



Office of the Sangguniang Panlungsod

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5TH SANGGUNIANG PANLUNGSOD

CITY ORDINANCE NO. 15, S. 2020

SECTION 1. Title. This ordinance shall be known as “AN ORDINANCE AMENDING SECTION 1 AND 2 OF CITY ORDINANCE NO 006, S 2015, REGULATING THE USE OF THE GOVERNMENT FACILITIES OF THE CITY OF BAYBAY FOR PUBLIC AND PRIVATE PURPOSES, AND FIXING ITS RENTAL.”

PREFATORY STATEMENT

WHEREAS, the continuous growth of the city of Baybay corresponds with the extension of services of its various facilities to address the concerns of the constituents.

WHEREAS, there is a need to amend the previous ordinance to specify inclusion of facility and manner of its utilization.

WHEREFORE, on motion of Honorable Atty. Jose Rommel A. Peñaranda, and duly seconded by Honorable Dominador K. Murillo.

BE IT ORDAINED, by the 5th Sangguniang Panlungsod, City of Baybay at its 12th regular session assembled on March 19, 2020, as hereby is adopted, to wit:

CITY ORDINANCE NO. 15, S. 2020

SECTION 1. Title. This ordinance shall be known as “AN ORDINANCE AMENDING SECTION 1 AND 2 OF CITY ORDINANCE NO 006, S 2015, REGULATING THE USE OF THE GOVERNMENT FACILITIES OF THE CITY OF BAYBAY FOR PUBLIC AND PRIVATE PURPOSES, AND FIXING ITS RENTAL.”

SECTION 2. The proposed amendments:

From: Section 1. The following are the city government facilities for purposes of this Ordinance.

- a. Baybay City Plaza Stage and Premises
- b. Gymnasium
- c. Legislative function Rooms
- d. Legislative Auditorium
- e. Legislative Canteen
- f. Legislative Session Hall
- g. Stalls at the Public Plaza
- h. Athletic Grounds/Oval
- i. Swimming Pool & cottages
- j. Badminton Courts

To: Section 1. The following are the city government facilities for purposes of this Ordinance.

- a. Baybay City Plaza Stage and Premises
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- c. Legislative function Rooms
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- g. Stalls at the Public Plaza
- h. Athletic Grounds/Oval
- i. Swimming Pool & cottages
- j. Badminton Courts
- k. **Coaster**
- l. **Women's Activity Center**
- m. **Dormitory at the Training Center**
- n. **Tractor**
- o. **Poster/Ads Frames**
- p. **Tables and Chairs**
- q. **Tents**
- r. **Metal Baracade**
- s. **Trading Post**
- t. **Athletic Hall at the Grandstand**
- u. **Industrial Fan**

From: SECTION 2. the fixed rentals of the above facilities if used for private purposes are hereunder provided except the City Plaza Stage and its premises and Legislative Session Hall.

- a. For the **Gymnasium**, the amount of four Hundred Pesos (P400.00) per hour of use. Provided, that the maximum rental shall not exceed Two Thousand Five Pesos (2,500.00) per day.
- b. For the **Legislative Function Room**, the amount of Five Hundred Pesos (P500.00) per room for the first four (4) hours of use and an additional amount of One Hundred Pesos (P100.00) for every additional hour.
- c. For the **Legislative Auditorium**, the amount of Four Hundred Pesos (P400.00) per hour of use, the maximum rental shall not exceed Two Thousand Pesos (P2,000.00) per day.
- d. For the **Legislative Canteen**, the monthly rental shall be fixed at three Thousand Pesos (P3,000.00). The electric, water and telephone bills shall be at the sole account of the lessee. The City Mayor is authorized to enter into a lease contract with the present occupant of then subject to some conditions a herein a set forth of the ordinance.
- e. In order to maintain the symbolic stature and power of the **Legislative Session Hall**, it shall not be made available for lease or use to other person/entities regardless of its purpose except for extreme necessity as determined by the presiding officer and the council.
- f. For the **Stalls at the Plaza**, a monthly rental of One thousand five Hundred Pesos (P1,500.00) per stall shall be the initial rent for the first year of the contract. Thereafter, the city mayor thru its representative may increase the rent by not more than 10%. However, should the City mayor find it more beneficial to the city government to lease all stalls to a single individual or entity, he/she may do so provided a bidding among interested individual or entities shall be given

the contract and the highest bidder shall be given the contract of lease but in no case that the winning bid be less than One Thousand Five Hundred Pesos (P1,500.00) per stall. The City Mayor or his/her authorized representatives is further authorized to regulate the kind of business that the stall lessee may engage during the period of the contract of lease.

