

Minutes of the 283rd meeting of KWA held on 31/7/2006 at 3.00 p.m.
in the Chamber of Chairman, KWA & Principal Secretary to
Government, Water Resources Department, Govt. Secretariat,
Thiruvananthapuram.

Members Present:

- | | |
|------------------------------------|-------------------|
| 1. Sri. K. J. Mathew IAS | Chairman |
| 2. Sri. T.K.Jose IAS | Ex-Officio |
| 3. Sri. T.P.Mohanlal | Managing Director |
| 4. Sri. C.Suresh Babu | Technical Member |
| 5. Sri. V.K.Girijavallabhan, IA&AS | Accounts Member |

Item No. I (1) Confirmation of the Minutes of the 282nd Meeting held on 30/6/2006.

The Authority confirmed the Minutes of the 282nd meeting of Kerala Water Authority held on 30th June 2006 with the following modification on Res. No. 7204 taken on Item No. IX (2)

Item No. IX (2): JBIC Assisted Kerala Water Supply Project – Price bid evaluation report of LCB – Package IV – Service Reservoir

“The Authority discussed in detail the notes on this item. It was noted that the offer received on retender is substantially high even though the scope of works was reduced considerably. Moreover going for one more re-tender would only result in further delays and there is still no guarantee that better offer will be received especially in view of the limited number of bidders participating in each tender. The cancellation of tenders received and resorting to re-tender require the concurrence of JBIC. The project schedule would also be adversely affected as all the tenders (Package-I, II & III) have almost reached the approval stage. Considering all these aspects the Authority resolved to accept the recommendations of the Technical Committee as noted below and to seek the prior approval of the Empowered Committee at Government level. The Authority directed the Managing Director to obtain the views of JBIC, meanwhile, on the recommendation of the Technical Committee.

- (1) To cancel all the tenders received as per the present tender.
- (2) To revive the earlier tender and carryout negotiations with the L1 bidders or in the absence of not being able to reach an agreement with the L1 bidders, to negotiate with the L2 bidders as per JBIC guidelines.
- (3) Step (2) shall be carried out after getting the concurrence of the JBIC.”

Item No. I (2) Review of action taken on the decision of previous meetings.

The Authority noted the contents.

Item No. II (1) Tender No. KWA/HO/SP-7/2005-06 opened on 11.08.2005 for Third Party Inspection of pipes and other materials

Res. No. 7205 The Authority resolved to accord sanction to award the contract for Third Party Inspection of all pipes, fittings and valves excepting S.W. pipes and R.C.C pipes to M/s.Intertek Testing Services India Pvt. Ltd., Andheri and for S.W. pipes and R.C.C. pipes to M/s.Quality Services & Solutions, Chennai who had quoted the lowest rate for each item at the rates shown below:

M/s.Intertek Testing Services India Pvt. Ltd., Andheri

PVC Pipes	- 0.195 %
A.C. Pipes	- 0.198 %
C.I. Pipes	- 0.149 %
D.I. Pipes	- 0.148 %
G.I. Pipes	- 0.198 %
M.S. Pipes	- 0.189 %
HDPE Pipes	- 0.198 %
C.I. Specials & Valves	- 0.198 %

M/s.Quality Services & Solutions, Chennai

S.W. Pipes	- 0.25 %
R.C.C. Pipes	- 0.25 %

Item No. II (2) Supply of CI pipes by M/s IISCO- request for short closing the supply order

Res. No. 7206 The Authority noted the contents of the Agenda Note. The Authority observed that there is no practical solution in keeping the issue open any more. The Authority also did not accept the claim that there is no loss sustained to Kerala Water Authority. However, the Authority resolved to short close the supply order placed on M/s. IISCO, Chennai to the extent the firm had supplied the pipes as noted below and that the amount recovered as liquidated damages for the delay in supplies made shall not be refunded to the firm.

1000 mm	Class A	1888 m
500 mm	Class LA	616 m

The Authority directed the Managing Director to quantify the loss sustained on completing the schemes for which the pipes were intended and to explore the legal avenues to get the loss sustained recovered from the successor of the company, M/s. SAIL. The Authority also directed the Managing Director to make suitable arrangements to determine whether there was any lapse on the part of Kerala Water Authority in taking adequate steps to avoid the possible loss to Kerala Water Authority.

