

Duplicate

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MWSSB/Estt.5

Date: 17.2.92

Draft Minutes of 55th Meeting of the Board held on 31.10.1991 are kept below for approval of Minister (Urban Development) and Chairman, Maharashtra Water Supply and Sewerage Board.

S.A.P. Borwankar

(S.A.P. Borwankar)

Chief Administrative Officer.

~~M.S.~~

88/7
24/2/91

~~Minister (U.D.D.) &
Chairman~~

Minister *26/2/92*

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27/2/92
A.O. (S.W.K.)

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Draft Minutes of the 55th Meeting of the
Maharashtra Water Supply and Sewerage Board
held on 31st October, 1991.

The 55th meeting of the Maharashtra Water Supply and Sewerage Board was held at 3.15 PM on 31st October, 1991 in Mantralaya. Shri Sushilkumar Shinde, Hon'ble Minister for Urban Development and Chairman, Maharashtra Water Supply and Sewerage Board presided over the meeting. The following were present in the Meeting.

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|----|---|-----|---------------------|
| 1. | Shri Sushilkumar Shinde
Hon'ble Minister for Urban Development | .. | Chairman |
| 2. | Shri Satish Tripathi
Secretary [II], Urban Development Dept. | .. | Member |
| 3. | Shri S. Shankar Menon,
Secretary, Rural Development Dept. | .. | Member |
| 4. | Shri S.T. Deokule
Secretary, Irrigation Department. | .. | Member |
| 5. | Shri B.V. Rotkar | .. | Member |
| 6. | Shri V.D. Desai | .. | Member |
| 7. | Shri S.S. Patwardhan,
Maharashtra Water Supply & Sew. Board. | !.. | Member
Secretary |

The following members intimated their inability to attend the meeting and leave of absence was granted to them.

1. Shri Babasaheb Kedar,
Minister of State for Rural Development
and Vice-Chairman, M.W.S.S. Board.
2. Joint Secretary [Expenditure]
Finance Department, Mantralaya,
Bombay 400 032.
3. Dr. D.K. Sankaran,
Municipal Commissioner,
Thane Muni. Corporation, Thane.
4. Shri Mohan Vasant Gupte,
Councillor,
Thane Municipal Corporation, Thane.
5. The Adviser to the Government of India,
Central Public Health Engineering & Sanitation Organisation
Ministry of Urban Development,
New Delhi.

The following officers of Maharashtra Water Supply and Sewerage Board also attended the meeting as invited.

1. Shri R.M. Sagane, Chief Engineer [Rural]
2. Shri A.S. Narsapur, Chief Engineer [Urban]
3. Shri K.R. Tamhane, Financial Advisor & Chief Accounts Officer.
4. Shri V.T. Ambekar, Chief Administrative Officer.

The proceedings of the meeting are as under:-

ITEM NO. 1

SUB: Confirmation of minutes of the 54th meeting of Maharashtra Water Supply & Sewerage Board held on 22.3.1991

Shri Rotkar drew attention to the Item No.3 of the minutes and enquired whether this issue was discussed by the Member Secretary with Vice-Chairman as suggested by the Chairman. Member Secretary explained that due to formation of new Ministry, the Vice-Chairman was changed and hence the issue could not be discussed.

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Since no suggestions for modifications or amendments were received, the minutes were confirmed.

ITEM NO. 2

SUB: Action taken, initiated or being taken on the actionable points in the minutes of 54th meeting of the Board held on 22.3.1991.

The Member Secretary explained the important actionable points and actions taken by the Board so far.

Action
A.O.

Actions taken or initiated were thereafter noted by the Board.

ITEM NO. 3

SUB: Cash flow position of the Board during the current financial year 1991-92.

Member Secretary read out the month-wise release of funds by Govt. during April 1991 to October 1991 and explained that major portion of the funds released by the Govt. had to be utilised for obligatory payments and very little funds are left out for execution of works. The Secretary, UDD stated that after taking into account 20% cut, the assistance for World Bank Project which will not be released, the Govt. has released adequate funds. The main difficulty is that the Board is required to divert funds.

