

property. Upon information that another representative of the landowner requested until April 18, 2015 within which to submit their final response, the Sangguniang Panlungsod revoked Ordinance No. 2015-013 by re-passing another expropriation ordinance, Ordinance No. 2015-052 in view of the failure of negotiation as evidenced by the landowner's failure to give its reply to the City's offer within the period requested by her despite several months having already passed. In the City's desire to spell out concretely its compliance with the requirements for expropriation, the Sangguniang Panlungsod hereby revises Ordinance No. 2015-052.

SECTION 3. Exercise of the Power of Eminent Domain. In view of the apparent refusal of the landowner to accept the offer of the City Government to buy the subject property in order that the same may be utilized as a public road, the City Government of Naga hereby exercises its power of eminent domain over the parcel of land being described as lot 1-b-2-c-2-a, Psd-05-010441, being a portion of lot 1-b-2-c-2, Psd-05-009264 with TCT number 19965 with an area of one hundred twenty seven (127) square meters, located at Barangay Concepcion Grande, Naga City, registered in the name of Mercedes N. Abella, et al now owned by Lynn S. Staggs;

SECTION 4. Authority. The City Mayor is hereby authorized to sign and file the initiatory complaint/pleading in the proper court and to represent the city in all the stages of the proceedings thereon, to make stipulations and/or admissions of facts in the pre-trial, to enter into a compromise or amicable settlement, to submit to alternative modes of dispute resolution, and to perform such acts and things as may be necessary to carry out the foregoing authority.

In view of the urgency of the matter considering the situation of the immediately affected residents that poses danger to their safety and well-being due to lack of access road, this authority shall be acted upon with dispatch.

In case of a settlement or compromise agreement, the same shall be subject to the ratification of the Sangguniang Panlungsod.

SECTION 5.- Appropriation. The amount of One Hundred One Thousand Six Hundred (P101,600.00) Pesos is hereby appropriated to cover the payment for just compensation, chargeable against the 2014 Surplus;

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SECTION 6. Effectivity. This ordinance shall take effect immediately upon its approval.

ENACTED: September 1, 2015.

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WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

GIL A. DE LA TORRE
Secretary to the
Sangguniang Panlungsod

GABRIEL H. BORDADO JR.
Acting City Vice Mayor
& Presiding Officer

APPROVED:

NELSON S. LEGACION
Acting City Mayor