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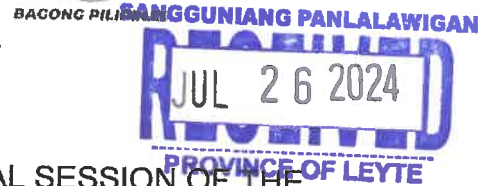


Republic of the Philippines
Province of Leyte
Municipality of Inopacan
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Item No.: 15 1
Date: 05 2024 AUG

15TH SANGGUNIANG BAYAN



**EXCERPT FROM THE MINUTES OF THE SPECIAL SESSION OF THE
15th SANGGUNIANG BAYAN OF INOPACAN, LEYTE HELD ON
JULY 25, 2024 AT THE SB SESSION HALL**

PRESENT:

- Hon. Sanders C. Lumarda - Vice Mayor, Presiding Officer
- Hon. Fernando B. Rulete - SB Member
- Hon. Andrew B. Dedal - SB Member
- Hon. Zenaida G. de los Santos - SB Member
- Hon. Joel D. Bernales - SB Member
- Hon. Alfie Jian B. Yamson - SB Member
- Hon. Daria D. Malanguis - SB Member
- Hon. Panfila I. Alonzo - SB Member (LnB Pres)
- Hon. Nathaniel Dave M. Katigbe - SB Member (PSK Pres)

ABSENT:

- Hon. Rowena K. Madrazo - SB Member (on leave)
- Hon. Diosdado P. Siao - SB Member (on leave)

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WHEREAS, the Municipal Government of Inopacan, Leyte, pursuant to Municipal Ordinance No. 23-13, as amended by Ordinance No. 23-14, applied for a loan with Land Bank of the Philippines in the total amount of Thirty-Five Million Pesos (Php 35,000,000.00) for the purchase of One (1) Unit Wheel Type Backhoe Excavator in the amount of Php 14,700,000.00; One (1) Unit Wheel Type Backhoe Loader in the amount of Php 10,300,000.00; and for the construction of Abattoir in the amount of Php 10,000,000.00;

WHEREAS, the Land Bank of the Philippines approved the loan applied for by the Municipal Government of Inopacan, Leyte in the amount of Thirty- five Million Pesos (Php 35,000,000.00);

WHEREAS, the Local Government Unit of Inopacan decided not to continue the acquisition of 1 unit wheel type backhoe excavator considering that the existing crawler type backhoe of the LGU is now operational from being damaged during the typhoon Odette;

WHEREAS, the LGU pass a resolution on February 27, 2024, Resolution No. 24-083 requesting the Land Bank of the Philippines – Southern Leyte Lending Center to change the loan of the Municipality of Inopacan from the purchase of 1 unit wheel type backhoe excavator to improvement of Inopacan Water System in the amount of Php 14.7 million pesos;

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(ordinance no. 24-09 of the sangguniang bayan of inopacan, leyte dated july 25, 2024, continued)

WHEREAS, the LGU is in receipt of the letter from Bureau of Local Government Finance (BLGF) dated May 23, 2024; therein stated that the modification of the approved request which is the procurement of one (1) unit of brand-new hydraulic excavator, requires another Ordinance for the purpose;

NOW THEREFORE, foregoing premises considered, the 15th Sangguniang Bayan of Inopacan, Leyte, in session assembled, be it

RESOLVED as it is hereby **RESOLVED** to enact the following;

ORDINANCE NO. 24-09

AN ORDINANCE AMENDING ORDINANCE NO. 23-14 OF THE SANGGUNIANG BAYAN OF INOPACAN, LEYTE DATED OCTOBER 17, 2023 AND APPROVING THE LOAN AGREEMENT, ASSIGNMENT AND OTHER SUPPORTING DOCUMENTS PERTAINING TO THE LOAN/ CREDIT FACILITY ENTERED INTO BY AND BETWEEN THE MUNICIPAL GOVERNMENT OF INOPACAN, LEYTE REPRESENTED BY THE MUNICIPAL MAYOR, HON. ROGELIO D. PUA, JR. AND THE LAND BANK OF THE PHILIPPINES REPRESENTED BY THE HEAD OF THE SOUTHERN LEYTE LENDING CENTER, FOR THE "REHABILITATION OF INOPACAN WATER SYSTEM FROM THE PREVIOUS OF ACQUIRING 1 UNIT WHEEL TYPE BACKHOE EXCAVATOR, IN THE AMOUNT OF 14.7 MILLION PESOS AND TO BE SECURED BY THE DEED OF ASSIGNMENT OF 20% NTA, SUBJECT TO ALL LAWS, RULES AND REGULATION"

BE IT ORDAINED by the Sangguniang Bayan of Inopacan, Leyte, that;

SECTION 1. This ordinance shall be known as: **"AN ORDINANCE AMENDING ORDINANCE NO. 23-14 OF THE SANGGUNIANG BAYAN OF INOPACAN, LEYTE DATED OCTOBER 17, 2023 AND APPROVING THE LOAN AGREEMENT, ASSIGNMENT AND OTHER SUPPORTING DOCUMENTS PERTAINING TO THE LOAN/ CREDIT FACILITY ENTERED INTO BY AND BETWEEN THE MUNICIPAL GOVERNMENT OF INOPACAN, LEYTE REPRESENTED BY THE MUNICIPAL MAYOR, HON. ROGELIO D. PUA, JR. AND THE LAND BANK OF THE PHILIPPINES REPRESENTED BY THE HEAD OF THE SOUTHERN LEYTE LENDING CENTER, FOR THE "REHABILITATION OF INOPACAN WATER SYSTEM FROM THE PREVIOUS OF ACQUIRING 1 UNIT WHEEL TYPE BACKHOE EXCAVATOR, IN THE AMOUNT OF 14.7 MILLION PESOS AND TO BE SECURED BY THE DEED OF ASSIGNMENT OF 20% NTA, SUBJECT TO ALL LAWS, RULES AND REGULATION"**

