



Republic of the Philippines
PROVINCE OF NEGROS OCCIDENTAL
Old Capitol Building, Bacolod City
Tel. No. 707-8075 (Admin) * 435-7698 (Board Member) * 709-0121 (Legislative Division)
OFFICE OF THE SANGGUNIANG PANLALAWIGAN

**EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
SANGGUNIANG PANLALAWIGAN OF THE PROVINCE OF NEGROS
OCCIDENTAL HELD IN THE CITY OF BACOLOD ON THE 9TH DAY OF
DECEMBER, 2025**

PRESENT:

Hon. Jose Benito A. Alonso	Vice-Governor/Presiding Officer
Hon. Araceli T. Somosa	Member - 1 st District
Hon. Laurence Marxlen J. de la Cruz	Member - 1 st District
Hon. Arthur Christopher D. Marañon	Member - 2 nd District
Hon. Sixto Teofilo Roxas V. Guanzon, Jr.	Member - 2 nd District
Hon. Hope Marey B. Depasucat	Member - 3 rd District
Hon. Andrew Gerard L. Montelibano	Member - 3 rd District
Hon. Nicholas M. Yulo	Member - 4 th District
Hon. Patricia Paula M. Alonso-Valderrama	Member - 4 th District
Hon. Hadji P. Trojillo	Member - 5 th District
Hon. Jeffrey T. Tubola	Member - 6 th District
Hon. Genaro G. Alvarez, IV	Member - 6 th District
Hon. Richard Julius L. Sablan	Member - ABC Rep.
Hon. Mayvelyn L. Madrid	Member - SKF Rep.

ON OFFICIAL BUSINESS:

Hon. Rita Angela S. Gatuslao	Member - 5 th District
Hon. Julius Martin D. Asistio	Member - PCL Rep.

RESOLUTION NO. 1298
Series of 2025

RESOLUTION DECLARING CITY ORDINANCE NO. 2025-011 OF THE CITY OF LA CARLOTA, NEGROS OCCIDENTAL, AUTHORIZING THE CITY MAYOR TO ENTER INTO AND SIGN FOR AND ON BEHALF OF THE CITY GOVERNMENT OF LA CAROTA THE COMPROMISE AGREEMENT WITH THE HEIRS OF PERPETUA BAÑARES-MIRAVELLES REPRESENTED BY HER ATTORNEY-IN-FACT, CARMEN BARCELONA IN THE CASE PERPETUA BAÑARES-MIRAVELLES VS. CITY OF LA CARLOTA" WITH BRANCH 63, REGIONAL TRIAL COURT, LA CARLOTA CITY IN THE AMOUNT OF P1,334,000.00 ONLY"AS A VALID ENACTED ORDINANCE

WHEREAS, Section 56 of the Local Government Code of 1991 expresses the reviewing power of the Sangguniang Panlalawigan on Component City and Municipal Ordinances and Resolutions declaring the Ordinance or Resolution valid if it's consistent with the law or invalid in whole or in part if the Sangguniang Panlalawigan finds the Ordinance or Resolution to be beyond the power conferred upon the Sangguniang Panlungsod or Sangguniang Bayan concerned;

WHEREAS, City Ordinance No. 2025-011 of the City of La Carlota, Negros Occidental entitled: "AN ORDINANCE AUTHORIZING THE CITY MAYOR TO ENTER INTO AND SIGN FOR AND ON BEHALF OF THE CITY GOVERNMENT OF LA CAROTA THE COMPROMISE AGREEMENT WITH THE HEIRS OF PERPETUA BAÑARES-MIRAVELLES REPRESENTED BY HER ATTORNEY-IN-FACT, CARMEN BARCELONA IN THE CASE PERPETUA BAÑARES-MIRAVELLES VS. CITY OF LA CARLOTA" WITH BRANCH 63, REGIONAL TRIAL COURT, LA CARLOTA CITY IN

