




DISTRICT I


 HON. ROWENA BAUTISTA-MENDIOLA
 City Councilor


 HON. MIGUEL N. BAUTISTA
 City Councilor

ABSTAINED

HON. EDWIN G. GAWARAN
 City Councilor

ABSTAINED

HON. MICHAEL E. SOLIS
 City Councilor


 HON. VENUS D. DE CASTRO
 City Councilor

ABSTAINED

HON. ALEJANDRO F. GUTIERREZ
 City Councilor

DISTRICT II

ABSENT

HON. HERNANDO C. GUTIERREZ
 City Councilor


 HON. GAUDENCIO P. NOLASCO
 City Councilor


 HON. LEANDRO A. DE LEON
 City Councilor

ABSENT

HON. ROBERTO R. JAVIER
 City Councilor


 HON. VICTORIO L. GUERRERO, JR.
 City Councilor


 HON. ALDE JOSELITO F. PAGULAYAN
 City Councilor

HON. REYNALDO D. PALABRICA
 City Councilor - Liga ng Brgy. President

ABSTAINED

HON. MAC RAVEN ESPIRITU
 City Councilor - SK FEDERATION PRESIDENT


Attested by:


 ATTY. KHALID A. ATEGA, JR.
 Sangguniang Panlungsod Secretary

Certified by:


 HON. CATHERINE SARINO EVARISTO
 City Vice Mayor / Presiding Officer

Approved by:


 HON. LANI MERCADO - REVILLA
 City Mayor

CITY ORDINANCE NO. CO 8-2019
Series of 2019

AN ORDINANCE AUTHORIZING THE CITY MAYOR TO INITIATE EXPROPRIATION PROCEEDINGS OVER A 480-SQUARE METER PORTION OF A PARCEL OF LAND IN BARANGAY DULONG BAYAN OWNED BY GUILLERMO ESPIRITU, ET AL., COVERED BY TRANSFER CERTIFICATE OF TITLE NO. T -111302, FOR THE CONSTRUCTION OF A PUBLIC ROAD RIGHT OF WAY.

Sponsored by: Hon. Rowena Bautista-Mendiola, Hon. Miguel N. Bautista, Hon. Venus D. De Castro, Hon. Leandro A. De Leon, Hon. Victorio L. Guerrero, Jr., Hon. Gaudencio P. Nolasco, Hon. Alde Joselito F. Pagulayan, and Hon. Reynaldo D. Palabrica

WHEREAS, Section 19 of the Local Government Code authorizes the local government, through the local chief executive, to exercise the power of eminent domain by taking private property for public use upon payment of just compensation, to wit:

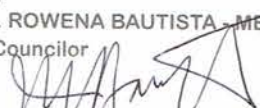
"Section 19. Eminent Domain. – A local government unit may, through its chief executive and acting pursuant to an ordinance, exercise the power of eminent domain for public use, or purpose or welfare for the benefit of the poor and the landless, upon payment of just compensation, pursuant to the provisions of the Constitution and pertinent laws: Provided, however, That the power of eminent domain may not be exercised unless a valid and definite offer has been previously made to the owner, and such offer was accepted: Provided, further, That the local government unit may immediately take possession of the property upon the filing of the expropriation proceedings and upon making a deposit with the proper court of at least fifteen percent (15%) of the fair market value of the property based on the current tax declaration of the property to be expropriated: Provided, finally, That, the amount to be paid for the expropriated property shall be determined by the proper court, based on the fair market value at the time of the taking of the property".

WHEREAS, there is necessity for the city government to expropriate a 480-square meter portion of a parcel of land registered under the name of GUILLERMO ESPIRITU ET AL., represented by Mr. Manuel Dela Cruz, as evidenced by Transfer Certificate of Title No. T-111302 located at Barangay Dulong Bayan, Bacoor City for the construction of a road right of way for use by the general public and by the



