ORDINANCE NO. 05-073

AN ORDINANCE AUTHORIZING THE CITY MAYOR HON. ATTY. JAIMER R. FRESNEDIL TO ALLOCATE FUNDS IN THE AMOUNT OF TWO HUNDRED SEVENTY FIVE THOUSAND PESOS (P275,000.00) TO BE TAKEN FROM THE CALAMITY FUND UNDER THE 2005 EXECUTIVE BUDGET AS FINANCIAL ASSISTANCE FOR THE REHABILITATION AND RELIEF OF THE FISHCAGE OPERATORS AFFECTED BY THE FISH KILL INCIDENT IN BARANGAY TUNASAN, MUNTINLUPA CITY.

Sponsored by:
Hon. Mario E. Bulay, Jr.
Hon. Ma. Luisa Babaran-Echavez, M.D.
Hon. Francis Ian T. Bagatsing
Hon. Allan Rey A. Camilon
Hon. Atty. Raul R. Corro
Hon. Melchor R. Teves
Hon. Allen F. Ampaya
Hon. Kevin B. Delgado
Hon. Atty. Icasiano M. dela Rea
Hon. Elmer S. Espeleta
Hon. Marissa Cole-Rongavilla
Hon. Lucio B. Constantino
Hon. Joselito V. Arevalo
Hon. Artemio A. Simundac
Hon. Christian Glenn D. Lorica

WHEREAS, Section 458 (a) (1) (iv) of the Local Government Code of 1991 states that the Sangguniang Panglungsod, as the legislative body of the city, shall enact ordinances, xxx and appropriate funds for the general welfare of the city and its inhabitants xxx and shall:

"(f) (iv) adopt measures to protect the inhabitants of the city from the harmful effects of man-made or natural disasters and calamities, and to provide relief services and assistance for victims during and in the aftermath of said disasters or calamities and their return to productive livelihood following said events."

WHEREAS, on November 5, 2005 there were fifty five (55) fish cage operators and legitimate members of Fisheries and Aquatic Resources Management Council (FARMC) who availed of the "stock now pay later plan" of the Bureau of Fisheries and Aquatic Resources (BFAR) were affected by the fish kill along the bay area of Barangay Tunasan, Muntinlupa City resulting into a total loss of approximately 33 tons of fish;
WHEREAS, results of the findings of the Laguna Lake Development Authority (LLDA) revealed that there was an extensive growth of water hyacinths in the area, some were even in the process of decay. This resulted into oxygen depletion, as well as, the presence of domestic and industrial pollutants affecting the water quality of the lake that triggered the fish kill;

WHEREAS, under the “stock now pay later plan” of the Bureau of Fisheries and Aquatic Resources in coordination with the Lake Management Office (LMO) as the implementing arm, the BFAR have agreed to grant a debt relief and to provide new stocks of fingerlings to the affected fish cage operators under the same scheme;

WHEREAS, the bay area along Barangay Tunasan affected by the fish kill incident has been declared as in a state of calamity as a precondition of the use of a calamity fund for undertaking disaster activities including relief, reconstruction, rehabilitation, and other works and services and to implement measures that will mitigate or prevent the occurrence of calamity in the City of Muntinlupa;

WHEREAS, the Lake Management Office (LMO) of the City and the President of FARMC has submitted a certified copy of the list of operators of fish cage in coordination with the Barangay Chairman of Tunasan, affected by the fish kill incident;

WHEREAS, the amount of Five Thousand Pesos (P5,000.00) each shall be given to the fish cage operators affected by the fish kill incident;

WHEREAS, there is an available fund from the Calamity Fund under the 2005 Executive Budget of the City;

NOW, THEREFORE, BE IT ENACTED, by the Members of the Sangguniang Panlungsod in session assembled to authorized the City Mayor Hon. Atty. Jaime R. Fresnedi to allocate funds in the amount of Two Hundred Seventy Five Thousand Pesos (P275,000.00) to be taken from the Calamity Funds under the 2005 Executive Budget as financial assistance for the rehabilitation and relief of the fish cage operators affected by the fish kill incident in Barangay Tunasan, Muntinlupa City.

APPROVED, by the Fourth (4th) Sangguniang Panlungsod of Muntinlupa this 12th day of December, 2005, on its 12th Special Session.
CONCURRED:

ATTY. RAUL R. CORRO  
Councilor

ELMER S. ESPELETA  
Councilor

ALLAN REY A. CAMILON  
Councilor

FRANCIS IAN T. BAGATSING  
Councilor

MA. LUISA BABARAN-ECHAVEZ, M.D.  
Councilor

MARISSA COLE-RONGAVILLA  
Councilor

MELCHOR R. TEVES  
Councilor

LUCIO B. CONSTANTINO  
Councilor

ALLEN F. AMPAYA  
Councilor

MAMERTO T. SEVILLA, JR.  
Councilor

KEVIN B. DELGADO  
Councilor

JOSELITO V. AREVALO  
Councilor

ATTY. ICASIANO M. DELA REA  
Councilor

MARIO E. BULAY, JR.  
Councilor

ARTEMIO A. SIMUNDAC  
Sectoral Representative  
President, Federation of  
Sangguniang Kabataan

ABSENT:

CHRISTIAN GLENN D. LORICA  
Sectoral Representative  
President, Federation of  
Sangguniang Kabataan

BAL NIEFES  
Councilor

RENE CARL S. CAYETANO  
Councilor
I HEREBY CERTIFY, as to the correctness of the foregoing Ordinance.

CECILIA C. LAZARTE
Secretary
Sangguniang Panlungsod

ATTESTED:

ALDRIN L. SAN PEDRO
City Vice Mayor, Presiding Officer

APPROVED:

ATTY. JAIME R. PRESNEDI
City Mayor
Date: _____________

PBS, JR.