



Republic of the Philippines
QUEZON CITY COUNCIL

Quezon City
18th City Council

PR2012-383

69th Regular Session

RESOLUTION NO. SP- 5636, S-2012

A RESOLUTION RATIFYING THE CONTRACT OF USUFRUCT ENTERED INTO BY AND BETWEEN THE QUEZON CITY GOVERNMENT, REPRESENTED BY THE CITY MAYOR HONORABLE HERBERT M. BAUTISTA AND THE METROPOLITAN WATERWORKS AND SEWERAGE SYSTEM (MWSS), REPRESENTED BY ITS ADMINISTRATOR, MR. GERARDO A.I. ESQUIVEL, TO EFFECT THE CONSTRUCTION OF SCHOOL BUILDINGS AND OTHER SCHOOL FACILITIES, AS AUTHORIZED UNDER QUEZON CITY COUNCIL RESOLUTION NO. SP-5505, S-2012 DATED MAY 14, 2012.

Introduced by Councilors **GODOFREDO T. LIBAN II, DOROTHY A. DELARMENTE, RICARDO T. BELMONTE, JR., PRECIOUS HIPOLITO CASTELO, JULIENNE ALYSON RAE V. MEDALLA, EDEN "CANDY" A. MEDINA, RODERICK M. PAULATE, JULIAN ML. COSETENG, ALLAN BENEDICT S. REYES, JAIME F. BORRES, RAQUEL S. MALAÑGEN, JESUS MANUEL C. SUNTAY, IVY LIM-LAGMAN and JOHN ANSELL R. DE GUZMAN.**

WHEREAS, the Metropolitan Waterworks and Sewerage System (MWSS) is the owner of a parcel of land situated in Barangay Payatas, identified as Lot No. 56-A of subdivision plan PSD-760 containing an area of 155,520 square meters, embraced in and covered by Transfer Certificate of Title No. 10103 as part of the Novaliches Reservoir;

WHEREAS, about 28,165 square meters of said Lot No. 56-A PSD-760 is situated outside the perimeter fence of the Novaliches Reservoir and of which about 9,000 square meters is presently being used by the Quezon City Government, herein referred to as the Usufructuary, as site of several public facilities, particularly as elementary and high school campuses, a multi-purpose covered court, a police precinct and access ways of inner lots;

WHEREAS, the usufructuary has an urgent need for additional school buildings to address an estimated eighty (80) classrooms deficit in the area;

WHEREAS, the usufructuary has proposed to use the remaining area of about 5,129 square meters of the subject property presently occupied by informal settlers, as expansion area of the said existing school campuses by constructing school buildings as well as other school facilities;

WHEREAS, Board Resolution No. 2012-118 dated September 6, 2012 was approved by the Board of Trustees of Metropolitan Waterworks and Sewerage System authorizing the Administrator to enter into this Contract of Usufruct;

WHEREAS, Resolution No. SP-5505, S-2012 was adopted by the Quezon City Council on May 14, 2012 authorizing the City Mayor Honorable Herbert M. Bautista to enter into this Contract in his capacity as the representative of the local government of Quezon City;


WHEREAS, for and in consideration of the goodwill of the owner (MWSS) accorded to the usufructuary, the owner hereby transmits and conveys to the latter in usufruct the possession, use, and enjoyment of the more or less 14,129 square meters portion of Lot No. 56-A, PSD-760 situated outside the perimeter fence;

WHEREAS, Item No. 8 under Other Terms and Conditions of the Contract provides that "This Contract of Usufruct shall take effect upon ratification by the Quezon City Council and shall be binding and enforceable between the parties hereto and their respective assignees and successors-in-interests".


NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED, to ratify, as it does hereby ratify the Contract of Usufruct entered into by and between the Quezon City Government, represented by the City Mayor Honorable Herbert M. Bautista and the Metropolitan Waterworks and Sewerage System (MWSS), represented by its Administrator, Mr. Gerardo A.I. Esquivel, to effect the construction of school buildings and other school facilities, as authorized under Quezon City Council Resolution No. SP-5505, S-2012 dated May 14, 2012.

ADOPTED: October 15, 2012.


EUFEMIO C. LAGUMBAY
Minority Floor Leader
Acting Presiding Officer

ATTESTED:


Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept Head III

CERTIFICATION

This is to certify that this Resolution was APPROVED by the City Council on Second Reading on October 15, 2012 and was CONFIRMED on October 22, 2012.


Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept Head III 