

**MINUTES OF 169TH MEETING THE MUNICIPAL CORPORATION CHANDIGARH
HELD ON 29.07.2011 AT 11.00 A.M. IN THE ASSEMBLY HALL OF THE MUNICIPAL
CORPORATION, CHANDIGARH.**

The following were present:

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| 1. | Sh. Ravinder Pal Singh | Mayor |
| 2. | Smt. Purna Puri, IAS | Commissioner |
| 3. | Smt. Sheela Devi | Dy. Mayor |
| 4. | Brig. K.S.Chandpuri (Retd.) | Councillor |
| 5. | Dr. Neelam Malik | Councillor |
| 6. | Sh. M. P. S. Chawla | Councillor |
| 7. | Dr. A.P. Sanwaria | Councillor |
| 8. | Ar. P.K. Mukherjee | Councillor |
| 9. | Dr. Amrit Bolaria | Councillor |
| 10. | Sh. Resham Chand Jakhu | Councillor |
| 11. | Dr. Pam Rajput | Councillor |
| 12. | Sh. Chander Mukhi Sharma | Councillor |
| 13. | Sh. Pardeep Chhabra | Councillor |
| 14. | Smt. Anu Chatrath | Councillor |
| 15. | Smt. Harjinder Kaur | Councillor |
| 16. | Sh. Manjit Singh | Councillor |
| 17. | Smt. Kamlesh | Councillor |
| 18. | Smt. Anju Beniwala | Councillor |
| 19. | Sh. Harphool Chand | Councillor |
| 20. | Sh. Jagjit Singh Kang | Councillor |
| 21. | Sh. Bhupinder Singh | Councillor |
| 22. | Sh. Rajesh Kumar Gupta | Councillor |
| 23. | Sh. Devinder Singh Babla | Councillor |
| 24. | Sh. Jatinder Bhatia | Councillor |

25.	Smt. Sarita Devi	Councillor
26.	Sh. Vijay Singh Rana	Councillor
27.	Sh. Ram Lal	Councillor
28.	Smt. Raj Kumari	Councillor
29.	Sh. Anil K Dubey	Councillor
30.	Smt. Sunita	Councillor
31.	Sh. Gurcharan Dass Kala	Councillor
32.	Sh. Sunil Bhatia, PCS	Additional Commissioner-I (Acting Secretary)

The following Officers also attended the meeting: -

1.	Sh. S.S. Bida	Chief Engineer
2.	Sh. Mukesh Anand	Superintending Engineer (B&R)
3.	Sh. R.C. Diwan	Superintending Engineer (P.H.)
4.	Dr. B.K. Salwan	Municipal Health Officer
5.	Sh. Amar Chand	Chief Accounts Officer
6.	Sh. Vishal Gupta	XEN Roads Divn. No.1
7.	Sh. Jai Pal Singh	XEN Roads Divn. No.2
8.	Sh. Arun Kansal	XEN (Horticulture)
9.	Sh. R.S.Ahluwalia	XEN (P.H. Divn.No.2)
10.	Sh. Anil Bansal	XEN (P.H. Divn.No.3)
11.	Sh. Gurpreet Singh	XEN (P.H. Div. No.4)

At the outset, the Secretary welcomed the Mayor, Councillors, Officers and the Media persons present in the meeting.

Sh. J.S. Kang pointed out that the agenda pertaining to swimming pool in Sector 39 has not so far been passed as assured by the Mayor in the last meeting.

The Mayor desired that the agenda pertaining to the swimming pool be placed before the House in the next meeting.

AGENDA ITEM NO. 1

Confirmation of the minutes of 168th meeting of the General House held on 23.6.2011 at 11.00 a.m. in the Assembly Hall of the MC, Chandigarh.

The Secretary placed agenda item No.1 for confirmation of the House.

Dr. A.P. Sanwaria pointed out that as mentioned at page No.7 of the minutes, the Mayor can reject the resolution moved by the Councillors subject to the conditions mentioned in the Regulation else. The resolution moved by the Councillors has to be discussed in the House.

The Mayor stated that the matter is already pending with the Chandigarh Administration. Moreover, the Corporation is not directly involved in the matter as neither does the land belong to the Corporation nor any official is involved in the process of allotment of booths. Therefore, the agenda pertaining to the booths can not be discussed in the House.

Smt. Harjinder Kaur said that it is a practice of the House that an agenda is moved, seconded by Councillors and then passed by majority. The Mayor being presiding officer of the House is not absolute authority for passing the agendas. A letter has been received from the office saying that nobody demanded votes on these agendas. She stated that it was wrong to suggest that all the members present in the House agreed to passing the resolutions in the previous House meeting. It is a misuse of power in case such information was sent to the Chandigarh Administration. She said, though there are differences of opinion in many agendas yet the procedure of passing the agendas by majority should be maintained. In the last meeting, even some of the nominated members were also of the view that agendas can not be passed like that. She said it was shocking that agendas have been mentioned as passed in the minutes despite the fact that none of the members heard the announcement of agenda items in the chaotic scenes that ensued in

the House meeting. So far as development agendas are concerned, the House may accord approval, even if it has not been placed before the House, but mentioning the agendas as passed in such manner is not good practice.

