



Sangguniang Panglungsod

RESOLUTION NO.08-182

AN AMENDED RESOLUTION AUTHORIZING THE CITY MAYOR HON. ALDRIN L. SAN PEDRO TO SIGN AND EXECUTE FOR AND IN BEHALF OF THE CITY GOVERNMENT OF MUNTINLUPA THE CONTRACT TO SELL OF SEVERAL LOTS INCLUDING ITS IMPROVEMENTS WITH A TOTAL AREA OF TWO THOUSAND SIXTY SEVEN (2,067) SQUARE METERS MORE OR LESS IN THE AMOUNT OF TWENTY SIX THOUSAND PESOS (PHP 26,000.00) PER SQUARE METER OR IN THE TOTAL AMOUNT OF FIFTY THREE MILLION SEVEN HUNDRED FORTY TWO THOUSAND PESOS (PHP 53,742,000.00) TO BE TAKEN IN PART FROM THE 2008 EXECUTIVE BUDGET AND IN PART FROM THE 2009 EXECUTIVE BUDGET, BOTH UNDER THE LAND BANKING PROGRAM OF THE CITY GOVERNMENT OF MUNTINLUPA.

- *****
- Sponsored by: **Hon. Coun. Atty. Icasiano M. dela Rea**
 Co-Sponsored: **Hon. Coun. Allan Rey A. Camilon**
Hon. Coun. Ma. Luisa Babaran-Echavez, MD
Hon. Coun. Margarita Amythyst Patdu-Labios, MD
Hon. Coun. Melchor R. Teves
Hon. Coun. Ermie S. Espeleta
Hon. Coun. Marita Deang-Calalang, DMD
Hon. Coun. Francis Ian T. Bagatsing
Hon. Coun. Joselito V. Arevalo
Hon. Coun. Luvi P. Constantino
Hon. Coun. Engr. Marissa Cole-Rongavilla
Hon. Coun. Engr. Mamerto T. Sevilla, Jr.
Hon. Coun. Vergel C. Ulanday
Hon. Coun. Robert A. Abas
Hon. Coun. Atty. Rey E. Bulay
Hon. Coun. Cezar V. Pagkalinawan
Hon. Coun. Dann Henry G. Teves
- *****

WHEREAS, Section 22 (a) (4-5) of Republic Act 7160, otherwise known as the Local Government Code of 1991 states that "every Local Government Unit, as a corporation, shall have the following powers:

4. To acquire and convey real or personal property;
5. To enter into contract;

WHEREAS, Section 22 (c) of the same Code further provides that, "unless otherwise provided in this Code, no contract may be entered into by the Local Chief Executive in behalf of the local government unit without prior authorization by the Sanggunian concerned";

WHEREAS, the vendor is the registered owner of several parcels of land covered by Transfer Certificate of Title Nos. 142910, 205050, and 12648 and guaranties authenticity and due execution of the Board Resolution and Certification from the Corporate Secretary of LCS Trading & Supply Co., Inc. for the parcels of land covered by TCT Nos. 143175, 149306, 205044, and 205045, all of them situated at Montillano St., Alabang, Muntinlupa City, measuring a total lot area of Two Thousand Sixty Seven Square Meters (2,067 Sq.M.);

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**PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA**



Sangguniang Panglungsod

Page 2
Resolution No. 08-182

WHEREAS, the VENDOR is likewise the lawful owner of six (6) untitled lots which the titles are under process, situated at Montillano St., Alabang, Muntinlupa City, measuring a total area of Five Hundred Seventy Two (572) square meters;

WHEREAS, Vendor has offered to sell the parcels of land described in **Whereas No. 3** of this Amended Resolution including the improvements thereon at **Twenty Six Thousand Pesos (Php26,000.00)** per square meters to the City Government of Muntinlupa and the latter has accepted the offer subject to the following terms and conditions:

- a.) That the total **down payment** is Seventy Percent (70%) or equivalent to **Thirty Seven Million Six Hundred Nineteen Thousand and Four Hundred Pesos (Php 37,619,400.00)** shall be paid upon signing of this contract;
- b.) The **balance** of **Thirty Percent (30%)** or equivalent to **Sixteen Million One Hundred Twenty Two and Six Hundred Pesos (Php16,122,600.00)** shall be payable in Twelve (12) Months, with no interest at **Four Million Thirty Thousand Six Hundred Fifty Pesos (Php4,030,650.00)** for **every quarter** which shall commence on the succeeding year (year 2009) under the Land Banking Program of the City. The first installment due shall be payable on or before **January 5, 2009** and every 5th day of each quarter thereafter until such balance is fully paid and others specifically mentioned in the attached Contract to Sell, copy of which is deemed part and parcel of this Amended Resolution;

WHEREAS, the six (6) untitled lots described in whereas no. 4 of this Amended Resolution with a total area of Five Hundred Seventy Two (572) Square Meters and that three (3) parcels of land with the total area of Three Hundred Sixty One (361) Square Meters registered under the name of the following deceased persons namely Donato N. Santos, Leon N. Santos, Jr. and Manuel N. Santos will be purchased by the City Government of Muntinlupa upon completion of the documents and registration of the same in the name of the registered owners only under terms and conditions setfourth in the attached Contract to Sell;

WHEREAS, this Amended Resolution is deemed to be part and parcel of the Resolution No. 08-182 dated August 26, 2008 and any inconsistency between the original Resolution No. 08-182 dated August 26, 2008 and this Amended Resolution No. 08-182, the latter prevails;

WHEREAS, specifically the attached **Contract to Sell** is deemed form part and parcel of Resolution No. 08-182 dated August 26, 2008 and this amended Resolution No. 08-182;



**PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA**



Sangguniang Panglungsod

Page 3
Resolution No. 08-182

WHEREAS, this amended Resolution should be in conformity to the findings and recommendations of the Appraisal Committee of Metro Manila Development Authority (MMDA).

