ORDINANCE 2021-208

AN ORDINANCE APPROVING THE LOCAL DISASTER RISK REDUCTION AND MANAGEMENT (LDRRM) FUND INVESTMENT PLAN CONTAINING THE PROGRAM FOR THE PORTION OF UNEXPENDED BALANCE OF THE LOCAL DISASTER RISK REDUCTION AND MANAGEMENT (LDRRM) SPECIAL TRUST FUND (STF) FOR THE YEAR 2020 IN THE AMOUNT OF THREE HUNDRED FIFTY-EIGHT MILLION EIGHT HUNDRED TWENTY-THREE THOUSAND ONE HUNDRED THIRTY-TWO PESOS AND NINETY-FIVE CENTAVOS (PhP358,823,132.95) **************************************

Hon. Coun. Alexson V. Diaz
Hon. Coun. Paty Katy C. Boncayao
Hon. Coun. Louisito A. Arciaga
Hon. Coun. Allan Rey A. Camilon
Hon. Coun. Ting Niefes
Hon. Coun. Ivey Rhia A. Tadefa
Hon. Coun. Engr. Marissa C. Rongavilla
Hon. Coun. Francis Ian T. Bagatsing
Hon. Coun. Mark Lester M. Baes
Hon. Coun. Engr. Arlene D. Hilapo
Hon. Coun. Cornelio M. Martinez

WHEREAS, Section 16 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, provides that, "every Local Government Unit (LGU) shall exercise 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 promotion of the general welfare;"

WHEREAS, Section 2(I) of the Philippine Disaster Risk Reduction and Management Act of 2010 (R.A. No. 10121) declares that, "it is the policy of the State to recognize and strengthen the capacity of the LGUs and communities in mitigating and preparing for, responding to, and recovering from the impact of disasters,"

WHEREAS, Section 21 of R.A. No 10121 provides that, "the creation of the local calamity fund known as the Local Disaster Risk Reduction and Management Fund (LDRRMF) to support disaster risk management activities. Further, the unexpended LDRRMF shall accrue to a special trust fund solely to support said activities within the next five (5) years";
WHEREAS, President Rodrigo Roa Duterte issued Proclamation Nos. 922 and 929, series of 2020 declaring a State of Public Health Emergency and State of Calamity respectively, throughout the Philippines in view of the spread of the Coronavirus Disease (Covid-19);

WHEREAS, the Congress through the "Bayanihan to Heal as One Act" (R.A. No. 11469) declared a State of National Emergency over the entire country to respond efficiently to the crisis brought by the pandemic. Under Section 4(g) thereof, the President is empowered to ensure that all LGUs are acting within the letter and spirit;

WHEREAS, the Department of Budget and Management (DBM) issued the Local Budget Circular (LBC) No. 124, s. 2020 to provide guidelines on the provision of funds by the Local Government Units (LGUs) to address the COVID-19 situation including the allocation and utilization of the LDRRMF;

WHEREAS, paragraph 2.5.6 of Department of Budget and Management (DBM) LBC No. 2020-124 pursuant to Section 21 of R.A. No. 10121 and its Implementing Rules and Regulations (IRR), Commission on Audit (COA) Circular No 2012-002, and National Disaster Risk Reduction and Management Council-Department of Budget and Management-Department of Interior and Local Government (DILG) Joint Memorandum Circular (NDRRMC-DBM-DILG JMC) No. 2013-01, states that, "the unexpended balances of the LDRRMF that accrued to the special trust fund pursuant to Section 21 of R.A. No. 10121 may be used to address the disaster response requirements of the COVID-19 emergency, among other purposes sanctioned by law, provided that the same is consistent with the approved LDRRM Plan as incorporated in the Annual Investment Plan (AIP)";

WHEREAS, paragraph 65 of the NDRRMC-DBM-DILG JMC No. 2013-01 provides that, "the unexpended balances of the LDRRMF may be released and utilized for new expenditure items as approved by the local Sanggunian and Local Chief Executive upon recommendation of the Local Disaster Reduction and Management Office (LDRRMO)";

WHEREAS, the LDRRMO through a letter addressed to the City Mayor dated 8 February 2021, recommended a portion of available balance of the LDRRM Special Trust Fund (STF) as of 2020 amounting to Three Hundred Fifty Eight Million Eight Hundred Twenty Three Thousand One Hundred Thirty-Two Pesos And Ninety-Five Centavos (PhP358,823,132.95) be utilized for: Disaster Preparedness Programs; Training Program; Office equipment; enhancement and improvement of DRRM facilities; provision of supplies for production of face mask and maintenance of IT equipment; other Maintenance and Operating Expenses for Covid-19 disease outbreak programs and activities; Information and Communication Technology; supply/delivery and installation of materials for the establishment of additional/rehabilitation of command centers and; printing and publication of multi-hazard IEC;
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WHEREAS, due to exigency and the necessity to follow health protocols for the prevention of the COVID-19, the programs contained in the LDRRM Fund Investment Plan, were presented to and approved by the members of the Local DRRM Council, convened through a public hearing called by the City Council on February 18, 2021 where the majority of the Local DRRM Council participated through tele-conferencing;

BE IT ENACTED, by the 9th Sangguniang Panlungsod to approve the local DRRM fund investment plan containing the program for the portion of unexpended balance of the Local Disaster Risk Reduction and Management (LDRRM) Special Trust Fund (STF) for the year 2020 in the amount of Three Hundred Fifty-Eight Million Eight Hundred Twenty-Three Thousand One Hundred Thirty-Two Pesos and Ninety-Five Centavos (php358,823,132.95).

ENACTED, by the 9th Sangguniang Panlungsod of Muntinlupa, this 22nd day of February, 2021, on its 85th Regular Session.

CONCURRED:

DISTRICT 1:

COUN. ATTY. RAUL R. CORRO
Member

COUN. PATY KATY C. BONCAYAO
Member

COUN. ALLAN REY A. CAMILON
Member

COUN. STEPHANIE G. TEVES
Member

(ABSENT)

DISTRICT 2:

COUN. ALEXSON V. DIAZ
Member

COUN. LOUISITO A. ARCmA
Member

COUN. TING NIEFES
Member

COUN. IVEE RHIA A. TADEFA
Member

COUN. ENGR. MARISSA C. RONGAVILLA
Member

COUN. FRANCIS IAN T. BAGATSING
Member

COUN. MARK LESTER M. BAES
Member
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COUN. MA. DESIREE G. AREVALO
Member

COUN. ENGR. MAUERTO T. SEVILLA, JR.
Member

COUN. ENGR. ARLENE D. HILAPO
Member

COUN. CORNELIO M. MARTINEZ
Member

(ABSENT)
COUN. WALTER A. ARCILLA
President
Sectoral Representative
Association of Barangay Chairman

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

CECILIA C. LAZARTE
Secretary to the Sanggunian

ATTESTED:
ARTEMIO A. SIMUNDAC
City Vice-Mayor/Presiding Officer

APPROVED:
ATTY. JAIME R. FRESNEDI
City Mayor
Date: 24 FEB 2021.