Sh. Chander Mukhi Sharma said that though he was not present in the last meeting, he has come across a letter addressed to the Home Secretary written by members of the opposition party saying that the agendas should not be considered as passed. He read the contents of the said letter and said that the opposition party is opposing passing of developmental agendas on the plea of an unrelated issue. He moved a resolution to condemn the attitude of the opposition party for opposing the development agendas.

At this there was a din in the House.

The Mayor said that a letter has been received from the Secretary Local Government in which it has been asked to take action on the letter written by some of the opposition Councillors. Keeping in view the letter written by some of the Councillors and respecting the democratic values, all the agendas mentioned passed in 168th meeting should not be considered passed and be placed before the House for approval in the next meeting.

At this, the members of the opposition started speaking together loudly.

Sh. Anil Dubey said that they are not against the developmental agendas, and that the important public issue of the booth scam is being wrapped up on flimsy grounds.

Sh. P.K. Mukherjee enquired that no information is coming forward on Public Disclosure Act. He also desired to have information on the accounts of the Corporation on the website. He stated that since the last 5 years he has been seeking the information about the Corporation paying Rs.16 lac every year to private firms for double entry system. He further said that he has come to know that the Chief Architect, U.T., Chandigarh has asked the Municipal

Corporation to make comprehensive plan for laying paver blocks in the city before spending more money for this purpose and a power point presentation has been prepared in this regard. He proposed that the Corporation should not spend money on laying paver blocks until a comprehensive plan is prepared.

The Additional Commissioner-I apprised that private firms are being engaged by inviting tenders and the Corporation is imparting training to its employees on double entry system and after 1st November, 2011 all the accounts will be available on double entry system. The backlog of the accounts will be integrated upto 30th November, 2011.

Smt. Harjinder Kaur said that she is the oldest member of the House along with Smt. Kamlesh and it has been practice during last 15 years that dignity of the Chair of Mayor and other has been maintained. There have been differences of opinion but it never happened between the Councillors and the Officers that such words have been used to downgrade the dignity of someone. Recently it has come to be known through newspapers that the Deputy Commissioner told some Councillors that he would be thrown out and that the Administrator was told that nobody listens to the Councillors. She stated that some JCB Machines have been parked in a park in Sector 34 for the last 1½ years which is an encroachment but in spite of her repeated requests to the officers no action has been taken. Recently when she approached Sh. Lalit Siwach, Secretary for the removal of these machines he told her not to talk to him. When she asked him to give it in writing he replied “who are you” and that also in the office of the Commissioner. She further said that the situation is that an officer replies in such manner to a woman Councillor and former Mayor and that this is a question of the dignity of whole House and it can not be tolerated anymore. The Secretary plays a pivotal role in the Corporation between the Councillors and other wings of the Corporation. She stated that Sh. Bhupinder Singh and Sh. Chander Mukhi Sharma, Councillors were also present

when this incident took place. When she telephonically talked to Sh. Bhupinder Singh and Sh. Chander Mukhi Sharma, they were of the view that anything can happen here.

Sh. Bhupinder Singh said that when Smt. Harjinder Kaur called him he did not comment on the misbehavior of the Secretary and asked her to talk to the Mayor. In the office of the Commissioner Sh. Lalit Siwach simply asked her to talk to the Commissioner.

Smt. Harjinder Kaur strongly objected to this and they both started leveling allegations on each other.

Sh. Chander Mukhi Sharma said that Smt. Harjinder Kaur also called him a day after the incident and said that she was so disturbed that she could not sleep the whole night and simply said that whatever happened was not right. He further said that he along with Sh. Bhupinder Singh were discussing some issues regarding the Road Committee with the Commissioner. It would have been proper if Smt. Harjinder Kaur had waited till completion of the discussion or would have come later, but she entered the room of the Commissioner and started discussing the matter with the Secretary. It was also a disregard to the dignity of the Councillors and insult of the persons already sitting there. He further said that she spoke to the Secretary regarding some machinery in a park in Sector-34 and the Secretary said that the machinery is so heavy that it cannot be removed immediately and that the concerned person has requested for 15 days time to remove the machinery. She started arguing with the Secretary and asked him to give in writing. At this the Secretary said, "Who are you" and asked her to talk to the Commissioner.

Smt. Harjinder Kaur admitted that she did not talk to the Commissioner as she was busy on telephone and therefore she addressed the Secretary to get the machinery removed from her sector which has been lying there for the last 1½ year. She further said that if such is the attitude of the officers then what to talk about the general public.

Sh. Bhupinder Singh and Smt. Harjinder Kaur engaged in heated arguments and leveled allegations on each other. At this other members of ruling and opposition party also joined them and started speaking loudly.

AGENDA ITEM NO. 2

Question/Answer

Question By Sh. Chander Mukhi Sharma, Councillor.

The Secretary placed agenda item No.2 for approval of the House.

