## REPUBLIKA NG PILIPINAS SANGGUNIANG PANLUNGSOD LUNGSOD NG ORMOC

VICE MAYOR'S OFFICE

LGU - ORM DC

RECEIVED:

DATE:

TIME:

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE LIANG PANLUS
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD RECORDS SECTION
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,
ORMOC CITY HALL BUILDING
ON JUNE 14, 2022

PRESENT:

Leo Carmelo L. Locsin, Jr. Roiland H. Villasencio,

Nolito M. Quilang,

Eusebio Gerardo S. Penserga,

Jasper M. Lucero,

Peter M. Rodriguez,

Vincent L. Rama,

Gregorio G. Yrastorza III,

Lalaine A. Marcos,

Esteban V. Laurente,

City Vice Mayor & Presiding Officer SP Member, Majority Floor Leader SP Member, 1<sup>st</sup> Asst. Majority Floor Leader SP Member, 2<sup>nd</sup> Asst. Majority Floor Leader SP Member

SP Member

SP Member

SP Member

SP Member

Ex-Officio SP Member, Chapter President, Liga ng mga Barangay ng Ormoc

ON OFFICIAL BUSINESS: Tomas R. Serafica,

(Acting City Mayor), SP Member Presiding Officer "Pro-Tempore"

ON LEAVE:

Joan Marbie C. Simbajon, Ex-Officio SP Member, Chapter President, Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

## RESOLUTION NO. 2022-148

A RESOLUTION AMENDING RESOLUTION NO. 2021-356, GRANTING AUTHORITY TO THE CITY MAYOR RICHARD I. GOMEZ/OIC CITY MAYOR/ACTING CITY MAYOR TO ENTER INTO AND SIGN THE CONTRACT TO BUY AND SELL, AND DEED OF ABSOLUTE SALE FOR AND IN BEHALF OF THE LOCAL GOVERNMENT UNIT OF ORMOC CITY, RELATIVE TO THE PROPOSED ACQUISITION OF PARCELS OF LAND AFFECTED BY THE ROAD CONCRETING PROJECT TRAVERSING BARANGAYS MILAGRO, CABAON-AN, DOLORES AND HIBUNAON, THIS CITY

WHEREAS, the Fifteenth Sangguniang Panlungsod ng Ormoc received an endorsement letter from the Office of the City Mayor dated May 17, 2022, requesting for the amendment of Sangguniang Panlungsod Resolution No. 2021-356 to reflect the change of Fair Market Value (FMV) in the Appraisal Report dated March 15, 2022;

WHEREAS, the amendment of Resolution No. 2021-356 is sought in relation to the letter transmitted by the City Legal Office dated May 11, 2022 wherein it recommended to reflect the change of Fair Market Value made in the said Appraisal Report;

WHEREAS, Resolution No. 2021-356 was passed giving the City Mayor the authority to sign for and behalf of the City of Ormoc, Contracts to Buy and Sell and Deeds of Sale, in connection to the lot acquisition for the Milagro-Hibunaon Road Project;

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WHEREAS, in said Resolution, it was cited that in the Appraisal Report dated October 28, 2021, the Appraisal Committee had recommended that the lot acquisition purchase price for the portions of land to be affected by the said project be not more than Php75.00 per square meter;

WHEREAS, in a later Appraisal Report dated March 15, 2022, the purchase price was recommended to be not more than Php140.00 per square meter;

WHEREAS, in a Joint Committee Meeting conducted last June 8, 2022, the City Assessor, Engr. Arthur Arcuino, justified the change of the Fair Market Value from Php75.00 to Php 140.00, of said road project;

WHEREAS, the proposed roads are located in an area where land development is not only Agricultural but also Residential;

WHEREAS, in the assessment, the Market Valuation of Residential Lands which amounts to Php300.00 per square meter, was included;

WHEREAS, in the latest computation for the Average Value, the Market Valuation of Residential Lands was included which resulted to Php142.00;

WHEREAS, upon thorough discussion, this Sanggunian, supports the amendment of Resolution No. 2021-356, to reflect the change of Fair Market Value (FMV);

RESOLVED, AS IT IS HEREBY RESOLVED, to AMEND RESOLUTION NO. 2021-356, FOR IT TO STATE:

"WHEREAS, the Fifteenth Sangguniang Panlungsod ng Ormoc received an endorsement letter dated November 12, 2021 from the Office of the City Mayor re: a request for the passage of a Resolution granting him or his representative the authority to enter into and sign the Contract to Buy and Sell, and Deed of Absolute Sale subsequent thereto and upon compliance with all of the conditions set forth, upon submission of needed documents, and subject to the availability of funds. This is relative to the acquisition of lots for the abovementioned purpose, a copy of the said letter is hereto attached as ANNEX "A" and made an integral part hereof;

WHEREAS, Section 17 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991 (LGC for brevity), 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;

WHEREAS, the LGC further states that among such basic facilities are those intended primarily to service the needs of the residents of the city  $x \times x$  including but not limited to, municipal roads and bridges;  $x \times x''$ 

WHEREAS, in the performance of such functions, the City Government of Ormoc has planned and programmed a road concreting project traversing Barangays Milagro, Cabaon-an, Dolores and Hibunaon, this city;

WHEREAS, the VENDORS own parcels of land that can be devoted to the pursuit by the City Government of its mandate and as part of the City's Developmental Plan, there is a need to open a road traversing Brgys. Milagro, Cabaon-an, Dolores and Hibunaon, which would traverse the varying properties of the following persons as indicated in the table below, a copy of the properties affected by the proposed project together with its relevant information as well as a copy of the Parcellary Map of the Proposed Milagro-Hibunaon Road are hereto attached as ANNEXES "B" and "C", respectively, and made integral part hereof;



NO.	OWNER	LOT NO.	TRANSFER OF CERTIFICATE OF TITLE NO. (TCT NO.)	AREA (IN SQM.)	
1	Chua, Carmencita/ Virginia	9078		2,670	
2	Melchor Rita Enterprises, Inc.	9084		1,729	
3	Larrazabal, Melchor	9085	12234 22911 10580 (Partially Cancelled Issuing TCT No. 121-2021000221) 22897 9593 22895 12797 22930 23626 23404 23149 13315 121-2013000482 7412 12974 121-CARP2021000048 14752-Part 16641 16649 1-242 7767 7766 17511 OCT No. 244539 49342 49339 15020 49340 22934	8,647	
4	Melchor Rita Enterprises, Inc.	9090		4,155	
5	Melchor Rita Enterprises, Inc.	9089		719	
6	Melchor Rita Enterprises, Inc.	9091		5,163	
7	Cabalde, Emerita	9095-A		718	
8	Melchor Rita Enterprises, Inc.	9094		6,904	
9	Casiban, Teotima	9102		558	
10	Casiban, Teotima	9101			
11	Casiban, Teotima			5,070	
TT	Nuevo, Candido/	9108	23149	1,152	
12	Piquerra, Remedios	9107	13315	1,888	
13	Chua, Ernesto / Sabenorio, Ana	11097		1,106	
14	Amparo Alcordo	9227	741.2	1,027	
15	Cimafranca, Wilfredo / Ma. Luisa Larrazabal	9228	12974	8,689	
16	Ida Cañedo	7537 -A-2	121-CARP2021000048	347	
17	Cale, Hermogena	7537 -A-1	14752-Part	2,333	
18	Langres, Martinito	7	16641	1,780	
19	Langres, Dominador	6	16649	1,694	
20	Potoy, Clara	8098	T-242	311	
21	Potoy, Clara	7580	7767	458	
22	Potoy, Clara	7579	7766	9,080	
23	PAL	7581	17511	1,234	
24	Albarido, Marcelino Et. Al.	6		1,294	
25	Albarido, Editha O.	5		987	
26	Daga, Wilfreda	2		1,156	
27	Nastor, Emiliana Langres			222	
28	Albarida, Rodolfo	3		1,812	
29	Melchor Rita Larrazabai Enterprises, Inc.	7661	22934	2,637	
30	Melchor Rita Larrazabal Enterprises,	7587	23288	579	
31	Potoy, Marcos & Cenon, Salud	7588	9600	807	
32	Diaz, Angelo	7657-A	TH-395	257	
33	Salud Cenon	7660	3699	1,021	
34	George Montes	7662	25480	5,287	
35	Larrazabal, Melchor	7659	OCT No. 24435	175	
26	Melchor Rita Larrazabal Enterprises,				
36	Inc.	7658	22932	182	
37	Bacala, Cirila	7656	12432	342	
38	Tomambid, Francisco & Oliveros, Osita	7665	6080	1,163	
	Tomambid, Francisco &				
39	Oliveros, Osita	7666	7666	1,288	
40	Toribia Lamoc, Et. Al.	7667	OCT No. 24717	210	
	Bensig, Hermogenes & Acuin,				
41	Socorro	7668	22469	892	
42	Iñaki Larrazabal Enterprises, Inc.	7669	10854	1,168	
43	Iñaki Larrazabal	. 003	34087 (CLOA Title		
	(CLOA ARB Virgilio A. Villanueva)	7670	TCT No. 700)	703	