- g. For the **Athletic Grounds/Oval**, the amount of Four Hundred Pesos (P400.00) per hour, but not exceed Two Thousand Pesos (P2,000.00) per day.
- h. For the **Swimming Pool/Cottages**, the amount of Two Hundred Pesos (P200.00) per day of fraction thereof as rental for the cottages, while an entrance fee of Forty Pesos (P40.00) per head for adults and Ten Pesos (P10.00) for students be collected. However, during practice for athletic meets or tournaments, this will be free of charge provided, a letter request be made and duly approved by the city Mayor or his/her authorized representative.
- i. For the **Badminton Courts**, the amount of three Thousand Pesos (P3,000.00) per month. The electric, water and telephone bills shall be at the sole account of the lessee including the expenses for its installation. For this purpose, the City Mayor is authorized to enter into a lease contract with the present occupant of the Badminton Courts subject to some conditions a herein a set forth of the ordinance.

To: SECTION 2. the fixed rentals of the above facilities if used for private purposes are hereunder provided except the City Plaza Stage and its premises and Legislative Session Hall.

- a. For the Gymnasium **including the ceiling fan**, the amount of four Hundred Pesos (P400.00) per hour of use. Provided, that the maximum rental shall not exceed Two Thousand Five Pesos (2,500.00) per day.
- b. For the Legislative Function Room, the amount of Five Hundred Pesos (P500.00) per room for the first four (4) hours of use and an additional amount of One Hundred Pesos (P100.00) for every additional hour.
- c. For the Legislative Auditorium, the amount of Four Hundred Pesos (P400.00) per hour of use, the maximum rental shall not exceed Two Thousand Pesos (P2,000.00) per day.
- d. For the Legislative Canteen, the monthly rental shall be fixed at three Thousand Pesos (P3,000.00). The electric, water and telephone bills shall be at the sole account of the lessee. The City Mayor is authorized to enter into a lease contract with the present occupant of then subject to some conditions a herein a set forth of the ordinance.
- e. In order to maintain the symbolic stature and power of the Legislative Session Hall, it shall not be made available for lease or use to other person/entities regardless of its purpose except for extreme necessity as determined by the presiding officer and the council.
- f. For the Stalls at the Plaza, a monthly rental of One thousand five Hundred Pesos (P1,500.00) per stall shall be the initial rent for the first year of the contract. Thereafter, the city mayor thru its representative may increase the rent by not more than 10%. However, should the City mayor find it more beneficial to the city government to lease all stalls to a single individual or entity, he/she may do so provided a bidding among interested individual or entities shall be given the contract and the highest bidder shall be given the contract of lease but in no case that the winning bid be less than One Thousand Five Hundred Pesos (P1,500.00) per stall. The City Mayor or his/her authorized representatives is further authorized to regulate the kind of

business that the stall lessee may engage during the period of the contract of lease.

- g. For the Athletic Grounds/Oval, the amount of Four Hundred Pesos (P400.00) per hour, but not exceed Two Thousand Pesos (P2,000.00) per day.
- h. For the Swimming Pool/Cottages, the amount of Two Hundred Pesos (P200.00) per day of fraction thereof as rental for the cottages, while an entrance fee of Forty Pesos (P40.00) per head for adults and Ten Pesos (P10.00) for students be collected. However, during practice for athletic meets or tournaments, this will be free of charge provided, a letter request be made and duly approved by the city Mayor or his/her authorized representative.
- i. For the Badminton Courts, the amount of three Thousand Pesos (P3,000.00) per month. The electric, water and telephone bills shall be at the sole account of the lessee including the expenses for its installation. For this purpose, the City Mayor is authorized to enter into a lease contract with the present occupant of the Badminton Courts subject to some conditions a herein a set forth of the ordinance.
- j. Private individuals or groups may request for the use of the coaster for LGU- sponsored, accredited or recognized conventions, conferences, tourism, religious, sports events, historical and cultural events, and other similar purposes, subject to the approval of the City Mayor. Provided, however, that the requesting party shall shoulder the fuel expense for the use of the vehicle, and that, the vehicle shall not be brought outside of Leyte island, except for official purposes. Furthermore, the Tourism Office and the General Services Office (GSO) shall formulate the Implementing Rules and Regulations in the implementation thereof.**
- k. For the Women's Activity Center, the amount of Four Hundred Pesos (P400.00) per hour of use. Provided, that the maximum rental shall not exceed Two Thousand Five Pesos (P 2,500.00) per day.**
- l. For the Dormitory, the amount of Five Hundred Pesos (P 300.00) per night per person shall be charged.**
- m. For Tractor, the amount of Four Hundred Pesos (P 400.00) per hour of use.**
- v. For Poster/Ads Frames, the amount of Two Hundred Pesos (P 200.00) per area for a maximum of five (5) days.**
- w. For Tables and Chairs, the amount of Ten Pesos (P 10.00) per table and Three Pesos (P 3.00) per chair**
- x. For Tent, the amount of Four Hundred Pesos (P 400.00) per tent for a day's use. An additional amount of Two Hundred Pesos (P 200.00) per tent shall be charged for the succeeding days.**
- y. For Metal Baracade, the amount of Two Hundred Pesos (P 200.00) per baracade**
- n. For the Athletic Hall at the Grandstand, the amount of Four Hundred Pesos (P400.00) per hour of use. Provided, that the maximum rental shall not exceed Two Thousand Five Pesos (P 2,500.00) per day.**
- o. For the Industrial Fan, the amount of One Hundred Pesos (P100.00) per hour of use.**

SECTION 3. SEPARABILITY CLAUSE.

