



Republic of the Philippines
City of Bago
OFFICE OF THE SANGGUNIANG PANLUNGSOD

EXCERPTS FROM THE MINUTES OF THE 1919th REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF BAGO HELD ON APRIL 4, 2018 AT THE SP SESSION HALL, BAGO CITY.

PRESENT:

HON. RAMON D. TORRES	City Vice Mayor-Presiding Officer
HON. MA. JOSEFA Y. MATTI	SP Member
HON. ANDREW MARTIN Y. TORRES	SP Member
HON. CARLOS E. MONDIA	SP Member
HON. JORGE AGUSTIN A. ARANETA	SP Member
HON. CLEO F. GAUDITE	SP Member
HON. ALLAN C. GALUNAN	SP Member
HON. DANILO U. FAMOSO	SP Member
HON. JOZSEF MARK DEXTER M. SOMCIO	SP Member
HON. MA. FEMMY A. MARTIR	SP Member
HON. SERGIO T. PIANSAY	SP Member-ABC President

ABSENT:

NONE.

RESOLUTION NO. 18-116

RESOLUTION AMENDING RESOLUTION NO. 18-067 TO READ AS FOLLOWS: RESOLUTION AFFIRMING THE INTEREST OF THE CITY GOVERNMENT OF BAGO TO APPLY, NEGOTIATE AND BORROW FUNDS FROM THE MUNICIPAL DEVELOPMENT FUND OFFICE (MDFO) OF THE DEPARTMENT OF FINANCE (DOF) FOR THE IMPLEMENTATION OF THE FOLLOWING PROJECTS:

NAME OF PROJECTS	AMOUNT
A. PROJECT 1: PUBLIC BUILDINGS (PUBLIC MARKETS)	
1. CONSTRUCTION OF MARKET BUILDING NO. 3	P 14,500,000.00
2. CONSTRUCTION OF MARKET STALLS AT BLISS SIDE	5,500,000.00
B. PROJECT 2: ELECTRIFICATION/EQUIPMENT	
1. PROPOSED ADDITIONAL CONSTRUCTION AND IMPROVEMENT OF STREETLIGHTS FROM BARANGAY SAMPINIT TO BARANGAY LAG-ASAN ALONG RAFAEL SALAS DRIVE, BAGO CITY	4,000,000.00
2. ACQUISITION OF HEAVY EQUIPMENT	62,500,000.00
C. CONCRETING OF ROADS	
1. CONCRETING OF BACONG-DUGU-AN-NAJABA ROAD, BARANGAY BACONG	7,000,000.00
2. CONCRETING OF BACONG-SANDUNGAO ROAD, BARANGAY BACONG	7,000,000.00
3. CONCRETING OF BUENAVISTA-NAJABA ROAD, BARANGAY MAILUM	6,000,000.00
4. CONCRETING OF BANTAYAN ACCESS ROAD NO. 2, BARANGAY POBLACION	24,000,000.00

WHEREAS, the above-enumerated amended projects will ensure better delivery of basic services to the constituents;

WHEREAS, the above-stated amended projects are included in the priority development programs as elaborated in the Comprehensive Development Plan, Executive and Legislative Agenda for the current administration and Annual Investment Program of the City Government of Bago;

WHEREAS, due to financial constraint to finance the above-stated amended projects, the City Government of Bago opted to avail of credit facility for its implementation;

WHEREAS, the Local Government Code of 1991 empowers the local government units to create indebtedness, and avail of credit facilities to finance local infrastructure and other socio-economic development projects in accordance with the approved local development plan and public investment program;

WHEREAS, the Municipal Development Fund Office (“MDFO”), is an office under the Department of Finance, provides financing assistance to Local Government Units (LGUs);

WHEREAS, the City Government of Bago would like to access the credit financing offered by the MDFO, of which financing terms and conditions were properly conveyed and understood by this body.

NOW THEREFORE, on motion of SP Member Carlos E. Mondia, duly seconded by SP Members Jozsef Mark Dexter M. Somcio, Andrew Martin Y. Torres, Cleo F. Gaudite, Allan C. Galunan, Danilo U. Famoso, Ma. Femmy A. Martir, the Sanggunian,

RESOLVED, that the City Government of Bago shall apply, negotiate and borrow funds from the MDFO to finance the above-stated amended projects.

RESOLVED FURTHER, that the City Government of Bago hereby commits to undertake the necessary acts for the implementation of the Project, as follows:

- a. Create a Project Implementation Unit (“PIU”) by providing adequate number of technical and support staff, office space and all necessary facilities and assistance for the effective and efficient management of the Project;
- b. Provide the LGU equity for the Project, when necessary;
- c. Appropriate the total project costs composed of loan proceeds, equity and grant (if applicable);
- d. Appropriate funds for the amortization of loan until fully paid. The funds appropriated shall include the cost of insurance and all operation and maintenance expenses of the Project;
- e. Conduct public hearing and consultations, enact ordinances authorizing the collection of fees, charges and other impositions and carry out necessary measures in support of the viability and sustainability of the Project;
- f. Authorize the MDFO to deduct from the LGU’s Internal Revenue Allotment (“IRA”) the amount due to MDFO in connection with the Project under the following cases: (i) default in the payment of principal amortization including interests and penalties; or (ii) any unliquidated financial obligations. The right of MDFO to deduct on the LGU’s IRA shall be without prejudice to any other remedies available under Philippine law;
- g. To appropriate LGU funds to defray expenses charges and penalties contemplated in the commitment letter attached hereto, incurred by MDFO during appraisal which include administrative/travel expenses settled between the parties in case the LGU would withdraw, cancel or postpone the application.

RESOLVED FURTHERMORE, to:

- a. Authorize and empower the incumbent local chief executive, Honorable Nicholas M. Yulo, and his successor, for and behalf of the City Government of Bago to:
 - i. Apply, negotiate and enter into a loan agreement with the MDFO and with partner agency/s, when necessary, and execute deeds and to do all acts necessary and proper under the premises for the effective and efficient implementation of the Project;
 - ii. Enter into agreements with qualified private individuals or corporations, after public bidding, to execute the Projects; and
 - iii. Together with the Local City Treasurer, to open a separate bank account to facilitate the transfer of funds due to MDFO as payment for principal amortizations, interests and any other amount owing to MDFO by the LGU in connection with the Project.

RESOLVED FINALLY, within a reasonable time from its adoption, to furnish the MDFO with a copy of this amended Resolution.

ADOPTED. April 4, 2018.

I HEREBY CERTIFY to the correctness of the foregoing amended resolution which was duly adopted by the Sangguniang Panlungsod during its 1919th regular session held on April 4, 2018.

VICENTE D. MESIAS
Supervising Environmental Management Specialist/
City Secretary-Designate

ATTESTED:

RAMON D. TORRES
City Vice Mayor-Presiding Officer

APPROVED: _____, 2018.

NICHOLAS M. YULO
City Mayor