The time has come to ask the Govt. to give assistance for spending on other items by making specific provision in the Govt. Budget. He also pointed out that some Municipalities are not properly paying the

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Board dues and suggested that the recoveries from such Municipalities should be made from their statutory grants in addition to the non-statutory grants. Chairman therefore asked the Secretary, UDD to submit him a note on the subject.

RESOLUTION

The Board noted the cash flow position and the problem of the Board during the current financial year 1991-92.

ITEM NO. 4

SUB: Financing of Rural Piped Water Supply Schemes from loan raised through Open Market Borrowings [OMB]

Member Secretary explained the background of the agenda. Shri Deoukule, Member enquired the rate of interest on such loans. Shri Rotkar stated that since there is a cash constraint, why the Govt. should not resort the borrowings so that the schemes can be executed speedily. Member Secretary explained that the rate of interest is 12% in the current year. He further stated that the matter has been examined by the Govt. and they have advised not to take OMB loan for Rural Piped Water Supply Schemes.

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RESOLUTION

The Board noted the contents of the above agenda item.

ITEM NO. 5

**SUB: Kolhar Water Supply Scheme, Tal. Rahuri, Dist. Ahmednagar. -
Claim of the Contractor, Shri D.R. Inamdar.**

The Member Secretary explained that this work was estimated on D.S.R. 1974-75. Actual work order was issued in April, 1976 and the work could not be completed within a stipulated time of twelve months. It was delayed for 2½ years due to no fault of the contractor. The contractor is very very old and he is not in a position to do any other work. He also explained that three options are placed before the Board for consideration. After discussions on the subject, it was decided to pay the Contractor ex-gratia amount of Rs.1.50 lakhs.

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RESOLUTION

"Resolved that after due consideration, the Board approves the Second Option mentioned in the Agenda of paying Rs.1.50 lakhs as ex-gratia payment to the Contractor.

Board further authorises Member Secretary to take necessary action in settlement of the full and final claim of the Contractor."

ITEM NO. 6

SUB: Provision of Leave-cum-Training Reserve Posts in the Cadre of Deputy Engineers.

Chairman stated that this item was discussed in earlier meeting and it was decided to take action if similar posts are created in the CIDCO. Member Secretary explained that CIDCO do not have the reserve posts. However, in the recent meeting with the representatives of the Engineers Association, it was pointed out by them, ^{that} whatever benefits are available to Govt. employees should be extended to Board employees particularly when the Board is not giving any additional facilities, concessions available in other organisations. Shri Deokule, Member enquired whether such reserve posts are available in Irrigation/PWD Departments. It was explained that such reserve posts exists in three Departments. The Board thereafter approved the proposal.

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C.A.O.

RESOLUTION

"Resolved that the Board approves the proposal of creation of 55 Nos. [51 Civil and 4 Mechanical] of Leave-Cum-Training Reserve posts of Deputy Engineers and allot to the Circles as indicated in the Item Note. This allotment should be subject to such changes as may be considered necessary by the Member Secretary.

The Member Secretary is authorised to take action to obtain sanction of Government for the creation of the posts."

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RESOLUTION

"Resolved that the Board approves the proposal to delegate enhanced powers to the Sectional Engineers/Asstt. Engineers as shown in the Annexure."

ITEM NO. 9

SUB: Allotment of residential accommodation on Ownership basis to the employees of the Board.

After brief discussions, it was decided to reject the proposal. Chairman also instructed that the concerned employee should be called and to explain him the position.

ITEM NO. 10

SUB: Improvement to Satara Water Supply Scheme.

Member Secretary explained the peculiar position of the scheme as the proposed scheme is partly out-skirts of the Satara City and both Municipal Council and Zilla Parishad are involved. The scheme will have 'A' Class Municipal Council financial pattern and it will be executed as Board scheme with full loan liability of the Board. Shri Rotkar, Member enquired whether the scheme is as per Board policy. Particularly, when the Board is trying to handover the existing water works to the Municipal Councils, why the scheme should not be executed by Zilla Parishad. Member Secretary explained that though the Board's policy is to handover the existing schemes, considering the peculiar situation and the Govt. has already accorded the Admn. Approval to the Scheme, this scheme should be taken as a special case. When the Satara Municipal Council will take over the existing scheme, this scheme will also be handed over. The Board therefore approved the proposal and passed the following resolution.

