



PAMAHALAANG BAYAN NG TAYTAY

TANGGAPAN NG SANGGUNIANG BAYAN

**EXCERPT FROM THE SPECIAL SESSION OF THE
SANGGUNIANG BAYAN, TAYTAY, RIZAL, HELD ON
DECEMBER 19, 2001 AT THE SESSION HALL,
MUNICIPAL BUILDING, TAYTAY, RIZAL**

PRESENT:

Hon. Fernando R. Cabitac Jr.	- Vice Mayor/Presiding Officer
Hon. Janet DL. Mercado	- Councilor
Hon. Sharon B. De Leon	- "
Hon. Joselito T. Calderon	- "
Hon. Anastacio V. Alcantara	- "
Hon. Arturo R. Valle	- "
Hon. Pochollo A. Esguerra	- "
Hon. Aldin B. Gatapia	- "
Hon. Reggie Lynn R. Gonzaga	- "
Hon. Andres C. Cruz, Jr	- ABC.President
Hon. Archie R. Calderon	- SK.President

SPONSORED BY: ALL SANGGUNIANG BAYAN MEMBERS

ORDINANCE NO. 36

**AN ORDINANCE AUTHORIZING THE BOND FLOTATION OF
THE MUNICIPAL GOVERNMENT OF TAYTAY IN THE AMOUNT
NOT EXCEEDING ONE HUNDRED TWENTY MILLION
(PhP 120,000,000.00) UNDER THE TERMS AND CONDITIONS
HEREIN SET TO FUND THE CONSTRUCTION AND
DEVELOPMENT OF THE NEW TAYTAY TOWN CENTER AND
FURTHER AUTHORIZING THE MAYOR TO NEGOTIATE, SIGN
AND EXECUTE CONTRACTS OR AGREEMENTS PERTINENTS
THERE TO**

BE IT ENACTED by the Sangguniang Bayan of the Municipal Government
of Taytay, in session assembled that:

Section 1. The Mayor, in representation of the Municipal
Government of Taytay, hereinafter referred to as the MUNICIPALITY, is
hereby authorized to issue and float "Bonds" 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 development and

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construction of Taytay Town Center. In this connection, the Mayor shall have the full power and authority to represent the Municipality in negotiating the terms and conditions for the said "Bonds" and in signing, executing and delivering such agreements contracts, deeds, papers and documents as may be necessary and proper for the full and total implementation of the authority herein granted.

Section 2. Unless otherwise provided in the covering construction and development contract, trust indenture, deed of assignment, mortgage contracts, and such other agreements as may be entered into by the Municipality in connection with the flotation of the "Bonds" the features, terms and conditions of the bond flotation shall be as follows, and are hereby approved with the corresponding projects for which the proceeds shall be utilized.

2.1 Bonds

Issuer	:	Municipal Government of Taytay
Bond Name/Label	:	Taytay Municipal Bonds
Amount	:	PhP120,000,000.00 in staggered amounts as allowed by the financial capacity of the Municipality
Issue	:	Registered local government bonds of the Municipal Government of Taytay.
Purpose	:	Construction and Development of the New Taytay Town Center
Offering Price	:	100% of face value
Term	:	Up to seven (7) years from issue date
Form	:	Registered
Denomination	:	P1,000.00; P10,000.00; P100,000.00; P1,000,000.00
Medium of Sale	:	1. Public Offering
		2. Private Placement
		3. Direct payment to suppliers, contractor, and/or project developers/proponents.

Manner of Payment

Interest : **Semi-annual payment.**

Principal : **Balloon/Amortized principal repayment at the end of the seventh year from Issue Date and/or principal payment amortized over seven years.**

Interest Rate

:Interest shall be floating based on the weighted Average of the 182-day Philippine Treasury Bill ("T-Bill") rate, plus a spread of not more than three percent (3%) per annum or at fixed rate, whichever is preferable at issue date.

The issue may include provisions on the use of an alternative base rate in computing interest to reflect true market conditions during the lifetime of the bonds.

Collateral Guarantee/security

: Proceeds from the revenues of the projects, project improvements, and facilities funded by proceeds of the bond, and assignment of Internal Revenue Allotment (IRA).

