



**PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA**



Sangguniang Panglungsod

RESOLUTION NO. 08-139

A RESOLUTION AUTHORIZING THE CITY MAYOR HON. ALDRIN L. SAN PEDRO TO WITHDRAW/DRAWDOWN THE AMOUNT OF ONE HUNDRED THREE MILLION FOURTY THOUSAND PESOS (PHP103,040,000.00) FOR THE ACQUISITION OF THREE (3) BRAND NEW FIRE TRUCKS AND A BRAND NEW AERIAL LADDER AND RATIFYING THE TERMS AND CONDITIONS OF THE SAID LOAN AGREEMENT.

Sponsored by: *Hon. Coun. Atty. Icasiano M. dela Rea*
Co-Sponsored: *Hon. Coun. Allan Rey A. Camilon*
Hon. Coun. Ma. Luisa Babaran-Echavez, M.D.
Hon. Coun. Margarita Amythyst Patdu-Labios, M.D.
Hon. Coun. Melchor R. Teves
Hon. Coun. Marita Deang-Calalang, DMD
Hon. Coun. Francis Ian T. Bagatsing
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

WHEREAS, on March 31, 2008, the 5th Sangguniang Panlungsod approved Resolution No. 08-036, entitled, "an ordinance appropriating the amount of One Billion Pesos (Php1,000,000,000.00) as Supplemental Budget No. 1 for Calendar Year 2008 of the City of Muntinlupa, which shall be funded from the total amount duly certified by the City Treasurer as funds available for appropriation amounting to One Billion Pesos (Php1,000,000,000.00);

WHEREAS, on January 17, 2008, Land Bank of the Philippines Investment and Loan Executive Committee, approved the city's request for drawdown for the approved Omnibus Term Loan Facility amounting to One Hundred Twelve Million Five Hundred Sixty Thousand Pesos (Php112,560,000.00);

WHEREAS, the Land Bank of the Philippines offered the terms and conditions of the Term Loan 6 to the City Government, to wit:

I. TERM LOAN 6 -- 103.04 M

A. Terms and Conditions:

- 1) **Amount** - One Hundred Three Million Forty Thousand Pesos (P103,040,000.00) or the appraised value or contract amount whichever is lower.

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- ❖ The LGU equity, amount of repairs and maintenance of the sub-project and equipment, insurance premium and the principal and interest repayments on the loan will be fully appropriated, and
- ❖ Full provision will be appropriated by the LGU for its loan obligation

b) Certification by the LGU Treasurer and Accountant, noted by the Local Chief Executive that the contractual obligation/loan shall be entered or has been entered (as may be applicable), in the LGU books of accounts.

c) Certification by the LGU Treasurer, noted by the Local Chief Executive that the proposed sources of repayments are available and not restricted by law or its other obligations. The LGU shall appropriate annually in its respective budget such amounts sufficient to pay the loans and other indebtedness or contractual obligations. For this purpose, the LGU shall submit to LBP the above certifications annually.

WHEREAS, there is fund available for its intended purchases;

WHEREAS, before the loan is release from the bank there is a need for the City Council to pass a resolution ratifying the Terms and Conditions of the Loan Agreement for the acquisition of brand new fire trucks and a brand new aerial ladder and that the City Mayor is authorize to drawdown said amount;

NOW THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, by the 5th Sangguniang Panlungsod of Muntinlupa, to authorize the **City Mayor Hon. Aldrin L. San Pedro** to withdraw/drawdown the **One Hundred Three Million Forty Thousand Pesos (Php103,040,000.00)** for the acquisition of three (3) brand new fire trucks and a brand new aerial ladder and ratifying the terms and conditions of the said loan agreement.

APPROVED, by the 5th **Sangguniang Panlungsod** this 12th day of **May, 2008**, on its 34th **Regular Session**.

CONCURRED:

COUN. ALLAN REYA. CAMILON
Member

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2) **Purpose** - To finance the acquisition of the following which are included in the approved Local Development Plan or Public Investment Plan:

- Three (3) units fire truck (brand new) and
- Aerial Ladder (brand new)

3) **Interest rate** - At LBP prevailing lending rate (but not lower than 6.70%) at the time of availment, subject to quarterly repricing or at special financing rate if funded under special funds.

4) **Tenor** - Ten (10) years with no grace period on principal.

5) **Repayment:**

- Principal – payable in forty (40) quarterly payments to start at the end of the first quarter from date of initial release.
- Interest – Payable in forty (40) quarterly payments to start at the end of the first quarter from date of initial release.

6) **Releases** – Lump sum or in trenches, to be released on a per project/contracts basis, payable directly to the LGU, per project cost as validated by LBP Appraiser.

7) **Penalty** – Twenty four percent (24%) per annum in case of non-payment, shall be charged to start on the date after due date of loan amortization up to date of settlement.

8) **Collateral** – Assignment of IRA and other revenues and income.

WHEREAS, the pre-release requirements for term loan are the following:

A. Pre-requirements for Term Loan:

1) Certificate by the Bids and Awards Committee (BAC) duly noted by the Local Chief Executive that the LGU has complied with R.A 9184 as well as COA rules and regulations.

2) Certification from the supplier on the availability of spare parts locally for the fire trucks and aerial ladder

3) Certification as follows:

- a) Budget appropriation issued by the Budget Officer and Local Treasurer noted by the Local Chief Executive that:

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

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

[Signature]
COUN. MELCHOR R. TEVES
Member

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

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

[Signature]
COUN. FRANCIS IAN T. BAGATSING
Member

[Signature]
COUN. LUVI P. CONSTANTINO
Member

[Signature]
COUN. ENGR. MARISSA COLE-RONGAVILLA
Member

[Signature]
COUN. ENGR. MAMERTO T. SEVILLA, JR.
Member

[Signature]
COUN. VERGEL C. ULANDAY
Member

[Signature]
COUN. ROBERT A. ABAS
Member

[Signature]
COUN. ATTY. REY E. BULAY
Member

[Signature]
CEZAR V. PAGKALINAWAN
Sectoral Representative
President
Association of Barangay Captains

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**PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA**



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NO:

COUN. ALLEN F. AMPAYA
Member

ABSTAIN:

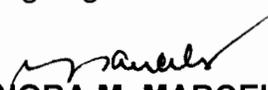
COUN. ERMIE S. ESPELETA
Member

ABSENT:

~~**COUN. JOSELITO V. AREVALO**~~
Member

COUN. DANN HENRY G. TEVES
Sectoral Representative
President

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


LEONORA M. MARCELO
Legislative Staff Officer IV

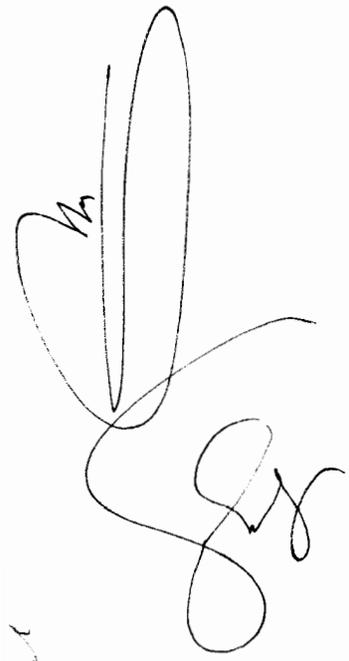
ATTESTED:


ARTEMIO A. SIMUNDAC
City Vice-Mayor/Presiding Officer

APPROVED:


ALDRIN L. SAN PEDRO
City Mayor

Date: _____


Norie/

