



Republic of the Philippines  
**SANGGUNIANG PANLUNGSOD**  
City Government of Pasig

Ordinance No. 39  
Series of 2018

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR ROBERT C. EUSEBIO TO ENTER INTO NEGOTIATION WITH MS. GERARDA M. CENA FOR THE ACQUISITION OF A LOT INCLUDING IMPROVEMENTS THEREON WITH AN AREA OF ONE HUNDRED TWENTY FIVE (125) SQUARE METERS MORE OR LESS DESCRIBED UNDER TRANSFER CERTIFICATE OF TITLE NOS. PT-140950 LOCATED AT BARANGAY STA. LUCIA, PASIG CITY TO BE USED FOR ROAD WIDENING FOR THE BENEFIT OF BARANGAY STA. LUCIA 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, LIGA Pres. Rigor J. Enriquez and SK Federation President Georgia Lynne P. Clemente

**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.

**NOW, THEREFORE, be it ORDAINED that:**

**Section 1.** The Honorable City Mayor is hereby authorized to negotiate with Ms. Gerarda M. Cena for the acquisition of a lot including improvements thereon with an area of One Hundred Twenty Five (125) square meters more or less described under Transfer Certificate of Title Nos. PT-140950 located at Morales Compound, Barangay Sta. Lucia to be used for road widening for the benefit of residents of Barangay Sta. Lucia and adjacent barangays.

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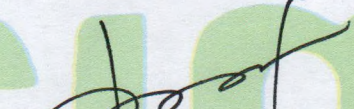
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**Section 2.** In case negotiations with the owner of the lot fail, the City Mayor is hereby authorized to file expropriation proceedings to acquire and compensate the subject property.

**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 13th day of **September 2018** at Pasig City.

  
**VICTOR MA. REGIS N. SOTTO**  
Councilor

  
**RODRIGO B. ASILO**  
Councilor

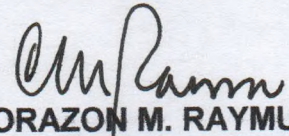
  
**GREGORIO P. RUPISAN JR.**  
Councilor

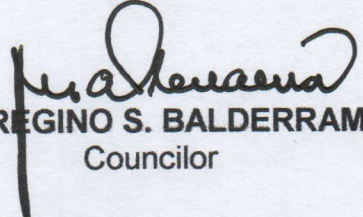
  
**MARIO C. CONCEPCION, JR.**  
Councilor

  
**RHICHIE GERARD T. BROWN**  
Councilor

  
**ORLANDO R. BENITO**  
Councilor

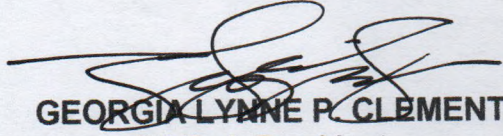
**ALEJANDRO E. SANTIAGO**  
Councilor

  
**CORAZON M. RAYMUNDO**  
Councilor

  
**REGINO S. BALDERRAMA**  
Councilor

  
**ROSALIO D. MARTIRES**  
Councilor

**RIGOR J. ENRIQUEZ**  
LIGA President

  
**GEORGIA LYNNE P. CLEMENTE**  
SK Fed. President




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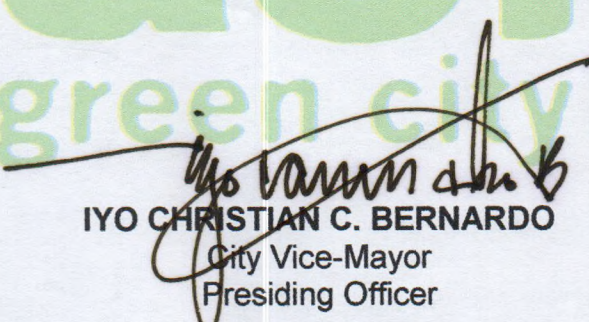
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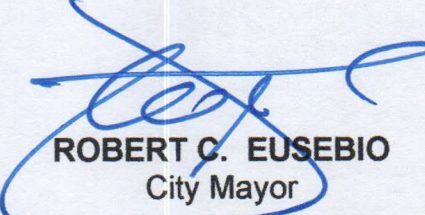
  
**FERDINAND A. AVIS**  
Councilor  
Minority Floor Leader

  
**WILFREDO F. SITYAR**  
Councilor  
Majority Floor Leader

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