



**PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA**



Sangguniang Panglungsod

RESOLUTION NO. 12-154

A RESOLUTION RATIFYING THE TERM LOAN AGREEMENT AND CONTINUING DEED OF ASSIGNMENT WITH HOLD-OUT ENTERED INTO AND SIGNED BY THE CITY MAYOR HON. ALDRIN L. SAN PEDRO IN BEHALF OF THE CITY GOVERNMENT OF MUNTINLUPA WITH THE DEVELOPMENT BANK OF THE PHILIPPINES (DBP) REPRESENTED BY VICE-PRESIDENT MA. TERESITA S. TOLENTINO WITH PERTINENT TO THE LOAN IN THE AMOUNT OF THIRTY SEVEN MILLION PESOS (PHP37,000,000.00) OR NINETY PERCENT (90%) OF CONTRACT PRICE OR VALIDATED COST, WHICHEVER IS LOWER FOR THE PROCUREMENT OF A COMPREHENSIVE I.T SOLUTIONS PACKAGE THAT INCLUDES HARDWARE AND SOFTWARE TO BE USED BY THE CITY GOVERNMENT'S REVENUE-GENERATING DEPARTMENTS FOR ENHANCING COLLECTION EFFICIENCY AND INCREASING REVENUES.

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- *****
- Sponsored by:** Hon. Coun. Atty. Raul R. Corro
- Co-sponsored:** 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. Engr. Neptali S. Santiago
 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, on December 6, 2011 the Sangguniang Panlungsod approved Resolution No. 11-131, authorizing the City Mayor Hon. Aldrin L. San Pedro to enter into a Loan Agreement for the upgrading of the computer network system currently utilized by revenue-generating departments of the city government in order to optimize collection efficiency and to provide the most convenient services for taxpayers, which shall be taken from the pre-approved loan given by the Development Bank of the Philippines (DBP);

WHEREAS, Chapter 3, Article 1, Section 455 (b) (l) (vi) of Republic Act 7160 otherwise known as the Local Government Code of 1991 states that, "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 obligation, and such other documents upon authority of the Sangguniang Panlungsod pursuant to law or ordinance.";

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WHEREAS, Rule IX, Article 47 of the Rules and Regulations Implementing the Local Government Code of 1991 states that, "**xxx no contract may be entered into by the Local Chief Executive in behalf of the Local Government Unit without prior authorization by the Sanggunian concerned**";

WHEREAS, the project details of the said Loan Term Agreement are the following:

- 1) **Project Name:** A comprehensive Information Technology (IT) solutions package that includes hardware and software to be used by the City Government's revenue-generating departments for enhancing collection efficiency and increasing the city's revenue.
- 2) **Borrower:** LGU City of Muntinlupa
- 3) **Amount:** Thirty-Seven Million Pesos (Php37,000,000.00) or Ninety Percent (90%) of Contract Price or Validated Cost, whichever is lower.
- 4) **Purpose:** To finance the procurement of a comprehensive Information Technology solutions package that includes hardware and software to be used by the City Government's revenue-generating departments for enhancing collection efficiency and increasing the city's revenues to implement more programs and projects for the citizens.
- 5) **Term:** Maximum of five (5) years inclusive of one (1) year grace period on principal. Principal payable in sixteen (16) equal quarterly installments.

WHEREAS, the city hereby appropriates the entire proceeds of the loan exclusively to finance the procurement of a comprehensive Information Technology solutions package that includes hardware and software to be used by the City Government's revenue-generating departments;

WHEREAS, the City Mayor is likewise authorized to execute a waiver letter authorizing all banks and financial institutions with previous and ongoing transactions with the City Government of Muntinlupa to disclose to the Bangko Sentral ng Pilipinas (BSP) all information pertaining to deposits, investments, loans or other transactions including the history or status of the LGU's dealings with said banks or financial institutions, and for the BSP to make all inquiries as may be necessary regarding the same;

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WHEREAS, the term loan agreement has a "Supplemental Continuing Deed of Assignment with Hold-Out". Under such Term Loan Agreement, the loan shall be secured by this Continuing Assignment in favor of DBP (as ASSIGNEE) of the applicable portion of the City's (as ASSIGNOR) internal revenue allotment (IRA) and Realty Tax and/or other revenues to the extent of the total amount due and payable under the loan agreement;

NOW THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, by the **6th Sangguniang Panlungsod of Muntinlupa**, to ratify the **Term Loan Agreement and Continuing Deed of Assignment** with hold-out entered into and signed by the **City Mayor Hon. Aldrin L. San Pedro** in behalf of the City Government of Muntinlupa with the **Development Bank of the Philippines (DBP)** represented by **Vice-President Ma. Teresita S. Tolentino**, pertinent to the loan in the amount of **Thirty Seven Million Pesos (Php37,000,000.00)** or **Ninety Percent (90%)** of Contract Price or validated cost, whichever is lower for the procurement of a **Comprehensive I.T solutions package** that includes hardware and software to be used by the city government's revenue-generating departments for enhancing collection efficiency and increasing revenues.

ADOPTED, by the **6th Sangguniang Panlungsod of Muntinlupa** this **12th** day of **March, 2012**, on its **69th Regular Session**.

CONCURRED:

DISTRICT I:


COUN. ATTY. RAUL R. CORRO
Member

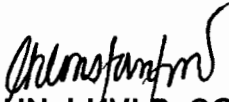

COUN. BAL NIEFES
Member


COUN. ALEXANDER B. DIAZ
Member

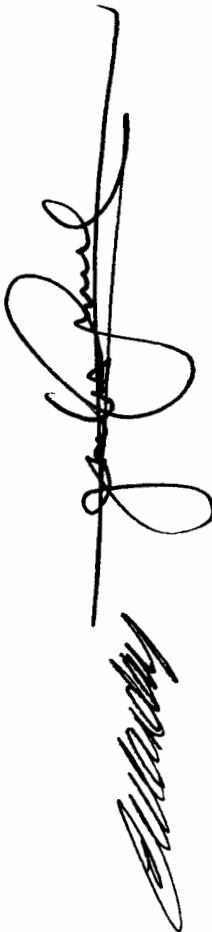

COUN. RINGO A. TEVES
Member


COUN. DAN HUBERTA A. BARLIS
Member

DISTRICT II:


COUN. LUVI P. CONSTANTINO
Member


COUN. ROBERT A. ABAS
Member











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COUN. ENGR. NEPTALI S. SANTIAGO
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

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

ABSTAIN:


COUN. ALLEN F. AMPAYA
Member

ABSENT:

COUN. ATTY. PATRICIO L. BONCAYAO, JR.
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:

COUN. MARGARITA AMYTHYST PATDU-LABIOS, MD
Assistant Majority Floor Leader/Acting Presiding Officer

APPROVED:


ALDRIN L. SAN PEDRO
City Mayor

Date: _____