Trustee and Fiscal Agent

Any government bank to be designated by the the Mayor to act as the fiscal agent, handle the sinking fund, act as fund manager, transfer agent and paying agent.

Trustee Fee

: Up to ½ of 1% per annum

Underwriter

Any government or private financial institution Licensed to undertake underwriting of securities As allowed under Philippines laws.

Underwriting Fee

: One time fee chargeable to developers, Proponents, contractors, or investors of the project.

Guarantor

: LGU Guarantee Corporation

Guarantee Fee

: One time fee chargeable to developers, Proponents, contractors, or investors of the project.

Section 3. The Mayor is hereby authorized to designate a government depository bank to act as trustee of fiscal agent for the Bonds, and sign and execute a Trust Indenture and Deed of Assignment relative to the flotation of the bond and designation of the said bank in a form and substance to be ratified by the Municipal Council.

Section 4. The Municipality hereby appropriates the entire proceeds of the bonds, upon its successful issue, exclusively to finance the priority project identified under Section 2.1 and pay for financial advisory fee and trustee fee and other financial obligations relative thereto.

Section 5. The Municipality shall appropriate such amount as may be necessary to fund the sinking fund that will be created through the appointed trustee bank in the Municipality's annual budget. It shall further

appropriate a portion of the Internal Revenue Allotment (IRA) and the share of the Municipality from gross revenue collection of the National Government to guarantee the redemption/repayment of the Bonds, such monies forming part of the aforesaid sinking fund. In connection therewith, the Mayor is authorized to cause the assignment in favor of the trustee bank of any collections due to the Municipality from its Internal Revenue Allotment from the Department of Budget and Management.

Section 6. The Municipality shall appoint any government or private institution or any duly licensed underwriter to be the underwriter of the Bonds and for this purpose the Mayor is hereby authorized to negotiate, sign, and execute and underwriting agreement with the said underwriter in such form and substance to be ratified by the Council.

Section 7. The Mayor is hereby authorized to designate the LGU Guarantee Corporation to specifically extend guarantee on the Bonds and for this purpose the Mayor is likewise authorized to negotiate, sign, and execute any contract or agreement with the LGU Guarantee Corporation pertinent to the bond flotation in such form and substance to be ratified by the Council.

Section 8. The Mayor is hereby authorized to conduct public bidding on the awarding of the project to be funded through Bond Flotation either on a design and construct-basis or construct basis with the developer/contractors to be paid either in the form of the Bonds and/or cash proceeds from the bonds sale. The procedure of such bidding shall be done in accordance with applicable Philippines Laws usual auditing and accounting rules and regulations and such other rules and procedures which the Mayor may deem necessary in the implementation of the Municipal Government of Taytay Bond Flotation. The Municipal Treasurer shall issue the corresponding Certificate of Funds Availability out of the proceeds of the Bond Flotation

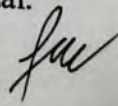
Section 9. The Mayor is hereby authorized to sign such other contracts or agreement necessary and related to the implementation of Bond Flotation, subject to the ratification of the same by the Council.

Section 10. This Ordinance shall take effect upon its approval.

SO ORDAINED.

RESOLVED FURTHER, that copies of this Ordinance be furnished all authorities, for their information and appropriate action.

UNANIMOUSLY APPROVED, this 19th day of December, 2001, at the Session Hall of the Municipal Building, Taytay, Rizal.

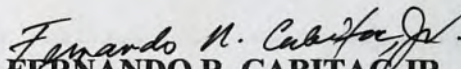


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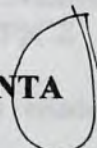
I HEREBY CERTIFY, to the correctness of the foregoing Ordinance which was duly approved by the Sangguniang Bayan of Taytay during Special Session held on the 19th day of December, 2001.;


NOLI G. DEL ROSARIO
Secretary to the Sangguniang Bayan

ATTESTED AND CERTIFIED TO BE DULY
ENACTED BY HIS HONOR


HON. FERNANDO R. CABITAC JR.
Vice Mayor/Presiding Officer

APPROVED BY HIS HONOR
THE MUNICIPAL MAYOR


HON. JUNE V. ZAPANTA
Municipal Mayor

GENERAL SERVICES OFFICE

Traveling
Repair of Gov't Vehicle

TOTAL