



Republic of the Philippines
PROVINCE OF PANGASINAN
Lingayen
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OFFICE OF THE SANGGUNIANG PANLALAWIGAN SECRETARY

CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that at the regular session duly constituted of the Sangguniang Panlalawigan, Province of Pangasinan, held on November 3, 2025, at the Session Hall, Capitol Building, Lingayen, Pangasinan, the following resolution was approved:

Sponsored by SP Members Shiela Marie F. Baniqued and Vici M. Ventanilla
and co-sponsored by SP Members Joyce D. Fernandez, Raul R. Sabangan
and Martin Raul S. Sison II

RESOLUTION NO. 912-2025

DECLARING MUNICIPAL ORDINANCE NO. 09, S-2025 OF THE SANGGUNIANG BAYAN OF BAYAMBANG, PANGASINAN, ENTITLED “AN ORDINANCE APPROVING AND RATIFYING THE LOAN AGREEMENT, INCLUDING ALL ITS TERMS AND CONDITIONS, ENTERED INTO BY AND BETWEEN THE MUNICIPAL GOVERNMENT OF BAYAMBANG, PANGASINAN AND THE DEVELOPMENT BANK OF THE PHILIPPINES (DBP) IN THE AMOUNT OF THREE HUNDRED EIGHT MILLION PESOS (P308,000,000.00) TO FINANCE THE CONSTRUCTION OF BAYAMBANG POLYTECHNIC COLLEGE (BPC) UNDER DESIGN AND BUILD SCHEME AND THE ACQUISITION OF ITS PROJECT SITE, AS WELL AS THE AUTHORITY OF HON. IAN CAMILLE S. SABANGAN, ACTING MAYOR OF THE MUNICIPALITY OF BAYAMBANG, PANGASINAN, IN REPRESENTING THE MUNICIPALITY AND IN SIGNING ON ITS BEHALF THE SUBJECT LOAN” AS WITHIN THE CONFERRED POWERS OF THE SANGGUNIAN TO ENACT

WHEREAS, the Sangguniang Bayan of Bayambang, Pangasinan submitted its Ordinance No. 09, S-2025 to the Sangguniang Panlalawigan for review and evaluation pursuant to Section 56 of the Republic Act No. 7160, otherwise known as the Local Government Code of 1991;

WHEREAS, the Committee on Laws and Ordinances of the Sangguniang Panlalawigan with the technical assistance of the Provincial Legal Officer, Local Finance Committee of the Province, and the Provincial Planning and Development Officer has conducted initial review and study on said ordinance and found out that the same was enacted in accordance with Sections 22(a)(5)(c), 46(a), 296(a)(b), 297(a)(b)(c), 444(1)(vi), and 447(a)(2)(iii)(iv) of R.A. No. 7160;



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WHEREAS, the projects to be funded by the proposed borrowing are included in the Supplemental Annual Investment Program No. 1 CY 2025 of the LGU;

WHEREFORE, in view of the foregoing, on motion of SP Member Napoleon C. Fontelera, Jr., duly seconded, it was—

RESOLVED, by the Sangguniang Panlalawigan in session assembled, to declare Municipal Ordinance No. 09, S-2025 of the Sangguniang Bayan of Bayambang, Pangasinan, entitled, “ An Ordinance approving and ratifying the loan agreement, including all its terms and conditions, entered into by and between the Municipal Government of Bayambang, Pangasinan and the Development Bank of the Philippines (DBP) in the amount of Three Hundred Eight Million Pesos (P308,000,000.00) to finance the construction of Bayambang Polytechnic College (BPC) under design and build scheme and the acquisition of its project site, as well as the authority of Hon. Ian Camille S. Sabangan, Acting Mayor of the Municipality of Bayambang, Pangasinan, in representing the Municipality and in signing on its behalf the subject loan” as within the conferred powers of the Sangguniang Bayan to enact;

RESOLVED FURTHER, that a copy of this resolution be furnished the Office of the Sangguniang Bayan of Bayambang, Pangasinan, for its information and guidance.

