



Republic of the Philippines  
Province of Oriental Mindoro  
MUNICIPALITY OF BULALACAO

## OFFICE OF THE SANGGUNIANG BAYAN

Municipal Building, Poblacion, Bulalacao, 5214, Oriental Mindoro

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF BULALACAO, ORIENTAL MINDORO HELD ON MARCH 14, 2011 AT THE SANGGUNIANG BAYAN SESSION HALL

**PRESENT:**

Hon. Teresita S. Bantugan	-	Presiding Officer
Hon. Eduardo C. Acheron	-	Sang. Bayan Member
Hon. Gideon B. Abuel	-	-do-
Hon. Emelita A. Osorio	-	-do-
Hon. Guillermo G. Salas, Jr.	-	-do-
Hon. Leonardo A. Andallon	-	-do-
Hon. Juan L. Salas, Sr.	-	-do-
Hon. Senen C. Familara	-	-do-
Hon. Ramon G. Magbanua	-	-do-
Hon. Klean Rose F. Borbon	-	SK Fed. President

**ABSENT:**

Hon. Virgelio M. Astillo	-	Pangulo, Liga ng mga Brgy.
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### RESOLUTION NO. 11-03-050

RESOLUTION ADOPTING AN ORDINANCE EXERCISING THE POWER OF EMINENT DOMAIN, THROUGH THE MUNICIPAL MAYOR, OVER RESIDENTIAL LOTS OWNED BY MR. LEONIDES SOTERO JA. KALAGAYAN, SITUATED AT SITIO TABUK, POBLACION, BULALACAO, ORIENTAL MINDORO FOR THE WELFARE AND BENEFIT OF THE POOR AND THE LANDLESS RESIDENTS THEREAT

"WHEREAS, Section 19 of Republic Act Numbered 7160 otherwise known as the Local Government Code of 1991 provides that a local government unit may, through its chief executive and acting pursuant to an ordinance, 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;

"WHEREAS, it is interesting to note that under the abovestated provision eminent domain may be resorted to for public welfare, for the benefit specifically of the poor and the landless thereby rendering special attention to those living under the economic threshold.

"WHEREAS, it is the strong clamor of the residents of Sitio Tabuk, Poblacion, Bulalacao, Oriental Mindoro, comprised of 215 households with an approximate 1,000 number of inhabitants occupying the residential land belonging to a certain Leonides Sotero JA. Kalagayan;

*[Handwritten signatures and initials]*

"WHEREAS, these people were residing at that area for several generations and clamored for a piece of land they could consider their own where they would start raising their families as a basic institution of society;

"WHEREAS, indeed, the people of Tabuk had sought through a Barangay Resolution requesting the Sangguniang Bayan of Bulalacao, Oriental Mindoro to exercise the power of eminent over the occupied residential area;

"WHEREAS, the Municipal Mayor, duly authorized by the Sangguniang Bayan by virtue of Special Ordinance No. 09-10-51, made a previous offer and negotiated with Mr. Kalagayan, the owner, whereof the two parties failed to meet an agreement; Now, therefore, be it

**RESOLVED AS IT IS HEREBY RESOLVED, To:** Adopt a Special Ordinance exercising the power of eminent domain through the Municipal Mayor over residential lots owned by Mr. Leonides Sotero JA. Kalagayan, situated at Sitio Tabuk, Barangay Poblacion, Bulalacao, Oriental Mindoro;

**ON MOTION** of Councilor Senen C. Familara duly seconded by Councilor Gideon B. Abuel, the foregoing Resolution and the following Ordinance were approved;

**SPECIAL ORDINANCE NO. 11-03-14**

**SPECIAL ORDINANCE EXERCISING THE POWER OF EMINENT DOMAIN THROUGH THE MUNICIPAL MAYOR OVER RESIDENTIAL LOTS OWNED BY MR. LEONIDES SOTERO JA. KALAGAYAN, SITUATED AT SITIO TABUK, BARANGAY POBLACION, BULALACAO, ORIENTAL MINDORO FOR THE WELFARE AND BENEFIT OF THE POOR AND THE LANDLESS RESIDENTS THEREAT**

**SPONSOR:** Honorable Senen C. Familara  
**CHAIRMAN:** Committee on Housing and Land Utilization

**BE IT ORDAINED** by the Sangguniang Bayan of Bulalacao, Oriental Mindoro:

**SECTION 1.** The power of eminent domain of the Municipal Government of Bulalacao, Oriental Mindoro is hereby exercised through the Municipal Mayor over residential lots owned by Mr. Leonides Sotero JA. Kalagayan situated at Sitio Tabuk, Barangay Poblacion, Bulalacao, Oriental Mindoro for the welfare and benefit of the poor and the landless residents thereat;

**SEC. 2.** The Municipal Mayor is hereby authorized to institute and initiate expropriation proceedings before proper and competent Court and to perform such other functions and duties necessary or incidental to the capacity conferred upon him by virtue hereof;

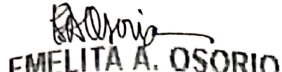
**SEC. 3.** This Special Ordinance shall take effect immediately;

*[Handwritten signatures and initials]*


APPROVED: March 14, 2011, Bulalacao, Oriental Mindoro.

  
EDUARDO C. ACERON  
SB Member

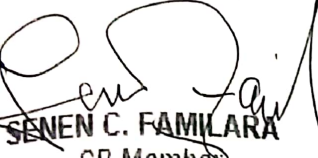
  
GIDEON B. ABUEL  
SB Member

  
EMELITA A. OSORIO  
SB Member

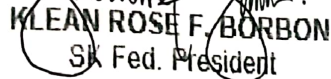
GUILLERMO G. SALAS, JR.  
SB Member

  
LEONARDO A. ANDALLON  
SB Member

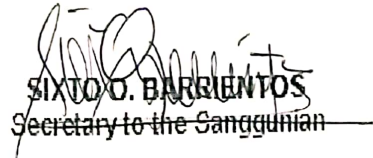
JUAN L. SALAS, SR.  
SB Member

  
SENEC C. FAMILARA  
SB Member

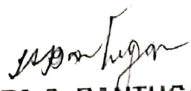
  
RAMON G. MAGBANUA  
SB Member

  
KLEAN ROSE F. BORBON  
Sk. Fed. President

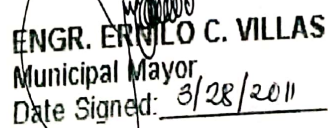
CERTIFIED TRUE AND CORRECT:

  
SIXTO O. BARRIENTOS  
Secretary to the Sanggunian

ATTESTED:

  
TERESITA S. BANTUGAN  
Municipal Vice Mayor/Presiding Officer

APPROVED:

  
ENGR. ERNILO C. VILLAS  
Municipal Mayor  
Date Signed: 3/28/2011