

Republic of the Philippines
Province of Pangasinan
MUNICIPALITY OF MANGALDAN

Office of the Sangguniang Bayan

EXCERPT FROM THE JOURNAL OF PROCEEDINGS OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF MANGALDAN, PANGASINAN HELD AT THE SESSION HALL AT M.Y.D.C. ON FEBRUARY 19, 2021.

Vice Mayor Atty. Pedro A. Surdilla, Jr. called the session to order at exactly 4:00 o'clock P.M..

ROLL CALL

Present:

- | | |
|--|----------------------------------|
| 1. Hon. Pedro A. Surdilla, Jr. | Vice Mayor/
Presiding Officer |
| 2. Hon. Joseph Emmanuel B. Cera | Councilor - P.O. Pro
Tempore |
| 3. Hon. Maria Teresa M. Abalos | Councilor |
| 4. Hon. Joselito G. Quinto | Councilor |
| 5. Hon. Aldrin O. Soriano | Councilor |
| 6. Hon. Christopher G. Romero | Councilor |
| 7. Hon. Joel C. Meneses | Councilor |
| 8. Hon. Fernando Juan A. Cabrera | Councilor - Floorleader |
| 9. Hon. Juvy O. Frialde | Councilor |
| 10. Hon. Rolly G. Abalos | Councilor - LIGA Pres. |
| 11. Hon. Michael Ervin C. Lomibao | Councilor - SKF Pres. |

Absent:

N o n e

MUNICIPAL ORDINANCE NO. 2021 - 04

ORDINANCE AUTHORIZING THE PROPOSED BORROWING OF THE MUNICIPALITY OF MANGALDAN, PANGASINAN, IN THE AMOUNT OF ONE HUNDRED FIFTY MILLION PESOS (P150,000,000.00) IN TERM LOAN FINANCING WITH THE LAND BANK OF THE PHILIPPINES TO FUND THE RENOVATION, IMPROVEMENT AND CONSTRUCTION OF THE PUBLIC MARKET.

WHEREAS, Section 5 (c) of 7160, otherwise known as the Local Government Code of 1991 provides for the general welfare provision in this code shall be liberally interpreted to give more powers to local government units in accelerating economic development and upgrading the quality of life of the community;

WHEREAS, the Municipality of Mangaldan, Pangasinan has already accomplished its initial step of its quest to uplift the economic development of people by providing them with basic facilities and services such as but not limited to Renovation, Improvement and Construction of Public Market;

WHEREAS, the Sangguniang Bayan of Mangaldan, Pangasinan passed and approved Resolution No. 2020 - 217, "Authorizing the Local Chief Executive, Mayor Mary Marilyn DG. Lambino, on behalf of the Local Government Unit of

Mangaldan, Pangasinan, to negotiate a Loan Agreement with the Land Bank of the Philippines in the amount of One Hundred Fifty Million Pesos (P150,000,000.00) subject to the terms and conditions of the Omnibus Term Loan Facility;

WHEREAS, on January 29, 2021, the Office of the Municipal Mayor endorsed to the Sangguniang Bayan a proposed legislative measure Authorizing the proposed borrowing of the Municipality of Mangaldan, Pangasinan in the amount of One Hundred Fifty Million Pesos (P150,000,000.00) to fund the Renovation, Improvement and Construction of Public Market. Consequently, a Committee Hearing was conducted on February 5, 2021 purposely to discuss matters appurtenant to the said borrowing. After careful study and thorough deliberation, the parties concerned agreed to satisfy all the requirements needed for the perfection of the transaction;

WHEREAS, after compliance and submission of all the requirements set forth by law with the second endorsement issued by the Local Chief Executive relative to the proposed borrowing of the Municipality of Mangaldan, Pangasinan with the Land Bank of the Philippines, the Sangguniang Bayan unanimously decided to consider the measure;

NOW THEREFORE, BE IT ORDAINED by the Sangguniang Bayan of Mangaldan, Pangasinan in session duly assembled that:

SECTION 1. The Municipal Mayor, in representation of the Municipality, herein after referred to as the “Municipality,” is hereby authorized to enter into Loan Agreement with Land Bank of the Philippines, Pangasinan Lending Center in accordance with Section 297 of Republic Act No. 7160 or the Local Government Code, in the amount of One Hundred Fifty Million Pesos (P150,000,000.00) under the terms and conditions herein set forth and such other terms and condition as may be agreed upon with any person, corporation or entity for the purpose of funding priority project/s and subject to the requirements under Section 123 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 in negotiating the terms and conditions for the said borrowing and in signing, 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;

SECTION 2. The said priority projects herein specified as the RENOVATION, IMPROVEMENT AND CONSTRUCTION PUBLIC MARKET are socio-economic development projects in accordance with the approved local development plan and public investment program for the period 2020-2025 or for the current year 2021 of the Municipality of Mangaldan.

