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Tangapan ng Sangguniang Panlungsod
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RESOLUTION NO. 2017-007
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RESOLUTION APPROVING THE AUCTION SALE OF THE 172-SQUARE METER AREA OF MAOGMA VILLAGE SUBDIVISION ENCROACHED BY PEÑAFRANCIA MEMORIAL PARK:-

Sponsor: Hon. Salvador M. del Castillo

WHEREAS, received by the Sangguniang Panlungsod is the letter dated November 9, 2016 of Engr. Rolando S.I. Campillos, Head, Housing & Settlements Development Office, informing that the 172-square meter area has a very minimal effect to the entirety of the Maogma Village Subdivision considering that the unaffected portion has substantial land area for development;

WHEREAS, the 172-square meter area of Maogma Village Subdivision was encroached by Peñafrancia Memorial Park when it constructed a perimeter fence;

WHEREAS, Section 380 of RA 7160 provides that property of a local government unit (LGU) that is no longer needed may also be disposed at a price to be determined by the Committee on Awards subject to the approval of the Commission on Audit or its duly authorized representative when its acquisition or transfer cost exceeds P50,000.00 in the case of provinces and cities and P20,000.00 in the case of municipalities and barangays;

WHEREAS, the City Legal Officer opined that the subject property cannot be sold directly to Eternal Gardens on the premise that it has to be sold in public auction after a certification is issued by the Housing & Settlements Development Office (HSDO) that it is no longer needed since the subject property is inside the Maogma Village, an urban poor resettlement project. If the public auction failed, only then can the city government sell the same to Eternal Gardens through negotiation, and that the sale is approved by the Commission on Audit;

NOW, THEREFORE, on motion of Hon. Salvador M. del Castillo, seconded by Hon. Vidal P. Castillo, Hon. Jose C. Rañola and Hon. Elmer S. Baldemoro;

BE IT RESOLVED, as it is hereby resolved, to approve the auction sale of the 172-square meter area of Maogma Village Subdivision encroached by Peñafrancia Memorial Park.

LET COPIES of this resolution be furnished His Honor, the City Mayor for his concurrence, the Head, Housing & Settlements Development Office, City Treasurer and the City Assessor, for their information and guidance.

APPROVED.

Adopted: January 10, 2017

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WE HEREBY CERTIFY to the correctness of the foregoing resolution.

GIL A. DE LA TORRE
Secretary to the
Sangguniang Panlungsod

NELSON S. LEGACION
City Vice Mayor &
& Presiding Officer

CONCURRED:

JOHN G. BONGAT
City Mayor 1/13/17