Sh. Chander Mukhi Sharma said that the present Garbage Processing Plant was set up after approval of House and some of the members pointed out some problems but it was stated by the officers that Councillors are not technical experts. This plant was closed due to shortage of land for dumping ground, therefore, it was proposed to set up the Garbage Processing Plant and it was said that only the inert would go to the present dumping ground and other garbage would go to the processing plant for treatment. But for the last three years the nearby residents are complaining about the foul smell emanating from the Garbage Processing Plant. This issue has been raised and discussed at different forums but the problem still persists. The House constituted a committee which submitted its report and it was discussed in the House. The management did not install the machinery proposed to be installed there and as a result the security of the company was forfeited by the Commissioner under Clause 5.1 on 17.3.2010, but the said order was received in the office of the MOH on 19.3.2010. The Corporation could have encashed the bank guarantee amounting to Rs.1.16 crore the very next day, but the Company was favoured by providing time to approach the court against the order of the Commissioner for forfeiture of the security. He further pointed out that as per record supplied by the office it is surprising that the counsel of the Corporation did not contest the adjournment sought by the counsel of the petitioner and on some of dates he himself sought adjournment. Thereafter Sh. Rajiv Narain Raina, Advocate sent a letter dated 11.5.2011 showing his inability to continue to represent the Municipal Corporation, Chandigarh which shows

nexus at the ground level also. He stated that the Counsel of the Corporation Sh. Rajiv Narain Raina did not object to the adjournment sought by the counsel of the Company on pretext or the other thereby facilitating the JP Associates and now the advocate has resigned which casts aspersion on the conduct of the advocate and such advocate should be debarred to defend such cases. He desired that the House should pass a resolution that Sh. R.N. Raina, Advocate be debarred from the panel and he should not be given cases in future and Chandigarh Administration be intimated that he has caused loss of interest on Rs.1.16 crore which comes to lacs of rupees. He further pointed out that in reply to point No.8 of his question it has been mentioned that the machinery/equipments have not been installed as per agreement. It has also been mentioned that garbage was just passing through various stages but is not being processed. In reply of point No.9 regarding information on emission of Dioxin and Furan, it has been mentioned that no reply has been received from the CPCC, whereas CPCC has supplied information to him under RTI. For installation of the requisite equipment to minimize the pollution, the company says that it involves financial implications, but no action is being taken against the company despite the fact that the Secretary of Chandigarh Pollution Control Committee has been involved in this matter right from the beginning.

The Additional Commissioner-I apprised that the CPCC has sent the samples to the Central Pollution Control Board to check the presence of Dioxin and to inform its permissible limit.

Sh. Chander Mukhi Sharma handed over a letter to the Mayor along with report of WHO regarding side effects of Dioxin on human beings. He also read out the report of WHO according to which Dioxin & Furan directly affects the health of human beings and causes cancerous effects and has no safe permissible limits. He further said that the Secretary of CPCC is a member of Monitoring Committee since the inception of the Garbage Processing Plant and he is not cooperating as he has not attended any meeting of the Monitoring Committee. A British journal of cancer in its report says that the people residing within 7.5 k.m. radius of Garbage Processing Plant

are likely to get infected from several types of cancer and as per this report the whole city is being affected.

Smt. Harjinder Kaur said that there was a condition in the agreement that clearance from the pollution department has to be sought. She further said that all the basic requirements to set up the Garbage Processing Plant were ignored by the then officers and even the area Councillor was also not taken in confidence and the Mayor, Commissioner and officers visited Germany on the hospitality offered by the company and signed the MOU and the persons involved in this issue should be held responsible.

The House was adjourned for tea at 12.25 p.m. and reassembled at 1.00 p.m.

Resuming discussion on the question, Sh. Chander Mukhi Sharma said that in reply to point No.9, it has been mentioned that no reply has been received so far from CPCC whereas he has obtained information under RTI Act. He was of the view that the Adviser being Chairman of CPCC should be apprised about non-cooperation of the Secretary CPCC. As per the reply approximately 4498 M.T. of inert/ reject/ organic waste/ semi processed/ unprocessed garbage is being dumped at dumping ground per month which is the main cause of filling of dumping ground. Land has been allotted for the plant but there is no benefit to the residents of the city as the maximum garbage is being dumped in the dumping ground. The plant is emanating foul smell and we are looking for another site for dumping ground. The F & CC decided in its meeting held on 08.04.2010 that Chief Engineer will check the machinery installed at the plant and submit report, which has so far not been implemented. He further said that even the order of Hon'ble Supreme Court of India is being defied and order of DC is not being implemented.

Smt. Anu Chatrath said that all the Councillors are concerned with permanent solution for proper functioning of Garbage Processing Plant. But an SDE checked the plant and mentioned in his report that Ludhiana made machinery has been installed there whereas the House

was apprised that the machinery will be imported from Germany. As per direction of Hon'ble Supreme Court of India and keeping in view the health problems of the nearby residents, the Finance & Contract Committee in its meeting decided that MOU, agreement and DPR be handed over to the Chief Engineer, who will go through it and check the machinery installed at the plant and submit his report.

The Mayor said that after going through the reply of the office it is clear that there are deficiencies in the plant but the members should suggest next course of action.

