



*Agenda for 173rd meeting of
Municipal Corporation Chandigarh*

Date : 25.11.2011

Time : 11.00 a.m.

Venue : *Assembly Hall,*

Municipal Corporation

New Deluxe Building, Sector -17E,

Chandigarh – 160017

AGENDA ITEM NO. 1

Subject: Confirmation of the minutes of 172nd meeting of the General House held on 07.10.2011 at 11.00 a.m. in the Assembly Hall of the MC, Chandigarh.

AGENDA ITEM NO. 2

Question/Answer

Question No.1 by Sh. Jatinder Bhatia, Councillor

Question No.2 by Sh. Pardeep Chhabra, Councillor

**Question No.3 by Brig. Kuldeep Singh Chandpuri (Retd.),
Councillor**

AGENDA ITEM NO. 3

Subject: Action taken by Municipal Corporation Chandigarh on the directions issued by the Hon'ble High Court of Punjab & Haryana dated 11.3.2011 in LPA No. 249 of 2010 Sanawar Montessori School Versus Chandigarh Administration & Ors.

The General House of Municipal Corporation, Chandigarh in its 169th meeting held on 29.7.2011 resolved as under in the case titled as Sanawar Montessori School Versus Chandigarh Administration & Ors. pending in the Hon'ble High Court of Punjab and Haryana with regard to LPA No. 249 of 2010:

“The House considered and resolved that the present system be continued as it is working smoothly and based on the provisions under Punjab Municipal Corporation Act, 1976 (As extended to U.T. Chandigarh) and pilot project of Government of India under Central Pollution Control Board.”

During the hearing of the case on 19th September, 2011, the Hon'ble High Court of Punjab and Haryana passed the following orders:

“On 23.8.2011, we have expressed our opinion with regard to the action taken by the Municipal Corporation, Chandigarh – respondent No.2. It was concluded that the reasons given in the action taken report were not consistent with the view taken by the Division Bench on 11.3.2011.

It has also been brought to our notice that huge population in Sector 24, 25 and 38 and other nearby sectors suffers a stinking smell on account of the dump created at Dadu Majra. It is not only inconvenient but a health hazard and some effective steps are required to be taken by respondent No.s 1 and 3.

Mr. Sanjay Kaushal, learned counsel for respondent Nos. 1 and 3 and Mr. Sanjiv Ghai, learned counsel for respondent No.2 have stated that the resolutions which have been passed by the Municipal Corporation on the basis of the Sanitation Committee Report are yet to be considered by the Chandigarh Administration and some time would be required to do the needful. Mr. Kaushal also states that stinking smell spreads in the areas of Sectors 24, 25 and 38 Chandigarh and as such necessary steps in this direction would also be taken. In view of above, we grant four weeks time to do the needful so that the Chandigarh Administration may rightly make a claim to be best in the area.”

After the directions issued by Hon'ble High Court on dated 19.9.2011, the matter was discussed in detail in a meeting on 14.10.2011 in the office of Home Secretary-cum- Secretary Local Government, Chandigarh Administration at the level of higher officers of Municipal Corporation,

Chandigarh and Chandigarh Administration. Thereafter the Home Secretary-cum-Secretary Local Govt. Chandigarh Administration vide memo No. PS/HS/2011/18681 dated 18.10.2011 issued directions to the Commissioner, Municipal Corporation, Chandigarh which are reproduced as under:

“The matter was discussed at length with the Ld. Senior Standing Counsel in your presence, and also that of Mayor, Municipal Corporation, Joint Secretary Local Government and Secretary Finance and the Codification and Publication Officer. The Senior Standing Counsel apprised the officers about the various directions issued by the Hon’ble High court and also apprised that the resolution of the Municipal Corporation has not found favour with the Hon’ble High Court. He suggested that in order to comply with the various directions of the Hon’ble High Court especially the directions issued vide order dated 11.3.2011, a pilot project should be initiated for one sector to start with, for door to door collection of garbage.

After detailed deliberations, as decided in the said meeting, you are requested to initiate a pilot project for door to door collection of garbage in one sector. A compliance report of this letter may be submitted.”

It is proposed that Sector 22 may be selected for the pilot project for door to door collection of garbage as this Sector is centrally located Sector and solid waste of mixed composition is collected from this Sector i.e. residential waste, commercial waste and hotel waste etc.

There will be monthly expenditure of Rs.6.00 lacs approximately for lifting of door to door garbage in the said Sector in case the work is executed by the Municipal Corporation. 9 No. of tractor trolleys along with driver/ POL/ manpower/ repair will be required i.e. 8 for inner areas (2 trolleys for each Sub Sector A, B, C & D) of Sector 22 and 1 for outer roads/ market. At present we are hiring tractor trolleys along with driver/ POL/ manpower/ repair @ Rs.2150/- per day 8 hours per tractor trolley. Tenders will be floated for hiring tractor trolleys.

The matter is placed before the General House of the Municipal Corporation, Chandigarh for its consideration and directions please.

M.O.H.

AGENDA ITEM NO. 4

Subject: Extension of outsourcing of manpower through service providers for sanitation work.

An agenda was placed before the General House in its 171st meeting held on 28.09.2011 for extension of contract for following manpower engaged through service providers:-

| Sr. No. | Name of firm (M/s) | No. of workers to be deployed |
|----------------|--|--------------------------------------|
| 1. | Millennium Manpower Chandigarh | 230 Safaikaramcharies |
| 2. | Decent Security & House Keeping Services, Chandigarh | 230 Safaikaramcharies |
| 3. | Modern Manpower, Chandigarh | 230 Safaikaramcharies |
| 4. | Millennium Manpower Chandigarh | 121 workers of various categories : |
| | | Sanitary Inspector 18 |
| | | Drivers 33 |
| | | Butchers 16 |
| | | Cattle Catcher 25 |
| | | Plumber 01 |
| | | Helper 01 |
| | | Dog catcher 10 |
| | | Electrician 01 |
| | | Security Guard 16 |

The General House in its 171st meeting held on 28.09.2011 has resolved as under:-

“The House considered and resolved that the proposal to extend the contract for outsourcing of manpower through service providers for sanitation work up to 31.10.2011, be and is hereby approved”.

It is worthwhile to mention here that tenders were floated in e-tendering format through website; <https://etenders.chd.nic.in> w.e.f. 04.08.2011 and in response to which only four bids were received, which were examined by the sub-committee/committee constituted for technical evaluation. After evaluation, only two contractors were found qualified. Whereas, as per Clause 5 of the important instructions of the tender document that *'in case of Safaikaramcharies, there will be three contractors and each contractor will supply not more than 230 Safaikaramcharies'*.

In view of the above, the tender was rejected and the process of re-tendering is under consideration, which will take some time. As the period of contract expired on 31.10.2011, the worthy Mayor, M.C., Chandigarh has approved the proposal for ex-post facto extension of the contract of the existing firms for three months i.e. 01.11.2011 to 31.01.2012.

Therefore, the matter is placed before the General House of Municipal Corporation, Chandigarh for ex-post facto approval to grant extension of the present contract for further three months i.e. from 01.11.2011 to 31.01.2012 or till the time the tender is finalized, whichever is earlier.

The agenda is placed before the General House of Municipal Corporation, Chandigarh for consideration and approval please.

M.O.H.

M.C.C.