



**OFFICE OF THE SANGUNIANG BAYAN**

**EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF  
SIAYAN, ZAMBOANGA DEL NORTE HELD AT THE MUNICIPAL SESSION HALL ON THE  
19TH DAY OF OCTOBER 2021.**

**PRESENT:**

Hon. Primitivo D. Castillo, Presiding Officer,  
Hon. Emelyn P. Tulawe, Presiding Officer Pro-  
Hon. Estrella S. Zapatos,  
Hon. Oliver A. Romero, Floor Leader  
Hon. Ma. Roselyn G. Secretario,  
Hon. Rey L. Anugon, Assistant Floor Leader  
Hon. Alfredo R. Labastida  
Hon. Phil A. Saraga, SK Fed. President,  
Hon. Johnny C. Anugon, Sr., IPMR,

Municipal Vice Mayor  
Sangguniang Bayan Member

-do-  
-do-  
-do-  
-do-  
-do-  
-do-  
-do-

**ABSENT:**

Hon. Vanessa Lyn B. Atuy,  
Hon. Maribel C. Okay, ABC President,

-do-  
-do-

**PREFATORY STATEMENT**

**AN ORDINANCE AUTHORIZING THE LOAN OF THE MUNICIPALITY OF SIAYAN, ZAMBOANGA DEL NORTE IN THE AMOUNT OF SEVENTY MILLION PESOS (P70,000,000.00) AT THE DEVELOPMENT BANK OF THE PHILIPPINES (DBP), DIPOLOG CITY BRANCH.**

**WHEREAS,** there is a need for additional heavy equipment/vehicles to be utilized for the infrastructure projects and disaster and risk reduction activities of this Municipality;

**WHEREAS,** infrastructure projects particularly all weathered roads is of great help to uplift the socio-economic condition of the constituents and the municipality as a whole;

**WHEREAS,** considering the financial constraint of the local government hence, funding from outside source inform of borrowings (loan) necessitate to augment the local funds for the procurement of heavy equipment/vehicles.

**WHEREAS,** the program/projects herein specified for the acquisition of heavy equipment/vehicle is in accordance with the approved local development plan and Annual Investment Plan for the year 2021 of the Municipality of Siayan, Zamboanga del Norte.

**BE IT ORDAINED** by the Sangguniang Bayan in session assembled:

**"MUNICIPAL ORDINANCE NO. 21-14  
Series of 2021**

**SECTION 1.** This Ordinance shall be known as "**AN ORDINANCE AUTHORIZING THE LOAN OF THE MUNICIPALITY OF SIAYAN, ZAMBOANGA DEL NORTE IN THE AMOUNT OF SEVENTY MILLION (PHP70,000,000.00) PESOS AT DEVELOPMENT BANK OF THE PHILIPPINES (DBP), DIPOLOG CITY BRANCH.**"

**SECTION 2. ADMINISTRATIVE PROVISION.** The Municipal Mayor in its representation of the Municipality of Siayan, Zamboanga del Norte, shall have the full power and authority in signing, executing and delivering such loan agreements, contracts, deeds, papers, and documents as may be necessary and proper for the full and total implementation of the authority herein granted.

**SECTION 3. AUTHORIZATION.** This Ordinance shall authorize the borrowing of the municipality of Siayan, Zamboanga del Norte in form of loan at the Development Bank of the Philippines (DBP), Dipolog City Branch to finance for the acquisition of brand new heavy equipment units/vehicles in the amount of **SEVENTY MILLION (Php70,000,000.00)** pesos, as follows:

1. Two (2) units excavator
2. Three (3) units 15 cubic feet dump truck with front drive

3. Three (3) units 10 cubic feet dump truck with front drive
4. One (1) unit roller
5. One (1) unit self-loading truck
6. Two (2) cargo truck