At this many Councillors started speaking together loudly and there was din.

The Commissioner apprised the House that the then Commissioner on the basis of the report of Sh. Mohinder Bikram, XEN, first issued notice to the company for non-functioning of the plant as per agreement and then forfeited the performance security of the company on 17.03.2010. The company challenged the order and has obtained a stay order from the Court against the order of the Commissioner. The Corporation has filed appeal in the Hon'ble High Court against the stay order and the office is pursuing the matter.

The Mayor said that on request of Smt. Kamlesh he along with the Commissioner and other officers visited the plant and had a meeting with the representatives of M/s Jai Prakash Associates and pointed out the deficiencies in the plant. The management of the plant said that they are taking 300 tonne garbage and after processing, sending 70 tonnes to the dumping ground and they have assured to rectify the deficiencies by installing additional drier as a result of which the quantity of residue would be reduced upto 15% - 20% for which they have sought time upto 15.9.2011. He further said that when a group of Councillors visited Coimbatore recently, it was observed that the dumping ground is situated about 20-22 k.m. and there are different landfill sites for vegetables waste, animals waste and for residue of the plant, otherwise every garbage processing plant emanates foul smell.

Sh. Chander Mukhi Sharma and Smt. Harjinder Kaur were of the view that the main problem is segregation of garbage which should be taken care of as every type of garbage is being sent to the processing plant as a result the quantity of residue is higher. We have to ensure that inerts should not go to the processing plant and segregation of garbage should also be tried.

Smt. Amrit Bolaria said that the garbage processing plant was set up on the basis that it will manufacture pellets which will be supplied to the cement plant being set up by M/s Jai Parkash Associates, but at present pellets are not being manufactured. Now the solution of the foul smell and other problems being faced by the plant is to be found.

The Mayor suggested that a Committee consisting of Sh. Chander Mukhi Sharma, Smt. Kamlesh, Dr. Neelam Malik, Dr. Amrit Bolaria, Sh. Gurcharan Dass Kala, the Commissioner and he himself may be constituted which would visit the garbage processing plant and discuss the matter with the management and decide as to what changes can be made to improve the functioning of the plant.

Sh. P.K. Mukherjee said that the House has been taking many decisions but the said decisions are not implemented in letter and spirit. He enquired about the redressal for the general public in case of non-implementation of the decision of the House.

The Mayor announced that reply to the questions of Dr. A.P. Sanwaria, Sh. Pardeep Chhabra and Smt. Harjinder Kaur will be discussed in the next meeting of the House.

Sh. Pardeep Chhabra said that the reply of his question is not proper and it should be prepared again in detail.

Sh. Jatinder Bhatia enquired about his question. The Mayor replied that reply has already been sent which contains about 500 pages. It will also be taken up in the next meeting and only the main reply be supplied to the Councillors.

AGENDA ITEM NO. 3

Revised estimate for Entrance Hall, Multipurpose Hall Office, Kitchen Pantry and Handicapped Toilet, First Floor, Indoor Games, Gymnasium, Library, Book Store and Toilets in Community Centre Building, Sector 16, Chandigarh.

The Secretary placed agenda item No.3 for approval of the House.

Sh. P.K. Mukherjee said that this estimate was approved in the year 2008 for an amount of Rs.44.06 lac and now it has been revised to about Rs.85.00 lac which is almost double of the original estimate. He suggested that the House should not approve this estimate in as much as the building has already been constructed.

The S.E.(B&R) explained that the estimate was earlier prepared on the basis of Punjab CSR rates whereas now the rates of CPWD manual have been adopted by the Corporation as a result there is a huge difference of rates. Though the building is old there is provision of additions alterations in the existing building as per building plan approved by the Chief Architect of Chandigarh Administration.

Dr. A.P. Sanwaria said that there are number of community centres in the city and some of them are in a bad condition whereas about Rs.1.00 crore are going to be spent on this community centre. He enquired whether there is any policy for community centres and why the community centre of Sector 21 could not be renovated like this.

The Mayor said that it depends upon the area Councillor who pursue the matter with the Architecture Department and then the officers of the Corporation for preparation of estimates.

Smt. Anju Beniwal said that whenever Dr. A.P. Sanwaria approached her for any development work she always cooperated and will cooperate in future also for the development of her ward.

“The House considered & resolved that the revised estimate amounting to Rs.84.56 lac for entrance hall, multipurpose hall, office, kitchen pantry and handicapped toilet, first floor, indoor games, gymnasium, library, book store and toilets in Community Centre building, Sector 16, Chandigarh, be and is hereby approved.”

AGENDA ITEM NO. 4

Rough cost estimate for providing and laying stone wire crates under the bridges in N-Choe on V-4 and V-5 road in Sector 36, Chandigarh.

The Secretary placed agenda item No.4 for approval of the House.

“The House considered & resolved that the estimate amounting to Rs.36.58 lac for providing and laying stone wire crates under the bridges in N-Choe on V-4 and V-5 road in Sector 36, Chandigarh, be and is hereby approved.”