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THE AMOUNT OF P1,334,000.00 ONLY" was submitted for review by the City of La Carlota to the Sangguniang Panlalawigan of Negros Occidental;

WHEREAS, after prompt examination by the Provincial Legal Office, it is the recommendation of the said Office that the subject Ordinance is within the conferred power of the Sangguniang Panlungsod of La Carlota to enact, thus, the same may be given due course by the Sangguniang Panlalawigan;

WHEREAS, in light of the revoked City Ordinance No. 2025-008, the herein City Ordinance No. 2025 011 is enacted. The subject Ordinance authorizes the City Mayor of La Carlota to enter into and sign, on behalf of the City Government, a Compromise Agreement with the Heirs of Perpetua Bañares-Miravelles in connection with Civil Case No. 680, entitled "Perpetua Bañares-Miravelles vs. City of La Carlota," pending before Branch 63 of the Regional Trial Court of La Carlota City.

WHEREAS, said case involves a dispute wherein the Court directed the City of La Carlota to provide a replacement for Lot No. 201 with an area of 667 square meters within the City's relocation site. However, due to the City's inability to comply with such replacement, the parties have mutually agreed to amicably settle the matter by way of a monetary payment in the amount of P1,334,000.00.

WHEREAS, the authority granted under the Ordinance finds legal basis in Section 455(b)(1)(vi) of the Local Government Code, which provides:

"The City Mayor, as the chief executive of the city government, shall represent the city in all its business transactions and sign in its behalf all bonds, contracts, and obligations, and such other documents upon authority of the Sangguniang Panlungsod or pursuant to law or ordinance."

WHEREAS, furthermore, the proposed Compromise Agreement is a recognized mode of dispute settlement under the Civil Code of the Philippines, whereby the parties, by making reciprocal concessions, avoid a litigation or put an end to one already commenced.

WHEREAS, the ordinance complies with the six (6) generally accepted principles for a valid ordinance, as adopted by the Sangguniang Panlalawigan of Negros Occidental, which are:

1. *It must not contravene the Constitution or any statute.*
2. *It must not be unfair or oppressive.*
3. *It must not be partial or discriminatory.*
4. *It must not prohibit but may regulate trade.*
5. *It must be general and consistent with public policy.*
6. *It must not be unreasonable.*

WHEREAS, in view of the foregoing, the SP Committee on Laws, finding the documents to be in order, deemed it best to approve the same;



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NOW THEREFORE, on motion of Hon. Sixto Teofilo Roxas V. Guanzon, Jr.,
unanimously seconded by all members present;

THE SANGGUNIANG PANLALAWIGAN RESOLVED, as it hereby resolves, to
approve City Ordinance No. 2025-011 of the City of La Carlota, Negros Occidental entitled:
"AN ORDINANCE AUTHORIZING THE CITY MAYOR TO ENTER INTO AND SIGN
FOR AND ON BEHALF OF THE CITY GOVERNMENT OF LA CAROTA THE
COMPROMISE AGREEMENT WITH THE HEIRS OF PERPETUA BAÑARES-
MIRAVELLES REPRESENTED BY HER ATTORNEY-IN-FACT, CARMEN
BARCELONA IN THE CASE PERPETUA BAÑARES-MIRAVELLES VS. CITY OF LA
CARLOTA" WITH BRANCH 63, REGIONAL TRIAL COURT, LA CARLOTA CITY IN
THE AMOUNT OF P1,334,000.00 ONLY".

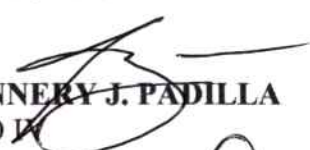
ADOPTED UNANIMOUSLY.

This resolution shall take effect immediately upon approval.

CERTIFIED CORRECT:


HON. JOSE BENITO A. ALONSO
Vice-Governor/Presiding Officer

ATTESTED:


SENNERY J. PADILLA
LSO IV