

**NEW DELHI MUNICIPAL COUNCIL**  
**PALIKA KENDRA : NEW DELHI.**

**COUNCIL'S MEETING NO. 14/2009-10 DATED 19.03.2010 AT 3-00 P.M.**

**Arrangement of business**

<b>ITEM NO.</b>	<b>SUBJECT</b>	<b>PAGE</b>	<b>ANNEXURE</b>
01 (C- 42)	Confirmation and signing of the minutes of the Council's Meeting No. 13/2009-10 held on 24.02.2010.	3	4 – 52
02 (A-156)	S/R of Roads in NDMC Area. SH: Resurfacing of lanes of colonies in R-I Division.	53 – 55	
03 (A-157)	Improvement & upgradation of colony roads, back lanes taken over from CPWD in Moti Bagh Area.	56 – 60	61 – 63
04 (A-158)	Strengthening & Resurfacing of Roads in NDMC Area. SH: Procurement of Mechanical Road Sweepers.	64 – 70	71 – 76
05 (A-159)	Rehabilitation of old Sewers. Sub-Head: Desilting and rehabilitation of 84" dia brick barrel Sewer Line from Kasturba Gandhi Marg, C-hexagon and Shah Jahan Road to Q point.	77 – 78	
06 (A-160)	Structural Strengthening and Improvement of Chander Lok Building.	79 – 81	
07 (I-11)	Implementation of Smart Card based e-Governance solution.	82 – 86	
08 (B-36)	Estimate for the "Replacement of 33 KV 300 sq. mm/3C PILCA cable between 33 KV ESS Tilak Marg to 33 KV ESS Nirman Bhawan".	87 – 88	
09 (C-43)	Proposal to amendment to Section 4 of New Delhi Municipal Council Act, 1994.	89 – 94	95 - 100
10 (B-37)	Replacement / Augmentation of oil type transformers with dry type transformers in left out multi storeyed buildings in M/N area.	101 – 103	104 – 106
11 (B-38)	Improvement of LT Rising Mains at Lok Nayak Bhawan, New Delhi. Sh : Supply, Installation, Testing and Commissioning of TPN Sandwich Rising main of Aluminium 1200 Amp Bus Bar.	107 – 109	
12 (U-03)	Change of Tendering Process from calling of Limited Tenders from the List of private security agencies forwarded by Delhi Police to Open e-Tendering for Security and Traffic Services/ Arrangements at various premises of NDMC.	110 – 112	

13 (C-44)	Contracts/Schemes involving an expenditure of Rs.1 Lac but not exceeding Rs.100 lacs.	113	114 – 130
14 (C-45)	Action Taken Report on the status of ongoing schemes/works approved by the Council.	131	132 - 229

**ITEM NO. 01 (C-42)**

Confirmation and signing of the minutes of the Council's Meeting No. 13/2009-10 held on 24.02.2010 (**See pages 4 - 52** ).

**COUNCIL'S DECISION**

Minutes confirmed.

**NEW DELHI MUNICIPAL COUNCIL**  
**PALIKA KENDRA : NEW DELHI**

**MINUTES OF THE COUNCIL'S MEETING NO. 13/2009-10 HELD ON 24.02.2010**  
**AT 3-00 P.M. IN THE COUNCIL ROOM, PALIKA KENDRA, NEW DELHI.**

<b>MEETING NO.</b>	<b>:</b>	<b>13/2009-10</b>
<b>DATE</b>	<b>:</b>	<b>24.02.2010</b>
<b>TIME</b>	<b>:</b>	<b>3-00 P.M.</b>
<b>PLACE</b>	<b>:</b>	<b>PALIKA KENDRA, NEW DELHI.</b>

**PRESENT :**

- |           |                        |          |                    |
|-----------|------------------------|----------|--------------------|
| <b>1.</b> | <b>Sh. Parimal Rai</b> | <b>-</b> | <b>Chairperson</b> |
| 2.        | Smt. Tajdar Babar      | -        | Vice Chairperson   |
| 3.        | Sh. Karan Singh Tanwar | -        | Member             |
| 4.        | Sh. Dharmendra         | -        | Member             |
| 5.        | Sh. Mukesh Bhatt       | -        | Member             |
| 6.        | Sh. Gyanesh Bharti     | -        | Secretary, NDMC    |

<b>ITEM NO.</b>	<b>SUBJECT</b>	<b>DECISION</b>
01 (C-38)	Confirmation and signing of the minutes of the Council's Meeting No. 11/2009-10 held on 15.01.2010.	Minutes confirmed.
02 (C-39)	Confirmation and signing of the minutes of the Council's Budget Meeting No. 12/2009-10 held on 17.02.2010.	Minutes confirmed.
03 (A-145)	Review of periodicity of resurfacing of roads in NDMC Area.	Resolved by the Council that the revised periodicity of resurfacing of roads as given in para 3 of the preamble is approved.  It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.
04 (A-146)	S/R of roads in NDMC area. SH: Riding Quality Improvement Programme (Phase-III).	Resolved by the Council to accord approval to award the work to the lowest bidder i.e. Satya Prakash & Bros. Pvt. Ltd., which is 14.67% above the Estimated Cost of Rs.16,89,74,293/- against the justification of 30.87% above the Estimated Cost with the tendered amount of Rs.19,37,70,485/-, for the work of ""Strengthening and Resurfacing of Roads in NDMC area SH: Riding

		Quality Improvement Programme Phase-III.”. It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.
05 (A-147)	S/R of Roads in NDMC Area. SH: Resurfacing of main roads of colonies in R-III Division.	Resolved by the Council to accord approval for acceptance of lowest offer of M/s Satya Prakash & Bros. Pvt. Ltd. @ 14.73% above the estimated cost of Rs.6,54,60,764/-, against the justification of 36.92% above the estimated cost with the tendered amount of Rs.7,51,00,110/-, for the work of “Resurfacing of main roads of colonies in R-III Division”. It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.
06 (A-148)	Improvement & upgradation of colony roads, back lanes taken over from CPWD in Sarojini Nagar Area.	Resolved by the Council to accord approval for the following :  (a) taking over of colony roads/lanes/service roads & parks, from CPWD, in Sarojini Nagar area of NDMC, for its maintenance, upgradation/improvement to concrete roads, in anticipation of formal communication from CPWD, to transfer the public streets & parks maintained by CPWD, to NDMC.  (b) For carrying out maintenance, upgradation/improvement works in the area, taken over from CPWD, out of NDMC’s funds, in anticipation of receipt of directions from Central Government, regarding vesting of these roads/streets & parks in NDMC.  (c) To accord administrative approval and expenditure sanction amounting to Rs.21,47,29,000/- for the work of “Improvement & Upgradation of Colony Roads, back lanes etc. taken over from CPWD in Sarojini Nagar Area”.  (d) It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.
07 (A-149)	S/R of Roads in NDMC Area. SH: Improvement to footpath at Sikandara Road, Hailey Road and Mandi House Roundabout and its Channelizer.	Resolved by the Council to accord approval for acceptance of the lowest offer of M/s Vishesh Builders, @27.13% above the estimated cost of Rs.1,09,54,962/-, against the justification of 25.91% above the estimated cost, with the tendered amount of Rs.1,39,27,351/- and also accord revised administrative approval & expenditure sanction amounting to Rs.1,39,27,351/- for the work of “Improvement of footpath at Sikandra Road, Hailey Road & Mandi House Roundabout and its Channelizer.”  It was also resolved that further action may be

		taken by the Department in anticipation of confirmation of the Minutes by the Council.
08 (A-150)	S/R of Roads in NDMC Area. SH:Improvement to footpaths and side berms of Hailey Lane, Connaught Lane, Pt. Ravi Shankar Shukla Lane, Copernicus Lane, Balwant Rao Mehta Lane, New Barakhamba Lane, Bhagwan Dass Lane & Lane of Mahatma Jyoti Rao Phule Marg.	Resolved by the Council to accord approval for acceptance of the lowest offer of Sh. Yatender Singh, @ 5.73% above the estimated cost of Rs.1,29,33,174/-, against the justification of 11.27% above the estimated cost, with the tendered amount of Rs.1,36,74,578/-, for the work of "Improvement to footpaths and side berms of Hailey Lane, Connaught Lane, Pt. Ravi Shankar Shukla Lane, Copernicus Lane, Balwant Rao Mehta Lane, New Barakhamba Lane, Bhagwan Dass Lane & Lane of Mahatma Jyoti Rao Phule Marg".  It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.
09 (A-151)	Strengthening & Resurfacing of Roads in NDMC Area. SH: Procurement of Mechanical Road Sweepers	While according in principle approval to the proposal, it was resolved by the Council that a Sub-Committee comprising of the Chief Auditor and the Financial Advisor shall look into the costing factors, particularly the Comprehensive Annual Maintenance cost and the proposal may be put up thereafter, for consideration of the Council, along with comments / recommendations of the Sub-Committee.
10 (A-152)	Improvement to Mayur Bhawan. Sub Head: - P/F Granite stone in staircase, Lift lobbies, SS railings in Staircase and other Misc. works in Mayur Bhawan.	Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.1,16,83,600.00 for "Improvement to Mayur Bhawan". SH: - P/F Granite stone in staircase, Lift lobbies, SS railings in Staircase and other Misc. works in Mayur Bhawan.  It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.
11 (B-28)	Construction of 11 KV Electric Substation at Cross Road No.2, Africa Avenue, Sarojini Nagar, New Delhi	Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.2,28,14,000/- for the Construction of 11 KV Electric Substation at Cross Road No.2, Africa Avenue, Sarojini Nagar, New Delhi.  It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.
12 (B-29)	Construction of 11KV Electric Switching station near Veeranwali Hospital, Chander Gupta Road, Chanakyapuri, New Delhi.	Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.2,84,14,000/- for establishing 11KV Electric Switching station near Veeranwali Hospital, Chander Gupta Road, Chanakyapuri, New Delhi.  It was also resolved that further action may be

		taken by the Department in anticipation of confirmation of the Minutes by the Council.
13 (B-30)	Purchase of Distribution Transformers 1600KVA Dry Type (Cast Resin) 10.5/0.415 KV.	Resolved by the Council to accord approval for purchasing of 37Nos. Distribution Transformers of 1600KVA Dry Type (Cast Resin) 10.5/0.415 KV, from lowest tendering firm M/s. Ames Impex Electricals Pvt. Ltd., with their quoted unit rate of Rs.12,60,000.00 (Ex works) plus Excise duty @ 8.24%, CST @ 2%, Freight Rs.20,000.00 & Insurance Rs.1,890.00 and at total computed cost of Rs.5,22,80,648.00 on the terms, conditions and specifications of NIT.  It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.
14 (O-05)	Annual Audit Report for the year ended March 2008.	Information noted. It was further decided by the Council that the reply (Action Taken Note) to the paras of the Annual Audit Report may be furnished by the Departments to the Chief Auditor within six weeks so that the Chief Auditor may place the same before the Standing Committee on Audit in NDMC, along with his recommendations.
15 (B-31)	Providing Electronic Parking Guidance & Management System for Palika Parking.	Resolved by the Council to accord approval for award of the work to the Lowest Tenderer i.e. M/s. Auto Pass India, at their quoted rate of Rs.2,58,84,884.00 (Rs.2,39.64,884/- plus Rs.19,20,000/- for four year AMC) for Providing Electronic Parking Guidance & Management System for Palika Parking.  It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.
16 (A-153)	Providing Park & Ride and holding facility at Safdarjung Airport for CWG-2010: Providing Utility Structures/ Services.	Resolved by the Council to accord approval for acceptance of the lowest offer of M/s Fiberfill Engineers @ 1.61% above the estimated cost of Rs.4,13,18,170/- against the justification of 7.05% above the estimated cost, with the tendered amount of Rs.4,17,99,483/- for the work of "Providing Park & Ride and holding facility at Safdarjung Airport for Commonwealth Games-2010, SH: Providing utility structures/ services".  It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.
17 (F-04)	Grant of rebate from payment of service charges.	Resolved by the Council to accord approval to the proposals of the department contained in para-3(viii) & (ix) of the preamble.
18 (G-04)	Providing of Electronic Energy Meters. (Microprocessor Based) in NDMC area.	Resolved by the Council to accord administrative approval and expenditure sanction to the preliminary estimate amounting to

