

Republic of the Philippines
PROVINCE OF NEGROS ORIENTAL
City of Bayawan
Office of the Sangguniang Panlungsod

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE CITY COUNCIL OF BAYAWAN, NEGROS ORIENTAL ON MARCH 15, 2016 AT 2:00 PM AT THE SP SESSION HALL.

RECORD OF ATTENDANCE

HON. MARK FIDENCIO L. AURELIA	(Vice Mayor)	Present
HON. PETER PAUL F. RENACIA		Present
HON. MARK ANTHONY A. DUQUE		Present
HON. LUIS J. SUMALPONG		Present
HON. ERNESTO T. TIJING		Present
HON. SHARLOU F. JAMIN		Present
HON. DANILO G. LAMIS	(Acting Presiding Officer)	Present
HON. JONAS M. TRIAS		Present
HON. ALEX D. TIZON		OB-Dumaguete
HON. HENRY E. CARREON, JR.		On-Leave
HON. NARCISO N. CASIPONG	(LNMB Vice President)	Present

RESOLUTION NO. 242

“Third and Final Reading of an ordinance authorizing the proposed borrowing of the City of Bayawan, Province of Negros Oriental, in the amount of Two Hundred Fourteen Million only (PHP214,000,000.00) to fund the following projects, viz:

- CONSTRUCTION OF COMMUNAL IRRIGATION PROJECT – P15.00M**
- PURCHASE OF BRAND NEW HEAVY EQUIPMENT – P89.80M**
- ROAD CONCRETING AND DRAINAGE CONSTRUCTION – P61.70M**
- CONSTRUCTION OF DRAINAGE CANAL WITH ACCESS ROAD – P47.50M**

“On motion of Honorable Councilor Duque and duly seconded by Honorable Councilor Tijing, the Council

“RESOLVED, To enact, as it hereby enact the following ordinance.

ORDINANCE NO. 22

AN ORDINANCE AUTHORIZING THE PROPOSED BORROWING OF THE CITY OF BAYAWAN, PROVINCE OF NEGROS ORIENTAL, IN THE AMOUNT OF **TWO HUNDRED FOURTEEN MILLION ONLY (P214,000,000.00) TO FUND THE VARIOUS PROJECTS OF THE CITY**

Be it ordained that:

SECTION 1. The City Mayor, in representation of the City, hereinafter referred to as the “City”, is hereby authorized to enter into proposed borrowing with LAND BANK OF THE PHILIPPINES in accordance with Section 297 of Republic Act No. 7160 or the Local Government Code, in the amount of **PESOS: TWO HUNDRED FOURTEEN MILLION ONLY (P214,000,000.00)** under the terms and conditions herein set forth and such other terms and conditions 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 of Republic Act No.

7653 as implemented by the Bangko Sentral ng Pilipinas Circular No. 402. The City Mayor shall have full power and authority to represent the City 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 project/s herein specified as the **1) Construction of Communal Irrigation Project, 2) Purchase of Brand New Heavy Equipment, 3) Road Concreting and Drainage Construction, 4) Construction of Drainage Canal with Access Road** are hereby certified to be a local infrastructure and/or other socio-economic development projects in accordance with² the approved local development plan and public investment program for the period 2015 or for the current year 2016 of the City of Bayawan and is supported by a final feasibility study prepared by City Planning and Development Council which is also hereby approved/ has been approved under the Sanggunian Panlalawigan Resolution No. 389 dated June 1, 2015.

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

3.1 Project Name

Borrower	City of Bayawan	
Amount	P214,000,000.00	
Purpose/s	Construction of Communal Irrigation Project – P15.00M	
	Scope of Work	Total Cost
	Clearing, lay-out & excavation	2,250,000.00
	Construction of 1-intake tank	750,000.00
	Construction of Irrigation Cana (2,500 l.m.)	12,000,000.00
	Total	15,000,000.00
	Purchase of Brand New Heavy Equipment – P89.80M	
	Item	Total Price
	6 Units – 6 wheeler Dump Truck	25,200,000.00
	1 Unit – 10 wheeler self-loader truck long bed	6,000,000.00
	1 Unit – 6 wheeler New Boom truck	3,500,000.00
	1 Unit – Lube truck with Fuel Dispenser	4,000,000.00
	1 Unit – 10 wheeler transit mixer	5,500,000.00
	1 Unit – Vibratory Roller	5,400,000.00
	2 units - Payloader	25,600,000.00
1 Unit – Motor Grader Blade	14,600,000.00	
Total	89,800,000.00	
Road Concreting and Drainage Construction – P61.70M		

