



# OFFICE OF THE SANGGUNIANG BAYAN

*Municipal Building, Poblacion, Bulalacao, 5214, Oriental Mindoro*

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF BULALACAO, ORIENTAL MINDORO HELD ON NOVEMBER 17, 2014 AT THE SANGGUNIANG BAYAN SESSION HALL

**PRESENT:**

- |                           |   |                            |
|---------------------------|---|----------------------------|
| Hon. Teresita S. Bantugan | - | Presiding Officer          |
| Hon. German S. Acosta     | - | Sang. Bayan Member         |
| Hon. Gideon B. Abuel      | - | -do-                       |
| Hon. Emelita A. Osorio    | - | -do-                       |
| Hon. Edwin C. Acheron     | - | -do-                       |
| Hon. Senen C. Familara    | - | -do-                       |
| Hon. Dexter R. Gonzales   | - | -do-                       |
| Hon. Dennes M. Faner      | - | -do-                       |
| Hon. Ramon G. Magbanua    | - | -do-                       |
| Hon. Diony M. dela Torre  | - | Pangulo, Liga ng mga Brgy. |

ABSENT: NONE

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## ORDINANCE NO. 14-11-142

AN ORDINANCE CONFIRMING, APPROVING AND RATIFYING THE LOAN AGREEMENT (ATTACHED HERewith AS ANNEX DOCUMENT) OF THE MUNICIPALITY OF BULALACAO, PROVINCE OF ORIENTAL MINDORO WITH THE LAND BANK OF THE PHILIPPINES IN THE AMOUNT OF TWENTY FOUR MILLION PESOS (PHP24M) INTENDED FOR THE ACQUISITION OF FOUR (4) BRAND NEW UNITS OF HEAVY EQUIPMENTS

**SPONSOR:** Honorable Gideon B. Abuel  
**CHAIRMAN:** Committee on Ordinances and Legal Matters  
**CO-SPONSOR:** Honorable Dennes M. Faner

BE IT ORDAINED by the Sangguniang Bayan of Bulalacao, Oriental Mindoro that:

**SECTION 1.** The Municipal Mayor, the Honorable Edna C. Villas of the Municipality of Bulalacao, Province of Oriental Mindoro, hereinafter referred to as the "Municipality", is hereby authorized to enter into loan agreement with the Land Bank of the Philippines in accordance with Section 297 of Republic Act No. 7160 or the Local Government Code, in the amount of Twenty Four Million Pesos (PhP24M) under the terms and conditions herein set forth and such other terms and conditions as may be agreed upon with any persons, corporation or entity for the purpose of funding priority projects, and subject to the requirements under Section 123 of Republic Act No. 7653 as implemented by the Bangko Sentral ng Pilipinas Circular No. 402. In this connection, the Municipal Mayor shall have full power and authority to represent the Municipality of Bulalacao in negotiating the terms and conditions for the said borrowing and in signing,

*(Handwritten signatures and initials)*

executing and delivering such agreements, contracts, deeds, papers and documents as may be necessary and proper for the full and total implementation of the authority herein granted.

**SEC. 2.** The said priority projects as herein specified as the acquisition of heavy equipments is hereby certified to be pursuant to the priorities established in the approved Supplemental Annual Investment Plan for the current year 2014 as reflected in page 1 under Economic and Development Services embodied in Sangguniang Bayan Resolution No. 14-03-054 dated March 17, 2014 of the Municipality of Bulalacao, Province of Oriental Mindoro;

**SEC. 3.** Consistent with the draft of terms and conditions of the proposed loan agreement submitted to this Body by LBP and the executed loan agreement dated November 12, 2014, the Body declares:

- a) All the terms and conditions of the loan, previous representations, warranties and acts are hereby confirmed, approved and ratified by this august body;
- b) Authorized the assignment of the Internal Revenue Allotment (IRA) and other income, revenues and collection as collateral/security to the loan obtained and declaring them to be available and not restricted by law or its other obligations;
- c) Committed not to contract other loans/credits with other creditors/banks if the said credit/loan will impair the LGU's paying capacity for the duration of the loan;
- d) Directed the LGU Treasurer and the Accountant to enter the loan in the appropriate books of the LGU;
- e) Designated the LBP as the LGU's sole depository bank for its Internal Revenue Allotment (IRA) and for its other deposits, revenue and collections which designation shall not be revoked while the loan obligations remain outstanding and directing the LGU Secretary to provide a copy of this Resolution to the Department of Budget and Management (DBM) and other IRA-administering office;
- f) Appropriated the following amounts in the LGU's annual budget:
  - loan repayment until the principal, interest and other charges are fully paid;
  - the required LGU equity;
  - the repairs and maintenance of the projects and equipment;
  - the insurance premium payments; and
  - other statutory and contractual obligations;
- g) Authorized LBP to deduct for set-off and/or deduct amounts from any deposits or funds of the LGU with LBP and apply the same to the payment of the loan or any portion thereof, or interests and penalties thereon as may be deemed necessary by LBP;
- h) Authorized the Municipal Mayor to sign, execute, endorse and deliver any and all promissory notes and deed of assignments, loan agreements, mortgage and other documents, paper and deeds pertaining to the Loan obtained from LBP;

- i) Authorized the DBM to deposit and remit directly the LGU's IRA to LBP for the LGU's account;
- j) Waived the confidentiality of investment/bank deposit;
- k) All other requirements imposed by LBP as indicated in the executed loan agreement (from Sec. 1 to 15) in connection with the loan should be complied with. Said loan agreement has been attached herewith as an Annex document.


**SEC. 4.** The Municipality of Bulalacao, Province of Oriental Mindoro hereby appropriated the entire proceeds of the borrowing exclusively to finance the acquisition of heavy equipments.

**SEC. 5.** This Ordinance shall take effect after ten (10) days from the date a copy thereof is posted in a bulletin board at the entrance of the municipal hall and in two other conspicuous places in this Municipality.

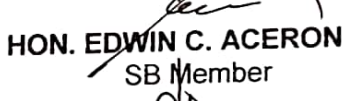
**SEC. 6.** Copies of this Ordinance be furnished the Honorable Edna C. Villas, Municipal Mayor, Mr. Romeo O. Fallaria, Municipal Accountant, the Manager, Land Bank of the Philippines-Mindoro Lending Center, Calapan City and the Bangko Sentral ng Pilipinas, for their information and ready reference.

**ENACTED** this 17<sup>th</sup> day of November, 2014, Bulalacao, Oriental Mindoro.

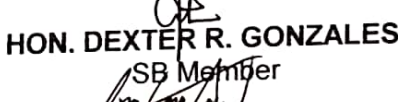
  
**HON. GERMAN S. ACOSTA**  
 SB Member

  
**HON. GIDEON B. ABUEL**  
 SB Member

  
**HON. EMELITA A. OSORIO**  
 SB Member

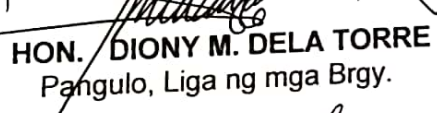
  
**HON. EDWIN C. ACERON**  
 SB Member

  
**HON. SENEN C. FAMILARA**  
 SB Member

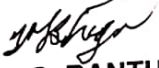
  
**HON. DEXTER R. GONZALES**  
 SB Member


  
**HON. DENNIS M. FANER**  
 SB Member

  
**HON. RAMON G. MAGBANUA**  
 SB Member

  
**HON. DIONY M. DELA TORRE**  
 Pangulo, Liga ng mga Brgy.

**CERTIFIED TRUE AND CORRECT:**   
**SIXTO O. BARRIENTOS**  
 Secretary to the Sanggunian

**ATTESTED:**   
**HON. TERESITA S. BANTUGAN**  
 Municipal Vice Mayor/Presiding Officer

**APPROVED:**   
**HON. EDNA C. VILLAS**  
 Municipal Mayor  
 Date Signed: 11-27-14