		Rs.4,55,56,292/- (Gross) and Rs.4,27,41,092 (Nett) for procurement of 40,000 Nos. static type energy meters (35,000 Single phase and 5,000 Nos. three phase meters.).
19 (W-01)	PPP Project for Construction, Renovation, Operation and Maintenance of identified Toilet Blocks and Garbage Stations with Advertisement Rights in NDMC area.	Resolved by the Council to accord approval for acceptance of the Highest Bid, quoted by M/s Hythro Engineers Pvt. Ltd. @ Rs.26,53,000.00 + applicable taxes per month with an escalation of 5% every year, after first year, for a period of 10 years.  It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.
20 (E-07)	Opening of Dental Clinic at Dharam Marg (Amended Proposal as Per the Advice of Dental Council of India).	Resolved by the Council to accord administrative approval for creation and sanction of posts as mentioned in para 14 of the preamble, in accordance with the suggestion of Dental Council of India.
21 (B-32)	Purchase of HT XLPE Cable of size 400 mmsq./3C duly ISI marked.	Resolved by the Council to accord approval for the purchase of 106 Kms of 11 KV HT XLPE Cable of size 400 mmsq./3C duly ISI marked, from the lowest tendering firm M/s. Hindusthan Vidyut Products Ltd. with their rates Rs.8,56,500/- (Ex works) plus Excise duty @ 8.24%, CST @ 2% against form 'C', Freight Rs.7200/- & Insurance Rs. 800/- per Km., thus making computed cost amounting to Rs.953617.112 per Km and the total computed cost amounting to Rs.10,10,83,413.87 on the terms, conditions and specifications of NIT.  It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.
22 (B-33)	Purchase of LT XLPE Cables of sizes 16 sq.mm/4C, 25 sq.mm/3.5C and 95 sq.mm/3.5C duly ISI marked.	Resolved by the Council to accord approval for placing the supply orders for the purchase of :  i) LT XLPE Cable sizes 16 sq.mm/4C (26 KM) and 25 Sq.mm/ 3.5C(20 KM), on the lowest tendering firm M/s Sri Ram Cable, with their basic rates of Rs. 52,750/- and 67,000/- per KM + ED @ 8.24% CST @ 1% against form 'C' with computed cost of Rs.14,99,356.71 and Rs.14,64,920.16 respectively thus, making total cost of Rs.29,64,277/- and  ii) LT XPLE Cable of size 95 Sq.mm/3.5C (102 KM) on the lowest tendering firm M/s Prime Cable Industries at the basic rates 1,72,300/- per KM+ ED @ 8.24% + Vat @ 5% with total computed cost to Rs.1,99,73,884/-, on the terms, conditions and specifications of NIT.  It was also resolved that further action may be taken by the Department in anticipation of



		confirmation of the Minutes by the Council.
23 (B-34)	Providing Park & Ride & Holding facility at Safdarjung Airport for Common Wealth Games 2010. SH: - Temporary Lighting in Parking area at Safdarjung Airport.	Resolved by the Council to accord approval for award of the work to the lowest tenderer i.e. M/s Bajaj Electricals, at their quoted rates of Rs.1,18,99,995/- for "Temporary Lighting in Parking area at Safdarjung Airport" on the terms conditions & specification of NIT.  It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.
24 (A-154)	Improvement works at Palika Kendra. SH: - Improvement and renovation at 2 <sup>nd</sup> , 1 <sup>st</sup> , Mezzanine and Ground Floor, Palika Kendra (including electric work)	Resolved by the Council to accord approval for award of the work to the lowest tenderer M/s R.K.Jain & Sons Hospitality Services Pvt. Ltd., at their tendered amount of Rs.4,46,87,640/-.  It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.
25 (A-155)	Improvement works at Palika Kendra. S.H:- Improvement works at 11 <sup>th</sup> , 12 <sup>th</sup> , 14 <sup>th</sup> , 15 <sup>th</sup> , 16 <sup>th</sup> , 17 <sup>th</sup> , 18 <sup>th</sup> and 19 <sup>th</sup> floors at Palika Kendra.	Resolved by the Council that the tenders received in the first call be rejected.  It was further resolved by the Council to accord approval for award of the work to the only tenderer in the second call M/s R.K. Jain and Sons hospitality services Pvt. Ltd. at their tendered amount of Rs.2,46,03,333.00, which is 2.97% above the justified rate.  It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.
26 (B-35)	Status Report of on-going work undertaken in revamping electrical system.	Information noted.
27 (C-40)	Contracts/Schemes involving an expenditure of Rs.1 Lac but not exceeding Rs.100 lacs.	Information noted.
28 (C-41)	Action Taken Report on the status of ongoing schemes/works approved by the Council.	Information noted.
	Question raised by Sh. Mukesh Bhatt, Member, NDMC regarding mobile antenna / towers in NDMC area in the Council's Meeting dated 18.12.2010.	Reply placed at <b>Annexure X.</b>
	Question raised by Sh. Karan Singh Tanwar, MLA & Member, NDMC regarding funding of NGOs working within NDMC, in the Council's Meeting dated 15.01.2010.	Reply placed at <b>Annexure Y.</b>
	Question raised by Sh. Karan Singh	Reply placed at <b>Annexure Z.</b>

	Tanwar, MLA & Member, NDMC regarding Vending Committee, in the Council's Meeting dated 15.01.2010.	
	Resolution moved by Sh. Karan Singh Tanwar, MLA & Member, NDMC regarding setting up of multi-gym complex in each Government Colony in NDMC area, in the Council's Meeting dated 15.01.2010.	Report submitted to the Council and annexed herewith at <b>Annexure XX</b> .

**(GYANESH BHARTI)**  
**SECRETARY**

**(PARIMAL RAI)**  
**CHAIRPERSON**

**ANNEXURES 42 PAGES**

**11 – 52 PAGES**



























































































**ANNEXURE ENDS**

**ITEM NO. 02 (A-156)****1. Name of the subject/project**

Sub: S/R of Roads in NDMC Area

SH: Resurfacing of lanes of colonies in R-I Division

**2. Name of the Department**

Civil Engineering Department, Road-I Division.

**3. Brief history of the subject/project**

- (a) The lanes in R-I division are due for resurfacing due to normal wear & tear. There are 27 such lanes in R-I Division the details of which are as follows:-

	<b>Resurfacing due</b>
Janpath Lane (i) Towards Indian Oil Building (ii) Towards Imperial Hotel	Aug.'08
Rajender Prasad Lane	Dec.'08
Tolstoy Lane No.-1	
Tolstoy Lane No.-2	
Electric Lane	
Yashwant Singh lane	
Harish Chander Mathur Lane	
Lane behind Chander Lok Building	
Canning Lane	
Telegraph Lane	
Atul Grove Road	
Lane behind Easter Court	
Lane behind Meridian Hotel	
Lane behind SBI Building	
Jantar Mantar Lane	May'06
Hanuman Lane	Oct.'08
Bhagwan Das Lane	Jun.'09
Todar Mal Road	
Maharaja Ranjit Singh Marg (Except flyover mastic area)	
Sikandra Lane	
College Lane	
Todar Mal Lane	Apr.'09
Hailey Lane	May'10
Dhobi Ghat Lane	
Rly. Qtrs. Lane near to Babar Road	
Connecting lane between Firoz Shah Road & Coopernicus Lane	
Balwant Rai Mehta Lane	

- (b) In order to proceed further for preparation of estimates the detailed evaluation of these roads was carried out by CRR. CRR after detailed structural and functional evaluation has recommended following treatment of lanes depending upon

their condition. These are main lanes where width is mostly between 2.85 metre & 10.50 metres.

(i)	50 mm DBM + 30 BC	-	01 No.
(ii)	40 mm B.C.	-	17 Nos.
(iii)	35 mm B.C.	-	03 Nos.
(iv)	30 mm B.C.	-	<u>06 Nos.</u>
	<b>Total</b>		<b>27 Nos.</b>

(c) Accordingly Preliminary Estimate of Resurfacing of these lanes for Rs.2,30,62,000/- has been prepared by the field staff which has been checked by Planning.

(d) The Preliminary Estimate has been concurred by Finance Department.

#### **4. Detailed Proposal on the subject/ project**

- (a) Tack coat with rapid setting bitumen emulsion@ 0.25 Kg./SM & sealing of cracks.
- (b) 50 mm thick Dense Bituminous Macadam with bitumen of grade 60/70.
- (c) 30 to 40 mm Bituminous Concrete with bitumen of grade 60/70.
- (d) Thermoplastic Road marking point.

#### **5. Financial implications of the proposed project/subject**

The financial implications of the proposal works out to Rs.2,30,62,000/-.

#### **6. Implementation schedule with timeliness for each stage including internal processing**

The schedule time for completion of project is six months after award of work.

#### **7. Comments of the finance department on the subject**

The Finance Deptt. vide diary No.167/Finance/R-Civil dated 09 Feb.'10 has concurred Preliminary Estimate of Rs.2,30,62,000/- & has seen the agenda vide diary No. 283/PS/FA/D/10 dated 02 Mar.'10.

#### **8. Comments of the department on comments of Finance Department**

No comments in view of comments by Finance Department.

#### **9. Legal Implications of the subject/project**

Nil

**10. Details of previous council Resolution existing law of Parliament and Assembly on the subject**

Nil

**11. Comments of Law Department on the subject**

No comments.

**12. Comments of the department on the comments of the Law Department**

No comments.

**13. Certification by the department that all central vigilance commission (CVC) guidelines have been followed while processing the case**

Certified that all necessary CVC guidelines would be followed during tendering.

**14. Recommendations**

The case is placed before the Council for consideration and

- (a) Accord of Administrative Approval & Expenditure Sanction for Rs.2,30,62,000/- for the work of "Resurfacing of main lanes in R-I Division".
- (b) To initiate further action in anticipation of confirmation of Minutes of the Council meeting.

**COUNCIL'S DECISION**

Resolved by the Council to accord administrative approval and expenditure sanction amounting to Rs.2,30,62,000/- for the work of "Resurfacing of main lanes in R-I Division".

It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.

**ITEM NO. 03 (A-157)****1. Name of the subject/project**

Sub: Improvement & upgradation of colony roads, back lanes taken over from CPWD in Moti Bagh Area.

