

Republika ng Pilipinas

TANGGAPAN NG SANGGUNIANG PANLUNGSOD Lungsod ng Naga

City Hall Compound, J. Miranda Avenue, Naga City, 4400

www.naga.gov.ph /sp@naga.gov.ph
205-2980 local 2060



HON. CECILIA B. VELUZ-DE ASIS

City Vice Mayor & Presiding Officer

- City Councilors -

HON. GHIEL G. ROSALES

HON. GREGORIO R. ABONAL

HON. ELMER S. BALDEMORO

HON. SALVADOR M. DEL CASTILLO

HON. JOSE B. PEREZ

HON. ANTONIO B. BELTRAN

HON. JOSELITO S.A. DEL ROSARIO

HON. MILA S.D. RAQUID-ARROYO

HON. VIDAL P. CASTILLO

HON. JOSE C. RAÑOLA

HON. JESSIE R. ALBEUS

HON. MARY KYLE FRANCINE B. TRIPULCA

ORDINANCE NO. 2020-087

AN ORDINANCE EXCERCISING THE POWER OF EMINENT DOMAIN OVER A PARCEL OF LAND, MEASURING TEN THOUSAND (10,000) HECTARES, MORE OR LESS, REGISTERED IN THE NAME OF MR. ANTONIO MERILLES, JR., LOCATED IN BARANGAY CAROLINA, NAGA CITY, TO BE UTILIZED AS SITE OF THE PROPOSED ELEMENTARY SCHOOL IN YABU, BARANGAY CAROLINA, NAGA CITY, APPROPRIATING THE AMOUNT OF FIVE HUNDRED FIFTY THOUSAND EIGHT HUNDRED EIGHTY EIGHT & 35/100 PESOS (P550,888.35) TO COVER THE PAYMENT FOR JUST COMPENSATION, CHARGEABLE AGAINST THE ACCOUNT "DECENTRALIZED SERVICES SITES PROJECT" UNDER THE 2020 LOCAL DEVELOPMENT FUND, THE CITY MAYOR TO FILE THE NECESSARY AUTHORIZING EXPROPRIATION PROCEEDINGS IN COURT AND THE CITY LEGAL OFFICER TO APPEAR IN THE PRE-TRIAL THEREOF AND ENTER INTO COMPROMISE AGREEMENT THEREIN WITH THE CONCURRENCE OF THE SANGGUNIANG PANLUNGSOD: -

On joint and collective motion

Be it ordained by the Sangguniang Panlungsod of Naga, that:

SECTION 1. - Exercise of Eminent Domain. Prior efforts to acquire the parcels of land subject hereof having been rejected by the owner as to the price offered which is deemed as non-acceptance of the city's valid and definite offer to buy the property subject hereof for public purpose, the City of Naga hereby exercises its power of eminent domain over a parcel of land, measuring Ten Thousand (10,000) Hectares, more or less, registered in the name of Mr. Antonio Merilles, Jr., located in Barangay Carolina, Naga City;

SECTION 2. Purpose. - The power of eminent domain is being exercised over the subject properties so that it may be used as site of the proposed elementary school in Yabu, Barangay Carolina, which is for public use or purpose or for the general welfare of the people of Naga City.

SECTION 3. Authority. The City Mayor is hereby authorized to sign and file the necessary complaint for expropriation in the proper court and, by himself or his duly authorized representative, to represent the City Government

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of Naga 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 alternatives modes of dispute resolution, and to perform such acts and things as may be necessary to carry out the foregoing authority.

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

SECTION 4 .- The amount of Five Hundred Fifty Thousand Eight Hundred Eighty Eight & 35/100 Pesos (P550,888.35) is hereby appropriated to cover the payment for just compensation, chargeable against the account "Decentralized Services Sites Project" under the 2020 Local Development Fund to cover the payment for just compensation, and for the purpose of effecting the immediate possession of the subject properties.

SECTION 5. Effectivity. This ordinance shall take effect immediately upon its approval.

ENACTED: September 15, 2020

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WE HEREBY CERTIFY to the correctness of the foregoing ordinance. \sim

GIL A. DE LA TORRE

Secretary to the Sangguniang Panlungsod

CECILIA B. VELUZ-DE ASIS

City Vice Mayor & Presiding Officer

APPROVED:

NELSON S. LEGACION

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