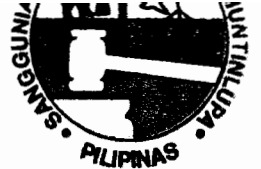




**PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA**



Sangguniang Panglungsod

RESOLUTION NO. 12-184

A RESOLUTION FINDING BARANGAY ORDINANCE NO. 12-009, ENTITLED, "AUTHORIZING THE PROPOSED BORROWING OF THE SANGGUNIANG BARANGAY OF SUCAT, CITY OF MUNTINLUPA, IN THE AMOUNT OF FOURTEEN MILLION PESOS (PHP14,000,000.00) TO FUND THE PEOPLES PARKS AND RECREATION FACILITY", TO BE WITHIN THE SCOPE OF THE PRESCRIBED POWERS OF THE SANGGUNIAN BARANGAY AND THE NEW LOCAL GOVERNMENT CODE OF 1991.

Patricio L. Boncayao, Jr.

- Sponsored by: **Hon. Coun. Atty. Raul R. Corro**
 Co-sponsored: **Hon. Coun. Atty. Patricio L. Boncayao, Jr.**
Hon. Coun. Margarita Amythyst Patdu-Labios, MD
Hon. Coun. Bal Niefes
Hon. Coun. Alexander B. Diaz
Hon. Coun. Ringo A. Teves
Hon. Coun. Dan Hubert A. Barlis
Hon. Coun. Luvi P. Constantino
Hon. Coun. Robert A. Abas
Hon. Coun. Joselito V. Arevalo
Hon. Coun. Robert P. Baes
Hon. Coun. Elmer S. Espeleta
Hon. Coun. Rafael T. Sevilla
Hon. Coun. Vergel C. Ulanday
Hon. Coun. Adorado P. San Pedro

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WHEREAS, Section 458 (a)1(i) of Republic Act 7160, otherwise known as the New Local Government Code of 1991, states that, the Sangguniang Panlungsod as the Legislative Body of the city...;

(a) shall review all ordinances approved by the Sangguniang Barangay and executive orders issued by the Punongbarangay to determine whether these are within the scope of the prescribed powers of the Sanggunian and of the Punongbarangay";

WHEREAS, Section 391(12) of the same Code, provides that, the Sangguniang Barangay as the Legislative Body of the Barangay, shall authorize the Punong Barangay to enter into contracts in behalf of the Barangay subject to the provision of the Code;

WHEREAS, the Barangay Sucat Council passed an ordinance authorizing the proposed borrowing of the Sangguniang Barangay of Sucat, City of Muntinlupa, in the amount of Fourteen Million Pesos (Php14,000,000.00) to fund the people's parks and recreational facility,

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**PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA**



Sangguniang Panglungsod

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WHEREAS, the Annual Budget of Barangay Sucat as approved by the Sangguniang Panlungsod in a resolution, amounts to **Thirty Four Million Six Hundred Thirty One Thousand Three Hundred Thirty Three Pesos (Php34,631,333.00)** for calendar year 2012.

WHEREAS, Barangay Sucat will apply for a loan from the Development Bank of the Philippines (DBP) amounting to Fourteen Million Pesos (Php14,000,000.00) with an interest rate of 7.5%, with maximum of ten years repayment inclusive of a grace period of up to two years.

WHEREAS, the size of the reclaimed lot now occupied by the People's Park and Recreational Facility is seven thousand (7,000) square meters, more or less.

WHEREAS, the power of the barangay to borrow money is based on the New Local Government Code of 1991, particularly Sections 296, 297 and 391;

WHEREAS, the Bureau of Local Government Finance, has certified that the loan capacity of Barangay Sucat is Forty One Million Pesos (Php41,000,000.00) payable within ten years and with maximum interest rate of nine (9%) percent.

WHEREAS, the estimated loan amortization is around Two to Three Hundred Thousand Pesos per month for the period of five (5) to seven (7) years.

WHEREAS, One of the Collaterals required by the Development Bank of the Philippines (DBP) is the Continuing Deed of Assignment on the applicable portion of the LGU's Internal Revenue Allotment (IRA) realty tax, and/or other revenues, with hold out provision equivalent to two quarters principal and interest amortization falling due for the current year which shall be based on the amount available and shall be maintained with the Bank for as long as the loan is outstanding.

WHEREAS, the title of the ordinance shall include not only "People's Park and Recreational Facility" but also the phrase "**construction of pier**", for port landing purposes.

NOW THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED, by the **6th Sangguniang Panlungsod of Muntinlupa**, finding Barangay Ordinance No. 12-009, entitled, "**Ordinance authorizing the proposed borrowing of the Sangguniang Barangay of Sucat, City of Muntinlupa, in the amount of Fourteen Million Pesos (Php14,000,000.00) to fund the people's parks and recreational facility**", to be within the scope of the prescribed powers of the Sanggunian Barangay and the New Local Government Code of 1991.

ADOPTED, by the **6th Sangguniang Panlungsod of Muntinlupa** this **30th** day of **April, 2012**, on its **75th Regular Session**.

M. Lopez

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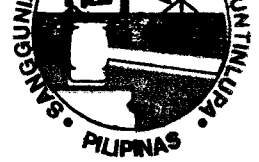
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Sangguniang Panglungsod

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CONCURRED:

DISTRICT I:


COUN. ATTY. RAUL R. CORRO

Member


COUN. ATTY. PATRICIO L. BONCAYAO, JR.

Member

COUN. MARGARITA AMYTHYST PATDU-LABIOS, MD

Member


COUN. BAL WEFES

Member


COUN. ALEXANDER B. DIAZ

Member

COUN. RINGO A. TEVES

Member

COUN. DAN HUBERT A. BARLIS

Member

DISTRICT II:


COUN. LUVI P. CONSTANTINO

Member


COUN. ROBERT A. ABAS

Member


COUN. JOSELITO V. AREVALO

Member

COUN. ROBERT P. BAES

Member

COUN. ELMER S. ESPELETA

Member


COUN. RAFAEL T. SEVILLA

Member


COUN. VERGEL C. ULANDAY


Member





Sangguniang Panglungsod

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COUN. ADORADO P. SAN PEDRO
Sectoral Representative
President
Association of Barangay Captains

Refer to...


ABSENT:

COUN. ALLEN F. AMPAYA
Member


COUN. NEPTALI S. SANTIAGO
Member

COUN. EULOGIO DS. DIOKO, II
Sectoral Representative
President
Federation of Sangguniang Kabataan

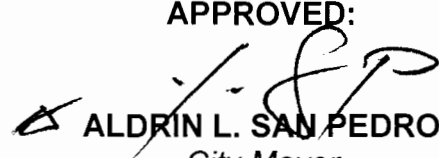
I HEREBY CERTIFY, as to the correctness of the foregoing Resolution.


CECILIA C. LAZARTE
Secretary

ATTESTED:


ARTEMIO A. SIMUNDAC
City Vice-Mayor/Presiding Officer

APPROVED:


ALDRIN L. SAN PEDRO
City Mayor

Date: _____

Norie/6th SP

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