NOW THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, by the 5th Sangguniang Panlungsod, to authorize the City Mayor Hon. Aldrin L. San Pedro to sign and execute for and in behalf of the city government of Muntinlupa the Contract to Sell with Mr. Restituto N. Santos involving parcels of land including its improvements with the total area of **TWO THOUSAND SIXTY SEVEN (2,067) SQURE METERS**, more or less in the amount of Twenty Six Thousand Pesos (Php 26,000.00) per square meter or in the total amount of **Fifty Three Million Seven Hundred Forty Two Thousand Pesos (Php 53,742,000.00)** to be taken in part from the 2008 Executive Budget and in part under 2009 Executive Budget, both under the Land Banking Program of the City Government of Muntinlupa.

APPROVED, by the 5th *Sangguniang Panlungsod of Muntinlupa* this 8th day of December 2008, on its 20th *Special Session*.

CONCURRED:

DISTRICT I:

[Signature]
COUN. ALLAN REY A. CAMILON
Member

[Signature]
COUN. MA. LUISA BABARAN-ECHAVEZ, MD
Member

[Signature]
COUN. MARGARITA AMYTHYST PATDU-LABIOS, MD
Member

[Signature]
COUN. MELCHOR R. TEVES
Member

[Signature]
COUN. ATTY. ICASIANO M. DELA REA
Member

[Signature]
COUN. ERMIE S. ESPELETA
Member

[Signature]
COUN. MARITA DEANG-CALALANG, DMD
Member

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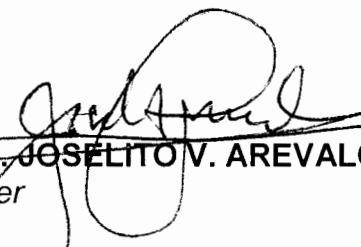


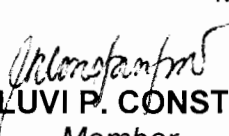
Sangguniang Panglungsod

Page 4
Resolution No. 08-182

DISTRICT II:


COUN. FRANCIS IAN T. BAGATSING
Member


COUN. JOSELITO V. AREVALO
Member


COUN. LUVI P. CONSTANTINO
Member


COUN. ENGR. MARISSA COLE-RONGAVILLA
Member

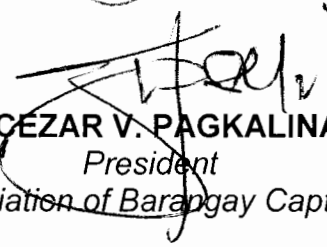

COUN. ENGR. MAMERTO T. SEVILLA, JR.
Member


COUN. VERGEL C. ULANDAY
Member


COUN. ROBERT A. ABAS
Member


COUN. ATTY. REY E. BULAY
Member

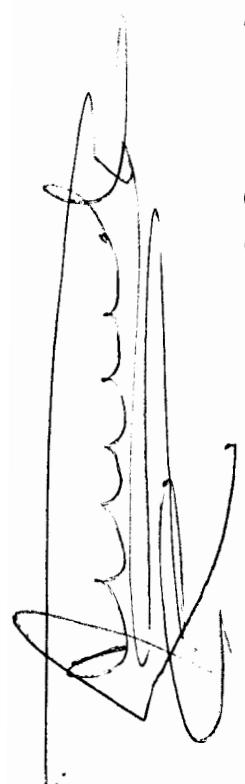
Sectoral Representatives:


COUN. CEZAR V. PAGKALINAWAN
President
Association of Barangay Captains

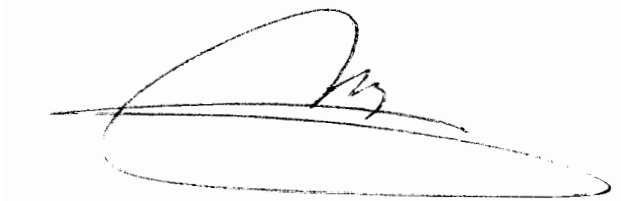
COUN. DANN HENRY G. TEVES
President
Federation of Sangguniang Kabataan

ABSENT:

COUN. ALLEN F. AMPAYA
Member



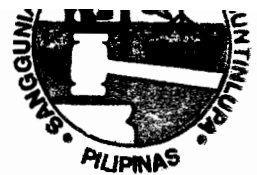








**PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA**



Sangguniang Panglungsod

**Page 5
Resolution No. 08-182**

I HEREBY CERTIFY, as to the correctness of the foregoing Resolution.

Leonora M. Marcelo
LEONORA M. MARCELO
Legislative Staff Officer IV

ATTESTED:

Artemio A. Simundac
ARTEMIO A. SIMUNDAC
City Vice Mayor/Presiding Officer

APPROVED:

Aldrin L. San Pedro
ALDRIN L. SAN PEDRO
City Mayor
Date: _____

Norie/

Leonora M. Marcelo

Artemio A. Simundac

Aldrin L. San Pedro

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