DISTRICT I


HON. ROWENA BAUTISTA-MENDIOLA
City Councilor

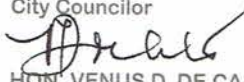

HON. MIGUEL N. BAUTISTA
City Councilor

ABSTAINED

HON. EDWIN G. GAWARAN
City Councilor

ABSTAINED

HON. MICHAEL E. SOLIS
City Councilor


HON. VENUS D. DE CASTRO
City Councilor

ABSTAINED

HON. ALEJANDRO F. GUTIERREZ
City Councilor

DISTRICT II

ABSENT

HON. HERNANDO C. GUTIERREZ
City Councilor


HON. GAUBENCIO P. MOLASCO
City Councilor

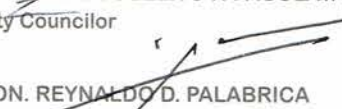
HON. LEANDRO A. DE LEON
City Councilor

ABSENT

HON. ROBERTO R. JAVIER
City Councilor


HON. VICTORIO L. GUERRERO, JR.
City Councilor



HON. ALDE JOSELITO F. PAGULAYAN
City Councilor


HON. REYNALDO D. PALABRICA
City Councilor / Liga ng Brgy. President

ABSTAINED

HON. MAC RAVEN ESPIRITU
City Councilor - SK FEDERATION PRESIDENT

Attested by:


ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:


HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:


HON. LANI MERCADO - REVILLA
City Mayor

residents of the said barangay.

WHEREAS, to acquire the said property, a valid and definite offer was made to Mr. Manuel Dela Cruz, but the same was rejected;

WHEREAS, before the City Government of Bacoor can initiate the expropriation proceeding, it is necessary that an ordinance be enacted;

NOW THEREFORE, the Sangguniang Panlungsod in regular session duly assembled, ordains and decrees:

Section 1. Title. This Ordinance shall be called "**An Ordinance Authorizing The City Mayor To Initiate Expropriation Proceedings Over A 480-Square Meter Portion Of A Parcel Of Land In Barangay Dulong Bayan Owned By GUILLERMO ESPIRITU, ET AL., Covered By Transfer Certificate Of Title No. T -111302, For The Construction Of A Public Road Right Of Way**".

Section 2. Eminent Domain – The City Mayor, on behalf the City Government, is hereby authorized to exercise the power of eminent domain for the expropriation of a 480-square meter portion of a parcel of land covered by Transfer Certificate of Title No. T -111302 to be used for the construction of a road right of way for use by the general public and by the residents of Barangay Dulong Bayan. The complaint shall include all persons claiming rights thereto.

Section 3. Appropriation. – The amount equivalent to the deposit fees, cost of the property as determined by the appropriate court and other expenses necessary in the expropriation proceedings shall be appropriated from the General Fund of the city government or from other lawful sources.

Section 4. Effectivity Clause. – This Ordinance shall take effect immediately upon approval of the City Mayor.

ORDAINED by the 3rd Sangguniang Panlungsod of Bacoor, Province, Cavite this 3rd day of June 2019 in regular session duly assembled.



DISTRICT I

[Signature]
 HON. ROWENA BAUTISTA - MENDIOLA
 City Councilor

[Signature]
 HON. MIGUEL N. BAUTISTA
 City Councilor

ABSTAINED

HON. EDWIN G. GAWARAN
 City Councilor

ABSTAINED

HON. MICHAEL E. SOLIS
 City Councilor

[Signature]
 HON. VENUS D. DE CASTRO
 City Councilor

ABSTAINED

HON. ALEJANDRO F. GUTIERREZ
 City Councilor

DISTRICT II

ABSENT

HON. HERNANDO C. GUTIERREZ
 City Councilor

[Signature]
 HON. GAUDENCIO P. NOLASCO
 City Councilor

[Signature]
 HON. LEANDRO A. DE LEON
 City Councilor

ABSENT

HON. ROBERTO R. JAVIER
 City Councilor

[Signature]
 HON. VICTORIO L. GUERRERO, JR.
 City Councilor

HON. ALDE JOSELITO F. PAGULAYAN
 City Councilor

HON. REYNALDO D. PALABRICA
 City Councilor - Liga ng Brgy. President

ABSTAINED

HON. MAC RAVEN ESPIRITU
 City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. KHALID A. ATEGA, JR.
 Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO
 City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO - REVILLA
 City Mayor

I hereby certify to the truth and correctness of the above-quoted Ordinance.

Certified by:

[Signature]
HON. CATHERINE SARINO-EVARISTO
 City Vice Mayor / Presiding Officer

Attested by:

[Signature]
ATTY. KHALID A. ATEGA, JR.
 Sangguniang Panlungsod Secretary

Approved by:

[Signature]
HON. LANI MERCADO-REVILLA
 City Mayor

Date of Approval: JUL 03 2019