WHEREAS, in a Memorandum dated March 15, 2022 issued by the Appraisal Committee, it is recommended that the appraised value of the aforesaid lots should not be more than ONE HUNDRED FORTY TWO PESOS (Php142.00) per square meter (per sqm), a copy of the said Memorandum is hereto attached as ANNEX "D" and made an integral part hereof;

WHEREAS, in a communication letter from the City Legal Office dated November 12, 2021, it recommends that the draft Contract to Buy and Sell be referred to the Sangguniang Panlungsod for the issuance of a Resolution authorizing the City Mayor to sign the instruments and further stated that should the proposed sale be acceptable to the city, payment thereon will be subject to the availability of funds, appropriation ordinance(s), and submission of needed document(s) as directed by sound accounting practices;

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 facilitates the ongoing developmental progress of the City and henceforth, deserving of this august Body's prompt and favorable consideration;"

NOW, THEREFORE, on joint motion of SP Member Jasper M. Lucero, Chairperson, Committee on Public Properties and SP Member Nolito M. Quilang, Chairperson, Committee on Laws and Ordinances, severally seconded by SP Members Roiland H. Villasencio, Peter M. Rodriguez, Vincent L. Rama, Gregorio G. Yrastorza III, Lalaine A. Marcos and Esteban V. Laurente; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass A RESOLUTION AMENDING RESOLUTION NO. 2021-356, GRANTING AUTHORITY TO THE CITY MAYOR RICHARD I. GOMEZ/OIC CITY MAYOR/ACTING CITY MAYOR TO ENTER INTO AND SIGN THE CONTRACT TO BUY AND SELL, AND DEED OF ABSOLUTE SALE FOR AND IN BEHALF OF THE LOCAL GOVERNMENT UNIT OF ORMOC CITY, RELATIVE TO THE PROPOSED ACQUISITION OF PARCELS OF LAND AFFECTED BY THE ROAD CONCRETING PROJECT TRAVERSING BARANGAYS MILAGRO, CABAON-AN, DOLORES AND HIBUNAON, THIS CITY;

ADOPTED, June 14, 2022.

RESOLVED FURTHERMORE, to furnish copies of this resolution each to the City Mayor Richard I. Gomez; the City Administrator; the City Legal Officer; the City Planning & Development Coordinator; the City Assessor; the City Engineer; the City Budget Officer; the City Accountant; the City Treasurer; CGSO; the City Local Government Operations Officer-DILG; and others concerned;

CARRIED UNANIMOUSLY

I HEREBY CERTIFY to the correctness of the above resolution.

NONILYN D. GALANO (OIC - SP Secretary) Supervising Administrative Officer Res. No. 2022-148

ATTESTED:

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



## Republic of the Philippines OFFICE OF THE CITY MAYOR

Ormoc City

764



2<sup>nd</sup> Endorsement

November 12, 2021

This is to respectfully endorse to the Office of the Sangguniang Panlangsod, the herein request for an issuance of a Resolution granting the City/Mayor or his representative, the authority to enter into and sign the attached draft CONTRACT TO BUY AND SELL and DEED OF ABSOLUTE SALE Subsequent thereto and upon compliance with all of the conditions set forth, upon submission of needed documents, and subject to the availability of funds. This is pertaining to the acquisition of properties affected by the road concreting project from Barangays Milagro to Hibuna von.

For your appropriate action.

