

# OFFICE OF THE SANGGUNIANG PANLUNGSOD

Tel. No. (075) 854-0165

EXCERPT TAKEN FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF ALAMINOS, PANGASINAN HELD ON MAY 11, 2012.

<b>PRESENT:</b> HON. CESAR C. MANZANO, Ret.Col., (PAF)	- CITY VICE MAYOR/PRESIDING OFFICER
Hon. Oscar A. Boling, C.E.	- Presiding Office Pro-Tempore
Hon. Carolyn D. Sison	- Majority Floor Leader
Hon. Earl James C. Aquino	- Member
Hon. Joselito O. Fontelera	- -do-
Hon. Margielou Orange D. Humilde	- -do-
Hon. Rufina J. Gabriel	- -do-
Hon. Rany S. De Leon	- -do-
Hon. Constante R. Carasi, M.D	- -do-
Hon. Filemon R. Bacala, Jr.	- -do-
Hon. Emerlina B. Ravarra, LBP	- Ex-Officio Member
<b>ABSENT:</b> Hon. Joseph T. Bacay	- O.B.
Hon. Rany S. De Leon	- on Emergency Leave
Hon. Moriah Diorella V. Ranoy, SKP	

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## ORDINANCE NO. 2012- 03

ORDINANCE AUTHORIZING THE PROPOSED BORROWING OF THE CITY OF ALAMINOS, IN THE AMOUNT OF TWO HUNDRED FORTY NINE MILLION TWO HUNDRED THOUSAND PESOS (Php 249,200,000.00) TO CONTINUE FINANCING VARIOUS FLAGSHIP PROJECTS OF THE CITY BY THE DEVELOPMENT BANK OF THE PHILIPPINES.

**BE IT ENACTED**, as it is hereby ENACTED, by the Sangguniang Panlungsod of Alaminos, in session assembled that;

**SECTION 1.** The City Mayor, in representation of the City, hereinafter referred to as the "City", is hereby authorized to enter into Loan Agreement with the Development Bank of the Philippines in accordance with Section 297 of Republic Act No. 7160 or the Local Government Code, in the amount of TWO HUNDRED FORTY NINE MILLION TWO HUNDRED THOUSAND PESOS (Php 249,200,000.00) 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. In this connection, 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 the 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 are herein specified as the City's flagship projects are certified to be local infrastructure and other socio-economic development projects in accordance with the approved annual investment program for the period of January 2009 to December 2012 of the City of Alaminos and is supported by a final feasibility study prepared by city which has been approved under the Sangguniang Panlungsod Nos. 2009-07 dated January 30, 2009; 2010-07 dated January 22, 2010; 2011-12 dated January 28, 2011; and 2012-04 dated January 13, 2012.

*(Cont. Ord. No. 2012-03, enacted on 11 May 2012)*

- page 2 of 4 -

SECTION 3. Consistent with the covering Term Loan Agreement, Memorandum of Understanding, deeds and assignment, 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 Term Loan No. 1**

<b>Borrower</b>	: City Government of Alaminos , Pangasinan
<b>Amount</b>	: Php 75,500,000.00
<b>Purpose</b>	: To partially finance construction of the following <ul style="list-style-type: none"><li>- Hundred Islands Medical Services Complex;</li><li>- PSU School Building(Phase II), and</li><li>- Hotel (Phase I)</li></ul>
<b>Term</b>	: 12 years inclusive of 1 year grace period on principal repayment
<b>Manner of Payment</b>	: Quarterly
<b>Interest</b>	: Based on amortization schedule furnished by DBP
<b>Principal</b>	: Php 1,715,909.09
<b>Interest Rate</b>	: Fixed at 7.0% per annum for five years, reviewable thereafter.
<b>Collateral/Guarantee/Security</b>	: Maintenance of LGU deposit/continuing assigment of income and receivables from the hotel, medical services complex and PSU school building.
<b>Front-end Fee</b>	: None
<b>Prepayment</b>	: 3% of amount to be prepaid or break funding cost, whichever is higher.
<b>Commitment Fee</b>	: 0.50% p.a. based on the unreleased balance to start after 45 days from date of notice of approval or upon completion of full documentation, whichever comes earlier up to full availment.
<b>Guarantor</b>	: None
<b>Guarantee Fee</b>	: None
<b>Sinking Fund (if applicable) or other Funding Arrangements:</b>	None

**3.2 Term Loan No. 2**

<b>Borrower</b>	: City Government of Alaminos, Pangasinan
<b>Amount</b>	: Php 53,700,000.00 or loan outstanding principal balance at the time of take-out.
<b>Purpose</b>	: Refinancing of Existing Loan with LBP which was used to finance the following: <ul style="list-style-type: none"><li>- Acquisition of fleet of heavy equipment</li><li>- Construction of the Medical Services Complex; and</li><li>- Construction of PSU School Building (Phase I)</li></ul>

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Tel. No. (075) 654-0163

(Cont. Ord. No. 2012-03, enacted on 11 May 2012)

- page 3 of 4 -

Term	: 5 ½ years
Manner of Payment	: Quarterly
Interest	: Based on amortization schedule furnished by DBP
Principal	: Php 2,440,909.09
Interest Rate	: Fixed at 7.0% per annum for five years, reviewable thereafter
Collateral/Guarantee/Security	: Maintenance of LGU deposit/continuing assignment income & receivables from the hotel, medical services complex and the school.
Front-end Fee	: None
Prepayment	: 3% of amount to be prepaid or break funding, cost, whichever is higher.
Commitment Fee	: 0.50% p.a. based on the unreleased balance to start after 45 days from date of notice of approval or upon completion of full documentation, whichever comes earlier up to full avallment.
Guarantor	: None
Guarantee Fee	: None
Sinking Fund (If applicable) or other Funding Arrangements:	None

### 3.3 Omnibus Term Loan Facility (OTLF)

Borrower	: City Government of Alaminos, Pangasinan
Amount	: Php 120,000,000.00
Purpose	: To finance meaningful and rooted development projects of the LGU included in its Local Development/Medium Term Development/Annual Investment Program.

Other terms and conditions of the OTLF will be determined based on the individual projects to be financed upon submission to DBP.

SECTION 4. The City hereby appropriates the entire proceeds of the borrowing exclusively to finance to the above cited projects 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 the Sangguniang Panlungsod members, in concurrence thereto, composing at least a majority thereof, out of the total Thirteen (13), on all the pages of this Ordinance.

SO ORDAINED / ENACTED.



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(Cont. Ord. No. 2012-03, enacted on 11 May 2012)

- page 4 of 4 -


RESOLVED FURTHER, that copies of this Ordinance be furnished the Honorable City Mayor Hernani A. Braganza, all of this City of Alaminos and the Bangko Sentral ng Pilipinas for their information and appropriate action.

ADOPTED this 11th day of May, 2012.

  
JANE F. DELA CRUZ  
Acting SP Secretary

ATTESTED:

COL. CESAR C. MANZANO, PAF (Ret.)  
City Vice Mayor/SP Presiding Officer

  
OSCAR A. SOLING, C.E.  
Member

  
CAROLYN D. SISON  
Member


  
EARL JAMES C. AQUINO  
Member

  
JOSELITO G. FONTELERA  
Member

  
MARGIELOU ORANGE D. HUMILDE  
Member

RUFINA J. GABRIEL  
Member

  
CONSTANTE R. CARASI, M.D.  
Member

  
FILEMON R. BACALA, JR.  
Member

  
EMERLINA B. RAVARRA, LBP  
Member

APPROVED:

  
HERNANI A. BRAGANZA  
City Mayor