CERTIFIED BY:


VERNA T. NAVA-PEREZ
Secretary to the Sanggunian

ATTESTED:


SP MEMBER PHILIP THEODORE E. CRUZ
Acting Presiding Officer



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MUNICIPAL ORDINANCE NO. 09,
SERIES OF 2025

"AN ORDINANCE APPROVING AND RATIFYING THE LOAN AGREEMENT, INCLUDING ALL ITS TERMS AND CONDITIONS, ENTERED INTO BY AND BETWEEN THE MUNICIPAL GOVERNMENT OF BAYAMBANG, PANGASINAN AND THE DEVELOPMENT BANK OF THE PHILIPPINES (DBP) IN THE AMOUNT OF THREE HUNDRED EIGHT MILLION PESOS (P308,000,000.00) TO FINANCE THE CONSTRUCTION OF BAYAMBANG POLYTECHNIC COLLEGE (BPC) UNDER DESIGN AND BUILD SCHEME AND THE ACQUISITION OF ITS PROJECT SITE, AS WELL AS THE AUTHORITY OF HON. IAN CAMILLE C. SABANGAN, ACTING MAYOR OF THE MUNICIPALITY OF BAYAMBANG, PANGASINAN, IN REPRESENTING THE MUNICIPALITY AND IN SIGNING ON ITS BEHALF THE SUBJECT LOAN"

BE IT ENACTED, as it is hereby ENACTED, by the Sangguniang Bayan of Bayambang, in session assembled that:

SECTION 1. The Mayor or the Acting Mayor, as the case may be, in representation of the Municipality of Bayambang, hereinafter referred to as the "Municipality", is hereby authorized to sign the Loan and/or enter into Term Loan Agreement and Assignment of Deposit with Hold-out and Control Agreement of applicable portion of National Tax Allocation (NTA) and other local revenues with the Development Bank of the Philippines (DBP) in accordance with Section 297 of Republic Act No. 7160 or the Local Government Code, in the amount of **THREE HUNDRED EIGHT MILLION PESOS (P308,000,000.00)** 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. In this connection, the Municipal Mayor has full power and authority to represent the Municipality in negotiating the terms and conditions for the said borrowing and in signing, executing and delivering such agreements, contracts, bidding documents, deeds, papers, and other documents as may be necessary and proper for the full and total implementation of the authority herein granted;

SECTION 2. The Municipal Mayor or the Acting Mayor, as the case may be, in representation of the Municipality of Bayambang, is also authorized to provide and obtain credit information to/from credit bureaus and other banks/creditor as required under RA 9510 and RA 10173, or the Data Privacy Act of 2012;



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SECTION 3. The said priority projects herein specified as the Acquisition of Lot for the Construction of Bayambang Polytechnic College (BPC) Building and Construction (Design and Build Scheme) of Bayambang Polytechnic College (BPC) Building I are hereby certified to be a local infrastructure and/or other socio-economic development project/s in accordance with the approved local development plan and public investment program for the current year 2025 of the Municipality of Bayambang, Pangasinan;

SECTION 4. Consistent with the covering Term Loan Agreement, Assignment of Deposit with Hold-out and Control Agreement of applicable portion of National Tax Allocation (NTA) and other local revenues, contract, deeds and assignment and such other agreements as may be entered into by the Municipality in connection with the borrowing, the features, terms and conditions shall be as follows and are hereby approved:

- | | | |
|----------|---|---|
| Borrower | : | Municipality of Bayambang, Pangasinan |
| Amount | : | Up to Three Hundred Eight Million Pesos (P308,000,000.00)), or 100% of the Total Project Cost (TPC), or Winning Bid Price, or the Appraised Value rendered by the LGU's Appraisal Committee, whichever is lowest. |
| Purpose | : | To finance the following projects: <ul style="list-style-type: none"> • To finance the construction of Bayambang Polytechnic College (BPC) Building I with Design and Build Scheme <ul style="list-style-type: none"> Up to P293.00 Million or winning bid, whichever is lower. • To finance the acquisition of 66,515 square meter lot to be used as project site of the Bayambang Polytechnic College (BPC) Building I with Design and Build Scheme <ul style="list-style-type: none"> Up to 15.00 Million or the Appraised Value rendered by the LGU's Appraisal Committee, whichever is lower |
| Term | : | Fifteen (15) years, inclusive of three (3) years grace period on principal payments. |

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- Manner of Payment : Principal payable in 48 quarterly installments to commence at the end of 13th quarter from date of initial drawdown.
- Interest Rate : Variable, based on the prevailing rate at the time of drawdown, reviewable and payable quarterly to commence at the end of the 1st quarter from date of initial drawdown. Gross Receipt Tax (GRT) shall be for the account of the LGU.
- Collateral/Guarantee/Security : 1. Continuing Deed of Assignment on deposits maintained with DBP with hold-out equivalent to three (3) monthly amortizations until the loan is fully paid.
2. Contractor's All Risk Insurance (CARI) shall be obtained based on the estimated cost of the project when completed. After completion of the project, appropriate insurance coverage based on Appraised Value shall be placed through the Government Service Insurance System (GSIS) and the policy shall be endorsed in favor of DBP.
- Fees : 1. Front-end Fee – waived
2. Commitment Fee – waived
3. Extension Fee – waived
4. Default Charge – 24% p.a.
5. Prepayment penalty of 3% of the amount to be prepaid is waived, except in case of loan take-out by other Bank

SECTION 5. That such 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 which makes the loan a statutory obligation of the Municipality.