AGENDA ITEM NO. 5

RCE for Providing & laying 40mm thick bituminous concrete on Himalaya Marg from (Jn. 20 to Jn. 27), Sector 17 & 18 and (Jn. 27 & Jn. 34), Sector 21 & 22, Chandigarh.

The Secretary placed agenda item No.5 for approval of the House.

Smt. Kamlesh pointed out that it is the policy of the Government of India that contribution for ESI and EPF should also be deposited in the account of every labourer, but no such contribution is mentioned in the estimates prepared by the Corporation. She further pointed out that the Corporation is adopting dual policy regarding contractual and outsourcing persons. At one hand the Corporation pay EPF and ESI contribution to the contractor for the persons engaged through outsourcing whereas the persons engaged directly by the Corporation on contract are not paid EPF & ESI. As per CPWD manual only those contractors can participate who have ESI & EPF account number.

The Chief Engineer explained that the Contractors are registered with Labour Commissioner who has to pay EPF & ESI share, whereas labour cess is paid by the Corporation to the Labour Department. The payment of ESI & EPF can not be added in the estimates.

Sh. Pardeep Chhabra was of the view that office should examine the CPWD manual and if there is such provision then Corporation should also adopt it.

The S.E.(B&R) explained that the estimates are prepared on item rates and the rates include everything and the contractor has to make payment toward EPF & ESI in case he engages more than 20 labourers and it is his responsibility.

The Mayor said that the office should examine the issue as per guidelines of Government of India and CPWD manual and take action accordingly.

“The House considered & resolved that the estimate amounting to Rs.172.94 lac for providing and laying 40mm thick bituminous concrete on Himalaya Marg from (Jn. 20 to Jn. 27), Sector 17 & 18 and (Jn. 27 & Jn. 39), Sector 21 & 22, Chandigarh, be and is hereby approved.”

Sh. Gurcharan Dass Kala pointed out that nobody bothers to find out solution for disposal of dead animals. He further stated that he had to arrange the disposal of four dead animals in Manimajra by transporting them to the forest area of Saketri. He has been raising this issue since the last year but no action has so far been taken.

The Additional Commissioner-I apprised that matter has been taken up with the Chief Architect of Chandigarh Administration. Earlier the contract of Panchkula and Chandigarh was with the same person, who used to dispose off the dead animals in Panchkula but now the contractors are different and Panchkula Administration does not allow to dispose of the dead animals in their area. There is limited area of Chandigarh and uninhabited area is required for

disposal of dead animals. However efforts are being made to find out some land for this purpose. Moreover there is proposal of installation of incinerator for this purpose and one new technology for disposal of dead animals is being examined.

Sh. Gurcharan Dass Kala further said that the sanitary condition of Manimajra has worsened as the number of Safaikaramcharies has decreased from 128 to 60 as a result heaps of garbage can be seen everywhere.

The Additional Commissioner-I replied that office is going to engage Safaikaramcharies through outsourcing and after finalization 20 persons will be deputed in Manimajra. He further apprised that office bearers of the Safaikaramcharies' Union had forcibly included the names of some persons in the list of persons to be engaged through contractor as a result of which it has not been finalized.

Smt. Harjinder Kaur pointed out that when she checked the attendance register of Safaikaramcharies it was found that 27 persons were shown present in the attendance register whereas only 17 persons were physically present at the site. She had noted her remarks on the attendance register but no action has been taken.

Smt. Anu Chatrath said that the lift in the office of Corporation has not so far been made functional since 2009 as a result physically handicapped persons have to face difficulties while visiting the office.

AGENDA ITEM NO. 6

Non-Govt. Organizations for operation and maintenance of Gaushala Sector-45 and Maloya.

The Secretary placed agenda item No.6 for approval of the House and apprised the House that the office has proposed to give the Gaushalas of Sector-45 and Maloya to Non-Govt.

Organizations for which nominal lease money is to be fixed by the House. The terms and conditions will be prepared and placed before the House for approval.

“The House considered & resolved that the Gaushalas of Sector-45 and Maloya be leased out @ Re.1/- to Non-Govt. Organization or Registered Body for operation and maintenance.”

AGENDA ITEM NO. 7

RCE for Carpetting of V-3 road along with cycle track between Sector 33 & 34, Chandigarh.

The Secretary placed agenda item No.7 for approval of the House.

“The House considered & resolved that the estimate amounting to Rs.102.11 lac for Carpetting of V-3 road along with cycle track between Sector 33 & 34, Chandigarh, be and is hereby approved.”

AGENDA ITEM NO. 8

RCE for Providing and fixing paver blocks and carpeting of V-4 road, Sector 44, Chandigarh.

The Secretary placed agenda item No.8 for approval of the House.

“The House considered & resolved that the estimate amounting to Rs.77.43 lac for providing and fixing paver blocks and carpeting of V-4 road, Sector 44, Chandigarh, be and is hereby approved.”

AGENDA ITEM NO. 9

To consider and approve grant of permission/Licence to street vendors i.e. Cobbler (Mochi), Press Man, Cycle Mechanic, Tandoor Wala etc.,

The Secretary placed agenda item No.9 for approval of the House.