**2. Name of the Department**

Civil Engineering Department, Road Division-III

**3. Brief history of the subject/project**

- (a) Consequent to directions received from PM's Office in Jan.'07, the roads, lanes/ back lanes of Moti Bagh Area were taken over from CPWD in Dec.'07.
- (b) The roads & back lanes in these colonies taken over from CPWD are in a dilapidated condition and need immediate repairs/ upgradation. Accordingly a comprehensive plan for upgradation of these colony roads to concrete roads alongwith improvement of civil works of parks was prepared and approved by Council through various resolutions.
- (c) Since the condition of these roads, lane/ bylanes is extremely bad & residents are suffering badly so Administrative Approval and Expenditure Sanction for providing concrete roads, lane/ bylanes in Moti Bagh Area including improvement of drainage for Rs.8,83,81,000/- was approved by the Council vide Resolution No. 18(A-86) dated 30 Sep.'09 alongwith following directions:-
- (i) Taking over of the colony roads/ lanes/ service roads & parks from CPWD in Moti Bagh Area of NDMC for its maintenance, upgradation/ improvement etc. in anticipation of formal communication to be received from CPWD for transfer of the public street & parks, maintained by CPWD to NDMC.
- (ii) To carry out the maintenance, upgradation/ improvement works in the area, taken over from CPWD, out of NDMC funds, in anticipation of receipt of direction, from the Central Government regarding vesting of these roads/ street & parks in favour of NDMC.
- (d) The case was also discussed in Special Council meeting on 03 Sep.'09. It was resolved by the Council that work may be taken up by NDMC itself out of



its own funds & necessary provisions will be made in Budget 2010-11 & Revised Estimate 2009-10.

- (e) The request for sending formal communication to NDMC for transfer of public streets maintained by them was sent to Director General (Works), CPWD on 15 Sep.'09.
- (f) The office of Director General (Works), CPWD vide letter No.7/17/07-W.II/DGW dated 01 Jan.'10 (**Annexure 'A' See page 61**) has intimated that it is not advisable to vest the streets & parks with NDMC as these colonies are to be redeveloped as per the provisions of new master plan norms which may necessitate a complete realignment of roads & change in layout plan.
- (g) Accordingly the case has been taken up with Secy (UD) vide Chairman Office D.O. letter no. 290/PS/C'Man/CE(R)/10 dated 21 Jan.'10 (**Annexure 'B' See page 62 - 63**) for issue of directions to CPWD to send formal communication for transfer of these public streets/ parks to NDMC.
- (h) After taking over of these roads by NDMC the care and maintenance has got transferred to NDMC and there is an immediate need to maintain these roads in a proper condition so as to avoid inconvenience to the residents staying in these colonies.
- (i) Since the condition of these roads is extremely bad so there is an immediate need to carry out the upgradation of these roads as was decided by the Council during its special meeting on 03 Sep.'09 & regular meeting on 30 Sep.'09. In general whatever roads/ assets are taken over by NDMC for care and maintenance NDMC maintains these areas/roads to acceptable standards.
- (j) Besides the redevelopment plan of these colonies is yet to be drawn by CPWD and may take several years to materialize & for execution on the ground & the residents of the area cannot be made to suffer on account of non-maintenance of these colony roads. It is against this background only that Council took a decision on 03 Sep.'09 to take up the works by NDMC itself out of its own funds with necessary provision to be made in the budget 2010-11 and revised estimate 2009-10. However, Council has to take a decision against backdrop of CPWD response as stated in para (f) above vis-à-vis hardships & inconvenience faced by residents in these colonies.

- (k) Based on earlier decision of Council on 03 Sep.'09 & 30 Sep.'09 the tenders were invited through e-tendering system with the date of opening as 15 Jan.'10. Nine tenders were received the details of which are as follows:-

S. No.	Name	Estimated Cost	Tendered Amount	Rates Quoted	Remarks
1.	M/s K.R. Anand	Rs.8,49,74,158/-	Rs.7,93,78,763/-	6.58% below	Lowest
2.	M/s PRL Projects & Infrastructure Ltd.	-do-	Rs.8,10,91,035/-	4.57% below	
3.	M/s YFC Projects Private Ltd.	-do-	Rs.8,73,73,344/-	2.82% above	
4.	M/s Atlas Construction	-do-	Rs.9,27,20,855/-	9.12% above	
5.	M/s M.V. Omni Projects India Ltd.	-do-	Rs.8,98,41,659/-	5.73% above	
6.	M/s Raunaq Construction	-do-	Rs.9,05,86,739/-	6.60% above	
7.	M/s Satya Prakash & Bros. Pvt. Ltd.	-do-	Rs.9,11,53,120/-	7.27% above	
8.	M/s Swastic Construction Co.	-do-	Rs.9,03,83,078/-	6.37% above	
9.	M/s Sanjeev Kumar and Bros.	-do-	Rs.8,97,01,089/-	5.56% above	

- (l) M/s K.R. Anand is the lowest bidder at 6.58% below the estimated cost of Rs.8,49,74,158/- against the justification 0.94% below the estimated cost with the tendered amount of Rs.7,93,78,763/-.
- (m) The rates quoted by the lowest bidder after scrutiny by Planning have been found to be reasonable and recommended for acceptance by the Council.
- (n) The Finance Department has concurred the proposal for award of work to lowest bidder i.e. M/s K.R. Anand.
- (o) The validity of tender is upto **14 Apr.'10**.

#### 4. Detailed Proposal on the subject/ project

- (a) HDPE pipe ducts for laying of Elect./ communication cables.
- (b) Precast RCC pipe 300 mm dia for drainage.
- (c) Ready mix concrete M-10 & M-40.
- (d) Precast RCC manhole covers, gully chambers, manholes, RCC works etc.

#### 5. Financial implications of the proposed project/subject

The financial implications of the proposal works out to Rs.7,93,78,763/-.

**6. Implementation schedule with timeliness for each stage including internal processing**

The schedule time for completion of project is twelve months after award of work.

**7. Comments of the finance department on the subject**

The Finance Deptt. vide diary No.443/Finance/R-Civil dated 05 Mar.'10 & 362/PS/FA dated 11 Mar.'10 has concurred the proposal & vide No. 379/PS/FA/D dated 12 Mar.'10 has seen the agenda.

**8. Comments of the department on comments of Finance Department**

No comments in view of concurrence by Finance Department.

**9. Legal Implications of the subject/project**

Nil

**10. Details of previous council Resolution existing law of Parliament and Assembly on the subject**

- (a) Council vide special meeting No. 06/2009-10 held on 03 Sep.'09 has resolved that work may be taken up by NDMC itself out of its own funds.
- (b) Administrative Approval and Expenditure Sanction for Rs.8,83,81,000/- was accorded by Council vide Reso. No. 18(A-86) dated 30 Sep.'09.

**11. Comments of Law Department on the subject**

No comments.

**12. Comments of the department on the comments of the Law Department**

No comments.

**13. Certification by the department that all central vigilance commission (CVC) guidelines have been followed while processing the case**

Certified that all necessary CVC guidelines have been followed during tendering.

**14. Recommendations**

The case is placed before the Council for consideration and

- (a) Approval to carry out the subject work out of NDMC funds in view of severe hardships faced by residents of the area in the line with its earlier decision taken on 03 Sep.'09 & supersession of its earlier decision of

carrying out these works in anticipation of vesting of roads/ parks with Council taken on 30 Sep.'09.

- (b) Accord of approval for acceptance of lowest offer of M/s K.R. Anand @ 6.58% below the estimated cost of Rs.8,49,74,158/- against the justification of 0.94% below the estimated cost with the tendered amount of Rs.7,93,78,763/- for the work of "Improvement & upgradation of colonyroads, back lanes taken over from CPWD in Moti Bagh".
- (c) To initiate further action in anticipation of confirmation of Minutes of the Council meeting.

### **COUNCIL'S DECISION**

Resolved by the Council to accord :

- a) Approval to carry out the subject work out of NDMC funds in view of severe hardships faced by residents of the area in line with its earlier decision taken on 03<sup>rd</sup> Sep.'09 & in supersession of its earlier decision dated 30 Sep.'09 about carrying out these works, in anticipation of vesting of roads/ parks in NDMC.
- b) approval for acceptance of the lowest offer of M/s K.R. Anand @ 6.58% below the estimated cost of Rs.8,49,74,158/- against the justification of 0.94% below the estimated cost with the tendered amount of Rs.7,93,78,763/- for the work of "Improvement & upgradation of colonyroads, back lanes taken over from CPWD in Moti Bagh".

It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.

**Annexure 3 pages**



**Annexure end**

**ITEM NO. 04 (A-158)****1. Name of the subject/project**

Sub: Strengthening & Resurfacing of Roads in NDMC Area

SH: Procurement of Mechanical Road Sweepers

**2. Name of the Department**

Civil Engineering Department, RIP Division.

**3. Brief history of the subject/project**

- a) The cleaning of the roads, footpaths etc. in NDMC is being done manually. It is proposed to undertake cleaning operation through motorized sweeping vehicles and to upgrade the technology of cleaning of roads from manual to mechanical. The objective is to put in place an efficient and qualitatively better cleaning mechanism. Efficient cleaning operation can have a positive impact on Municipal Area cleanliness and general impression about the Municipal Services in the minds of the people.
- b) Accordingly Preliminary Estimate for Rs.4,92,07,000/- was approved by Council vide Resolution No. 09(A-54) dated 17 Sep.'08.
- c) The tenders were invited through e-tendering system and technical bids were opened on 12 May'09. Three bids from M/s Brocks, Kam Avida & TPS Infrastructure Ltd. were received. During scrutiny of bids by technical sub-committee none of the bidders were found qualified as per terms & conditions of the NIT. The bids were rejected and recalled after approval of Competent Authority.
- d) The tenders in second call were opened on 30 Jul.'09 through e-tendering system & four bids were received. The financial bids of M/s TPS Infrastructure & M/s Roots Multi Clean Ltd. were not opened due to non-fulfillment of eligibility criteria as per NIT. M/s TPS Infrastructure Limited did not have the requisite experience of supply of number & capacity of machines as stipulated in NIT and M/s Roots Multi Clean Ltd. did not have experience of supply of similar type of machines as stipulated in NIT.
- e) The financial bids of other two eligible bidders i.e. M/s Kam Avida Enviro Engineers (P) Ltd. & M/s Brocks were opened the details which are given below.



S. No	Name	Estimated Cost	Part 'A' without custom duty (Cost of mechanical road sweepers (2))	Custom duty and all other taxes	Part 'B' without tax CAMC for four years	Custom duty & other taxes	Total price excluding custom duty & taxes	Total price including custom duty & taxes	Rates Quoted	Remarks
1.	M/s Kam Avida Enviro Engineers (P) Ltd.	5,24,42,060/-	3,86,48,000/-	73,23,344/-	5,13,92,000/-	52,93,376/-	9,00,40,000/-	10,26,56,720/-	*71.69% above	* without custom duty
2.	M/s Brock	-do-	3,88,04,286/-	1,55,21,714/-	2,75,35,005/-	71,20,216/-	6,63,39,291/-	8,89,81,221/-	*26.5% above	* without custom duty <b>Lowest</b>

- f) The Price bids were called in two parts. Part 'A' in respect of supply of machine with one year warranty including maintenance, spares, consumable etc. and part 'B' for comprehensive annual maintenance of machines for four years including spares, consumables & fuel etc. The machines would be operated by NDMC staff. The bids have been evaluated based on total quoted amount for both parts as per NIT condition.
- g) M/s Brock is the lowest bidder at 26.5% above the estimated cost of Rs.5,24,42,060/- against the justification @ 28.38% above the estimated cost with the tendered amount of Rs.6,63,39,291/- without custom duty & other taxes in purchaser country & with tender amount Rs.8,89,81,221/- with custom duty.
- h) The justification checked by the Planning is 28.38% above the estimated cost where as the lowest agency M/s Brocks has quoted rate 26.5% above the estimated cost of Rs.5,24,42,060/- with the tendered amount of Rs.6,63,39,291/- excluding custom duty and other taxes in purchase country.
- i) The rates quoted by lowest bidder are 1.46% below justified cost in comparison to current costing level of Kolkota Environmental Improvement Project (KEIP) where similar type of machines were supplied by M/s Brocks in year 2006.
- j) Total amount quoted by M/s Brocks is Rs.6,63,39,291/- excluding custom duty & other taxes but including cost of insurance, transport charges from Western Port of India to NDMC area, training of NDMC staff, spares, consumables and fuel in purchaser country.