RICHARD I. GOMEZ, DPA

City Mayor

New Ormoc City Hall, Ormoc City, Leyte (053)-560-8145 www.ormoc.gov.ph #GetOrmocMovingAhead RIG/JAM/LPD/CPM



NO.	BRGY_NAME	PIN	LOT NO.	PLAN NO.	TOTAL AREA	AREA FOR RROW	AFFECTED AREA (IN PERCENT)	TD No.	TCT NO.	OWNER
1	MILAGRO	155-04-0088-009-11	9078	CAD. 256	65,617	2,670	4.07%	00060-00029	12234	CHUA, CARMENCITAVIRGINIA
2	CABAON-AN	155-04-0039-014-14	9084	CAD. 256	16,113	1,729	10.73%	00011-00086	22911	MELCHOR RITA ENTERPRISES, INC.
3	CABAON-AN	155-04-0039-014-11	9085	CAD. 256	125,894	8,647	6.87%	00011-00031	10580 (PARTIALLY CANCELLED ISSUING TOT No. 123-2012000221)	LARRAZABAL, MELCHOR
4	MILAGRO	155-04-0088-003-03	9090	CAD. 256	126,216	4,155	3.29%	00060-00111	22897	MELCHOR RITA ENTERPRISES, INC.
5	MILAGRO	155-04-0088-003-02	9089	CAD. 256	50,737	719	1.42%	00060-00094	9593	MELCHOR RITA ENTERPRISES, INC.
6	MILAGRO	155-04-0088-003-04	9091	CAD. 256	29,407	5,163	17.56%	00060-00112	22895	MELCHOR RITA ENTERPRISES, INC.
7	MILAGRO	155-04-0088-002-05	9095-A	(LRC) Psd-194201	37,478	718	1.92%	00050-00019	12797	CABALDE, EMERITA
8	MILAGRO		9094	CAD. 256	56,946	6,904	12.12%	00060-00113	22930	MELCHOR RITA ENTERPRISES, INC.
9	MILAGRO	155-04-0088-004-04	9102	CAD. 256	25,991	558	2.15%	00/160/00026	23626	CASIBAN, TEOTIMA
10	MILAGRO	155-04-0088-004-01	9101	CAD. 256	29,308	5,070	17.30%	00050-02025	23404	CASIBAN, TEOTIMA
11	DOLORES	155-04-0054-003-03	9108	CAD. 256	91,269	1,152	1.28%	00026-00056	23149	CASIBAN, TEOTIMA
12	DOLORES	155-04-0054-003-04	9107	CAD. 256	89,291	1,888	2.11%	00026-00205	13315	NUEVO, CANDIDO/PIQUERRA, REMEDIOS
3	DOLORES	155-04-0054-003-05	11097	CAD. 256	10,592	1,106	10.44%	00026-01191	121-2013000482	CHUA, ERNESTO/SABENORIO, ANA
4	DOLORES	155-04-0054-005-04	9227	CAD. 256	14,583	1,027	7.04%	20026-00009	7412	AMPARO ALCORDO
5	DOLORES	155-04-0054-005-06	9228	CAD. 256	87,383	83.689	9.91%	00026-00091	12974	CIMAFRANCA, WILFREDO/ MA. LUISA LARRAZABA
6	DOLORES	155-04-0054-006-03	7537-A-2	Psd-08-038298 (AR)	13,605	347	2 55%	00026-00047	121-CARP2021000048	IDA CAÑEDO
7	DOLORES	155-04-0054-006-03	7537-A-1	Psd-08-038298 (AR)	50,000	2,333	4.67%	00026-00047	14752-Part	CALE, HERMOGENA
8	DOLORES	155-04-0054-006-02	7	(LRC) Pcs-15974	34,535	1,760	5.14%	20025-10174	16641	LANGRES, MARTINITO
9	DOLORES	155-04-0054-006-01	6	(LRC) Pcs-15874	34,603	1,6'94	4.90%	00026-00172	16649	LANGRES, DOMINADOR
0	HIBUNA-ON	155-04-0064-006-04	8098	CAD. 256	12,451	311	2.50%	00036-000191	T-242	POTOY, CLARA
1	HIBUNA-ON	155-04-0064-014-04	7580	CAD. 256	44,903	458	1.02%	00036-00192	7767	POTOY, CLARA
2	HIBUNA-ON	155-04-0064-014-05	7579	CAD. 256	70,889	9,080	12.81%	00036-00193	7766	POTOY, CLARA
3	HIBUNA-ON .	155-04-0064-014-11	7581	CAD. 256	7,648	1,234	16.13%	00036-00004	17511	PAL
4	HIBUNA-ON	155-04-0064-014-21	6	Pcs-08-000866-D		1,294	#DIV/01	00036-00239	OCT No. 244539	ALBARIDO, MARCELINO ET. AL.
5	HIBUNA-ON	155-04-0064-013-03	5	Pcs-08-000864-D	11,416	987	8.65%	00036-00233	49342	ALBARIDO, EDITHA O.
6	HIBUNA-ON	155-04-0064-013-05	2	Pas-08-0008(4-1)	11,417	1,156	10.13%	00036-00230	49339	DAGA, WILFREDA
27	HIBUNA-ON	155-04-0064-014-06	4	Pcs-08-000864-D	11,417	222	1.94%	00036-00171	15020	NASTOR, EMILIANA LANGRES
28	HIBUNA-ON	155-04-0064-013-04	3	Pcs-08-000364-D	11,417	1,812	15.87%	00036-00231	49340	ALBARIDO, RODOLFO
9	HIBUNA-ON	155-04-0064-013-01	7661	CAD. 256	109,056	2,637	2.42%	00036-00140	22934	MELCHOR RITA LARRAZABAL ENTERPRISES, INC.
0	HIBUNA-ON	155-04-0064-016-05	7587	CAD. 256	36,663	579	1.58%	00036-00141	23288	
1		155-04-0064-016-04	7588	CAD. 256	35,692	807	2.26%	00036-00197	9600	MELCHOR RITA LARRAZABAL ENTERPRISES, INC.
2		155-04-0064-016-02	7657-A	Csd-1127	16,719	257	1.54%	00036-0077	TH-395	POTOY, MARCOS & CENON, SALUD
3		155-04-0064-016-01	7660	CAD. 256	7,428	1,021	13.75%	00036-00077		DIAZ, ANGELO
_		155-04-0064-012-13	7662	CAD. 256	30,896	5.287	17.11%	00036-00205	3699	SALUD, CENON
_		155-04-0064-017-03	7659	CAD. 256	4,306	175	4.06%	00036-00165	25480 OCT No. 24435	GEORGE MONTES

