ORDINANCE NO. 14-069

AN ORDINANCE GRANTING AUTHORITY TO THE CITY MAYOR TO ENTER INTO CONTRACTS INVOLVING INFRASTRUCTURE PROJECTS WITH AN AMOUNT OF ONE MILLION FIVE HUNDRED THOUSAND PESOS (PHP1,500,000.00) AND BELOW.

Hon. Coun. Atty. Raul R. Corro
Hon. Coun. Bal Niefes
Hon. Coun. Louisito A. Arciaga
Hon. Coun. Ringo A. Teves
Hon. Coun. Margarita Amythyst Patdu-Labios, MD
Hon. Coun. Alexander B. Diaz
Hon. Coun. Luvi P. Constantino
Hon. Coun. Engr. Neptali S. Santiago
Hon. Coun. Elmer S. Espeleta
Hon. Coun. Rafael T. Sevilla
Hon. Coun. Vergel C. Ulanday
Hon. Robert P. Baes
Hon. Coun. Robert A. Abas

WHEREAS, Chapter 2, Section 16, of the Republic Act No. 7160, otherwise known as the New Local Government Code of 1991, provides that, "every Local Government Unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotions on the general welfare. Xxx";

WHEREAS, Rule IX, Article 47 of the Rules and Regulations Implementing the Local Government Code of 1991, provides that, "xxx no contract may be entered into by the Local Chief Executive in behalf of the Local Government Unit without prior authorization by the Sanggunian concerned";

WHEREAS, Rule XV, Article 86, (b)(1)(vi) of Rules and Regulations, Implementing the Local Government Code of 1991, provides that, "the City Mayor shall represent the city in all its business transactions and sign in its behalf all bonds, contracts, and obligations and such other documents upon authority of the Sangguniarg Panlungsod or pursuant to law or ordinances";

WHEREAS, Republic Act No. 9184, otherwise known as the Government Procurement Reform Act, states that, "xxx authorizes the Bids and Awards Committee (BAC) to conduct competitive bidding in the procurement of infrastructure projects among others";
WHEREAS, pursuant to Section 76 of RA. 9184 states that, "any other Law, Presidential Decree or issuance of Executive Order, letter of Instruction, Administrative Order, Proclamation, Charter, Rules or Regulations and/or parts thereof contrary to or inconsistent with the provisions of this Act is hereby repealed, modified or amended accordingly";

WHEREAS, to further enhance transparency and accountability the City Mayor shall submit to the Sangguniang Panlungsod the Construction Agreement in compliance to the provisions of Republic Act No. 7160;

NOW, THEREFORE, BE IT ORDAINED, AS IT IS HEREBY ORDAINED, by the 7th Sangguniang Panlungsod of Muntinlupa, in session assemble that:

SECTION 1. Title - This ordinance shall be known as, "an ordinance granting authority to the City Mayor to enter into contracts involving infrastructure projects with an amount of One Million Five Hundred Thousand Pesos (Php1,500,000.00) and below".

SECTION 2. Splitting - No splitting or phasing of any infrastructure projects is authorized under this ordinance.

SECTION 3. This ordinance shall cover contracts to be entered into by the City Government involving infrastructure projects with an amount of One Million Five Hundred Pesos (Php1,500,000.00) and below.

SECTION 4. Separability Clause – If for any reason or reasons any part or provisions of this ordinance shall be held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 5. Repealing Clause. All previous ordinances inconsistent with this ordinance shall be deemed repealed or modified accordingly.

SECTION 6. Effectivity Clause – This ordinance shall take effect upon its approval.

ADOPTED, by the 7th Sangguniang Panlungsod of Muntinlupa, this 18th day of August, 2014, on its 49th Regular Session.
Sangguniang Panglungsod

Ordinance No. 14-069

CONCURRED:

DISTRICT I:

COUN. ATTY. RAUL R. CORRO
Member

COUN. ATTY. PATRICIO L. BONCAYAO, JR.
Member

COUN. BAL NIEFES
Member

COUN. LOUISITO A. ARCIAGA
Member

COUN. MARGARITA AMYTHYST PATDU-LABIOS, MD
Member

COUN. RINGO A. TEVES
Member

COUN. ALEXANDER B. DIAZ
Member

DISTRICT II:

COUN. MA. DHESSIREE G. AREVALO
Member

COUN. LUVI P. CONSTANTINO
Member

COUN. ELMER S. ESPELETA
Member

COUN. RAFAEL T. SEVILLA
Member

COUN. VERGEL C. ULANDAY
Member

COUN. ROBERT A. ABAS
Member

COUN. ROBERT P. BAES
Member

ABSENT:

COUN. ENGR. NEPTALI S. SANTIAGO
Member

COUN. STEPHANIE G. TEVES
Member
Ordinance No. 14-069

COUN. CELSO C. DIOKO
Sectoral Representative
President
Association of Barangay Captains

I HEREBY CERTIFY, as to the correctness of the foregoing Ordinance.

CECILIA C. LAZARTE
Secretary

ATTESTED:

ARTEMIO A. SIMUNDAC
City Vice-Mayor/Presiding Officer

APPROVED:

ATTY. JAIME R. FRESNEDI
City Mayor
Date: AUG 27 2014

Norie/7th SP