- k) The financial effect due to custom duty other taxes and insurance in purchaser country would be Rs. 1,83,79,000/- (Approximately) & would be paid directly to concerned Indian Authorities by NDMC.
- l) However, the total financial effect on procurement of two mechanical road sweepers plus four years Comprehensive Annual Maintenance Contract including training of NDMC staff, consumables, fuel, custom duty, other taxes (Road Tax etc.) and insurance in purchaser country would be Rs. 8,47,18,291/- (Approximately).
- m) At the time of Preliminary Estimate the cost of machine and AMC for one year was taken. However during subsequent discussions with Finance Department it was decided that comprehensive Annual Maintenance Contract for four years including spares, consumable & fuel beyond one year warranty/ AMC be included in the tender document to have higher level of service and better efficiency of machines. Accordingly the tender was issued based on supply of machine with warranty & maintenance for one year plus four years comprehensive Annual Maintenance (CAM) which includes spares, consumables & fuel etc. The custom duty would be paid directly by NDMC as per rates prevailing at the time of delivery of machines or case would be taken up for waive, if required.
- n) The rates quoted by the lowest bidder after scrutiny by Planning have been found to be reasonable and recommended for acceptance by the Council.
- o) The Finance Department has concurred the proposal for award of work to lowest bidder i.e. M/s Brock.
- p) The validity of tender has been extended upto **26 Mar.'10**.
- q) The procurement of Mechanical Road Sweepers with four years Comprehensive Annual Maintenance Contract after one year defects liability period/ warranty period was placed before the Council vide Agenda Item No. 09(A-151) dated 24 Feb.'10.
- While according in principle approval to the proposal, it was resolved by the Council that a sub-committee comprising of the Chief Auditor and the Financial Advisor shall look into the costing factors, particularly the Comprehensive Annual Maintenance cost and the proposal may be put up thereafter, for consideration of the Council, alongwith comments/ recommendations of the sub-committee.
  - Accordingly meeting of Sub-Committee of Chief Auditor & F.A. alongwith CE(C)-I, EE(RIP), EE(P)-III was held in the office of Chief Auditor on 09 Mar.'10. Following issues were deliberated in detail in

context of Comprehensive Annual Maintenance Contract of Mechanical Sweepers proposed to be procured by Civil Engineering Department.

- Feasibility of In-house maintenance by NDMC.
- Cost effectiveness vis-à-vis cost quoted in the tender for CAMC.
- Penalty clause.
- Terms of payment.

- **Feasibility of In-house maintenance by NDMC**

After detailed deliberations it was felt by Sub-committee that it would not be possible for NDMC to maintain the machines In-house with the expertise & infrastructure available keeping in view the fact that these are specialized machines imported from Germany. Being highly specialized machine there is a need to go in for a Comprehensive Annual Maintenance contract to avoid breakdowns which if not controlled would defeat the basic purpose of cleanliness through the mechanical sweepers. The practice of Annual Maintenance Contract is generally followed in such type of machines.

- **Cost effectiveness vis-à-vis cost quoted in the tender for CAMC**

The sub-committee felt that there is a need to go in for annual maintenance contract of the machines as is being done for such type machines worldwide to avoid break down time period. The cost of running the machine per day which includes following components has been worked & is given in Annexure 'B'.

- (a) The cost of fuel i.e. diesel, mobil oil, break oil, hydraulic oil & grease etc.
- (b) The cost of consumables like conical brushes, cylindrical brushes and weed brushes etc.
- (c) Spare parts, annual general maintenance, daily care & repairs etc.

- As can be seen from the Annexure 'B' the cost component of fuel and lubricants for a period of four years works out to Rs.77.30 lacs for two machines (without custom duty) and remaining cost is towards the spares, consumables and other miscellaneous services for maintenance of machines for four years. As per details the cost works out to

Rs.9430/- per day which is quite reasonable as compared to the manual sweeping.

- **Penalty Clause**

The penalty clause which is already there in the NIT was examined and found in order and commensurate with the cost of Comprehensive Annual Maintenance contract.

- **Terms of payment**

The terms of payment as per NIT including performance guarantee clauses were also examined and found in order.

- The cost quoted for Comprehensive Annual Maintenance contract is justified and commensurate with the type of services being offered as per tender conditions. The clause of operation of machine by NDMC staff is also there which would ensure that the NDMC staff gets trained for operation of such machines in future projects.
- The other advantage of mechanical sweeper is that the dust will not get agitated and very effective cleanliness would be ensured not only of the carriageway of the road but of footpaths and its adjoining areas.
- The clause regarding undertaking to be given by supplier for product support in terms of spares and consumables etc. for atleast 10 years from the date of expiry of warranty period would ensure that the spare parts would be available for the life of a machine and will not result in redundancy of the machine due to the lack of spares and consumables.

- **Recommendations**

In view of position explained above the sub-committee recommends that the rates quoted by the bidder for Comprehensive Annual Maintenance contract for four years after expiry of defects liability period of one year are quite reasonable. The model of procurement and its maintenance and operation for five years is a thus appropriate (unique one and there is no substitute for it). The recommendation of sub committee are at **Annexure 'A' See pages 71 - 76.**

**4. Detailed Proposal on the subject/ project**

- (a) Procurement of two large machines.
- (b) The operation of these machines would be through our own employees who would be trained by manufacturers or their authorized representatives.
- (c) Procurement of machines is with one year warranty including Annual Maintenance & four years Comprehensive Annual Maintenance Contract (CAMC)

**5. Financial implications of the proposed project/subject**

The financial implications of the proposal comes out to Rs. 6,63,39,391/- excluding custom duty & 8,83,00,000/- including custom duty, contingencies. The custom duty would be paid to Govt. of India on actual basis at the time of supply of machines.

**6. Implementation schedule with timeliness for each stage including internal processing**

The schedule time for completion of work is six months after award of work.

**7. Comments of the finance department on the subject**

The Finance Deptt. vide diary No.11/Finance/ R-Civil dated 22 Jan.'10, 2721/Finance/ R-Civil dated 08 Feb.'10 & R-111/PS/FA/10 dated 09 Feb.'10 has concurred the proposal & vide diary no. 171/PS/FA/D/10 dated 17 Feb.'10 has seen the agenda.

**8. Comments of the department on comments of Finance Department**

No comments in view of concurrence by Finance Department.

**9. Legal Implication of the subject/project**

There are no legal implications.

**10. Details of previous council Resolution existing law of Parliament and Assembly on the subject**

- Administrative Approval & Expenditure Sanction for Rs.4,92,07,000/- was accorded vide Resolution No. 09(A-54) dated 17 Sep.'08.
- Item No. 09(A-151) dated 24 Feb.'10 for recommendations of sub committee of Financial Advisor & Chief Auditor.

**11. Comments of Law Department on the subject**

No comments.

**12. Comments of the department on the comments of the Law Department**

No comments.

**13. Certification by the department that all central vigilance commission (CVC) guidelines have been followed while processing the case**

Certified that all necessary CVC guidelines have been followed during tendering.

**14. Recommendations**

The case is placed before the Council for consideration and

- (a) Accord of approval for acceptance of lowest offer of M/s Brock @26.5% above the estimated cost of Rs.5,24,42,060/- against the justification of 28.38% above the estimated cost with the tendered amount of Rs.6,63,39,291/- (excluding custom duty) & accord of revised Administrative Approval & Expenditure Sanction for Rs.8,83,00,000/- which includes the custom duty etc. to be paid on actual basis at the time of supply of machines for the work of "Strengthening & Resurfacing of Roads in NDMC Area, SH:Procurement of Mechanical Road Sweepers".
- (b) To initiate further action in anticipation of confirmation of Minutes of the Council meeting.

**COUNCIL'S DECISION**

Resolved by the Council by majority to accord approval for acceptance of the lowest offer of M/s Brock @ 26.5% above the estimated cost of Rs.5,24,42,060/- against the justification of 28.38% above the estimated cost with the tendered amount of Rs.6,63,39,291/- (excluding custom duty) & also accord revised administrative approval & expenditure sanction amounting to Rs.8,83,00,000/- which includes the custom duty etc. to be paid on actual basis at the time of supply of machines for the work of "Strengthening & Resurfacing of Roads in NDMC Area, SH:Procurement of Mechanical Road Sweepers".

It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.

**Annexure 6 pages**











**Annexure dns\**

**ITEM NO. 05 (A-159)**

1. **Name of Subject/Project:** Rehabilitation of old Sewers.

Sub-Head: Desilting and rehabilitation of 84" dia brick barrel Sewer Line from Kasturba Gandhi Marg, C-hexagon and Shah Jahan Road to Q point.

2. **Name of Department concerned:** Civil Engineering Department (PH Circle)

3. **Brief History of the Subject/Project:**

This preliminary estimate has been framed for desilting and rehabilitation of the existing 84" dia brick barrel Sewer Line from Kasturba Gandhi Marg, C-hexagon and Shah Jahan Road to Q point. The existing line is very old and out lived its life. After rehabilitation of this 84" dia outlived brick barrel, the roads en-route of its alignment of sewer line shall be safe for the road users as it will avert collapsing of old and substantially large sized barrel. The route / alignment of the sewer line is VVIP route, C-hexagon around India Gate which is of National importance. Caving in roads was a big threat to road user and was in headlines in almost all news papers in 2009. 84" dia sewer is very large in size and laying of a new sewer in place of it is only by adopting micro tunneling which besides being a costly process is not yet an easily / readily available technology in India for implementation. M/s TCE has proposed a 900 mm dia sewer line to have an alternative to the connected branch sewers shall not be laid now. Further part of this 84" dia trunk sewer line has been recently desilted by the Sewerage Maintenance Division effecting some cost cut for rehabilitation in already desilted sewer line. The proposed rehabilitation of 84" dia sewer will prove a vital inter link in between twin 2100 dia barrel via C-Hexagon, Dr Zakir Hussain Marg and Q Point and Q point existing system connected with Pragti Vihar SPS and Kiloikeri SPS respectively. In the event of failure of any of SPS, blockage / interruption due to technical fault, natural calamities or sabotage, the NDMC's VIP area shall not face the eventuality of overflow of trunk sewers.

4. **Detailed Proposal on the subject/project:**

The proposal contained in this estimate is for the rehabilitation in a length of 1568 m of 84" dia brick barrel sewer line including desilting and regrading with confined space excavation wherever required. The technology to be used shall be CIPP liner which is considered to be most suitable and recommended by IIT Delhi in similar cases.

5. **Budget Provision:**

There exists a budget provision for Rs 13 crores for rehabilitation of Old Sewers under D.2.17.12. (A) general head of rehabilitation of sewer. However specific provision shall be made in RE of 2010-11.

