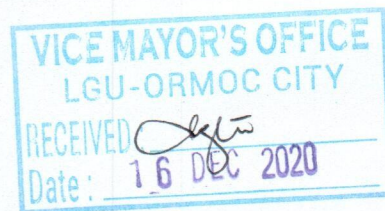


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,
ORMOC CITY HALL BUILDING
ON DECEMBER 15, 2020

PRESENT:

Leo Carmelo L. Locsin, Jr.	City Vice Mayor & Presiding Officer
Benjamin S. Pongos, Jr.,	SP Member
Roiland H. Villasencio,	SP Member
Tomas R. Serafica,	SP Member, Majority Floor Leader
Nolito M. Quilang,	SP Member
Eusebio Gerardo S. Penserga,	SP Member
Jasper M. Lucero,	SP Member, Asst. Majority Floor Leader
Peter M. Rodriguez,	SP Member
Vincent L. Rama,	SP Member
Gregorio G. Yrastorza III,	SP Member
Lalaine A. Marcos,	SP Member
Esteban V. Laurente,	Ex-Officio SP Member, Chapter President, Liga ng mga Barangay ng Ormoc
Joan Marbie C. Simbajon,	Ex-Officio SP Member, Chapter President, Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

RESOLUTION NO. 2020-417

**A RESOLUTION GRANTING AUTHORITY TO THE CITY
MAYOR RICHARD I. GOMEZ/ OIC MAYOR/ ACTING
MAYOR TO ENTER INTO AND SIGN THE CONTRACT
TO BUY AND SELL, AND THE SUBSEQUENT DEED OF
ABSOLUTE SALE, FOR AND IN BEHALF OF THE LOCAL
GOVERNMENT UNIT OF ORMOC CITY (LGU-ORMOC),
AS VENDEE, IN FAVOR OF MARY NIKOLAI PARDO, AS
VENDOR, OF A PARCEL OF LAND IDENTIFIED AS LOT
NO. 7769-B, SITUATED AT BARANGAY DAYHAGAN,
THIS CITY, FOR MIXED-USE DEVELOPMENT CENTER.**

WHEREAS, the Fifteenth Sangguniang Panlungsod ng Ormoc received an endorsement letter from the Office of the City Mayor dated December 4, 2020 re: a request for the passage of a Resolution granting him or his representative the authority to enter into and sign the attached Contract to Buy and Sell, and subsequent Deed of Absolute Sale on the proposed acquisition of land for the purpose of making it a site of proposed mixed use development center, copy of the two documents are hereto attached as "ANNEXES A and B";

WHEREAS, Section 17 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, mandates the local government units to exercise such other powers and discharge such other functions and responsibilities as are necessary, appropriate, or incidental to efficient and effective provisions of the basic services and facilities such as but not limited to x x x municipal enterprises;

WHEREAS, in the performance of such functions, the VENDEE has planned, programmed and funded for a Mixed-Use Development Center, mainly a City Convention Center and Sports Complex, among others;

WHEREAS, the VENDOR owns a parcel of land, identified as Lot No. 7769-B, containing an area of One Hundred Sixteen Thousand Four Hundred Thirty Nine (116,439) square meters and covered by Transfer Certificate of Title (TCT) No. 121-2019000634, a photocopy of the TCT is hereto attached as "ANNEX C" and made an integral part hereof;

WHEREAS, in Special Power of Attorney (SPA) dated 14 August 2019 executed by the VENDOR, the latter constituted and appointed Efren Valeros Pardo, her father, as her true and lawful attorney-in-fact and granted unto him full power and authority to do and perform all acts to be done, a copy of the SPA is hereto attached as "ANNEX D" and made an integral part hereof;

WHEREAS, the VENDEE offered to purchase the lots of the VENDOR for a contract price of SEVEN HUNDRED FIFTY PHILIPPINE PESOS (Php750.00) per sqm. or the total sum of EIGHTY-SEVEN MILLION THREE HUNDRED TWENTY-NINE THOUSAND TWO-HUNDRED FIFTY PESOS (Php 87, 329, 250.00) to be paid in two (2) tranches subject to the terms and conditions set forth in the contract in which the latter accepted;

WHEREAS, in an Opinion dated 4 December 2020, the City Legal Office finds nothing legally objectionable in the said Contract and the same is not contrary to law, morals, public order or public policy much less detrimental to the best interests of the City, a copy of the Opinion is hereto attached as "ANNEX E" and made an integral part hereof;

WHEREAS, in a communication dated 24 September 2020, the City Planning and Development Office described the area as having a flat topography suitable and ideal for Mixed use Development as it is accessible by an existing concrete road, a copy of the said communication is hereto attached as "ANNEX F" and made an integral part hereof;

WHEREAS, finally, in a Memorandum dated December 3, 2020 the Appraisal Committee found in their the Appraisal Report over aforementioned property that the maximum appraised value of the same is NINE HUNDRED PHILIPPINE PESOS (Php 900.00) per square meter, same is attached as "ANNEX G" and made an integral part hereof;

WHEREAS, this Sanggunian, after thorough examination of the aforementioned request by the City Mayor, in addition to finding that the price on the contract is just, fair and reasonable, additionally finds that: the same is not contrary to law, existing contract, public policy, customs and morals and that the same is entered into for the best interest of the City; and that the granting of the authority is necessary to realize finally the sound and noble plan of the City to have its own mixed-use and henceforth, most deserving of this august Body's prompt and favorable consideration;

NOW THEREFORE, on joint motion of SP Member Roiland H. Villasencio, Chairman Committee on Public Properties and SP Member Benjamin S. Pongos, Jr., Chairman Committee on Laws and Ordinances, severally seconded by SP Members Joan Marbie C. Simbajon, Tomas R. Serafica, Gregorio G. Yrastorza, III, Esteban V. Laurente and Vincent L. Rama; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass A RESOLUTION GRANTING AUTHORITY TO THE CITY MAYOR RICHARD I. GOMEZ/ OIC MAYOR/ ACTING MAYOR TO ENTER INTO AND SIGN THE CONTRACT TO BUY AND SELL, AND THE SUBSEQUENT DEED OF ABSOLUTE SALE, FOR AND IN BEHALF OF THE LOCAL GOVERNMENT UNIT OF ORMOC CITY (LGU-ORMOC), AS VENDEE, IN FAVOR OF MARY NIKOLAI PARDO, AS VENDOR, OF A PARCEL OF LAND IDENTIFIED AS LOT NO. 7769-B, SITUATED AT BARANGAY DAYHAGAN, THIS CITY, FOR MIXED-USE DEVELOPMENT CENTER;

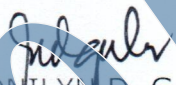
ADOPTED, December 15, 2020.

RESOLVED, FURTHER, that a copy of the final notarized Contract to Sell 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. Josephine Mejia-Romero; Mary Nikolai Pardo; 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.


NONILYN D. GALANO
OIC-SP Secretary
Supervising Administrative Officer
(Board Secretary IV)

ATTESTED:


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