Sh. Pardeep Chhabra was of the view that the survey be got conducted again as many persons have been left out.

Sh. Devinder Singh Babla said that as soon as the people came to know about the survey, many cobblers and barbers have set up their working place on roads. He was of the view that limited persons be allowed to sit on the road side and their identity card should also be checked whether they belong to Chandigarh or not.

The Commissioner apprised that bill namely National Street Vendors-2009 which defines street vendor and includes various categories was received in this office for comments. The Chandigarh Administration asked the Municipal Corporation to get the preliminary survey done for estimation of number of street vendors. Once the bill is finalized action will be taken accordingly to issue photo identity cards to them.

“The House noted the proposal as it was for information only.”

The House adjourned for lunch at 2.15 p.m. and reassembled at 3.00 p.m.

AGENDA ITEM NO. 10

Recruitment to the posts of SDEs in Public Health/B&R/Electrical/ Building Branch.

The Secretary placed agenda item No.10 for approval of the House.

The Mayor apprised that there is a backlog of 832 posts to be filled up. Out of these about 250 posts will be filled up by promotion and rest of them by direct recruitment. Already, 2-3 meetings have been held with the Home Secretary, U.T., Chandigarh in this regard.

Smt. Anu Chatrath said that the Home Secretary had assured that rules will be finalized shortly and therefore she was of the view that approval of new rules be awaited so that the existing staff could be benefited.

“The House resolved that the backlog of posts lying vacant be filled up at the earliest as per existing rules.”

AGENDA ITEM NO. 11

Comprehensive Maintenance Contract for 3 No. Large Road Sweeping Machines Model Dulevo-5000 from 8.4.2011 onwards.

The Secretary placed agenda item No.11 for approval of the House.

The Mayor said that the working of the machines has been found to be proper and he was of the view that the agenda be passed.

However, Sh. M.P.S. Chawla and Dr. A.P. Sanwaria opposed the proposal.

The Additional Commissioner-I clarified that the spare parts of the machines are very expensive, therefore comprehensive maintenance contract has been proposed otherwise the office has to make payment for the cost of these parts in case annual maintenance contract is granted.

Sh. Manjit Singh said that the Sanitation Committee has already approved the proposal.

“The House considered and by majority resolved that the Comprehensive Maintenance Contract for 3 large Road Sweeping Machines Model Dulevo-5000 be and is hereby renewed for one year at total cost of Rs.32,74,020/- + Service Tax.”

Sh. Devinder Singh Babla said that MOH has not been given any powers and he has to approach the Additional Commissioner for every petty job.

The Commissioner clarified that as per notification of Chandigarh Administration, the administrative control of MOH has been given to Additional Commissioner. The matter has been referred to the Home Secretary for approval as the earlier notification was issued after approval of the Administrator.

The Mayor apprised that the Home Secretary is taking up the issue at the appropriate level and the matter would be finalized soon.

AGENDA ITEM NO. 12

Regularization of expenditure for the purchase of 3 Nos. of Large Mechanical Road Sweeping Machine Dulevo-5000.

The Secretary placed agenda item No.12 for approval of the House.

Sh. Chander Mukhi Sharma said that the matter was placed before the Sanitation Committee for approval and the Committee after examination has accorded its approval for regularization of excess expenditure amounting to Rs.17,85,427/-. However, the documents and information which he had demanded in the meeting of Sanitation Committee were supplied to him today morning, which are related to the purchase of these machines. He read out the questions and reply of the office for the information of the House. He said that this agenda was prepared in the year 2007 and brought before the House in the year 2008 after approval of the Commissioner on telephone. Moreover, the approval of the Mayor for placing the agenda in the House is not available with the office of MOH. He desired that detailed information be supplied to him.

“The House considered and resolved that the excess expenditure amount to Rs.17,85,427/- incurred for the purchase of Three large mechanical sweeping machines Dulevo-5000 be and is hereby regularized.”

Smt. Anu Chatrath and Smt. Harjinder Kaur started speaking loudly leveling different charges at each other and some of the Councillors also joined them and there was din in the House.

AGENDA ITEM NO. 13

Issuance of Gur to Safaikaramcharies.

The Secretary placed agenda item No.13 for approval of the House.

Sh. Jagjit Singh Kang, Gurcharan Dass Kala and Smt. Harjinder Kaur demanded that their proposal to provide 5 Kg. Gur to Safaikaramcharies be placed before the House.

Many Councillors started speaking together loudly and there was din in the House.

Dr. A.P. Sanwaria desired that the Safaikaramcharies on contract basis should also be provided Gur as they are also performing the same duties.

“The House considered and resolved that the proposal to provide 1 Kg Gur per month to each Safaikaramchari of MOH Wing be and is hereby approved.”

Sh. Jagjit Singh Kang desired that the draw of kiosks at night food street be done openly and fairly and list of rates of eatables be displayed at a conspicuous place.

The Mayor said that as per direction of the High Court these kiosks are proposed to be leased out at a rate of Rs.25,000/- per month by way of draw of lots.