6. **Implementation schedule with lines for each stage including processing:-**

After approval of A/A & E/S from the Council the implementation schedule will be as under:-

Technical Sanction of DE	06 weeks
Preparation and approval of draft NIT	06 weeks
Call of tenders	08 weeks
Award of work	04 months
Execution of work	12 months from date of award

**7. Comments of finance:**

The finance has concurred in the proposal vide their UO no 418 dated 08.03.10 and seen the agenda vide diary no. 364 dt. 11.03.10.

**8. Comments of the Department on the comments of finance department:**

No comments, since Finance Deptt. has concurred the proposal.

**9. Legal implication of the subject/project:**

NIL, since this is a case of A/A and E/S only.

**10. Comments of the Law department on the subject / Project:**

No, law point is involved in the subject matter.

**11. Comments on the comments of the Law department:**

NIL

**12. CVC Guidelines:**

All codal formalities in respect of the preparation of the estimate have been followed in accordance with the CVC guide lines.

**13. Recommendations:**

The case is laid before the council for the consideration and accord of A/A and E/S for an amount of Rs 19,37,26,000/- for the work "Desilting and rehabilitation of 84" dia brick barrel Sewer Line from Kasturba Gandhi Marg, C-hexagon and Shah Jahan Road to Q point".

**COUNCIL'S DECISION**

Resolved by the Council to accord administrative approval and expenditure sanction amounting to Rs.19,37,26,000/- for the work "Desilting and rehabilitation of 84" dia brick barrel Sewer Line from Kasturba Gandhi Marg, C-hexagon and Shah Jahan Road to Q point".

It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.

**ITEM NO. 06 (A-160)****1. NAME OF SUBJECT:**

Structural Strengthening and Improvement of Chander Lok Building.

**2. NAME OF THE DEPARTMENT:**

Civil Engineering Department (BM-PK)

**3. BRIEF HISTORY OF THE PROJECT:**

Chander Lok Building had been constructed in 1969 by NDMC at Janpath Road adjacent to Kidwai Bhawan. This building has been leased out to different government organizations and tourist offices. The NDMC is getting revenue from these organisations as rent. The building in its present state requires a lot of repair and strengthening work. The roof of the basement is the worst affected with columns in the shaft areas on the driveway sides. During the inspection of sub committee comprising of CE(C-II), Director (Estate), SO to Chairman and EE(BM-PK), it was desired that Structural Strengthening and Improvement shall be carried out after appointing the consultant for strengthening the existing building. After appointment of consultant and on the basis of report submitted by the consultant, the estimate has been prepared amounting to Rs.1,92, 49,000.00 on the basis of DSR 2007 + Rs.5 Lacs contingencies.

**4. DETAILED REPORT OF THE PROJECT:**

The following Structural works are to be carried out in this work:

1. Repair / replacement of damaged roof of the basement.
2. Strengthening of columns on the driveway sides.
3. Parapet wall in the front, rear, intermediate and top of floor.
4. Lift shafts adjacent to toilet blocks and expansion joints.

Major items considered in the estimate are as per norms adopted for other commercial buildings of NDMC which are as under:-

- I. Granite Cladding in Staircase.
- II. S.S. railings for handicap persons.
- III. S.S. Jali in Stilt floor.
- IV. Replacement of SCI pipes.
- V. Providing Concertina coil on existing railing of boundary wall.

**5. FINANCIAL IMPLICATIONS OF THE PROPOSED SUBJECT:**

Accordingly, Preliminary Estimate is framed for Rs. 1,92,49,000/- on the basis of DSR 2007 + Rs.5 Lacs contingencies.

**6. IMPLEMENTATION SCHEDULE WITH AND TIME LINES:**

10 (Ten) months from the award of the work.

**7. COMMENTS OF THE FINANCE DEPARTMENT ON THE SUBJECT:**

Finance has concurred the proposal vide Diary No.410/PSFA/D/10 dated 16.3.2010.

**8. Comments of the department on the comments of Finance Department.**

No comments in view of concurrence of finance.

**9. LEGAL IMPLICATION OF THE PROJECT/SUBJECT:**

NIL.

**10 Details of the Previous Council's Resolution, existing laws of Parliament and Assembly on this subject:**

NIL.

**11. Comments of the law Department on this Subject:**

NIL.

**12. Comments of the department on the comments of Law Department:**

NIL.

**13. Certification by the Department that all CVC guidelines had been followed, while processing the case:**

Certified that CVC guidelines have been followed while processing the case.

**14. Recommendations:**

The case is placed before the Council to accord Administrative Approval and Expenditure Sanction to the estimate amounting to Rs.1,92,49,000/- for



"Improvement to Chander Lok Building". Permission be also accorded to take further action in anticipation of confirmation of minutes of Council.

**15. Draft Resolution:**

Resolved by the Council that A/A & E/S is accorded to the estimate amounting to Rs.1,92,49,000/- for "Improvement to Chander Lok Building". Permission is also accorded to take further action in anticipation of confirmation of minutes of Council.

**COUNCIL DECISION**

Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.1,92,49,000/- for "Improvement to Chander Lok Building".

It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.

**ITEM NO. 07 (I-11)**

**1) Name of the Subject/project:** Implementation of Smart Card based e-Governance solution.

**2) Name of the Department/Departments concerned:** Information Technology Department.

**3) Brief history of the subject/project:**

IT department is making continuous efforts towards computerization of all departments to provide transparency and better services to its citizens / employees. The main objective of IT department is computerization of various activities and work flows of various departments in order to promote efficiency, transparency, accountability and responsiveness.

In order to achieve the objective it was decided that some of critical application such as Attendance management, Visitor Management, Library Management, Hospital Management System, Human Resource Management System and Payroll would be integrated, web-based and smart card driven. These applications will keep important and critical data stored in the back-end database as well as on the smart card. Smart cards will also keep essential information about the employee related to health, leave, library etc. The mobile work force deployed in the field will be able to submit the attendance through remote devices. The finger print & photographs of all employees will be captured for Attendance system.

The Smart Cards will be issued to all employees of NDMC which will replace the existing I-Card, Health Card and Library Card. The Smart card will unify all the cards by merging them into ONE. Smart cards will effectively be used to control access in Palika Kendra and specific points inside the building. The same smart card will also be used to allow or disallow an employee's access to Digital information and records.

**4) Detailed proposal on the subject/project:**

The process for gathering data of NDMC employees has already been going on in IT department after it was decided to move on to the Smart Card platform. The data for all the employees in Group 'A' and Group 'B' has already been collected and digitized. Data of Group 'C' and 'D' employees is under collection and digitization.

Under this project a Hospital Information System will be implemented in Charak Palika Hospital (Moti bagh), Palika Maternity Hospital, Central Medical Stores and around 45 Dispensaries [Allopathic, Ayurvedic, and Homeopathic]. It will include Patient Registration, Medical Record Management, Lab records, prescription, Equipment Maintenance, Hospital Store etc.

Human Resources Management System will include Electronic Employee Service book as per the Service Rules in Govt. establishments in India (state or Central), Selection, Hiring, Joining, Deputation in and out, Transfers , Postings, Promotions , DPC, pension, Salary Fixation, Loans and Advances, Leave and attendance, Quarter Allocation, ACR, Leave travel, GPF, Employee details, Post Details etc.

The major components of the project are as under:-

- (i) Web based Application Software, Implementation and Customization charges for Smart Card Management System, Visitor Management, Library Management, Time & Attendance Management, Payroll, Human Resource

- Management System, Pension management System, Health Management system and Empanelled Private Hospital interface.
- (ii) Data Migration of existing Payroll and Personnel information data
  - (iii) System Software such as Operating System, Application Server, Database server etc.
  - (iv) Integration software to integrate all the application software.
  - (v) Training
  - (vi) Annual Technical Support of all Application Software including major / minor version upgrades and remote support by OEM after completion of warranty period of one year from the date of Go-Live of each module for a period of 3 years.
  - (vii) AMC of all Application Software for day to day operations, onsite technical support and change request management after completion of warranty period of one year for a period of 3 years.
  - (viii) Data Entry / Digitalization of Documents such as Employee Records, Library Books, Medical Records, Equipment Details, Medicines Details, Digitization of service books of all employees etc.
  - (ix) Hardware such as Smart Card Reader, Controller, Kiosks with self services, 42" LCD Display Terminal, finger print scanner, web cam etc.
  - (x) AMC of Hardware for a period of 3 years
  - (xi) Bio Metric enabled, Smart/ Visitor card with accessories (including card, Physical & electronic personalization, Lanyard with printed NDMC logo, Card Holder, Capturing of Bio metrics and photograph data) for NDMC employees and Visitors/ Vendors.
  - (xii) Post Warranty Maintenance cost of Bio Metric enabled Smart card / Visitors Card for a period of 3 years

The firm has to complete the deliveries of the web based software, customization and other services with 18 months from the date of work order. The firm will be responsible for one year warranty from the date of Go-Live for each module. The firm will also provide ATS / AMC for a period of three years after successful completion of one year warranty period of each module.

IT Department had called Expressions of Interest for Implementation of Smart Card based e-Governance solution. In response, the following six companies had shown their interest and submitted their EOI documents in NDMC:

<b>S. No.</b>	<b>Name of Company</b>
1.	M/s Tata Consultancy Services
2.	M/s MGRM Net Ltd.
3.	M/s Vayam Technologies Ltd.
4.	M/s Siemens Information Systems Ltd.
5.	M/s Vishesh Infotechnics Ltd.
6.	M/s Wipro Ltd.

The RFP was issued to all the firms submitting EOI. The online tenders were invited after taking approval from the competent authority for implementation of Smart Card based e-Governance solution through e-tendering portal <https://delhi.govtprocurement.com>. The copy of RFP was also sent through e-mail to all of the 6 firms.

Under instructions from the Council and after taking approval from Chairman, NDMC, a committee comprising of subject matter specialist & IT field experts as external members and all the concerned HODs was constituted under the Chairmanship of FA, NDMC for Finalization of RFP, Evaluation of RFP, Demonstration and detailed

presentation, commercial bids, award of work and acceptance of solution etc. The composition of the committee members is as follows:-

- (i) F.A. (Chairman of Committee)
- (ii) Dr. M.P. Gupta, Professor and Chair-Information Systems Group & Coordinator-Centre for Excellence in E-governance at the Department of Management Studies, Indian Institute of Technology , Delhi [**External Member**]
- (iii) Sh. Amar Kumar Mohapatra, Asstt. Professor (CSE), GGS Indraprastha University, Delhi [**External Member**]
- (iv) Sh. Sandeep Ahlawat, System Analyst, Department of IT, GNCT of Delhi [**External Member**]
- (v) Director(P)
- (vi) Director(IT)
- (vii) Director(PR)
- (viii) Director(MS)
- (ix) Chief Security Officer
- (x) Director(Accounts)
- (xi) Dy. Director (IT)
- (xii) Sh. Ram Niwas Gupta, Programmer (IT) – B.E. (Computer Sci. & Engg.) working from M/s DOEACC Centre (Ministry of IT & Communication).
- (xiii) Sh. Bhawani Shanker Singh, Programmer (IT) – M.C.A. working from M/s DOEACC Centre (Ministry of IT & Communication).

The online as well as physical technical bids were opened on 05/01/2010 at 3:30 P.M. in the presence of Committee members and the representatives of firm. Only 4 bids were received online as well as in the tender box from the following firms.

- (i) M/s Tata Consultancy Services
- (ii) M/s MGRM Net Ltd.
- (iii) M/s Siemens Information Systems Ltd.
- (iv) M/s Wipro Ltd.