RESOLUTION

A] Board approves the proposal of taking up Satara Water Supply Scheme - improvements to distribution system within and outside Municipal area costing Rs.24.77 lakhs gross with all its financial liabilities.

B] The Member Secretary, Maharashtra Water Supply and Sewerage Board is authorised to take further necessary action for the actual implementation of the scheme.

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SUB: Reimbursement of share of the Govt. of the Maharashtra of pensionary liabilities discharged by the MWSS Board in respect of Govt. Servants permanently absorbed in the Board and who retired/died after 1.11.1979.

After explaining the subject matter briefly by the Member Secretary, the Board approved the proposal and passed the following resolution.

RESOLUTION

"Resolved that the Board has noted with concern the fact that the Govt. has not reimbursed any amount on account of pensionary liability incurred by the Board, in respect of portion of service rendered by the absorbed Govt. employees into the Board on its formation in term of section 23[4] of the Maharashtra Water Supply and Sewerage Board Act, 1976.

The Board also approves the action taken by the Member Secretary in investing funds to the required extent from other sources to ensure that pensioners get their pension without interruption and without delay.

The Board requests Govt. to settle this case on priority basis."

ITEM NO. 8

SUB: Delegation of enhanced powers to Sectional Engineers/ Assistant Engineers.

Member Secretary explained that Junior Engineers after certain years of experience are given higher pay and designated as Sectional Engineer/Asstt. Engineers with Class II Status. However, their duties remain the same. It is therefore proposed to entrust them with greater responsibility. Shri Deoukule, Member stated that this is under consideration of the Govt. Secretary, UDD, therefore suggested that we may await Govt. decision, as the Board is following the Govt. rules. After brief discussions, the item was approved subject to the condition that whenever the Govt. circular delegating higher responsibilities to Sectional/Asstt. Engineers is issued, the Board may withdraw its instructions and follow the Govt. instructions. This point may be made clear in the circular to be issued. To avoid confusion, exact wording used in MPW Manual appendix 24, page 362 and 363 should be used in the circular.

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SUB: Revision of Pay Scale of the Post of Divisional Accountant working in the Field Offices

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Member Secretary explained that the present scale of Divisional Accountant is Rs.1400-2600. However, the scale for the similar posts in Zilla Parishad, MIDC and MHADA are higher. The Accountant General, Nagpur conducts the examinations for MWSS Board, MIDC and MHADA, and when the scales in MIDC etc. are higher, it is necessary to give higher scale to the Divisional Accounts in the Board. After brief discussions, the proposal was approved by the Board.

RESOLUTION

"Board after taking into consideration of just and equitable demand of Divisional Accounts again approves the proposal of upgrading the pay scale of qualified Divisional Accountants from Rs.1400-2600 to Rs.1640-2900 with effect from 1.1.1986.

The Board further authorises the Member Secretary and Financial Adviser and Chief Accounts Officer once again to approach the Govt. in the matter for getting the above revised pay scale approved by Govt."

ITEM NO. 12

SUB: Inclusion of provision price escalation in Urban Water Supply/Sewage Schemes and Rural Water Supply Schemes.

Action
SE [HQ]

After brief discussions, it has been decided to defer this item.

ITEM NO. 13

**SUB: Appointment to the Posts of Engineers under the MWSS Board -
Recognition of Diploma/Degree qualifications of -**

Action
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Chairman stated that this is purely an administrative matter and need not be referred to the Board. Shri Deokule, Member suggested that the Education Department of the State Govt. should certify that the degree in computer course of the Bombay University is recognised degree. This suggestion was accepted by the Board. The Board thereafter authorised the Member Secretary to recruit Engineer having degree in Computer Course provided it is certified by the Education Department.

