Republic of the Philippines
Tanggapan ng Sangguniang Panlungsod
2/F City Hall Bldg., J. Miranda Ave., Con. Peq., Naga City
☎ 472-79-19 • 473-20-51

RESOLUTION NO. 2019-085
VVVVVVVVVVVVVVVVVVVVVVV

RESOLUTION AUTHORIZING HIS HONOR THE CITY MAYOR TO NEGOTIATE WITH MANUBAY FAMILY WITH RESPECT TO A ROAD NAMED FR. PHELAN DRIVE LEADING TO THE METRO NAGA SPORTS COMPLEX, BARANGAY PACOL, NAGA CITY, SUBJECT TO THE RATIFICATION BY THE SANGGUNIANG PANLUNGSOD:-

Sponsor: Hon. Ray-An Cydrick G. Rentoy

WHEREAS, received by the Sangguniang Panlungsod for appropriate action is the letter dated December 10, 2018 of Atty. Norman P. Barrosa, Counsel for Manubay Agro-Industrial Development Corporation (MANDECOR), claiming payment for just compensation for a city road named Fr. Phelan Drive that starts from San Felipe-Pacol-Carolina Road and runs up to Metro Naga Sports Complex, Ateneo de Naga University High School and San Francisco Village in Barangay Pacol, Naga City;

WHEREAS, the said road subject of claim for just compensation is with TCT No. 47345 and the portion consumed as road contains an area of 5,335 square meters;

WHEREAS, contrary to the claim of the landowner, in the letter dated 28 January 2019, the City Legal Officer, Atty. Perfecto N. Bragais III, opined that there is no basis for the city government to pay the just compensation "based on the prevailing market valuations at the time of actual payment, and therefore, payment should be based on the time of taking, which was when the city road was constructed;

WHEREAS, finding the negotiation to be in order and necessary in the settlement of this claim for just compensation;

NOW, THEREFORE, on motion of Hon. Ray-An Cydrick G. Rentoy, seconded by Hon. Mila S.D. Raquid-Arroyo and Hon. Joselito S.A. del Rosario;

BE IT RESOLVED, as it is hereby resolved, to authorize His Honor the City Mayor to negotiate with Manubay Family with respect to a city road named Fr. Phelan Drive leading to the Metro Naga Sports complex, Barangay Pacol, Naga City, subject to the ratification by the Sangguniang Panlungsod.

LET COPIES of this resolution be furnished His Honor, the City Mayor, Atty. Norman P. Barrosa, Counsel for Manubay Agro-Industrial Development Corporation (MANDECOR), and the City Legal officer, Atty. Perfecto N. Bragais III, for their information.

APPROVED.
Adopted: February 26, 2019

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WE HEREBY CERTIFY to the correctness of the foregoing resolution.

GIL A. DE LA TORRE
Secretary to the
Sangguniang Panlungsod

CECILIA VELUZ-DE ASIS
City Councilor &
Acting Presiding Officer

RECEIVED
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