The committee meeting was held for presentation of proposed system regarding implementation of Smart Card based e-Governance solution. The committee evaluated Technical bid on the basis of all physical documents submitted in support of technical eligibility as per terms & conditions of EOI, RFP, Pre bid meeting minutes 1 & 2. All the four firms have obtained more than 70% of total marks. Hence, all the firms have technically qualified the bid. The financial bids were opened in the presence of Committee members. The details of the financial bids are given as under:-

<b>Description</b>	<b>M/s MGRM</b>	<b>M/s Siemens</b>	<b>M/s TCS</b>	<b>M/s Wipro</b>
Financial quoted rates ( inclusive of all taxes)	9,89,67,000(L1)	16,94,40,478	13,97,93,034	14,49,63,349.8

M/s MGRM Net Ltd was L-1 in the financial bid. The committee recommended that the work for implementation of Smart Card Based e- Governance Solution in NDMC may be awarded to M/s MGRM Net Ltd on their quoted rate amounting to Rs.9,89,67,000/-(inclusive of all taxes).

**5) Financial implications of the proposed/subject:**

Yes, the estimated cost of the Project would be Rs. 9,89,67,000/-(inclusive of all taxes). The requisite budget has been raised in the B.E. of 2010-11. The expenditure will be charged to IT Head of account C.15.4.

**6) Implementation schedule with timeliness for each stage including internal processing:**

The expected time for awarding the work would be **one month** which would include Award of contract, signing of contract and agreement.

The expected time for implementation of Smart card based e-Governance solution would be **18 months** and the project duration including warranty and AMC is over 5.5 years.

**7) Comments of the Finance Department on the subject :**

Finance department has concurred in the proposal vide Diary no. 557 dated 11/03/2010 and agenda has been seen by Diary No. 396/PS/FA/D/2010 dated 15/03/2010.

**8) Comments of the Department on comments of Finance Department:**

No Comments

**9) Legal implication of the subject/project:**

None

**10) Comments of the Law Department on the subject:**

No Comments

**11) Comments of the Department on comments of Law Department:**

No Comments

**12) Certification by the department that All Central Vigilance Commission (CVC) guidelines have been followed while processing the case:-**

It is certified that all CVC guidelines have been followed during tendering process.

**13) Details of previous Council Resolutions, existing law of Parliament and Assembly on the subject:**

**Council Resolution No. 16(I-06) dated 17/06/2009**

**Council's Decision:** Resolved by the Council to accord Administrative Approval and Expenditure Sanction to the preliminary estimate amounting to Rs. 18 Crores for 'Implementation of Smart card based e-Governance solution'. While according its approval, the Council noted that the conceptualization and implementation of the scheme need guidance of the subject matter specialist. Hence, it was directed by the Council that a sub-committee, with two IT experts from National Informatics Centre (NIC) / Ministry of Information Technology / Delhi Govt./ Autonomous bodies under Delhi Govt. shall advise on all aspects of the scheme. The department shall co-opt for these two members on the sub – committee and put up the recommendation of the sub-committee, when the proposal is again put to the Council for its next stage approval.

**14) Recommendation:**

The department recommends for implementation of Smart card based e-Governance solution. Accordingly, it is proposed to award the work to M/s MGRM Net Ltd. at their quoted rates amounting to Rs.9,89,67,000/-(inclusive of all taxes).

The department may initiate action in anticipation of confirmation of minutes.

**15) Draft Resolution:**

It is resolved for implementation of Smart card based e-Governance solution and to award the work to M/s MGRM Net Ltd. at their quoted rates amounting to Rs.9,89,67,000/-(inclusive of all taxes).

It is further resolved that the Department may initiate action in anticipation of confirmation of the minutes by the Council.

**COUNCIL'S DECISION**

Resolved by the Council that the Ministry of Information Technology, Govt. of India be requested to review the technical and financial issues of the project.

The Council further directed the department to resubmit the proposal to the Council, based on the advice of the Ministry of Information Technology, Govt. of India.

**ITEM NO. 08 (B-36)****1. NAME OF WORK:**

Estimate for the "Replacement of 33 KV 300 sq. mm/3C PILCA cable between 33 KV ESS Tilak Marg to 33 KV ESS Nirman Bhawan".

**2. NAME OF THE DEPARTMENT: ELECTRICITY DEPARTMENT****3. BREIF HISTORY OF THE SUBJECT:**

An estimate amounting to Rs. 1,07,43,922/-(G) (Rs. One Crore Seven Lac Forty three thousand nine hundred twenty two only) & Rs. 1, 06, 60,710/-(N) (Rs. One Crore Six Lac sixty thousand seven hundred ten only) has been framed for the "Replacement of 33 KV 300 sq. mm/3C PILCA cable between 33 KV ESS Tilak Marg to 33 KV ESS Nirman Bhawan" against the Depreciation Reserve Fund under the Budget Head E-3.

**4. DETAILED PROPOSAL ON THE SUBJECT:**

The existing 33 KV inter-connector feeder cable was laid in the year 1967 and has served it useful prescribed life of 35 years. This feeder provides standby power supply to the residence of PM of India & VVIP buildings like Parliament House etc. This feeder is giving frequent trouble due to nos. of joints in the cables, so in order to provide a reliable standby supply, it is proposed to provide a new inter-connector feeder cable between 33 KV ESS Tilak Marg & 33 KV ESS Nirman Bhawan with cable size of 33 KV 400 sq. mm 3/C XLPE. Accordingly an estimate amounting to Rs. 1,07,43,922/-(G) (Rs. One Crore Seven Lac Forty three thousand nine hundred twenty two only) & Rs. 1,06,60,710/-(N) (Rs. One Crore Six Lac sixty thousand seven hundred ten only) has been framed for the same.

**5. FINANCIAL IMPLICATION OF PROPOSED SCHEME: Rs. 1,07,43,922/(G) & Rs. 1,06,60,710/-(N).****6. IMPLEMENTATION SCHEDULE: 06 MONTHS****7. COMMENTS OF FINANCE:**

Finance has concurred vide Dy. No. 387/Finance/R-Elect. dated 19/02/2010 and seen the Draft Agendum vide Dy. No. 380/PS/FA/D/2010 dated 12/03/2010.

**8. COMMENTS OF DEPARTMENT ON COMMENTS OF FINANCE: No Comments****9. LEGAL IMPLICATIONS:**

No legal implications involved.

**10. DETAILS OF PREVIOUS COUNCIL'S RESOLUTIONS, EXISTING LAW OF PARLIAMENT AND ASSEMBLY ON THE SUBJECT: NIL**

**11. COMMENTS OF LAW DEPARTMENT: NIL**

**12. COMMENTS OF DEPARTMENT ON COMMENTS OF LAW DEPARTMENT: NIL**

**13. CERTIFICATION BY THE DEPARTMENT ALL CENTRAL VIGILANCE COMMISSION (CVC) GUIDELINES HAVE BEEN FOLLOWED WHILE PROCESSING THE CASE.**

ALL CVC GUIDELINES HAVE BEEN FOLLOWED WHILE PROCESSING THE CASE.

**14. RECOMMENDATION OF DEPARTMENT:**

The estimate is noted to the Council for according Administrative Approval and Expenditure Sanction to the estimate amounting **Rs. 1,07,43,922/-(G) & Rs. 1,06,60,710/-(N)** for the "**Replacement of 33 KV 300 sq. mm/3C PILCA cable between 33 KV ESS Tilak Marg to 33 KV ESS Nirman Bhawan**" against the Depreciation Reserve Fund under the Budget Head of A/c E-3. Approval may also please be accorded to take further action in anticipation to the confirmation of minutes of the Council meeting.

**15. DRAFT RESOLUTION**

Resolved by the Council that Administrative approval and Expenditure sanction is accorded to the estimate amounting to **Rs. 1,07,43,922/-(G) & Rs. 1,06,60,710/-(N)** for the "**Replacement of 33 KV 300 sq. mm/3C PILCA cable between 33 KV ESS Tilak Marg to 33 KV ESS Nirman Bhawan**" against the Depreciation Reserve Fund under the Budget Head E-3. Approval is also accorded to take further action in anticipation to the confirmation of minutes of the Council meeting.

#### **COUNCIL'S DECISION**

Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.1,07,43,922/-(G) & Rs. 1,06,60,710/-(N) for the "Replacement of 33 KV 300 sq. mm/3C PILCA cable between 33 KV ESS Tilak Marg to 33 KV ESS Nirman Bhawan" against the Depreciation Reserve Fund under the Budget Head E-3.

It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.



**ITEM NO. 09 (C-43)****1. Name of the subject.**

Proposal to amendment to Section 4 of New Delhi Municipal Council Act, 1994.

**2. Name of the Department.**

Council Secretariat

**3. Brief history of the case.**

(i) The New Delhi Municipal Council has been established under section 3 of the NDMC Act, 1994. The composition of the Council is provided in section 4 of the Act. The Council shall consist of 11 members. The Member of Parliament representing constituency which comprises wholly or partly of the New Delhi area shall be a special invitee for the meeting of the council but without a right of vote. The 11 members of the Council shall be –

- (a) a Chairperson from amongst the officers, of the Central Government or the Government, of or above the rank of Joint Secretary to the Government of India to be appointed by the Central Government in consultation with the Chief Minister of Delhi;
- (b) three members of Legislative Assembly of Delhi representing constituencies which comprise wholly or partly the New Delhi area;
- (c) five members from amongst the officers of the Central Government or the Government or their undertakings, to be nominated by the Central Government ; and
- (d) two members to be nominated by the Central Government in consultation with the Chief Minister of Delhi to represent from amongst lawyers, doctors, chartered accountants, engineers, business and financial consultants etc.

(ii) As is clear from the above, as per clause (b), the Council consisted of three members of the Legislative Assembly of Delhi representing constituencies which comprise wholly or partly the New Delhi area. However, after delimitation of the Assembly constituencies in Delhi, there are only two constituencies, namely, the New Delhi Assembly constituency and the Delhi Cantonment Assembly constituency, which comprise wholly or partly the New Delhi area. As a result only two members of the Delhi Legislative Assembly are eligible to be made members of the Council leaving one seat of the member as vacant which could not be filled up in current situation.

(iii) The situation arising out of the delimitation of the Assembly constituencies and also the recommendations of the Estimates Committee of the Lok Sabha to give voting right to the Member of the Parliament whose constituency wholly or partly comprise New Delhi area is under consideration of the Central Government.