ITEM NO. 14

SUB: Basmat Water Supply Scheme -
[Additional Distribution Scheme]

The Member Secretary presented the item and explained the necessity. After brief discussion, the item was approved and following Resolution was passed.

RESOLUTION

Under the circumstances mentioned as above, it is resolved that Govt. in U.D. will be requested to accord Administrative Approval to the scheme, costing Rs.64.79 lakhs gross in place of Rs.48.27 lakhs approved earlier and in the mean time Member Secretary will be authorised to execute the scheme with Administrative limit upto Rs.64.79 lakhs.

ITEM NO. 15

SUB: Enhanced Escalation Payment to M/s. Hydraulic and General Engineers for the work of Ahmednagar Sewerage Scheme -
Construction of Sewage Treatment Plant 10.50 MLD capacity beyond ceiling limit of 10% of the contracted value providing the Agreement No.B/2-5 of 1980-81 of ENE Works Dn., Ahmednagar as per orders and guidelines issued under Govt. in FD's Resolution No. MIS-1084/CR-1149/Exp.6 dated 6.6.1984.

The Member Secretary has explained the item and after brief discussion, it was decided to constitute a committee consisting of following Members to examine the item.

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|-------------------------|----------|
| 1. Shri Satish Tripathi | Chairman |
| 2. Shri B.V. Rotkar | Member |
| 3. Shri V.D. Desai | Member |
| 4. Shri K.R. Tamahane | FA & CAO |
- will act as Member Secretary.

ITEM NO. 16

SUB: Repayment of LIC Loan due to 1st June, 1991 -
Diversion of funds.

After brief discussion, the Board approved the proposal and passed the following resolution.

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RESOLUTION

"Resolved that the Board notes with displeasure the fact that Municipalities do not discharge even their statutory liabilities towards the repayment of loan and that the Board has to divert funds from other sources, including G.I.A. received from Government."

ITEM NO. 17

SUB: Procurement of Sluice Valves and Reflux Valves -
Purchase reservation of 50% quantity for the State Based Units -

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SE [HQ]

Member Secretary explained that there has been a constant demand from State Level S.S.I. Units that this item should be reserved for the exclusive purchase from the State based units. The rates for State base S.S.I. units are high for the following reasons.

- i] Basic cost of raw material i.e. Pig iron is lesser in Calcutta.
- ii] Cost of labour and cost is also lesser in Calcutta.

Due to above reasons there is a vast difference in the rates, to the extent of about 40%, over the lowest rates offered by the outside the State SSI units. With a view to safeguard the interest of the State units and also to ensure timely and adequate supply of material, the Board should take a policy decision of reserving 50% of orders to the State SSI units.

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Shri Rotkar pointed out that there is a State Policy to protect small units. On this, Member Secretary explained that there is a complete reservation on item like pipes etc. except sluice valves which are required by the Board. Shri Deoukule, Member enquired about the quality of materials from the out-side State Suppliers. It was explained that due to EIL inspection, the quality of the material is ensured. It was therefore decided to reserve 20% of the quantity to be purchased from the State based SSI Units for a period of one year.

RESOLUTION

"It is resolved that the rate contract for the supply of sluice valves and reflux valves may be fixed with a provision of assuing supply order to the extent of 20% of the total requirement, to the State Units at the lowest rates amongst the State Based units.

Board further resolved that the reservation of 20% for the State SSI Units will be for a period of one year as a special case and the position will be reviewed after one year."

ITEM NO. 18

SUB: Revision of Pay Scales of -
i] Water Rate Collector and
ii] Water Rate Superintendent.

Member Secretary explained the necessity of revision of pay scales of water rate collector and water rate superintendent in the Board. Shri Desai, Member, stated that in Bombay Municipal Corporation, there is a post of Meter Supervisor and somebody has given wrong information to the Board. After brief discussion, the Board approved the proposal.

