ORDINANCE NO. 17-128

AN ORDINANCE AMENDING SECTIONS 1, 2, 7 AND 8 OF ORDINANCE NO. 15-136, ENTITLED, “AN ORDINANCE ESTABLISHING THE JOINT RESOURCES FINANCING PROGRAM TO BE FUNDED FROM THE GENERAL FUND OF THE CITY OF MUNTINLUPA UNDER THE SPECIAL PROJECTS AND PROGRAMS OF THE OFFICE OF THE CITY MAYOR”.

Sponsored by:
Hon. Coun. Bal Niefes
Hon. Coun. Stephanie G. Teves
Hon. Coun. Allan Rey A. Camilon
Hon. Coun. Ringo A. Teves
Hon. Coun. Louisito A. Arciaga
Hon. Coun. Alexander Diaz
Hon. Coun. Ibee Rhia Arciaga-Tadefa
Hon. Coun. Christine May A. Abas
Hon. Coun. Marissa Cole-Rongavilla
Hon. Coun. Mark Lester M. Baes
Hon. Coun. Lucio B. Constantino
Hon. Coun. Rafael T. Sevilla
Hon. Coun. Victor L. Ulanday
Hon. Coun. Grace B. Gonzaga
Hon. Coun. Walter A. Arcilla – ABC

WHEREAS, Section 16, of Republic Act 7160, otherwise known as the New Local Government Code of 1991, provides that, “local government units 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 of the general welfare xxx enhance economic prosperity and social justice promote full employment their residents, xxx.”;

WHEREAS, Article 391 of Rules and Regulations Implementing the Local Government Code of 1991, states that, “the proceeds from the share of Local Government Units (LGU) referred to in Article 385 of this Rule shall be appropriated by their respective sanggunian to finance local development and livelihood projects, xxx.”;

WHEREAS, on September 7, 2015, the Sangguniang Panlungsod of enacted Ordinance No. 15-136 as amended by Ordinance No. 16-036 enacted on December 13, 2016;

NOW THEREFORE, BE IT ORDAINED AS IT IS HEREBY ORDAINED, by the 8th Sangguniang Panlungsod of Muntinlupa in Session Assembled that:

SECTION 1. Title - This Ordinance shall be known as “An Ordinance Amending Sections 1, 2, 7 And 8 Of Ordinance No. 15-136, Entitled, “An Ordinance Establishing The Joint Resources Financing Program To Be Funded From The General Fun Of The City Of Muntinlupa Under The Special Projects And Programs Of The Office Of The City Mayor”.
SECTION 2. Section 1 of Ordinance No. 16-038 read as follows:

Section 1. Title – An ordinance amending Section 2 and 8 of Ordinance No. 15-136, entitled, an ordinance establishing the Joint Resources Financing Program to be funded from the General Fund of the City of Muntinlupa under the Special Projects and Programs of the Office of the City Mayor.

AND NOW SHALL BE READ AS FOLLOWS:

Section 1. Title - This ordinance shall be known as “An ordinance amending Section 2 and Section 8 of Ordinance No. 15-136, entitled, “An ordinance establishing the Joint Resources Financing Program-Tulong Negosyo to be funded from the General Fund of the City of Muntinlupa under the Special Projects and Programs of the Office of the City Mayor”.

SECTION 3. Section 2 of Ordinance No. 16-038 read as follows:

1. Grace Period – refers to the period covering thirty (30) days after due date.
2. XXXXX;
3. Business Plan – a document that describes a business current status and plans. It applies for loanable amount of the following:
   - Php2,000.00 to Php49,999.00 without interest and miscellaneous fee.
   - Php50,000.00 to 100,000.00 without interest, but with miscellaneous fee of 2% to be deducted from the approved loanable amount.
4. Team Leader – refers to the leader appointed by the members of the group that will act as coordinator in the area.
5. Xx;

SHALL NOW BE READ AND AMENDED AS FOLLOWS:

1) Grace Period – refers to the period covering thirty (30) days from date of the release of the loan.
2) Borrower – refers to a bonafide resident and voter of Muntinlupa City under the following category:
   a. Who is going to start up a business with appropriate training on entrepreneurship conducted by private or government agencies;
   b. Entrepreneurship earning low income with capitalization of Php5,000.00 to Php100,000.00;
   c. Entrepreneurship earning high income with capitalization Two Hundred Thousand Pesos (Php200,000.00) to Three Hundred Thousand Pesos (Php300,000.00);
3) **Business Plan** – a document that describes a business current status and plan. It applies for the following loanable amount:

   a. Two Thousand Pesos (Php2,000.00 to Php29,999.99) without interest and miscellaneous fee;
   b. Thirty Thousand Pesos (Php30,000.00) to Forty Nine Thousand Nine Hundred Ninety Nine Pesos and 99/100 (Php49,999.99) without interest and Miscellaneous fee but shall issue post dated checks;
   c. Fifty Thousand Pesos (Php50,000.00) to One Hundred Thousand Pesos (Php100,000.00) without interest but with miscellaneous fee of 2% to be deducted from the approved loan and shall issue post dated checks;
   d. One Hundred One Thousand Pesos (Php101,000.00) to One Hundred Fifty Thousand (Php150,000.00) without interest but with miscellaneous fee of 5% to be deducted from the approved loan and shall issue post dated checks;

4) **Volunteer Leader** – refers to the leader appointed by the members of the group who will act as coordinator in the area and collects the weekly loan amortizations from the borrowers for remittance to the supervisor.

5) **Loanable Amount** – refers to the amount of loan the client can borrow based on the amount of money invested in his business.

**SECTION 4.** Section 7 of Ordinance No. 16-038 read as follows:

   Section 7. Revolving Fund – collection from the loans given by the program shall be treated as revolving fund with a separate depository account which will be disbursed in accordance with separate guidelines to be issued by the Joint Resources Financing Program (JRFP) subject to the approval of the Office of the City Mayor in accordance with the existing accounting and auditing rules and regulations.

   SHALL NOW BE READ AND AMENDED AS FOLLOWS:

   Section 7. Trust Fund – The Joint Resource Financing Program-Tulong Negosyo sa Munti to be funded from the General Fund of the City of Muntinlupa under the Special Projects and Programs of the Office of the City Mayor shall be placed under a Trust Fund. Guidelines for the efficient administration and operation of trust account shall be issued by the Office of the City Mayor in accordance with the existing accounting and auditing rules and regulations.

   All collection representing loan payments, fees, penalties and surcharges pertaining to Joint Resource Financing Program-Tulong sa Munti shall form part of the Trust Fund.
SECTION 5. Section 8 of Ordinance No. 15-136 as amended by Section 3 of Ordinance No. 16-038 read as follows:

Section 8. Mode of Payment/Term and Condition of the Loan
- The borrower shall pay the loan amount depend on the category of loan which shall be indicated in the loan agreement. The payments for loan of Thirty Thousand Pesos (Php30,000.00) to One Hundred Thousand Pesos (Php100,000.00) the borrower shall issue a post dated check.

SHALL NOW BE READ AND AMENDED AS FOLLOWS:

Section 8. Terms and Condition of the loan – There shall be payable as determined by the Loan Category specified in the Loan Agreement. Similarly, depending on the amount of the loan, payments by postdated checks to be issued by the borrower are required.

SECTION 5. 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 6. Repealing Clause. All previous ordinances inconsistent with this ordinance shall be deemed repealed or modified accordingly.

ENACTED, by the 8th Sangguniang Panlungsod of Muntinlupa this 4th day of December, 2017, on its 58th Regular Session.

CONCURRED:

DISTRICT I:

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

COUN. STEPHANIE G. TEVES
Member

COUN. ALEXANDER B. DIAZ
Member

COUN. BAL NIEFES
Member

COUN. ALLAN REY A. CAMILON
Member

COUN. LOUISITO A. ARCIGA
Member

COUN. RINGO A. TEVES
Member
Sangguniang Panlungsod

Page 5
Ordinance No. 17-128

COUN. IVEE RHIA A. TADEFA
Member

COUN. MA. DHESIREE G. AREVALO
Member

COUN. MARISSA C. RONGAVILLA
Member

COUN. LUCIO B. CONSTANTINO
Member

COUN. VICTOR L. ULANDAY
Member

COUN. CHRISTINE MAY A. ABAS
Member

COUN. MARK LESTER M. BAES
Member

COUN. RAFAEL T. SEVILLA
Member

COUN. GRACE B. GONZAGA
Member

COUN. WALTER A. ARCILLA
Sectoral Representative
President
League of Barangay Captains

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

CECILIA C. LAZARTE
Secretary to the Sanggunian

ATTESTED:
CELSO Q. DIOKO
City Vice-Mayor/Presiding Officer

APPROVED:
ATTY. JAIME R. FRESNEDIL
City Mayor

Date: 22 DEC 2017

Norie/8th SP