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(ordinance no. 24-09 of the sangguniang bayan of inopacan, leyte dated july 25, 2024, continued)

SECTION 2. The Sangguniang Bayan hereby approve all representations and warranties of the Honorable Mayor and all the terms and conditions of the loan agreement, assignment of 20% NTA and/or mortgage of properties, promissory notes and all other pertinent documents, contracts, undertakings, certifications, deeds, notes and papers entered into by and between the Municipal Government of Inopacan, Leyte represented by Hon. Rogelio D. Pua, Jr. and the Land Bank of the Philippines, represented by the head of Southern Leyte Lending Center.

SECTION 3. That the Municipal Government of Inopacan, Leyte shall:

- 3.1 Direct the LGU's treasurer and the accountant to enter the loan in the appropriate books of the LGU;
- 3.2 Designate the LBP as the LGU's depository bank for the National Tax Allotment (NTA) and major depository bank for its other deposits, revenues and collections which designations shall not be revoked while the loan obligation remain, outstanding and directing the LGU secretary to provide a copy of this ordinance to the Department of Budget and Management (DBM) and other NTA – administering office;
- 3.3 Appropriate the following amounts in the LGU's Annual Budget:
 - 2.3.1 Loan repayment until the principal, interest, and other charges are fully paid;
 - 2.3.2 The required LGU equity;
 - 2.3.3 The repairs and maintenance of the projects;
 - 2.3.5 The insurance premium payments;
 - 3.4.5 Other statutory and contractual obligations
- 3.4 Authorize LBP to deduct amounts from any depositors of funds of the LGU with LBF and apply the same to the payment of the loan or any portion thereof, or interest and penalties thereon as may be deemed necessary by LBP;
- 3.5 Authorize the mayor to sign, transact, negotiate, execute, endorse, and deliver all promissory notes and deed of assignments, loan agreements, and other documents as may be necessary for the implementation of the authorities and directives;
- 3.6 Authorize the assignment of the LGU's portion of NTA and special deposit account as collateral of the loan obtained and declaring them to be available and not restricted by the law or its other obligation.

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(ordinance no. 24-09 of the sangguniang bayan of inopacan, leyte dated july 25, 2024, continued)

SECTION 4. That copy of this ordinance be furnished to the Land Bank of the Philippines Baybay Branch, the Municipal Treasurer, the Municipal Accountant and Municipal Budget Officer for information, guidance, and appropriate action.


SECTION 5. Repealing Clause. All ordinances and/or resolutions which are inconsistent with this ordinance are hereby modified and repealed accordingly.

SECTION 6. Separability Clause. If for any reasons, any part of the ordinance be declared unconstitutional, other parts of provisions hereof which are not affected shall continue to be in full force and in effect.


SECTION 7. Effectivity Clause. This ordinance shall take effect upon its approval.

ENACTED this 25th day of July 2024 at Inopacan, Leyte.

I HEREBY CERTIFY to the correctness of the foregoing Ordinance and that the same was enacted on the date above stated.


MELANIE M. MATIN-AO, MPA
Secretary to the Sanggunian

ATTESTED:


HON. SANDERS C. LUMARDA
Vice Mayor
Presiding Officer

APPROVED:


HON. ROGELIO D. PUA, JR.
Municipal Mayor

Date 07-25-24













Republic of the Philippines
Province of Leyte
Municipality of Inopacan



BAGONG PILIPINAS

15TH SANGGUNIANG BAYAN

CERTIFICATE OF POSTING

TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY that copies of Ordinance No. 24-09 of the 15th Sangguniang Bayan of the Municipality of Inopacan, Province of Leyte, entitled, **"AN ORDINANCE AMENDING ORDINANCE NO. 23-14 OF THE SANGGUNIANG BAYAN OF INOPACAN, LEYTE DATED OCTOBER 17, 2023 AND APPROVING THE LOAN AGREEMENT, ASSIGNMENT AND OTHER SUPPORTING DOCUMENTS PERTAINING TO THE LOAN/ CREDIT FACILITY ENTERED INTO BY AND BETWEEN THE MUNICIPAL GOVERNMENT OF INOPACAN, LEYTE REPRESENTED BY THE MUNICIPAL MAYOR, HON. ROGELIO D. PUA, JR. AND THE LAND BANK OF THE PHILIPPINES REPRESENTED BY THE HEAD OF THE SOUTHERN LEYTE LENDING CENTER, FOR THE "REHABILITATION OF INOPACAN WATER SYSTEM FROM THE PREVIOUS OF ACQUIRING 1 UNIT WHEEL TYPE BACKHOE EXCAVATOR, IN THE AMOUNT OF 14.7 MILLION PESOS AND TO BE SECURED BY THE DEED OF ASSIGNMENT OF 20% NTA, SUBJECT TO ALL LAWS, RULES AND REGULATION"**, has been posted in the bulletin board in the municipal hall/building and in conspicuous places of this Municipality and will be posted as well in all the Barangay Halls of this Municipality.

This Certification is being made to facilitate consideration of the above-mentioned Municipal Ordinance by the Sangguniang Panlalawigan of Leyte.

Done this 25th day of **July 2024**, at Inopacan, Leyte.


MELANIE M. MATIN-AO, MPA
Secretary to the Sanggunian