Sh. Jatinder Bhatia said that in the terms and conditions already approved, it has been clearly mentioned that the rates of eatables should not be more than the prevailing rates in the markets of Sector-11, 14 & 16, but our officials never checked the rates at Night Food Street and they charged higher rates from the public.

Sh. Gurcharan Dass Kala said that some booths are built up in the Shivalik Garden at Manimajra, which are lying vacant for some time and desired that these booths should also be rented out.

AGENDA ITEM NO. 14

Regarding enhancement in the rate of Uniform.

The Secretary placed agenda item No.14 for approval of the House.

“The House considered and resolved that the proposal to provide uniform to Safaikaramcharies on the pattern and rate prevailing in the Punjab & Haryana High Court, be and is hereby approved.”

AGENDA ITEM NO. 15

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 Secretary placed agenda item No.15 for approval of the House.

The Mayor said that the Sanitation Committee has recommended that the present system be continued as it is 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 and the system is working smoothly.

“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.”

AGENDA ITEM NO. 16

Intimation of follow up action against M/s Uppal Housing Pvt. Ltd., Manimajra.

The Secretary placed agenda item No.16 for approval of the House.

The Mayor apprised that after repatriation of Sh. Kamlesh Kumar, HCS, the powers of Estate Officer were not delegated to any officer of the Corporation, therefore notice could not be issued to M/s Uppal Housing Pvt. Ltd. However it has come to know that the Administrator has accorded approval in the file and necessary orders will be issued shortly.

AGENDA ITEM NO. 17

Extension of outsourcing of manpower through service providers for sanitation work for the period 1.7.2011 to 31.8.2011.

The Secretary placed agenda item No.17 for approval of the House and said that the tendering process for outsourcing the manpower was started 1½ month ago but a notice was received that e-tendering should be done. Now all the technical formalities for e-tendering have been completed and e-tender has been floated, which would be finalized upto 31.8.2011. He requested that the present contract for outsourcing of manpower be extended upto 30.9.2011 or till the completion of the tendering process.

“The House considered and resolved that the present contract for outsourcing of manpower through service providers for sanitation work be and is hereby extended upto 30.09.2011 or till completion of e-tendering process whichever is earlier.”

Supplementary Agenda Item No. 1

RCE for providing and laying 40 mm thick bituminous concrete on Sarovar Path from (Jn. 28 to Jn. 35), Sector 20 & 21 and (Jn. 28 to Jn. 21) between Sector 18 & 19, Chandigarh.

The Secretary placed supplementary agenda item No.1 for approval of the House.

“The House considered & resolved that the estimate amounting to Rs.174.89 lac for providing and laying 40 mm thick bituminous concrete on Sarovar Path from (Jn. 28 to Jn. 35), Sector 20 & 21 and (Jn. 28 to Jn. 21) between Sector 18 & 19, Chandigarh, be and is hereby approved.”

Supplementary Agenda Item No. 2

Detail of Group ‘C’ & ‘D’ employee recruited in the Corporation Since 1996.

The Secretary placed supplementary agenda item No.2 for approval of the House.

Brig. K.S. Chandpuri (Retd.) said that the ex-servicemen are being deprived of their rights, which is evident from the fact that since 1996, 19 posts of group C & D, reserved for ex-servicemen, are still lying vacant whereas the posts meant for other categories have been filled up. He enquired about the reason for backlog of vacant posts. He further said that a soldier of army retires after rendering service of 15 years in young age of 32-33 years and they are being denied their rights. He further said that it was a clear case of discrimination and must be investigated.

The Mayor promised that the backlog of vacant posts meant for ex-servicemen would be filled up soon.

Supplementary Agenda Item No. 3

RCE for P/F 60 mm thick paver blocks on balance berms around parks and toe wall under existing railing in Sector 20-A, B & D, Chandigarh.

The Secretary placed supplementary agenda item No.3 for approval of the House.

Sh. Devinder Singh Babla pointed out that the work of paver blocks in Sector-28 has been stalled despite that estimates have been approved by the House. Similarly the work in a colony has been left incomplete.

The Chief Engineer apprised that a policy has been framed after getting it approved from the Road Committee. According to that policy a concrete path is to be constructed inside the parks and paver blocks are to be provided on the V-3, V-4, V-5 roads upto 6 feet.

“The House considered & resolved that the estimate amounting to Rs.46.37 lac for providing and fixing 60mm thick pave blocks on balance berms around parks and toe wall under existing railing in Sector 20-A, B & D, Chandigarh, be and is hereby approved.”

Supplementary Agenda Item No. 4

Inquiry report regarding illegal road cut & unauthorized lying of cables in Sector 33 & 34, Chandigarh.

The Secretary placed supplementary agenda item No.4 for information of the House.

Sh. Chander Mukhi Sharma pointed out that the enquiry was to be conducted to look into the matter of illegal road cut & unauthorized laying of cables in Sector 33 and 34 and to fix the responsibility of the officers for lack of supervision and non-action even after the matter came into the notice of the officers, but the report has not covered the whole scope of the enquiry as no responsibility has been fixed.

Sh. Pardeep Chhabra pointed out that the contractor has made a big fraud by laying the wires of two companies and he should be penalized.