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RESOLUTION

1] The pay Scale for the post of Water Rate Collector may be revised from Rs.950-20-1150-EB-25-1500 to Rs.1200-30-1560-EB-40-2040 and pay scale for the post of Water Rate Superintendent may be revised from Rs.1200-30-1560-EB-40-2040 to Rs.1400-40-1600-50-2300-EB-60-2600.

2] Member Secretary is authorised to seek approval of Govt. to the proposed revision of pay scales.

ITEM NO. 19

SUB: Entrustment of Audit of the Accounts of the MWSS Board, Bombay to C.A.G. of India under Section 20[1] of the C.A.G.'s Act, 1971 beyond 31.3.1992 for a further period of five years.

The Board approved the proposal.

Action
FA&CAO

RESOLUTION

"Resolved that the Board Authorises the Member Secretary to approach the State Government to request the C.A.G. of India to continue to undertake the audit of the accounts of the Board from 1.4.1992 to 31.3.1997."

ITEM NO. 20

SUB: Audit Report for the year 1988-89

The Board has decided to form a small Committee to examine these items and make recommendations to the Board in the next Board Meeting.

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RESOLUTION

Board resolved that a Committee may be constituted with the following Members to examine the item No. 15 and Item No. 20 and submit its recommendations to the Board in the next meeting.

Shri Satish Tripathi	-	Chairman
Shri B.V. Rotkar	-	Member
Shri V.D. Desai	-	Member

Shri K.R. Tamhane, FA & CAO will act as a Member Secretary of the Committee.

ITEM NO. 21

SUB: Handing over of Kolhapur / Latur and Murud-Janjira Water Works.

Member Secretary explained the back ground of the proposal to hand over the Board Water Works of Kolhapur, Latur and Murud-Janjira to the concerned Municipalities. After brief discussions the proposal was approved and following resolution was passed.

RESOLUTION

"The Board hereby resolves that Kolhapur water works, Latur water works and Murud Janjira water works be handed over to the concerned local bodies on the following terms and conditions.

1. All the hydraulic structures and the land occupied by them will be handed over to the concerned local bodies and the Board will maintain such structures like office buildings, public health laboratory buildings stores and space occupied for storing material.

2. The cost of assets as decided by Govt. will have to be paid by the Municipal Councils/Corporations to MWSS Board. The issue of valuation of the cost of assets will be referred to the Govt. and the Govt. decision on the same will be binding on both the parties. The loan liability if any, may be transferred to local bodies and the concerned local body shall discharge the loan liability of the water works from the date of transfer.

3. The mode of transfer of staff :

The transfer of staff to local bodies may be regulated as per the guidelines issued vide Marathi G.R. dated 7.4.1986.

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After transfer of the employees to the concerned local bodies, the service conditions of such employees will not be changed to their disadvantage. To facilitate the pension and gratuity cases of the workers likely to retire in near future, such workers who are to retire within next two years and who choose to remain as Board employees will continue as Board staff on compulsory deputation to the concerned local bodies and their pension and gratuity case will be finalised and paid by the Board. However, for such staff, the concerned local body will pay leave salary and pension contribution and such other charges as are applicable.

Except such staff, all other staff will be treated as transferred to the concerned local bodies. The Board will pay pension contribution on the basis of the formula which Govt. may lay down for payment of pension contribution by Govt. for pre-1979 services rendered by Govt. servants transferred to the Board. The leave salary contributions will be paid by the Board on the basis of Earned Leave balance on the day of their transfer. However, the concerned local bodies will pay the leave salary as well as pension to the retiring employees transferred to them without waiting for the decision in the matter.

4. The mode of recovery of Board's dues from the consumers outstanding on the date of transfer.

The local bodies will recover the outstanding dues of the Board from the consumers after handing over the water works. The payments received from such consumers will first be treated as payment towards recovery of the Board dues and after the Board dues are fully recovered from consumers the balance payment will be treated as payment made by consumers for the supply of water by the local body.

5. The details of assets, staff, loan liability.

The water workwise details of depreciated cost of assets, the loan dues and details of staff are enclosed as Annexure-III

6. Deputation of Engineering staff to the local bodies.

If requested by the local bodies the Board can spare Engineering staff such as Deputy Engineer, Jr. Engineer on deputation to the local bodies for day-to-day maintenance of the water works to be handed over. The period of deputation will be initially for one year which can further be extended by mutual agreement.

