his amortization payments have been fully paid. It is noted that per paragraph (i) of the attached Deed of Conditional Sale, the City undertakes to execute and deliver to Mr. Albarico an absolute deed of sale upon his full payment of the purchase price.

In view of the foregoing, the undersigned finds Mr. Albarico's request to be impressed with merit and poses no objection to the grant of his request. It is recommended that an SP resolution be secured for the Authority of the Mayor to sign the attached Deed of Absolute Sale.

Thank you.



Very Truly Yours,

  
**ATTY. JASPER M. LUCERO**  
City Legal Officer

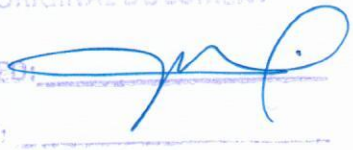
Res. # 2018-114  
5/17/18

OFFICE OF THE CITY MAYOR  
Ormoc City

**DEED OF ABSOLUTE SALE**

CERTIFIED TRUE COPY OF  
ORIGINAL DOCUMENT

**KNOW ALL MEN BY THESE PRESENTS:**

SIGNED: 

**THE LOCAL GOVERNMENT UNIT OF ORMOC CITY**, represented in this instance by its Honorable Mayor **RICHARD I. GOMEZ**, of legal age, Filipino, married and resident of Ormoc City, here known as the **VENDOR**, as authorized by the 14<sup>th</sup> Sangguniang Panlungsod of Ormoc City per Resolution No 2018-114 dated May 17, 2018, for and in consideration of the sum of **TWENTY-ONE THOUSAND FOUR HUNDRES PESOS (Php 21, 400.00)**, Philippine currency, receipt in full, as per Certification of Office of the City Accountant dated March 20, 2018, is hereby acknowledge, paid by **DANTE BACALSO ALBARICO**, of legal age, Filipino, married to Belen B. Bulawan and a resident of Barangay San Isidro, Ormoc City, Leyte, Philippines, by these presents, do hereby **SELL, CEDE, TRANSFER AND CONVEY** by way of an absolute sale, unto said Dante B. Albarico, his heirs, successor and assigns a certain parcel of land with all the improvements thereon, destined for and in actual use as a residential lot, situated in Lot 20, Block 6, "Tent City", Barangay San Isidro, Ormoc City, Leyte, Philippines, which is more particularly bounded and described as follows:

"A portion of land covered by tax Declaration No. 00073-01593 of Ormoc Cadastral Lot No. 20 blk. 6; the herein portion is definitely bounded on the North by Ass. E-Lot No. 21, blk 6, South by Ass. W-Lot No. 17, blk. 6; East Road; containing an area of 107 square meters and as a whole parcel of land is assessed at 7,700.00


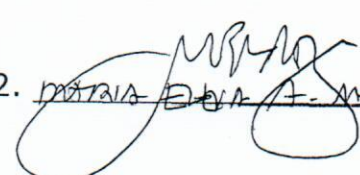
That I have the perfect right to dispose and convey of the said proportion of land being my lawfully owned properly; that the property subject matter of this instrument is free from all liens and encumbrances; and that I will warrant and forever defend the ownership and title of the same unto the said spouses Dante Albarico and Belen Bulawan, their heirs, successors, executors, administrators and assigns against any and all lawful claims of all persons whosoever.

That the property subject matter of this instrument has not been registered with act 496 not under the Spanish Mortgage Law, and the parties have agreed to register this instrument according to the provision of section 194 of the Revised Administrative Code as amended by Act 3344.

IN WITNESS WHEREOF, I here unto set my hand on this 04 May 2019 at Ormoc City, Philippines.

**RICHARD I. GOMEZ, MBA**  
CITY GOVERNMENT OF ORMOC  
Vendor

Signed in the presence of:

1.   
2. 

OFFICE OF THE CITY MAYOR  
Ormoc City

CERTIFIED TRUE COPY OF  
ORIGINAL DOCUMENT

REPUBLIC OF THE PHILIPPINES)  
CITY OF ORMOC ) S.S.


SIGNED: \_\_\_\_\_  
DATE: \_\_\_\_\_

### ACKNOWLEDGMENT

BEFORE ME, a Notary Public for and in the City of Ormoc, personally appeared RICHARD I. GOMEZ with competent evidence of identity CMW-2021-1428-7843-8, and acknowledged to me to be very same person who executed the foregoing instrument and that the same is their free act and voluntary deed.

WITNESS MY HAND AND SEAL, on the date and place first above written.

Doc. No. 342  
Page No. 69  
Book No. Open 17  
Series of 2019

  
**ALEAH RANGEL B. BATAAN-TOLIBAO**  
Notary Public for City of Ormoc, Municipalities of  
Kananga, Matag-ob, Merida and Isabel, Leyte  
Notarial Commission No. ORM-18-12-013  
Commission until December 31, 2020  
2/F Brazil Bldg., Bonifacio St., Ormoc City  
Roll No. 58850  
IBP No. 068242, Leyte Chapter, 01/10/2019  
PTR No. 5855152, Ormoc City, 01/09/2019  
MCLE Compliance No. VI - 0011103 until 04/14/2022  
TTN No. 409-028-726