Sh. Devinder Singh Babla, Smt. Anu Chatrath, Smt. Harjinder Kaur were of the view that the enquiry was not conducted in a proper way and pointed out many flaws in the report and desired that the company should be penalized.

The Mayor said that earlier Sh. Kamlesh Kumar, Joint Commissioner was Vigilance Officer of the Corporation, but after his repatriation this charge has not been given to any other officer. It is expected that within a week the charge of Vigilance Officer will be given to one of the officers of the Corporation and the said Vigilance Officer will conduct the enquiry again within the scope and covering all the points of the enquiry.

Supplementary Agenda Item No. 5

Rough cost estimate for providing and fixing 60mm thick paver blocks on berms of V-6 roads, Sector 41-A & B, Chandigarh.

The Secretary placed supplementary agenda item No.5 for approval of the House.

“The House considered & resolved that the estimate amounting to Rs.45.43 lac for providing and fixing 60mm thick pave blocks on berms of V-6 roads, Sector 41-A & B, Chandigarh, be and is hereby approved.”

Supplementary Agenda Item No. 6

Improvement of lighting on V-5 Roads in Sector 23-A&B/C&D, Chandigarh.

The Secretary placed supplementary agenda item No.6 for approval of the House.

“The House considered & resolved that the estimate amounting to Rs.59.62 lac for improvement of lighting on V-5 Roads in Sector 23-A&B/C&D, Chandigarh, be and is hereby approved.”

Supplementary Agenda Item No. 7

Celebration for Teej Festival – August, 2011.

The Secretary placed supplementary agenda item No.7 for approval of the House.

Smt. Harjinder Kaur said that the Municipal Corporation has organized many programmes like All India Mayors’ Council, Teej Festival etc. at minimum expenditure at its own

level. If we cannot arrange any function at our own level we should not go for it as the Corporation is not for business but for promotion of culture.

Brig. K.S. Chandpuri (Retd.) said that the House has resolved that the Corporation will celebrate four functions every year i.e. Lohri, Baisakhi, Teej and a Sport event. During the last function in April it was observed that out of 35 councilors only 7 councilors were present. There was mis-management which led to embarrassment. He further said that he will accept the decision of the House whatever it is.

Sh. Pardeep Chhabra was of the view that it would not cost much to the Corporation if the function is outsourced to a private event management company and moreover a number of officials of the Corporation are put on duty for making arrangements which hamper their routine job, therefore, this function should be outsourced. He further said that Teej will be the last function of the present members of the House and it should be celebrated.

Dr. A.P. Sanwaria also opposed outsourcing of Teej festival.

“The House considered & resolved that the proposal to celebrate Teej festival by outsourcing to a private management company with approximate expenditure of Rs. 4.50 lacs, be and is hereby approved.”

Supplementary Agenda Item No. 8

Rough cost estimate for recarpeting of V-5 road in Sector 48 A, B & C, Chandigarh.

The Secretary placed supplementary agenda item No.8 for approval of the House.

“The House considered & resolved that the estimate amounting to Rs.55.49 lac for recarpeting of V-5 road in Sector 48 A, B & C, Chandigarh, be and is hereby approved.”

Supplementary Agenda Item No. 9

Rough cost estimate for improvement of Junction 27 near Bus Stand, Sector-17, Chandigarh.

The Secretary placed supplementary agenda item No.9 for approval of the House.

“The House considered & resolved that the estimate amounting to Rs.65.77 lac for improvement of Junction 27 near Bus Stand, Sector-17, Chandigarh, be and is hereby approved.”

Supplementary Agenda Item No. 10

Providing and fixing 80mm thick interlocking paver block on internal roads of New Indira Colony, Manimajra, Chandigarh.

The Secretary placed supplementary agenda item No.10 for approval of the House.

“The House considered & resolved that the estimate amounting to Rs.52.71 lac for providing and fixing 80mm thick interlocking paver block on internal roads of New Indira Colony, Manimajra, Chandigarh, be and is hereby approved.”

Supplementary Agenda Item No. 11

Rough cost estimate for development of Green Belt, Village Kajheri (Providing and fixing M.S. flat railing on brick toe wall and providing and laying cement concrete walking tracks in Chandigarh.

The Secretary placed supplementary agenda item No.11 for approval of the House.

“The House considered & resolved that the estimate amounting to Rs.45.61 lac for development of Green Belt, Village Kajheri (Providing and fixing M.S. flat railing on brick toe wall and providing and laying cement concrete walking tracks in Chandigarh, be and is hereby approved.”

Table Agenda Item No. 1

Policy regarding security gates installed in Sector 15 & to be installed in other Sectors.

The Secretary placed table agenda item No.1 for approval of the House.

Smt. Anu Chatrath said that the security guards are required to be put on duty on the security gates installed by the Corporation in Sector 15.

The Mayor said that it was a policy matter and need to be examined by the Engineering Wing.

The meeting ended with a vote of thanks to the Chair.

**Secretary,
Municipal Corporation,
Chandigarh.**

**Mayor,
Municipal Corporation,
Chandigarh.**