The provisions of this Ordinance are hereby declared separable and if any provision shall be held invalid, or unconstitutional, the remainder of the provisions hereof are not affected and shall remain valid and effective.

SECTION 4. REPEALING CLAUSE.

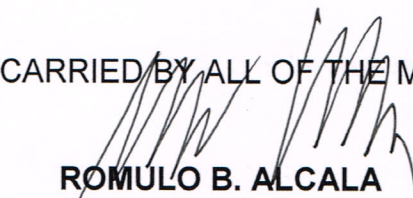
All ordinances, resolutions, rules and regulations inconsistent with or contrary to the provisions of this Ordinance are hereby repealed, amended or modified accordingly.

SECTION 5. EFFECTIVITY.

This Ordinance shall take effect 15 days upon its publication or after due compliance with all the requirements provided under R.A. 7160, otherwise known as the Local Government Code of 1991.

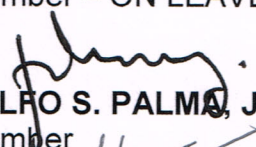
Enacted: March 19, 2020
Baybay City, Leyte, Philippines.

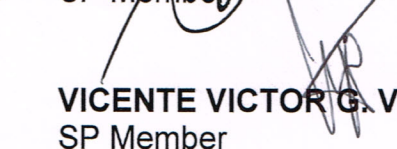
CARRIED BY ALL OF THE MEMBERS PRESENT:


ROMULO B. ALCALA
SP Member

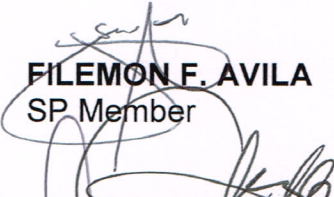
DR. FULTON IKE C. ARRADAZA
SP Member – ON LEAVE


EDGARDO R. OMPOY
SP Member


RODULFO S. PALMA, JR.
SP Member

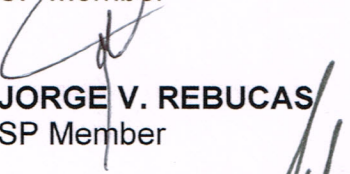

VICENTE VICTOR G. VELOSO
SP Member

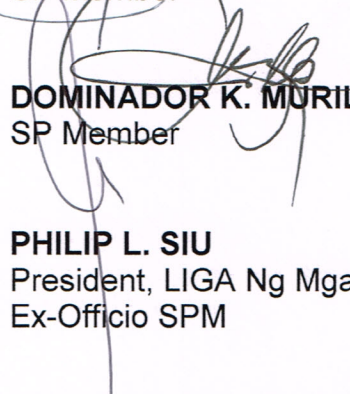

ARTURO ELISA O. ASTORGA
SP Member

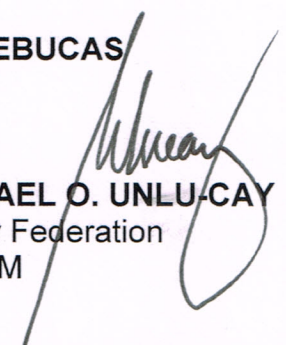

FILEMON F. AVILA
SP Member


ATTY. JOSE ROMMEL A. PEÑARANDA
SP Member


DOMINADOR K. MURILLO, D.M.
SP Member


JORGE V. REBUCAS
SP Member

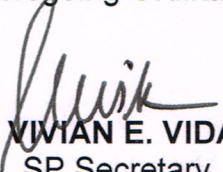

PHILIP L. SIU
President, LIGA Ng Mga Barangay
Ex-Officio SPM


MARK MICHAEL O. UNLU-CAY
SK Chair, City Federation
Ex-Officio SPM


RESOLVED FURTHER, that certified copies of this ORDINANCE be furnished to the City Mayor Honorable Jose Carlos L. Cari, City Administrator Deogracias E. Pernitez; City Legal Officer, Atty. Avito C. Cahig, Jr.; City Budget Officer, Raul Mabini; City Accountant Evelinda A. Oppus; City Treasurer Evelyn P. Relente, CLGOO Estela I. Creer, and to all other offices/agencies/entities concerned for their information, guidance and appropriate action.

CARRIED UNANIMOUSLY.

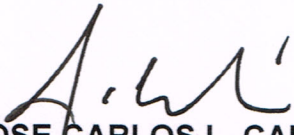
I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


ATTY. VIVIAN E. VIDALLON
SP Secretary

Attested & Certified True & Correct:


ATTY. ERNESTO M. BUTAWAN
City Vice Mayor, Presiding Officer

Approved by His Honor:


JOSE CARLOS L. CARI
City Mayor

Date Approved: 4/01/20