

RESOLUTION NO. 2011-076

Series 2 0 1 1

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(3) to the Heirs of Don Macario Mariano, is **DELETED** because these other government instrumentalities and agencies are **not** parties to the case in the court below; and

(4) The award of attorney's fees in favor of the Heirs of Don MacarioMariano is reduced to Two Hundred Thousand Pesos (Php200,000.00) on equitable grounds.

All other aspects of the assailed Decision dated June 20, 2005 and other Order dated July 15, 2005 are hereby affirmed.

SO ORDERED."

WHEREAS, in its decision, the Court of Appeals failed to consider the fact that the City is not occupying the entire area because a large part of it is occupied by other government instrumentalities/agencies which the CA even recognized to be so, thereby further reducing the monthly rental not far off;

WHEREAS, for purposes of certain options available to the City and in view of the above observation, it is imperative for the city government through the Housing & Settlement Development Office to survey the area being occupied by the City, excluding only those occupied by other government instrumentalities/agencies and offices.

NOW, THEREFORE, on joint and collective motion of the Members of the 10th Sangguniang Panlungsod of the City of Naga;

BE IT RESOLVED, as it is hereby resolved, to direct the Housing & Settlement Development Office (HSDO) to immediately survey the area being occupied by the city government offices and the Naga City Civic Center, excluding only those occupied by other government instrumentalities/agencies and offices, and to submit its report before the next regular session of the Sangguniang Panlungsod on Tuesday, April 5, 2011.

LET COPIES of this resolution be furnished His Honor, the City Mayor for his concurrence, and the Housing & Settlement Development Office (HSDO) for its information and appropriate action.

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UNANIMOUSLY APPROVED.

Adopted: March 22, 2011

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WE HEREBY CERTIFY to the correctness of the foregoing resolution.

GIL A. DE LA TORRE
Secretary to the
Sangguniang Panlungsod

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

APPROVED:

JOHN G. BONGAT
City Mayor