Item No. II (3) Cancellation of contract entered into with by M/s. Cicily Chemical Industries Kottayam for the supply of Hydrated Lime on Running Contract basis - Sanction sought for

Res. No. 7207 The Authority resolved to cancel the Running contract order placed on M/s. Cicily Chemical Industries, Kottayam for the supply of Hydrated Lime vide Running Contract No.KWA/HO/SP-7475/2004/ Lime dated 25/02/2006, as they violated tender conditions and failed to execute the agreement as per the tender conditions. The Authority also resolved not to have business dealings with the firm for a period of three years from the date of cancellation order.

Item No. II (4) Cancellation of contract entered into with by M/s. Star Lime Products, Tripunithura for the supply of Hydrated Lime on Running Contract basis- Sanction sought for

- Res. No. 7208 The Authority resolved to cancel the Running contract order placed on M/s. Star Lime Products, Tripunithura for the supply of Hydrated Lime vide Running Contract No.KWA/HO/SP-7475/2004/ Lime dated 25/02/2006, as they violated tender conditions and failed to execute the agreement as per the tender conditions. The Authority also resolved not to have business dealings with the firm for a period of three years from the date of cancellation order.
- Item No. III (1) UWSS to Kazhakuttam OG – ARWSS to Kazhakuttam – Menamkulam (part) village – CARWSS to Edacode and adjoining villages, ARWSS to Irooppara – laying 400mm CI class LA gravity main from Treatment plant to sump and pumphouse at Kaliyikka – proposal for executing the work under supplying and laying basis*
- Res. No. 7209 The Authority resolved to accord sanction for arranging the work of laying 5700m of 400mm CI class LA gravity main from treatment plant at Velancode to sump and pump house at Kaliyikka which is a common component for UWSS to Kazhakuttam OG, ARWSS to Kazhakuttam – Menamkulam (part) village, ARWSS to Edacode and adjoining villages and ARWSS to Irooppara on supplying and laying basis.
- Item No. III (2) CARWSS to Moorkanad and adjoining village - Phase I to V - Laying 500mm CI Class A-Raw water pumping main - proposal submitted for approval under supplying and laying basis*
- The Authority noted the Agenda in detail and directed the Managing Director to place a detailed note enumerating the present status of the project, details of components already completed, ongoing components and the availability of funds to take a decision on the proposal.
- Item No. III (3) ARP -- NC/PC Augmentation of WSS to Vazhakulam, Kizhakkambalam and Kunnathunadu Panchayat -- Supplying and laying 6900 m of 400 mm DI K9 clear water pumping main from sump at Chembarakky to OH tank at Kizhakkambalam*
- The Authority directed the Managing Director to place a detailed note regarding the approval of revised estimate for the scheme and the source of fund for executing the proposed work for its consideration and decision.

Item No. III (4) CWSS to Anjarakandy, Eranholi, Kadirur, Muzhappilangad, Peralassery and adjoining Census Towns – Supply, erection, testing and commissioning of 2 Nos. 1250KVA, 11KV/3.3KV & 63KVA, 11KV/415V Transformers and connected works at Booster Station near Kottaram – Tender

The Authority after noting the Agenda, directed the Managing Director to place a detailed note after re-examining the offers received once again along with a substantive report on the rates quoted with reference to the schedule of rates followed and in conformation to the market rate for the items for which there are no schedule of rates.

Item No. III (5) CWSS to Anjarakandy, Eranholi, Kadirur, Muzhappilangad, Peralassery and adjoining census towns – Supply, erection, testing and commissioning of 2 Nos. 1250 KVA, 11KV/3.3KV & 63KVA, 11KV/415V Transformers and connected works at intake well at Veliyambra.-Tender

The Authority after noting the Agenda, directed the Managing Director to place a detailed note after re-examining the offers received once again along with a substantive report on the rates quoted with reference to the schedule of rates followed and in conformation to the market rate for the items for which there are no schedule of rates.

Item No. III (6) Rehabilitation of Rural Water Supply Scheme to Karakulam – revised proposal - Administrative Sanction

The Authority directed the Managing Director to place the proposal in the next Board meeting for its consideration along with specific proposal on the availability of funds.