**SECTION 4. RESPONSIBILITY OF THE LOCAL GOVERNMENT.** The obligations of the Municipality hereunder, as well as the terms and conditions thereof, shall be valid and binded with the Municipality and shall not be subject to recall by the Sangguniang Bayan for the whole term of the loan, regardless of any change in its composition. The **LOCAL GOVERNMENT UNIT** of Siayan, Zamboanga del Norte has the following responsibilities:

1. The continuing assignment of the Municipality's IRA and local revenues in favor of DBP and hold-out on deposit equivalent to one (1) monthly amortization until the loan is fully paid.
2. Waive its right of confidentiality of information by authorizing DBP, to disclose to the Bangko Sentral ng Pilipinas (BSP) all information pertaining to the deposits, investments, loans or other transactions including the history or status of our dealings with said banks or financial institutions and for the BSP to make all inquiries as may be necessary regarding the same and that the BSP is likewise authorized to disclose and share any such information furnished or obtained from said banks (DBP) to the Department of Finance in relation to the performance by said Department of its functions.
3. That the Hon. Josecor S. Gepolongca, Municipal Mayor, be authorized to execute the letter to BSP waiving the municipality's rights to confidentiality of information.
4. Authorize DBP to automatically debit on due date from the Municipality's deposit account with DBP to an amount equivalent to the maturing loan amortization, insurance premiums, and other charges until the loan is fully paid.
5. The inclusion of appropriation for debt-servicing in the Municipality's annual budget in accordance with the Local Government Code until the loan is fully paid.
6. The undertaking that the Municipality will not incur additional obligation/indebtedness without DBP's prior consent.
7. The LGU shall authorize DBP to auto-debit its deposit account subject to hold-out for payment of loan amortizations, insurance premiums, and other charges.
8. The approved terms and conditions of the loan as contained in the Term Loan Agreement, Deed of Continuing Assignment with hold-out, and Deed of Undertaking are hereby ratified.
9. This ratification includes any and all subsequent requests by the municipality for modification/revision and/or amendment to be made on the project as well as on its approved terms and conditions, and makes the loan a statutory obligation of the municipality.
10. Authorize DBP to provide and obtain credit information on the LGU to/from credit bureaus and other banks/creditors as required under RA 9510 on Credit Information System Act and RA10173 on Data Privacy Act of 2012.

**SECTION 5. EFFECTIVITY** - This Ordinance shall take effect upon approval.

**ENACTED** this 19th day of October, 2021.

**I HEREBY CERTIFY** to the correctness of the foregoing Ordinance.

**CERTIFIED CORRECT  
AS TO ITS PASSAGE:**

**PRIMITIVO D. CASTILLO**  
Municipal Vice Mayor  
(Presiding Officer)

**WILFREDO O. DOMPALES**  
Sangguniang Bayan Secretary

**APPROVED:**

**JOSECOR S. GEPOLONGCA**  
Municipal Mayor

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**CONCURRED:**

  
**EMELYN P. TULawe**  
SB Member

  
**ESTRELLA S. ZAPATOS**  
SB Member

  
**VANESSA LYN B. ATUY**  
SB Member

  
**OLIVERA A. ROMERO**  
SB Member

  
**MA. ROSELYN G. SECRETARIO**  
SB Member

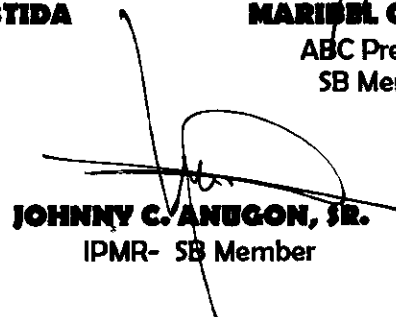
  
**RICO V. JAMISOLA**  
SB Member

  
**REY L. ANUGON**  
SB Member

  
**ALFREDO R. LABASTIDA**  
SB Member

  
**MARIBEL C. OKAY**  
ABC President  
SB Member

  
**PHIL A. SARAGA**  
SK fed. President  
SB Member

  
**JOHNNY C. ANUGON, SR.**  
IPMR- SB Member