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NO.	BRGY_NAME	PIN	LOT NO.	PLAN NO.	TOTAL AREA	AREA FOR RROW	AFFECTED AREA (IN PERCENT)	TD No.	TCT NO.		OWNER
36	HIBUNA-ON	155-04-0064-017-04	7658	CAD. 256	11,782	182	1.54%	00036-00148		2283	MELCHOR RITA LARRAZABAL ENTERPRISES, INC.
37	HIBUNA-ON	155-04-0064-017-02	7656	CAD. 256	45,999	342	0.74%	00036-00030		1243	The Late of the Little of the
38	HIBUNA-ON	155-04-0064-012-15	7665	CAD. 256	12,139	1,163	9.58%	00036-00211		6080	
39	HIBUNA-ON	155-04-0064-012-17	7666	CAD. 256	15,255	1,288	8.44%	00036-00212		207	TOTAL MICHOLOGICA & DELVEROS, CONTA
40	HIBUNA-ON	155-04-0064-012-19	7667	CAD. 256	6.017	210	3.49%	00036-00049			TOTAL MINISTER TO THE MENT OF
41	HIBUNA-ON	155-04-0064-012-18	7668	CAD. 256						OC7 No.24717	TORIBIA LAMOC, ET. AL.
				CAD. 256	12,801	892	6.97%	00036-00041		22469	BENSIG, HERMOGENES & ACUIN, SOCORRO
42	HIBUNA-ON	155-04-0064-011-07	7669	CAD. 256	6,232	1,168	18.74%	00036-00044		10854	IÑAKI LARRAZABAL ENTERPRISES, INC.
43	HIBUNA-ON	155-04-0064-011-08	7670	CAD. 256	19,247	703	3.65%	000/3/6-00024	34087 (CLOA TITLE	ETCT No 700	

PREPARED BY:

MARY ANN L. COYOCA, GE Administrative Alde I CHECKED BY:

ISIDEO E INSKITA JR., GE

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