Item No. III (7) BAWSS to Kundara & adjoining Panchayaths- Supply and erection of transformers and pumpsets at Punalur and Kunnicode – works entrusted with M/s. Davidsons Agencies, Thevally, Kollam

Res. No. 7210 The Authority noted the contents of the Agenda note placed and after detailed discussion, resolved to accept the total liability of the firm M/s. Davidson Agencies as Rs. 11,11,936.00 including

liquidated damages as assessed by the committee and as recommended by the Chief Engineer (SR) and directed the Managing Director to take necessary steps to realize the loss sustained to Kerala Water Authority.

Item No. IV (1) Review of billing and Collection for the month of May 2006

Res. No. 7211 The Authority noted the contents of the circular issued by the Managing Director in connection with recovery of water charges from the Local Self Governments and resolved to ratify the action of the Managing Director in having issued the directions

Item No. IV (2) MLA hostel - conversion of Non domestic connection into domestic category privileged ground

Res. No. 7212 The Authority noted that even though the building to which the connection given is termed as 'Hostel', it is actually the accommodation provided by the Government to the MLAs for whom no residential quarters can be made available. ~~and the question of profit motive does not arise.~~ Considering this, the Authority resolved to treat the water connections given to the MLA Hostel viz. CGB/70/ND, CGB/122/ND and CGB/161/ND as domestic from the date of Government direction, ie. from 24/04/06 and raise the bills accordingly. The Authority also directed the Managing Director that the water supply connections given to the Canteens and Indian Coffee House viz. CGB/211/ND, CGB/212/ND, CGB/213/ND shall remain as non-domestic.

Item No. IV (3) Agenda note on settlement of arrears of water charges due from IMG

Res. No. 7213 The Authority observed that one chance was given to IMG to clear the dues on one time settlement with interest @ 14.5%. But they failed to clear the dues availing the offer. Considering their present request and their assurance that they will clear all the pending dues immediately on getting advice from Kerala Water Authority, the Authority resolved to give one more chance to IMG to avail the one time settlement for the amount identified as dues charging interest @ 14.5% for arrears up to 06/2006 in lump to be paid within a period of two months from the date of the revised bill.

Item No. IV (4) One time settlement of water charge arrears

Res. No. 7214 The Authority noted the contents of the Agenda. It is observed that there are many cases coming up for one time settlement, which has to be disposed off on merit without time delay. Hence the Authority resolved to authorize the Managing Director to take decision and dispose off cases relating to one time settlement at reduced interest rate of 14.5% based on the recommendation of the high level committee constituted for the same. The Authority also directed the Managing Director to dispose off the requests mentioned in the Agenda after considering its merits and on the recommendation of the high level committee.

Item No. V (1) JBIC Assisted Kerala Water Supply Project – Tender for LCB Package III for Cherthala – Award of contracts – approval sought

Res. No. 7215 ✓ Considering all the aspects presented in the Agenda Note including the JBIC guidelines on acceptance of single bid, the reasons for the higher price for Cherthala Package III works, compared to the Package III works of the other four schemes, the Kerala Water Authority's commitment for adhering to the modified time schedule, the loss of time and uncertain outcome on a fresh tender, the difficult nature of the working area, high rates offered for other tenders (Package – I, II & IV) as well as the indirect cost attributable to the time factor in case of re-tender, the Authority resolved to recommend to the Empowered Committee in Government for acceptance the tender of M/s. IVRCL for Cherthala Package III at the price of Rs.70,32,45,477/-, which is 21% above the estimate, subject to the concurrence of the JBIC for the Bid Analysis Report. It is also resolved that the JBIC concurrence for the Bid Analysis Report shall be moved simultaneously

Item No. V (2) KWA – JBIC Assisted Kerala Water Supply Project – Proposal for award of Contracts for Package I of Thiruvananthapuram, Meenad, Cherthala, Kozhikkode and Pattuvam; Package II of Cherthala; Package III of Thiruvananthapuram, Meenad, Kozhikkode and Pattuvam Schemes- Meeting of the Empowered Committee

Res. No. 7216 The Authority resolved to apprise the Government about the urgent need to decide on the proposal submitted to the Empowered Committee in Government for award of 10 contracts under the Kerala Water Supply Project

Item No. V (3) JBIC Assisted Kerala Water Supply Project - Physical and Financial Achievements – Progress Report for May 2006

The Authority noted the contents.