Scope of Work	Total Cost
Billboard and Signages	18,000.00
Road Concreting	44,607,000.00
Drainage Construction	16,150,000.00
Special Items (Administration Cost)	925,000.00
Construction of Drainage Canal with Access Road – P47.50M	
Scope of Work	Total Cost
Site preparation	1,985,000.00
Drainage Canal & Excavation & grouted rip-rap	19,645,000.00
Reinforced Slab cover	2,100,000.00
Sub-grade preparation	5,020,000.00
Slope preparation	3,570,000.00
Aggregate base course	2,560,000.00
Flat slab bridge	5,600,000.00
Installation of still tapered post	2,410,000.00
Contingencies	4,610,000.00
Total	47,500,000.00
Term	Construction of Communal Irrigation Project – 10 years
	Purchase of Brand New Heavy Equipment – 5 years
	Road Concreting and Drainage Construction – 10 years
	Construction of Drainage Canal with Access Road – 10 years
Manner of Payment	
	Principal – Quarterly in arrears
	Interest – Quarterly in arrears
Collateral/Security/Guarantee	Assignment of IRA
Front End Fee	None
Commitment Fee	Waived
Guarantor	None
Guarantee Fee	None
Sinking Fund (if applicable) or other Funding Arrangements	- None

SECTION 4. The City hereby appropriates the entire proceeds of the borrowing exclusively to finance the proposed projects and other financial obligations relative thereto.

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

“RESOLVED, This Ordinance shall take effect upon the compliance of the provision of R.A. 7160, the LGC of 1991.

“RESOLVED FURTHER, that copies of this Ordinance be furnished to the Honorable Mayor (as the case may be), the City Accountant, and the City Auditor, all of this City, the Land Bank of the Philippines and the Bangko Sentral ng Pilipinas for their information and appropriate action.

“Enacted.”

* * *

I hereby certify to the correctness of the foregoing resolution.

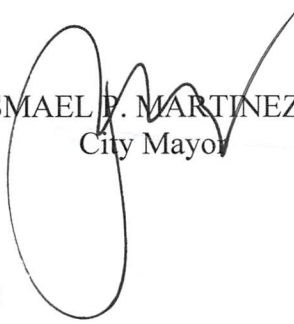
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JULIUS T. ESPARTERO
Secretary to the Sangguniang Panlungsod

ATTESTED:


DANILO G. LAMIS
City Councilor
Acting Presiding Officer

APPROVED: APR 21 2016


ISMAEL P. MARTINEZ
City Mayor

Copy for:

- The Honorable Provincial Board, Dumaguete City
- The Honorable Mayor Ismael P. Martinez, this city
- The City Treasurer
- The City Accountant
- The City Auditor
- The Land Bank of the Philippines (LBP)
- The Bangko Sentral ng Pilipinas

SUBSCRIBED AND SWORN TO BEFORE ME
THIS ___ DAY OF ___ 20___ IN BAYAWAN CITY,
AFFIANT EXHIBITING TO ME HIS /HER _____
ISSUED ON _____ IN _____



RAMON O. CARBO
PTR NO. 9518015/01.13.16 / BAYAWAN CITY
IBP NO. 960780 / 01.09.15 / DUMAGUETE CITY
ATTORNEY ROLL NO. 57697 / 04.26.10
NOTARIAL COMMISSION EXPIRES ON 12.31.16
MCLE NO. 0024598 / 01.07.15
324 TEOLOGIO ST., SUBA, BAYAWAN CITY
NEGROS ORIENTAL, PHILIPPINES 6221

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