Action
C.A.O.

7. Necessary agreement on stamp paper interalia indicating the terms and conditions of transfer of water works shall be executed between the concerned local bodies and the Board.

8. The Board further authorises the Member Secretary of the Board to take further necessary actions in the matter and hand over the water works on such date as is mutually agreed after completing necessary formalities.

CONFIDENTIAL ITEM NO. 1

SUB: Financial Position of the Board.

While explaining the back ground and the proposal, Member Secretary explained that due to locking of Board funds over Rs.130 crores due to non-recovery of Board dues from the local bodies, the Board has to divert nearly Rs.134 crores from plan funds for making some obligatory payments. Secretary, UDD stated that there is a need to make conscious provision in the Govt. budget for obligatory payments otherwise the diversion of funds will continue. Shri Rotkar enquired whether the Finance Department is aware of this position. Shri Deokule, Member desired that it is necessary to decide basic policy. Secretary, UDD explained that this subject is being discussed in every meeting. Even in Merani Committee's Report, this problem is dealt at great length and Govt. in Planning, Finance Deptt. is aware of the situation.

Action
FA&CAO

After discussions, the Board noted that the Board has no alternative but is forced to divert the funds and the Board approved the proposal subject to the conditions that while approaching the Govt. the Board should furnish full details of each item of the proposal after taking into account the Merani Committee recommendations -

RESOLUTION

Board approves the proposal as detailed below :

1. The amount recoverable from Municipal Councils on account of loan may be paid by Govt. to Board and this amount may be treated as loan from Govt. to Municipal Councils.

2. Handover the water works run on full deposit basis for Operation and Maintenance on as is where is basis to the local bodies. The local bodies must take them over with the existing staff, protecting their service condition.

3. For running of Board Water Works, Govt. should provides budget grants and the revenue received will be credited to Govt. [as that was done prior to 1979]

Board authorises Member Secretary to approach the Govt. with full facts of the problem and after considering the recommendations of the Merani Committee's Report.

ITEM NO. 23

SUB: Maharashtra Rural Water Supply and Environmental Sanitation Project with World Bank Assistance - Approval for acceptance of tenders.

Member Secretary explained that for World Bank Project, tenders were invited from the pre-qualified Contractors as per guide lines of the World Bank. As the offers received were found to be very high as compared to the cost put to tender, the meeting was therefore called with all the bidders which was attended by the Secretary, RDD. The reasons for high tenders were mainly due to [i] The tenders were inclusive of cost of materials. There is a steep rise in the cost of materials. [ii] Only 75% of the cost of pipes will be released to the contractor after supply of materials and balance [25%] after satisfactory completion of the work. Thus huge amount of contractor shall be blocked up. [iii] Security deposit is 10% as against normal amount of 2% to 4%. [iv] Defect liability for one year. [v] Spread of work over large area. [vi] Increase in the rate of interest by 1% by the banks to the creditors etc. Shri Rotkar, Member enquired why the proposal is submitted to the Board. Member Secretary explained that the tenders are higher by more than 10% over the modified estimated cost and hence it requires the approval of the Board. He further explained that after approval by the Board, it will be submitted to Govt. and final authority for its acceptance will be World Bank. Rejected tenders will be reinvited. The Board thereafter approved the proposal and passed the following resolution.

RESOLUTION

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"Board approves the acceptance of tenders for the slices No. 2, 3, 10 and 15, which are within a reasonable excess over evaluated cost as shown in Annexure-B of the Agenda Item. For slices No.5 and 11 the tenders may be reinvited.

Board further authorises Member Secretary to approach Govt. for obtaining necessary approval of the tenders approved by the Board. The Member Secretary is also authorised to accept the tenders on behalf of the Board after the acceptance of tenders is cleared by the World Bank and the excess is approved by Govt.

The meeting was ended with vote of thanks to Chair.

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