Item No. V (4) KWA - JBIC Assisted Kerala Water Supply Project – Additional staff for the Project Implementation Unit and Regional Project Offices and other requirement

Deferred

Item No. V (5) KWA Computerization plan – Analysis, design, procurement, supply, installation, testing, commissioning, training and documentation of pilot network of server systems in Thiruvananthapuram

The Authority discussed the Agenda in detail. It is noted that the tenders are invited for analysis, design, procurement, supply, installation, testing, commissioning, training and maintenance of pilot network and server systems in Thiruvananthapuram. The Authority noted that the rates quoted are much higher compared to the present market trend. The Managing Director informed the Authority that in the event of going for a fresh tender much time will be consumed. Already arrangements have been made for the development / procurement of connected software and they are completed awaiting testing facilities or are in advanced stages of development / procurement. If the installation of the network system is delayed, this will result in penal payments to the developers by Kerala Water Authority.

After detailed discussion and verification of the documents, the Authority directed the Managing Director to have a fresh detailed estimate after market study, compare with the tenders received and to negotiate with the tenderer to bring down the

quoted rate for hardware and cabling substantially. If the tenderer refuses to reduce the rate, then to re-tender for the hardware and cable work and related services to commission, test and service the whole system.

For the required softwares, the Authority directed the Managing Director to explore the possibility of procuring the same from NICSI (National Information Centre Service Inc.), a Government of India undertaking. The lease line connectivity shall be obtained from BSNL by Kerala Water Authority directly.

Item No. V (6) JBIC Assisted Kerala Water Supply Project – Purchase of one diesel car Skoda Octavia (Model: L&K 1.9 TDI – Diesel)-ratification sought for

The Authority directed the Managing Director to abide with the decision taken earlier.

Item No. VI (1) KWA Estt – Waiving of liabilities in respect of Sri Chandradas.M.S., Junior Superintendent (Late)

Res. No. 7217 The Authority resolved to write off Rs. 11508/- (Rupees Eleven thousand five hundred and eight only) the outstanding liability towards the HBA of Late Sri M.S. Chandradas, Junior Superintendent attached to P.H. Division, Kottayam as per the existing rules in force

Item No. VI (2) KWA – Estt – Waving of liabilities in respect of Sri K.Vijayakumaran Nair (Late), Senior Superintendent.

Res. No. 7218 *The Authority resolved to write off the outstanding liability of Rs. 82434/- (Rupees Eighty two thousand Four hundred and Thirty four only) towards the HBA of Late Sri. K. Vijayakumaran Nair, Senior Superintendent attached to the Office of Chief Engineer (SR) as per the existing rules in force*

Item No. VI (3) KWA–Estt–Waving of liabilities in respect of Sri. E.KUdhayabhanu (Late), UDC

- Res. No. 7219 The Authority resolved to write off the outstanding liability of Rs. 51014/- (Rupees Fifty one Thousand and fourteen only) towards the HBA of Late Sri. E.K.Udhayabhanu, UDC attached to the Office of Assistant Executive Engineer P.H Sub Division, Ponnani as per the existing rules in force
- Item No. VI (4) KWA – Estt – Waving of liabilities in respect of Sri. N.K Uthaman (Late), Overseer-IIIrd (Higher Grade)*
- Res. No. 7220 The Authority resolved to write off Rs. 2,00,000/- (Rupees Two Lakhs), which is the maximum allowable outstanding liability from the total liability of Rs.217402/- (Rupees Two Lakhs Seventeen Thousand Four Hundred and Two only) towards the HBA of late Sri. N.K.Uthaman, (Late), Overseer-IIIrd (Higher Grade) attached to the Office of Assistant Executive Engineer W.W Sub Division, Kaloor as per the existing rules in force
- Item No. VI (5) KWA – Estt – Waving of liabilities in respect of Sri S.Karunakaran Nair (Late), Operator*
- Res. No. 7221 The Authority resolved to write off Rs. 55,371/- (Rupees Fifty five thousand three hundred and seventy one only), the outstanding liability towards HBA of late Sri. S.Karunkaran Nair, Operator, attached to the Office of the Chief Engineer, Southern Region, Thiruvananthapuram as per the existing rules in force
- Item No. VI (6) KWA – Estt – Personal residential phone to be converted as official residential phone for the Principal Information Officer*
- Res. No. 7222 The Authority resolved to accord sanction for the conversion of residential telephone bearing No. '2362153' into official residential phone of Sri. P.K Venugopalan, PIO, with effect from 23/6/2006 subject to the conditions specified
- Item No. VII (1) Cash Flow Statement for the period 01/04/2006 to 30/06/2006 and Projected Cash Flow for the period 01/07/2006 to 31/03/2007*

The Authority noted the contents.

