



REPUBLIKA NG PILIPINAS  
PAMAHALAANG LUNGSOD NG MUNTINLUPA  
KALAKHANG MAYNILA

Sangguniang Panglungsod

RESOLUTION NO. 08-199

A RESOLUTION AUTHORIZING THE CITY MAYOR HON. ALDRIN L. SAN PEDRO TO WITHDRAW/DRAWDOWN FROM THE LAND BANK OF THE PHILIPPINES (LBP) THE AMOUNT OF TWENTY MILLION PESOS (PHP20,000,000.00) AND RATIFYING THE TERMS AND CONDITIONS OF THE LOAN AGREEMENT FOR THE ACQUISITION OF RESCUE TRUCK INCLUDED IN THE APPROVED LOCAL DEVELOPMENT PLAN OR PUBLIC INVESTMENT PLAN OF THE CITY OF MUNTINLUPA.

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Sponsored by: *Hon. Coun. Atty. Icasiano M. dela Rea*  
Co-sponsored: *Hon. Coun. Francis Ian T. Bagatsing*  
*Hon. Coun. Engr. Mamerto T. Sevilla, Jr.*  
*Hon. Coun. Ma. Luisa Babaran-Echavez, M.D.*  
*Hon. Coun. Margarita Amythyst Patdu-Labios, MD*  
*Hon. Coun. Marita Deang-Calalang*  
*Hon. Coun. Allan Rey A. Camilon*  
*Hon. Coun. Melchor R. Teves*  
*Hon. Coun. Joselito V. Arevalo*  
*Hon. Coun. Engr. Marissa Cole-Rongavilla*  
*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 5<sup>th</sup> Sangguniang Panlungsod approved ordinance 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 May 12, 2008, the 5<sup>th</sup> Sangguniang Panlungsod approved Resolution No. 08-139, entitled, "*a resolution authorizing the City Mayor Hon. Aldrin L. San Pedro to withdraw/drawdown the amount of 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*";

WHEREAS, on February 26, 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 TWENTY MILLION PESOS (Php20,000,000.00);

WHEREAS, the Land Bank of the Philippines offered the terms and conditions of the Term Loan 9 to the City Government, to wit:



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I. TERM LOAN 9:

A. Terms and Conditions:

- 1) **Amount** - Twenty Million Peso (**Php20,000,000.00**) or the appraised value or contract amount whichever is lower.
- 2) **Purpose** - To finance the acquisition of the brand new Rescue Truck included in the approved Local Development Plan or Public Investment Plan of the LGU.
- 3) **Tenor** - Ten (10) years with no grace period on principal, provided it does not go beyond the estimated remaining useful life of the rescue truck per Lender's appraisal
- 4) **Repayment:**
  - **Principal** – payable in forty (40) quarterly payments to start at the end of the first (1<sup>st</sup>) from date of initial release.
  - **Interest rate** – Payable in forty (40) quarterly payments to start at the end of the first quarter from date of initial release.
- 5) **Modes of Release** – Lump sum, payable directly to City Government per project cost/contract amount as validated by the City Government appraisal.
- 6) **Collateral** – Assignment of IRA and other revenues and income.

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

A. Pre-release requirements:

- 1) The following requirements shall submitted by the City Government of Muntinlupa to Land Bank of the Philippines prior to release of the loan:
- 2) Cumulative availments in excess of Php500,000,000.00 from the Term Loan 5 and the Omnibus Term Loan Facility shall be subject to the submission of a **Sanggunian Resolution confirming, approving and ratifying the authority of the Local Chief Executive** to:

- a) Negotiate and enter into a loan agreement with LBP, including sub-loan agreements and amendments pertinent thereto.



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- b) Maintain LBP as the LGU's Official IRA and major depository bank.
- c) Assign its Internal Revenue Allotment (IRA) all other revenues and income of the LGU as collateral to the proposed Term Loan.
- d) Approve the project specified on the purpose of the Term Loans, under its approved Local Development Plan or Annual Investment Plan.
- 3) Certification 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.
- 4) Certification as follows:
- a) Budget appropriation issued by the Budget Officer and Local Treasurer noted by the Local Chief Executive that:
- ❖ The LGU's 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.

**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 Rescue Truck and that the City Mayor is **authorize** to drawdown said amount;



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NOW THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, by the 5<sup>th</sup> Sangguniang Panlungsod of Muntinlupa, to authorize the City Mayor Hon. Aldrin L. San Pedro to withdraw/drawdown from the Land Bank of the Philippines (LBP) the amount of Twenty Million Pesos (Php20,000,000.00) and ratifying the Terms and Conditions of the Loan Agreement for the acquisition of Rescue Truck included in the approved Local Development Plan or Public Investment Plan of the City of Muntinlupa.

APPROVED, by the 5<sup>th</sup> Sangguniang Panlungsod of Muntinlupa this 15<sup>th</sup> day of September, 2008, on its 49<sup>th</sup> Regular Session.

CONCURRED:

DISTRICT 1:

  
COUN. ALLAN REY A. CAMILON  
Member

  
COUN. MA. LUISA BABARAN-ECHAVEZ, MD.  
Member

COUN. MARGARITA AMYTHYST PATDU-LABIOS, MD  
Member

  
COUN. MELCHOR R. TEVES  
Member

  
COUN. ATTY. ICASIANO M. DELA REAL  
Majority Floor Leader

  
COUN. MARITA DEANG SALALANG, DMD  
Minority Floor Leader

DISTRITO II:

  
COUN. FRANCIS IAN T. BAGATSING  
Member

  
COUN. JOSELITO V. AREVALO  
Member



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COUN. ENGR. MARISSA COLE-RONGAVILLA  
Member

  
COUN. ENGR. MAMERTO T. SEVILLA, JR.  
Member

  
COUN. VERGEL C. ULANDAY  
Member

  
COUN. ROBERT A. ABAS  
Member

  
COUN. ATTY. REY E. BULAY  
Member

  
COUN. CEZAR V. PAGKALINAWAN  
Sectoral Representative  
President  
Association of Barangay Captains

**ABSTAIN:**

COUN. ALLEN F. AMPAYA  
Member

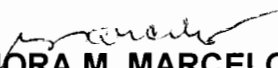
**ABSENT:**

COUN. ERMIE S. ESPELETA  
Member

COUN. LUVI P. CONSTANTINO  
Member

COUN. DANN HENRY G. TEVES  
Sectoral Representative  
President  
Association of Barangay Captains

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

  
LEONORA M. MARCELO  
Legislative Staff Officer IV



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ATTESTED:

ARTEMIO A. SIMUNDAC  
City Vice-Mayor/Presiding Officer

APPROVED:

ALDRIN L. SAN PEDRO  
City Mayor

Date: \_\_\_\_\_

Norie/