



Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City Government of Pasig

Ordinance No. 26
Series of 2018

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR ROBERT C. EUSEBIO TO ENTER INTO NEGOTIATION WITH MANILA MAHOGANY MARKETING CORPORATION AND OCTAGON CONSTRUCTION CORPORATION FOR THE ACQUISITION OF A LOT WITH A TOTAL AREA OF EIGHTEEN THOUSAND SEVEN HUNDRED SIXTY EIGHT (18, 768) SQUARE METERS MORE OR LESS LOCATED AT BARANGAY MANGGAHAN, PASIG CITY DESCRIBED UNDER TAX DECLARATION NOS. E-012-16054 AND E-012-16055 TO BE USED FOR THE CONSTRUCTION OF A MEDIUM RISE HOUSING BUILDING FOR THE BENEFIT OF UNDERPRIVILEGED AND HOMELESS RESIDENTS OF BARANGAY MANGGAHAN AND TO EXPROPRIATE THE SAME IF NEGOTIATION FAILS.

Authored By: Councilor Regino S. Balderrama
Co-Authored By: Councilors Rodrigo B. Asilo, Ferdinand A. Avis, Orlando R. Benito, Rhichie Gerard T. Brown, Mario C. Concepcion, Jr., Rosalio D. Martires, Corazon M. Raymundo, Gregorio P. Rupisan, Jr., Alejandro E. Santiago, Wilfredo F. Sityar, Victor Ma. Regis N. Sotto, and LIGA Pres. Celestino U. Chua

WHEREAS, Section 16 of R.A. 7160 under the general welfare clause provides that every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare;

WHEREAS, Section 19 of the same law provides that 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 not accepted. Provided, further, that the local government 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 court, based on the fair market value at the time of the taking of the property;

WHEREAS, Section 455 (a) (2) of the same law provides that the City Mayor, as chief executive of the city government, shall exercise such powers and perform such duties and functions as provided by this Code and other laws; enforce all laws and ordinances relative to the governance of the city and in the exercise of the appropriate corporate powers provided for under Section 22 of the same, implement all approved policies, programs, projects, services and activities of the city.



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WHEREAS, the City Government of Pasig has previously constructed a five-storey medium rise building (MRB) – housing at Barangay Manggahan benefitting informal settler families in the area and as a response to a number of request from underprivileged, displaced and low income Pasigueño families, the City Government proposes to construct an additional MRB housing.

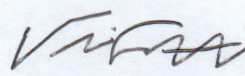
NOW, THEREFORE, be it ORDAINED that:

Section 1. The Honorable City Mayor is hereby authorized to negotiate with Manila Mahogany Marketing Corporation and Octagon Construction Corporation for the acquisition of a lot with a total area of Eighteen Thousand Seven Hundred Sixty Eight (18, 768) square meters more or less located at Barangay Manggahan, Pasig City described under Tax Declaration Nos. E-012-16054 and e-012-16055 to be used for the construction of a medium rise housing building for the benefit of underprivileged and homeless residents of Barangay Manggahan and to expropriate the same if negotiation fails.

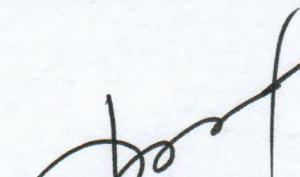
Section 2. In case negotiations with the owner/s of the lot fail, the City Mayor is hereby authorized to file expropriation proceedings to acquire and compensate the subject property.

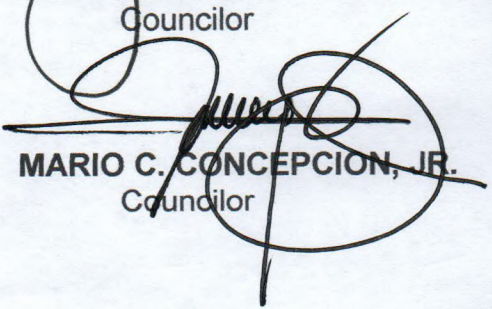
Section 3. That the amount to be used for the payment of just compensation shall be taken for the Land Capital Outlay provided in the CY 2018 Budget of the City of Pasig.

APPROVED, this 14th day of **June 2018** at Pasig City.


VICTOR MA. REGIS N. SOTTO
Councilor


GREGORIO P. RUPISAN JR.
Councilor


RODRIGO B. ASILO
Councilor


MARIO C. CONCEPCION, JR.
Councilor

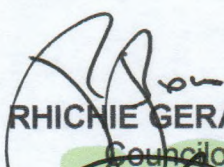


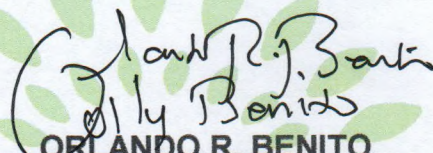
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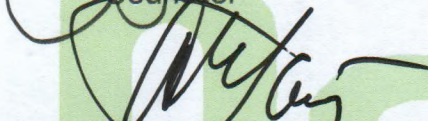
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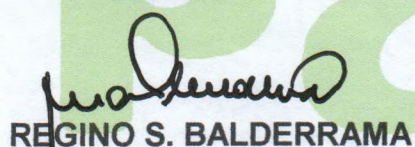
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RHICHIE GERARD T. BROWN
Councilor

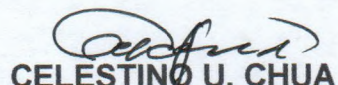

ORLANDO R. BENITO
Councilor


ALEJANDRO E. SANTIAGO
Councilor


CORAZON M. RAYMUNDO
Councilor


REGINO S. BALDERRAMA
Councilor


ROSALIO D. MARTIRES
Councilor


CELESTINO U. CHUA
LIGA President

FERDINAND A. AVIS
Councilor
Minority Floor Leader


WILFREDO F. SITYAR
Councilor
Majority Floor Leader



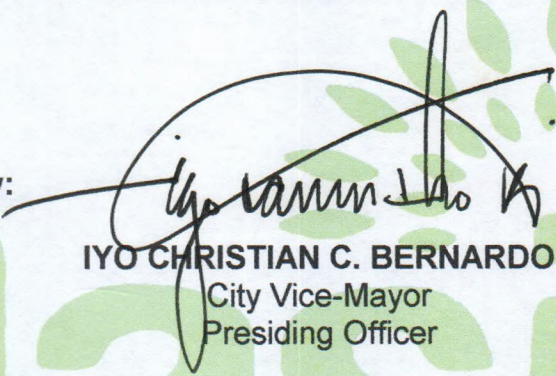
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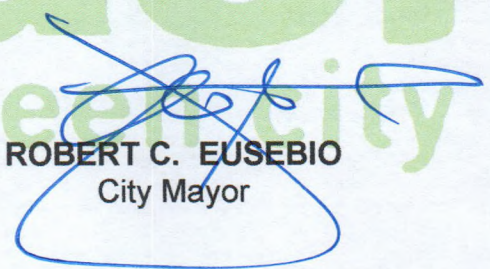
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Attested by:


IYO CHRISTIAN C. BERNARDO
City Vice-Mayor
Presiding Officer

APPROVED:


ROBERT C. EUSEBIO
City Mayor

Attested by:


REYNALDO R. SAN BUENAVENTURA III
Acting City Council Secretary