(iv) The Ministry of Home Affairs has examined the Legislative proposal in consultation with the Ministry of Law and Justice. The Ministry of Home Affairs has been advised by the Ministry of Law and Justice that inclusion of the Member of Parliament as a Member of the Council may have its impact on the Parliament (Prevention of Disqualification) Act 1959. The Ministry of Home Affairs in their F.No. 14011/39/2008-Delhi II dt. 10<sup>th</sup> March 2010 (**copy enclosed as Annexure A See pages 95 - 97**) has intimated that the Ministry of Law after considering the facts and circumstances of the matter and after taking account law on the subject as well as various judgements of the Supreme Court and High Court in the matter, has concluded as under :-

***"...in my considered opinion, after a careful analysis of the jurisprudence evolved by the Courts on "office of profit", the following amendments have to be made to the New Delhi Municipal Council (allowances for attending meetings of the Council) Rules, 2006 and the relevant Resolutions passed by the Council to avoid disqualification of the Member of Parliament under Article 102(1) for holding an "office of profit" as a Member of the New Delhi Municipal Council :***

- a. ***The question of allowance is a context-specific factual enquiry and as held by the Hon'ble Supreme Court in Ashok Kumar Bhattacharya, the enquiry into disqualification over an office of profit must be case-specific. The daily allowance of Rs.1000/- per meeting to a maximum of Rs.3000/- must be examined to assess whether this amount is in excess of the out-of-pocket expenses of the Member which he/she is likely to incur for attending the meeting Prima facie, this amount seems excessive for resident Members and therefore must be suitably reduced to a reasonable amount to make it compensatory, which will only defray out-of-pocket expenses.***
- b. ***The facilities provided by various resolutions passed by the Council namely,***
  - (i) ***Office Space***
  - (ii) ***Residential accommodation***
  - (iii) ***Car with Chauffeur***

- (iv) Monthly refreshment allowance of Rs.1500 for Vice Chairman and Rs.1000/- for Members**
- (v) Medical facilities**

***All the aforesaid perquisites are in excess of what is necessary to perform the duties as a Member of the Council and is likely to create a conflict of interest between their legislative functions as a Member of Parliament and the office he/she holds under the Government. In my opinion, on the basis of series of decisions by the Hon'ble Supreme Court on this issue, it would be reasonable to withdraw the above facilities to avoid an 'office of profit' disqualification.***

***Nevertheless, relying upon Umrao Singh, it would be possible to provide reasonable daily allowances to the Members, which would be strictly compensatory in nature to meet out of pocket expenses of the Members required to carry out the functions as Members of the Council."***

(v) The Ministry has thus requested to adopt and convey to the Ministry the appropriate resolution of the Council in respect of the elected representatives.

(vi) The Central Government has framed the NDMC (Allowances for Attending meetings of the Council) Rules 2006. These rules have been framed under section 16(2) of the NDMC Act. Section 16 relate to the salary and allowances of the Chairperson and members. Section 16(1) relate to the Chairperson and 16(2) to the members. It provides that the members shall be entitled to receive allowances for attendance at the meeting of the Council and of any of its committees at such rates as may be determined by rules made in this behalf. The rule making power is with the Central Government and the Central Government under section 16(2) of the NDMC Act has framed Rules relating to allowances for attending to the meeting of the Council and its Committee. It provides daily allowance of Rs.1000/- per meeting with a maximum of Rs.3000/- in a month.

(vii) The Ministry of Law and Justice feels that it must be examined as to whether this amount is in excess of the out-of-pocket expenses of the Member which he/she is likely to incur for attending the meeting, Prima facie, this amount seems excessive for resident

Members and therefore must be suitably reduced to a reasonable amount to make it compensatory, which will only defray out-of-pocket expenses.

(viii) Since the amount has been fixed under the Rules framed by the Central Government, the Council may leave it to be decided by the Central Government as to whether this amount is excessive as suggested by the ministry of Law and Justice.

(ix) The Members have been provided various facilities / perquisites by the Council which includes –

- (a) Office space (Decision based on Reso. No. 3(xxii) dt. 5.11.1996.) **(Annexure B See pages 98 - 99.)**
- (b) Residential accommodation (Decision based on Reso. No. 3(xxxx) dt. 29.10.1997.) **(Annexure C See page 100)**
- (c) Car with Chauffeur (Decision based on Reso. No. 3(xxii) dt. 5.11.1996.) **(Annexure D See pages 98 - 99)**
- (d) Monthly refreshment allowance of Rs.1500/- for Vice Chairperson and Rs.1000/- for Members (Administrative approval)
- (e) Medical facilities. (Decision based on Reso. No. 3(xxii) dt. 5.11.1996) **(Annexure E See pages 98 - 99)**

The members are also being provided other facilities of staff, telephone, furniture, stationary etc. which are in addition to the above.

(x) The Ministry of Law & Justice is of the view that all the above facilities/ perquisites provided to the members are in excess of what is necessary to perform the duties as a member of the Council and is likely to create a conflict of interest between their legislative functions as a Member of Parliament and the office he/she holds under the Government.

(xi) The Ministry of Law and Justice on the basis of the series of decisions of the Hon'ble Supreme Court on this issue is of the opinion that it would be reasonable to withdraw the above facilities to avoid an 'office of profit' disqualification.

**4. Detailed proposal on the subject:**

Allowances for attending the meeting of the Council are available to all the members of the Council and not to a specific or a category of members. Similarly the facilities provided to by the Resolutions passed by the Council are to the members of the Council and not to specific or specified category members of the Council. These facilities are available to a member of the Council and are attached to the office of the member, whether he avails it or not, and as such these may have to be withdrawn for the members of the Council, which may be to all the members of the Council and not elected members only.

MHA has advised the Chairperson to adopt and convey to the Ministry the appropriate resolution of the Council.

**5. Financial implications of the proposal.**

There is no additional financial liability.

**6. Comments of Finance department on the proposal.**

FA has seen

**7. Comments of the Deptt. on the comments of Finance Department.**

No comments required

**8. Comments of the Law Deptt.**

**L.A. has seen.**

**9. Comments of the department on the comments of Law Deptt.**

No comments required

**10. Council previous resolutions on the subject**

- (i) Reso.No. 3(xxii) dt. 5.11.1996
- (ii) Reso.No 3(xxii) dt. 2.5.1997
- (iii) Reso. No.3 (xxxx) dt. 29.10.1997

**11. Proposal for consideration of the Council :**

The matter is put up to the Council for an appropriate resolution as requested by MHA.

## **12. Resolution of Council :**

Agenda was taken up for discussion. It was noted that the facilities under reference have been provided to the Vice-Chairperson/Members, based on the following Resolutions passed by the Council :

- (i) Reso.No. 3(xxii) dt. 5.11.1996
- (ii) Reso.No 3(xxii) dt. 2.5.1997
- (iii) Reso. No.3 (xxxx) dt. 29.10.1997

Sh. Karan Singh Tanwar, MLA & Member NDMC, pointed out that these facilities have been availed by all elected and nominated Members and Hon'ble High Court of Delhi in WP (C) No. 579/2008 has upheld these facilities being reasonable and justified, and the special leave petition against this judgment of High Court was also dismissed by the Supreme Court of India. Shri Tanwar also stressed that he was a Member of NDMC u/s section 4(b) of NDMC Act, 1994 by virtue of being MLA of a constituency partly comprising of NDMC area and, therefore, proposal for withdrawal of these facilities was not acceptable. He also contended that such facilities did not qualify under the definition of Office of Profit. He also objected to continuation of such facilities to other non-official Members, as all the Members are required to discharge similar nature of responsibilities under NDMC Act 1994. In view of these facts, Sh. Karan Singh Tanwar, MLA & Member emphasized for examination of these issues. The Member also pointed out that a detailed representation dated 18.03.2010 has been sent by him addressed to Chairman, NDMC. A copy of the representation was given by him to all the Members present.

On seeking clarification on these issues by the Council, the Legal Advisor informed the Council that since the advice had come from the Ministry of Law and Justice, Govt. of India duly forwarded by the Ministry of Home Affairs, it would be advisable to withdraw these facilities with immediate effect from the elected representatives who are Members of the Council to avoid an "office of profit" disqualification. The Legal Advisor also informed the Council that so far as the High Court case is concerned, the issues raised were related to the facilities being given to the Members of the Council and not the issue of disqualification under "office of profit". The Council was further informed that the detailed representation dated 18.03.2010 given by Sh. Karan Singh Tanwar, Member has already been forwarded to the Ministry of Home Affairs.

Taking note of all these facts and after detailed discussion, the Council resolved by majority that facilities given by the Council to the elected representatives who are Members of the Council, be withdrawn with immediate effect. The Council directed that in anticipation of the confirmation of this decision by the Council, Ministry of Home Affairs be informed of the adoption of this Resolution with immediate effect.

**At the time of confirmation of the minutes of this meeting, in the next meeting of the Council on 21.04.2010,** *"the Council was informed about the WP (C) No.2229/2010 filed in the Delhi High Court by Sh. Karan Singh Tanwar, MLA & Member, NDMC against the decision taken by the Council in its meeting dated 19.03.2010, vide Item No. 09 (C-43). The Hon'ble Court directed that till the next date of hearing, the operation of resolution dated 19.03.2010 qua the petitioner is stayed.*

*The above information was noted by the Council."*

annexure 95 – 100











annexure end

**ITEM NO. 10 (B-37)**

(1) **Name of the work :** Replacement / Augmentation of oil type transformers with dry type transformers in left out multi storeyed buildings in M/N area.

(2) **Name of the Department :** Electricity

(3) **Brief History of the case :**

Delhi Electricity Regulatory Commission vide their Public Notice published in Times of India has mandated for replacement of oil type transformers with dry type transformers inside all residential and commercial buildings. Accordingly, estimates for augmentation/ replacement of oil type transformers with dry type transformers were prepared in phases. Two such estimates have already been approved by Council and the work is in the process of execution.

Advisor (Elect.) inspected a few Sub-stations and suggested that possibility of shifting the transformers in the open area be explored instead of replacing the existing oil type transformers with dry type transformers. The estimate was accordingly prepared and discussed at length on 26-11-09 in the chamber of Advisor (Elect.) in the presence of S.E.(E-II) & S.E.(E-V) . It was finally decided that the whole estimate may be split up considering the execution facility, nature of sites etc. (as per the point No.3 & 4 of the Minutes of the Meeting, placed below as **Annexure-A See pages 104 - 105** ).

Accordingly as per Point No.3 (a) & 4 of the Minutes, a separate estimate amounting to Rs.8,27,82,500/- (G) & Rs.8,19,75,500/- (N) for replacement/augmentation of oil type transformers with dry type transformers of higher capacity was prepared. The higher capacity transformers are essentially required in view of increasing load demand from the consumers of these multi storeyed buildings. As per the discussion held in the meeting in the chamber of F.A. on 16.02.2010, revised estimate amounting to Rs. 5,83,09,500/- (G) & 5,75,03,000/- (N) has been framed after taking new rate of 1600 KVA dry type transformer.

(4) **Detailed proposal on the Project :**

In view of above, Replacement/Augmentation of transformers & LT panels in M/N division were examined and it was decided to carry out the work of replacement in M/N division of left out 7 Electric Substations of multi storeyed buildings. The transformers to be dismantled are in good condition and giving satisfactory service. They may be used for day-to-day maintenance in future. The following transformers are to be installed in place of existing oil type transformers in various buildings:

S.NO.	EQUIPMENT	QUANTITY
1.	Transformer 1600KVA	20
2.	LT Panel two tier 2500/2500 A	13
3.	LT Panel two tier 2500/800 A	7
4.	LT Panel two tier 800/800 A	40

The detail capacity of transformers and panels at each substation is given in the

**Annexure-B See page 106 .**

(5) **Financial implications** : Financial implications in the proposal is anticipated to be Rs.5,83,09,500/- (G) & Rs.5,75,03,000/- (N).

(6) **Implementation schedule**: Nine months

(7) **Comments of the Finance Deptt. on the subject** :

Finance Deptt. vide Dy. No. 404/Finance/R-Elect dated 19-2-10 have concurred in the estimate subject to the following conditions :

1. Approval of the competent authority.
2. Availability of funds.
3. The work would be got executed after adhering all codal provisions and CVC's guidelines.

(8) **Comments of the Deptt. on the Comments of the Finance Deptt.** :

- (i) Approval of the competent authority is being obtained.
- (ii) The funds have been made available in B.E. 2010-11.
- (iii) All codal provisions and guidelines of CVC have been adhered to.

(9) **Legal implication of the Project** : - No legal implication is involved.