SECTION 3. Consistent with covering loan contract, deeds and assignment mortgage contracts, and such other agreements as maybe entered into by the Municipality in connection with the borrowing, the features, terms and conditions shall be as follows and are hereby approved:

3.1 Project Name

Borrower	<u>Municipal Government of Mangaldan, Pangasinan</u>
Amount	<u>One Hundred Fifty Million (P150,000,000.00)</u>

Kylen

Summary of Terms and Conditions

Amount : Up to One Hundred Fifty Million Only (P150, 000,000.00)		
Purpose/s:	Project Component	Amount in Millions
	1. Construction of Second Floor L- Type Building with Four (4) Units Connecting Bridge	52.00
	2. Improvement of Ground Floor of L-Type Building Additional Stalls	37.00
	3. Improvement of Two (2) Storey Training and Meat Packaging Center (Meat Section at Ground Floor Level)	12.50
	4. Supply and Installation of Escalator of Existing Circle Market Building (One Unit)	5.30
	5. Construction of Sewage Treatment Facility	14.40
	6. Construction of Elevated Steel Water Tank (10,000 Gallons) with Water Pumping System	11.20
	7. Site Development and Improvement of Existing Drainage System, Pathways and Concrete Pavements.	14.60
	8. Electrification with Standby Generator	3.00
	Total	150.00
Ten (10 years, with one (1) year grace period on principal.		

Interest Rate	: At 4% per annum.
Mode of Release	: For Construction Projects: <ul style="list-style-type: none">➢ Via Progress Billing. For Purchase of Equipment/Machines: <ul style="list-style-type: none">➢ Loan Release shall be in lump sum or in staggered amount per submitted Purchase Order duly signed by the Local Chief Executive (LCE) with conformity of the supplier subject to the following:<ul style="list-style-type: none">a. Property Valuation and Credit Investigation Department report as of the specifications of equipment machinery;b. Proof of delivery and certificate of acceptance duly signed by the LCE.
Repayment	: Principal and Interest – Payable quarterly in arrears
Fees and Charges	: Handling and Commitment fees shall be waived. Pre-payment fee 2% shall be charged on the principal loan to be pre-paid if the loan is to be taken out by another bank/financial institution.
Security	: Assignment of 20% of IRA
Others	: Loan release shall be subject to compliance with applicable regulatory requirements of government agencies.

Term	10 yrs. With 1 year grace period on principal
Manner of Payment	
Interest	Quarterly
Principal	Quarterly
Interest rate	4% P.A.
Collateral/Guarantee/Security	Assigned of 20% of IRA
Front-end Fee	
Commitment Fee	
Guarantor	


Guarantee Fee
Sinking Fund (if applicable) or other Funding Arrangements

SECTION 4. The Municipality of Mangaldan, Pangasinan hereby appropriates the entire proceeds of the borrowing exclusively to finance the RENOVATION, IMPROVEMENT AND CONSTRUCTION PUBLIC MARKET and other financial obligations relative thereto.

SECTION 5. Any Ordinance or parts thereof, inconsistent with this enactment is hereby repealed or amended accordingly.

SECTION 6. This Ordinance shall take effect upon its publication and compliance with all procedures required under Republic Act No. 7160 of an ordinance for its validity, including the affixation of signatures of all the Sangguniang Bayan members, in concurrence thereto, on all the pages of this Ordinance.

APPROVED UNANIMOUSLY:
February 19, 2021


ATTY. JOSEPH EMMANUEL B. CERA

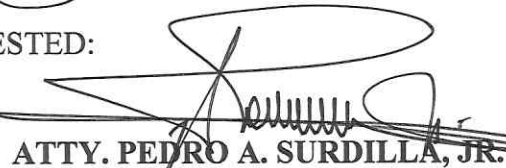

DR. JOSEFINE G. QUINTO


CHRISTOPHER G. ROMERO


ATTY. FERNANDO JUAN A. CABRERA


ROLLY G. ABALOS

ATTESTED:


ATTY. PEDRO A. SURDILLA, JR.
Municipal Vice Mayor/
Presiding Officer


APPROVED:


MARY MARILYN DG. LAMBINO
Municipal Mayor

CERTIFIED CORRECT:


JUAN C. AQUINO
SB Secretary


MARIA TERESA M. ABALOS


ALDRIN O. SORIANO


JOEL C. MENESES


JUVY O. FRIALDE


MICHAEL ERVIN C. LOMIBAO