SECTION 6. The Municipality shall execute the Loan Agreements, Promissory Notes, and other documents thereto, and specifically stating that the obligations of the Municipality thereunder, as well as the terms and conditions thereof, shall be valid and binding on the Municipality and shall not be subject to recall by the Sanggunian for the whole term of the loan, regardless of any change in composition.

SECTION 7. The continuing assignment of the applicable portion of the Municipality's NTA and local revenues in favor of DBP shall be until the loan is fully paid.



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SECTION 8. The Municipality shall include appropriation for debt-servicing in the Municipality's annual budget in accordance with the Local Government Code until the loan is fully paid.

SECTION 9. The Municipality will not incur additional obligation/indebtedness without DBP's prior consent.

SECTION 10. Pursuant to the provisions of Sections 2 and 3 of Republic Act No. 1405 and other laws relating to the secrecy of bank deposits, the Municipality waives its rights to confidentiality of information by authorizing DBP, the lending/trustee bank and all banks or financial institutions with which the Municipality has transactions to disclose to the Bangko Sentral ng Pilipinas (BSP) all information pertaining to deposits, investments, loans, or other transactions including the history or status of dealings with said banks or financial institutions and for the BSP to make all inquiries as may be necessary regarding the same. The BSP is likewise authorized to disclose and share any such information furnished or obtained from said banks or financial institutions to the Department of Finance in relation to the performance by said Department of its functions;

SECTION 11. The Municipality hereby appropriates the entire proceeds of the borrowing exclusively to finance the construction of Acquisition of Lot for the Construction of Bayambang Polytechnic College (BPC) Building and Construction (Design and Build Scheme) of Bayambang Polytechnic College (BPC) Building I and other financial obligations relative thereto;

SECTION 12. Any Ordinance or parts thereof, inconsistent with this enactment is hereby repealed or amended accordingly;

SECTION 13. This Ordinance shall take effect upon its publication and compliance with all procedures required under Republic Act No. 7160 or otherwise known as the Local Government Code of 1991. For its validity, including the affixation of signatures of the Sangguniang Bayan members, in concurrence thereto, composing of at least a majority thereof, out of the total of Seven (7) Sangguniang Bayan members, two (2) Ex-Officio members with the Acting Municipal Vice Mayor, and Acting Municipal Mayor, on all pages of this Ordinance;

RESOLVED FURTHER, that copies of this Ordinance be furnished the Honorable Mayor, the Municipal Accountant, the Municipal Internal Auditor, the DBP, and the Bangko Sentral ng Pilipinas for their information and appropriate action.

ENACTED this 1st day of September, 2025 at the Municipality of Bayambang, Pangasinan.

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WE CONCUR:
 SANGGUNIANG BAYAN MEMBERS

HON. JOSE S. RAMOS
 Sangguniang Bayan Member

HON. GERARDO DC. FLORES
 Sangguniang Bayan Member

HON. LEREX T. TERRADO, RCE
 Sangguniang Bayan Member

HON. LEVINSON NESSUS M. UY
 Sangguniang Bayan Member

HON. JOCELYN S. ESPEJO
 Sangguniang Bayan Member

HON. RAYMUND C. CAMACHO
 Sangguniang Bayan Member

HON. RHYAN P. DE VERA
 Sangguniang Bayan Member

HON. RODELITO F. BAUTISTA
 Sangguniang Bayan Member
 Vice President, OIC-Liga ng mga Barangay
 Ex-Officio Member

HON. JOHN ROY S. JALAC
 Sangguniang Bayan Member
 President, SK Federation
 Ex-Officio Member

Certified correct:

JOEL V. CAMACHO
 Secretary to the Sanggunian

ATTESTED:

HON. JAN NAZER DAVID B. JUNIO
 Acting Municipal Vice Mayor

APPROVED:

Date: September 8, 2025

HON. IAN CAMILLE C. SABANGAN, DPA
 Acting Municipal Mayor

