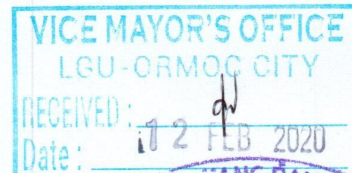


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL
ON FEBRUARY 11, 2020



PRESENT:

Leo Carmelo L. Locsin, Jr.
Benjamin S. Pongos, Jr.,
Roiland H. Villasencio,
Tomas R. Serafica,
Nolito M. Quilang,
Eusebio Gerardo S. Penserga,
Peter M. Rodriguez,
Vincent L. Rama,
Gregorio G. Yrastorza III,

City Vice Mayor & Presiding Officer
SP Member, Majority Floor Leader
SP Member, 1st Asst. Majority Floor Leader
SP Member, Presiding Officer "Pro-Tempore"
SP Member, 2nd Asst. Majority Floor Leader
SP Member
SP Member
SP Member
SP Member

ON OFFICIAL BUSINESS:

Jasper M. Lucero,
Lalaine A. Marcos,
Esteban V. Laurente,

Joan Marbie C. Simbajon,

(OIC - City Mayor), SP Member
(O.B. Baguio City), SP Member
(O.B. Baguio City), Ex-Officio SP Member
Chapter President, Liga ng mga Barangay ng Ormoc
(O.B. - Baguio City),
Ex-Officio SP Member, Chapter President,
Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

RESOLUTION NO. 2020-049

**A RESOLUTION GRANTING AUTHORITY TO THE CITY
MAYOR RICHARD I. GOMEZ, OR THE ACTING CITY
MAYOR TO FILE AN ACTION WITH THE HONORABLE
COURTS RELATIVE TO THE CANCELLATION OF ALL
TITLES AS EXPROPRIATED UNDER CIVIL CASE NO.
711-0 WITH THE COURT OF FIRST INSTANCE OF
ORMOC, AND TO ASK FOR PROVISIONAL REMEDIES
AND SUCH OTHER RELIEFS RELATIVE THERETO.**

WHEREAS, this Fifteenth Sangguniang Panlungsod was in receipt of an Endorsement dated February 05, 2020 from the Office of the City Mayor, submitting an urgent request for the issuance of a Resolution authorizing the City Mayor/OIC Mayor/Acting Mayor to cause the filing of a civil action for Cancellation of ALL TITLES as expropriated under Civil Case No. 711-0 with the Court of First Instance of Ormoc, with Damages and/or Application for Temporary Restraining Order and Preliminary Injunction against the owners thereof, their successors-in-interest, and all persons acting for and through him.

WHEREAS, the City Government owns several parcels of land which were expropriated for the utilization for public purpose as contained in a Decision dated December 17, 1971 rendered by the Court of First Instance (CFI);

WHEREAS, the following are the parcels of land:

LOT NO.	AREA	OWNER
1. 2221	3,556 sq. ms.	PATRICIO OCUBILLO & G. BANTASAN
2. 2222	11,247 sq. ms.	DEMETRIA PARRILLA & T. OCUBILLO
3. 2223	14,908 sq. ms.	AGATON PARRILLA
4. 2224	2,109 sq. ms.	AGATON PARRILLA
5. 2226	6,907 sq. ms.	DALMACIO AVILES
6. 2227	17,184 sq. ms.	(formerly INOCENTES MALINAO) now FAUSTINO VILLO
7. 2228	13,279 sq. ms.	ARCADIA CABILING & AMALIA AVILES
8. 2262	4,329 sq. ms.	ANUNSACION ESMERO
9. 2263	390 sq. ms.	ARTEMIO SACAY
10. 2229	2,953 sq. ms.	PATRICIA GRAVILLO-TAHANZA & BENITA CABILING
11. 2232	5,487 sq. ms.	HERMINIGILDO SERAFICA
12. 2236	3,221 sq. ms.	HERMINIGILDO SERAFICA
13. 2234	3,637 sq. ms.	RUSTICO CAPAHI
14. 2237	2,269 sq. ms.	RUSTICO CAPAHI
15. 2247	8,492 sq. ms.	RAYMUNDO & JOSE SACAY
16. 2238	8,134 sq. ms.	ARTEMIO ESMERO
17. 2243	16,817 sq. ms.	ANTONIO ESMERO
18. 2244	6,321 sq. ms.	JESUS BAUTISTA
19. 2265	3,320 sq. ms.	CANDIDA MATUGUINA

WHEREAS, the issues were all decided with finality by the Court of Appeals in a Decision dated May 22, 1979, which became final and executory on June 20, 1979;

WHEREAS, the Decision rendered by the Court of Appeals was fully executed by the deposit by the City Government with the CFI of the amount of TWO HUNDRED ONE THOUSAND NINETY-FOUR PHILIPPINE PESOS and 66 centavos (Php201,094.66) and THIRTY THOUSAND PHILIPPINE PESOS (Php30,000.00) as shown by certifications dated July 13, 1971 and August 3, 1982;

WHEREAS, the City Government of Ormoc, by virtue of the valid exercise of its power of eminent domain, henceforth, became the owner of the subject properties and is entitled to avail of any and all remedies that will cause the cancellation of the title in the name of private entities;

WHEREAS, upon close and thorough review of the same, this Sanggunian finds that for purposes of fully protecting the interests of the City, the request on the subject Endorsement is deemed to be necessary and meritorious, and further, that the manner chosen upon which the City's interests are to be pursued and protected, is determined to be proper and in order, rendering the request, therefore, deserving of this august Body's prompt and affirmative action;

WHEREFORE, on motion of SP Member Roiland H. Villasencio, Chairman, Committee on Public Properties, severally seconded by SP Members Tomas R. Serafica, Nolito M. Quilang, Vincent L. Rama and Gregorio G. Yrastorza III;

Res. No. 2020-049

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a RESOLUTION GRANTING AUTHORITY TO THE CITY MAYOR RICHARD I. GOMEZ, OR THE ACTING CITY MAYOR TO FILE AN ACTION WITH THE HONORABLE COURTS RELATIVE TO THE CANCELLATION OF ALL TITLES AS EXPROPRIATED UNDER CIVIL CASE NO. 711- O WITH THE COURT OF FIRST INSTANCE OF ORMOC, AND TO ASK FOR PROVISIONAL REMEDIES AND SUCH OTHER RELIEFS RELATIVE THERETO;

ADOPTED, February 11, 2020.

RESOLVED, FINALLY, to furnish copies of this resolution each to the City Mayor of Ormoc Richard I. Gomez, the City Administrator, Mr. Vincent L. Ennas; the City Legal Officer, Atty. Josephine A. Mejia-Romero; the City Treasurer's Office; the City General Services Office; the City Assessor's Office; the CPDO; the Register of Deeds; the City Local Government Operations Officer -DILG; and other offices concerned for their information and guidance;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the above resolution.


MARIA ANTONIETA G. CO HAT
Secretary to the
Sangguniang Pahlungsod

ATTESTED:


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