(10) **Details of previous Council Resolution** : NIL

(11) **Comments of Law Deptt.** : NIL

(12) **Comments of the Deptt. on the comments of Law Deptt.** : NIL

(13) **Certification by the Deptt. that all Central Vigilance Commission (CVC) guidelines have been followed** :

It is certified that all Central Vigilance Commission (CVC) guidelines have been followed in processing the case.

(14) **Recommendation** :

The estimate amounting to Rs.5,83,09,500/- (G) & Rs.5,75,03,000/- (N) for Replacement/ Augmentation of oil type transformers with dry type transformers in left out multi storeyed buildings in M/N area may be placed before the Council to accord administrative approval and expenditure sanction.

(15) **Draft Resolution :**

Resolved by the Council that Administrative approval and expenditure sanction is granted to the estimate amounting to Rs.5,83,09,500/- (G) & Rs.5,75,03,000/- (N) for Replacement/ Augmentation of oil type transformers with dry type transformers in left out multi storeyed buildings in M/N area.

**COUNCIL'S DECISION**

Resolved by the Council to accord administrative approval and expenditure sanction to the estimate amounting to Rs.5,83,09,500/- (G) & Rs.5,75,03,000/- (N) for Replacement/ Augmentation of oil type transformers with dry type transformers in left out multi storeyed buildings in M/N area.

ANNEXURE 3 PAGES





ANEXURE E4NDS

**ITEM NO. 11 (B-38)****1. Name of project :**

Improvement of LT Rising Mains at Lok Nayak Bhawan, New Delhi.

Sub-head : Supply, Installation, Testing and Commissioning of TPN Sandwich

Rising main of Aluminium 1200 Amp Bus Bar.

**2. Name of Department concerned:**

Electricity Department.

**3. Brief History of the project:**

Frequent power disruption in Lok Nayak Bhawan were observed and the issue was taken up at very senior level to take remedial steps with adequate arrangement of power supply system to avoid such frequent power disruption. A meeting was held on 27.09.2009 in the chamber of Home Secretary and Chief Engineer (Elect.) of NDMC & CPWD were deputed to inspect the site and submit a joint inspection report. Both Chief Engineers carried out the joint inspection of Lok Nayak Bhawan on 27.07.2009 and suggested some measures to be taken for upgradation of complete distribution system in Lok Nayak Bhawan. It was suggested that additional rising main of 800 Amp. Capacity in each Wing may be provided if there are space constraint, then single rising mains of higher capacity may be provided. Another meeting was also held on 11.08.2009 in the chamber of Home Secretary to review the progress of measures to be taken about various issues including power supply arrangement. Accordingly the estimate for upgradation of complete LT distributions Network in Lok Nayak Bhawan was got sanctioned.

**4. Detailed proposal on the project and scope of work:**

Tenders were invited through e-Procurement for the work of Improvement of LT Rising Mains at Lok Nayak Bhawan, New Delhi. On first call of tenders, single eligible tender offer was received and rejected. On second call of tenders, five firms responded. All the firms were found eligible as per NIT. Price bids of above firms were opened & position emerged as below :

<b>S.No</b>	<b>Name of firm</b>	<b>Tendered cost</b>	<b>Remarks</b>
1.	M/s Bhardwaj Brothers	1,19,52,000/-	IInd Lowest
2.	M/s Disha Electronics	1,28,75,000/-	IIIrd Lowest
3.	M/s Kapila Engineers	1,34,60,000/-	Vth Lowest
4.	M/s Rajan D.S. Buildtech Pvt. Ltd.	1,30,10,000/-	IVth Lowest
5.	M/s Shiv Electric	1,13,16,000/-	Ist Lowest

M/s Shiv Electric emerged the lowest tenderer. The firm also subsequently offered Voluntary discount @ 1% & the discounted offer of the firm amounts to Rs.1,12,02,840.00 which is 4.63% above the justified rates & 17.78 % above the estimated cost put to NIT. The case duly checked by planning, has been concurred by Finance.

**5. Financial Implication:**

Rs.1,12,02,840.00 (Rs. One Crore twelve lacs two thousand eight hundred forty only)

**6. Implementation Schedule :**

Six Months

**7. Comments of Finance Department:**

The Finance department has concurred the case on 15.03.2010 and seen by F.A. with no further comments. .

**8. Comments of the Department on the comments of Finance Department :**

Nil

**9. Legal implication :** Nil

**10. Details of previous Council Resolution , existing law of Parliament and assembly on the subject.** Nil

**11. Comments of the Law Department :** Nil

**12. Comments of the Department on the comments of Law Department :** Nil

**13. Certified that all CVC's guidelines have been followed while processing the case.**

**14. Recommendations:**

The case may be placed before the Council for approval to award the work of Improvement of LT Rising Mains at Lok Nayak Bhawan to the lowest tendered i.e. M/s Shiv Electrics at their quoted rates of Rs. 1,12,02,840.00. Since the work is of urgent nature & is to be completed before peak summer, approval is solicited to issue work order anticipation to the confirmation of the minutes of Council meeting.

**15. Draft Resolution**

Resolved by the Council that approval is accorded to award the work of Improvement of LT Rising Mains at Lok Nayak Bhawan to the lowest tendered i.e. M/s Shiv Electrics at their quoted rates of Rs.1,12,02,840.00. Approval is accorded to issue work order in anticipation to the confirmation of minutes of Council meeting.

**COUNCIL'S DECISION**

Resolved by the Council to accord approval to award the work to the lowest tenderer i.e. M/s Shiv Electrics of Improvement, at their quoted rates of Rs.1,12,02,840/- for the work of LT Rising Mains at Lok Nayak Bhawan.

It was also resolved that further action may be taken by the Department in anticipation of confirmation of the Minutes by the Council.

**ITEM NO. 12 (U-03)****1. Name of the subject/project**

Change of Tendering Process from calling of Limited Tenders from the List of private security agencies forwarded by Delhi Police to Open e-Tendering for Security and Traffic Services/ Arrangements at various premises of NDMC.

**2. Name of the Department/Departments concerned**

Security Department

**3. Brief history of the subject/project**

In the Council Meeting dated 15.01.2010 vide item No. 19(U-02), it was resolved to accord approval to the proposal for call of limited tenders for Security and Traffic Services at various NDMC premises from the agencies as per list provided by the Spl. Commissioner, Delhi Police.

It was also directed by the Council that :-

- (i) the department may request Delhi Police to provide the yardstick etc. for empanelment of the Security agencies approved by the Delhi Police and PM Division of M/o Home Affairs may also be contacted to find if they had prescribed/approved any such yardsticks or agencies.
- (ii) In order to watch and monitor the performance of the work of the agency to whom this responsibility is assigned, the Benchmarks prescribed by Delhi Police may be obtained and strictly followed. Delhi Police may also be requested to get the agency's regularly audited for their performance and other standards.

Accordingly a letter was sent to Delhi Police asking the necessary information. In reply, Delhi Police has not owned any responsibility in this regard, rather informed to contact Central Association of Private Security Industry (CAPSI) directly. Further, a letter to CAPSI was issued to intimate the guidelines of MHA vide which the association has empanelled certain Private Security Agencies and criteria adopted for the same. In response, CAPSI has mentioned certain points for empanelling the Security Agencies, which already exists in our NIT as per department's requirement.

**4. Detailed proposal on the subject/project**

In view of position explained above and to avoid any further delay, it is proposed:

- a) that limited tenders may not be called from the list forwarded by Delhi Police/CAPSI.
- b) that tenders already called for Group 'C' & 'D' on the basis of previous NIT may be rejected, and
- c) tenders may be floated as per modified NIT duly concurred by Finance Department for Group 'C', 'D', 'E', 'F', 'G' & 'H'.

**5. Financial implications of the proposed project/subject**

Rs.8,04,48,897/- (Rs. Eight crore four lakh forty eight thousand eight hundred ninety seven only) per annum..

**6. Implementation schedule with time limits for such stage including internal processing**

Two years from the date of actual deployment of security personnel.

**7. Comments of the finance department on the subject with diary No. & date.**

Finance department has seen the proposal vide Diary No. 411/PS//FA/D/2010 dated 16.03.2010.

**8. Reply of department on the comments of Finance Department**

No comments.

**9. Legal implication of the subject/project**

No legal implications.

**10. Details of previous Council Resolutions, existing law of Parliament and Assembly on the subject**

Resolution No. 19(U-02) dated 15.01.2010.

**11. Comments of the Law Department on the subject/project:**

Legal Advisor has seen.

**12. Comments of the Department on the comments of Law Department.**

No comments.

**13. Certificate by the Department that all Central Vigilance Commission (CVC) guidelines have been followed while processing the case.**

Certified that all CVC guidelines as well as directives of Council will be followed while processing the case.

**14 Recommendation:**

- (i) that limited tenders may not be called from the list forwarded by Delhi Police/CAPSI.
- (ii) that tenders already called for Group 'C' & 'D' on the basis of previous NIT may be rejected, and
- (iii) tenders may be floated as per modified NIT duly concurred by Finance Department for Group 'C', 'D', 'E', 'F', 'G' & 'H'.

**15. Draft Resolution**

The proposal of the Security Department was considered. The Council resolved and approved:

- (i) that limited tenders may not be called from the list forwarded by Delhi Police/CAPSI.
- (ii) that tenders already called for Group 'C' & 'D' on the basis of previous NIT may be rejected, and
- (iii) tenders may be floated as per modified NIT duly concurred by Finance Department for Group 'C', 'D', 'E', 'F', 'G' & 'H'.

**COUNCIL'S DECISION**

Resolved by the Council that :

- i) Limited tenders may not be called from the list forwarded by Delhi Police/CAPSI.
- ii) Tenders already called for Group 'C' & 'D' on the basis of previous NIT may be rejected, and
- iii) Tenders be floated as per modified NIT duly concurred by Finance Department for Group 'C', 'D', 'E', 'F', 'G' & 'H'.



**ITEM NO. 13 (C-44)****CONTRACTS/SCHEMES INVOLVING AN EXPENDITURE OF RS. 1 LAC BUT NOT EXCEEDING RS. 100 LACS.**

Section 143 (d) of NDMC Act, 1994 provides that every contract involving an expenditure of Rs.1 lac but not exceeding Rs.100 lacs under clause 143 (c) shall be reported to the Council. In pursuance of these provisions, a list of contracts entered/executed upto February, 2010, have been prepared.

A list of the contracts, entered into for the various schemes, is accordingly laid before the Council for information. **(See pages 114 - 130 )**

**COUNCIL'S DECISION**

Information noted.





































Annexure ends

**ITEM NO. 14 (C-45)**

**ACTION TAKEN REPORT ON THE STATUS OF ONGOING SCHEMES/WORKS APPROVED BY THE COUNCIL.**

In the Council Meeting held on 28.8.1998, it was decided that the status of execution of all ongoing schemes/works approved by the Council indicating the value of work, date of award/start of work, stipulated date of completion & the present position thereof be placed before the Council for information.

The said report on the status of the ongoing schemes/works upto January, 2010 had already been included in the Agenda for the Council Meeting held on 24.02.2010.

A report on the status of execution of the ongoing schemes/works awarded upto February, 2010, is placed before the Council for information. **(See pages 132 - 229 )**.

**COUNCIL'S DECISION**

Information noted.

**(GYANESH BHARTI)**  
**SECRETARY**

**(PARIMAL RAI)**  
**CHAIRPERSON**

Annexure 132 – 229

























































































































































































































Annexure ends