

Republic of the Philippines
Region IX
PROVINCE OF ZAMBOANGA SIBUGAY
Municipality of Buug
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OFFICE OF THE SANGGUNIANG BAYAN

Excerpt FROM THE MINUTES OF THE 4TH REGULAR SESSION OF THE SANGGUNIANG BAYAN NG BUUG ZAMBOANGA SIBUGAY HELD AT THE BARANGAY POBLACION SESSION HALL, BUUG, ZAMBOANGA SIBUGAY ON JULY 25, 2013 AT 10:15 IN THE MORNING

PRESENT:

HON. MARVIN JESSIE G. GAKO,

Municipal Vice Mayor/Presiding

Hon. Jessie R. Lagas,

Member

Hon. Sherwin R. Quintero,

Member

Hon. Roger T. Lu,

Member

Hon. Leo Jose L. Jumawan,

Member

Hon. Rocelo C. Curiba,

Member

Hon. Ceferino C. Puerto,

Member

Hon. Sonia B. Emorecha,

Member

Hon. Jerry R. Lagas,

Member, ABC President

Hon. Andres G. Sumpo,

IP Representative

ABSENT:

Hon. Emmanuel F. Becada,

Member, SKFP

LATE: (None)

MUNICIPAL ORDINANCE NO. 02-2013

AN ORDINANCE IMPOSING PAYMENT OF RENTAL FEES OF HEAVY EQUIPMENT OWNED BY THE MUNICIPAL GOVERNMENT OF BUUG, ZAMBOANGA SIBUGAY.

SECTION 1. Equipment owned by the Municipal Government of Buug, Zamboanga Sibugay may be allowed to be rented by any interested persons, private entities and other Government Agencies subject to payment of rentals in accordance with the following rates which shall be increased from time to time depending upon the prevailing rate of the Association of Carriers and Equipment Lessors (ACEL).

TYPE OF EQUIPMENT:

RENTAL RATE:

- | | | |
|---|---|-------------------|
| 1. Grader Model G930 (12Ton Cap.) | P | 3,000.00 per hour |
| 2. Excavator/Back Hoe ECZ10BLC (0.80 cum Bucket Cap.) | | 3,000.00 per hour |
| 3. Compactor SD100DC 10 Tonner | | 2,000.00 per hour |
| 4. Dump Truck # ISUZU 6 Wheeler (4 cu.m/trip) | P10.00 per cubic meter per km.
for plain road and P15.00 for rolling road. | |
| 5. Dump Truck # ISUZU 10 Wheeler (12cu.m/trip) | P15.00 per cubic meter per
km. for plain road and P20.00 for rollina road. | |

- | | |
|-------------------|--|
| 6. Back Hoe Small | 600.00 per hour |
| 7. Self Loader | 10,000.00 for 1 st 50
km. and 100 per succeeding km/hour |

SECTION 2. RULES & REGULATIONS

Equipment owned by the Municipal Government of Buug, Zamboanga Sibugay may be allowed to be rented by any interested persons, private entities and other Government Agencies subject to the following rules and regulations:

- a. **GRADER, BACKHOE AND COMPACTOR:** The Lessee shall shoulder all costs on fuel, oil and lubricants of the equipment, bear the cost of mobilization of the leased equipment to the jobsites and return these to the Municipal Motorpool and will pay fifty (50%) percent of the total cost before any equipment is dispatched. The remaining balance will be paid after the job has been done.
- b. **DUMPTRUCK:** Fuel, oil and lubricants shall be shouldered by the Lessor (LGU BUUG). The computations of rental shall be per cubic meter per kilometer;
- c. **SELF LOADER:** Fuel, oil and lubricants shall be shouldered by the Lessor (LGU BUUG);
- d. The equipment shall be operated by Local Government Unit (LGU) Buug duly authorized heavy equipment operator and drivers only employed and authorized by the Municipal Government of Buug;
- e. That the lease contract shall be executed between Municipal Engineer, the Municipal Mayor and Lessee (borrower) fifty percent (50%) of the rental cost estimated for the duration of the lease contract be paid to the Municipal Treasurer before the equipment is dispatched. Balance shall be paid upon termination of the lease contract;
- f. That the lease contract shall commence when the equipment leaves the Municipal Motorpool and terminate upon return of the said equipment at the motorpool;
- g. The Driver/Operator/Truckman/Assistant salary shall be shouldered by the LESSOR (LGU-BUUG);
- h. The Lessee shall inform the Lessor on his request one week before for document preparation and scheduling of equipment;
- i. The Contractor (Borrower) shall pay two (2) hours guaranteed standby time for all equipment per day if the equipment is A1 condition.

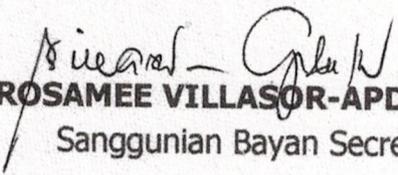
- j. For Saturdays and Sundays equipment is prioritized for Barangay use and Monday to Friday for Contractor's use however, in case of manmade or natural calamity, the equipment could be pulled out by the Local Government Unit of Buug;
- k. That the Municipal Government of Buug, Zamboanga Sibugay shall have the right to terminate the contract upon written notice to the lessee for the following reasons:
 - 1. When at the lessor's opinion, continued operation will result in accelerated damage to the equipment and accessories;
 - 2. When the lessee has violated any provisions of the rental contract and due to non-payment of the rental fees, however, the cost of returning the equipment and accessories to the yard of the lessor shall be for account of the lessee. The lessee shall bear the cost of mobilization of the leased equipment to the jobsite return thereof;
- l. When the requesting party is a barangay government, a farmer's association, duly accredited organization within the Municipality of Buug the use of needed equipment, the Lessee shall pay twenty five percent (25%) of the standard rental rates. PROVIDED that the requesting party, shall shoulder the expenses for fuel and oil and lubricant. There must be a written request stating the purpose and must be approved by the Municipal Mayor;
- m. The administration, management and monitoring of all leased municipal equipment shall be under the Municipal Engineer's Office/Mayor's Office;
- n. All income derived from the rental shall be properly receipted and shall be disbursed in accordance with the existing Accounting and COA Rules and Regulations.
- o. The Municipal Engineer's Office shall determine the road condition whether rolling or plain;
- p. All heavy Equipments must not be sub-leased;
- q. Any lessee who violates or in any way connive with official or employee purposely to take advantage any provision of this Ordinance shall be forever banned from availing the services of LGU owned equipment.

Section 3. Penal Clause. Any Municipal Official or employee found violating any provisions/rules and regulations of this Ordinance shall be subject to administrative, criminal and civil liabilities;

Section 4. Repealing Clause. All Municipal Ordinances, Resolutions or Executive issuance inconsistent herewith are hereby repealed accordingly.

Section 5. Effectivity. This Ordinance shall take effect immediately upon compliance of the requisite publications and posting as required by Law.

I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


ROSAMEE VILLASOR-APDUHAN
Sanggunian Bayan Secretary

ATTESTED:


HON. MARVIN JESSIE G. GAKO
Municipal Vice-Mayor/Presiding

APPROVED:


HON. JONAM R. LAGAS
Municipal Mayor