- Item No. VII (2) Schemes under RGNDWM cleared by the IXth SLSC meeting held on 7/12/05 – revised A.S Sanction accorded*
- Res. No. 7223 The Authority noted the approved minutes of the IXth SLSC meeting held on 07/12/2005 and resolved to ratify the action of Managing Director in according revised Administrative Sanction for the following schemes cleared by the SLSC.
- (1) CWSS to Vallicode, Kodumon and Angadical villages
 (2) ARWSS to Malappuzhassery and Elanthoor villages
 (3) ARWSS to Thavalappara in Iravon village,
 issued in anticipation of formal approval from the Authority.
- Item No. VII (3) Kerala Lok Ayukta Complaint No. 234/06 filed by SUO Moto*
- Res. No. 7224 The Authority noted the contents and resolved to authorize the Managing Director to negotiate with Sri. Unnikrishnan Nair, Advocate to get his claims reduced and that on no event, the payment made shall exceed Rs. 20,000/- proposed by the Managing Director
- Item No. VII (4) Kerala Lok Ayukta Complaint No. 2102/2005 filed by Suo Motu complaint*
- Res. No. 7225 The Authority resolved to sanction Rs. 12,000/- (Rupees Twelve thousand only) as advocate fee to Sri. Unnikrishnan Nair, Advocate for the conduct of case No. 2102/05 before Hon'ble Kerala Lok Ayukta
- Item No. VII (5) Duties and responsibilities of various officers of Kerala Water Authority in Store and Stock Verification Sub Division*
- Res. No. 7226 ✓ The Authority resolved to approve duties and responsibilities of officers and staff engaged in Stores and Stock Verification Units and issue orders accordingly.
- Item No. VII (6) Kerala Water Authority – Administrative Report for the year 2002-03.*
- Res. No. 7227 The Authority resolved to approve the Administrative Report for the year 2002-03 and to forward the same to the Government as envisaged under section 56 (1) of the Kerala Water Supply and Sewerage Act, 1986. The Authority also

directed the Managing Director to place the Administrative Report for the subsequent years as envisaged in Section 56 (1) of the KWSS Act 1986, in the ensuing meetings.

Item No. VIII (1) LIC aided CARWSS to Nooranadu and adjoining villages Phase I & II- arranging the work of raw water pumping main – sanction under supplying and laying.

Deferred

Item No. VIII (2) KWA-Conducting cases in High Court – appointment of Advocates

Res. No. 7228 The Authority resolved to appoint the following Advocates as Standing Counsel of Kerala Water Authority for conducting cases before the Hon'ble High Court of Kerala.

1. Adv. J.Krishna Kumar, Kaloore, Kochi
2. Adv. C.Unnikrishnan, Maruthadi, Kollam
3. Adv. M.Dinesh, Kamaleswaram, Thiruvananthapuram
4. Adv. S.Ambika Devi, Elamakkara, Kochi
5. Adv. Babu Varghese, Ernakulam

The Authority also resolved to authorize the Managing Director, Kerala Water Authority to issue necessary orders distributing the cases among the above Advocates.

Item No. VIII (3) (1) WSS to Naval Academy, Ezhimala-supplying and laying 450 mm CI Cl-A pipes from BP Tank to naval Academy Campus (15970 m) – Tender

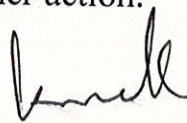
and

(2) WSS to Mahe Region – supplying and laying 450-mm/400 mm CI Cl-LA pipe from Milady Treatment Plant to Parimadom Service Reservoir – Tender

Res. No. 7229 The Authority noted the contents of the report placed by the Managing Director on the issues relating to the delay in arranging the subject work and resolved to drop further action.


SECRETARY


MANAGING DIRECTOR


CHAIRMAN