KANIFING MUNICIPAL COUNCIL

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GENERAL COUNCIL RESOLUTIONS OF 2019

Following the General Council meeting of Tuesday, 15th January, 2019, the following resolutions were passed.

Resolution 043A/01/19 – Printing of Business Certificates

Members having realized that the printing of Business Certificates consume a lot of resources, resolved that the Certificate be moved from hard copies to soft A4 size soft copies.

Resolution 044/01/19 – Purchase of Official Vehicles

Having realised that the Office of the Lord Mayor has been without an Official Vehicle since May 2018. And,

Having saw the need to boost Councils revenue generating areas, the Planning, procurement, Municipal Police and Administrative Departments,

Members as per the recommendations of the Contract Committee resolved that Shyben A. Madi be contracted to supply one 4x4 Salon car for the Office of the Lord Mayor and five (5) 4x4 pickups for the Units/Departments mentioned above.

Resolution 045/01/19 – Provision of Waiting Shed at Serrekunda Market Car Park

WHEREAS members dilated on the dire conditions of the Serrekunda Market Carpark, And
WHEREAS members discussed the necessity of providing a waiting shed for vendors at Serrekunda Market Carpark, And
WHEREAS members want to ensure Lat Kumba Lowe Street is easily accessible and open to always traffic,

Resolved that the Contract Committee go ahead and contract out the fixing of a detachable waiting shed at the space identified at the Serrekunda Market Carpark to relocate the women selling at the aforesaid street.

Resolution 046/01/19 – Construction of Roads and Drains

Following the discussions done on road construction and as per the recommendation of the Contracts Committee, Member adopted a motion for the construction of three (3) roads with drains and footpath, namely Lat Kumba Lowe Street, Brikama Garage intersection and Jacaranda-Kairaba Avenue lane.

Resolution 047/01/19 - Tender for the Rehabilitation of KMC Annex

Having saw the need to upgrade the KMC annex to acceptable standards and preparing the ground to host Council and Ward trucks to ensure protection, cleanliness and durability, Members as per the recommendation of the Contract Committee resolved that a tender be open for the rehabilitation of the annex.

Resolution 048/01/19 – Rehabilitation of the Multi-Purpose Centre

Following the recommendation of the Contract Committee to rehabilitate the KMC Multipurpose Centre with particular emphasis on the leaking roof, members discussed and unanimously adopted the motion for the rehabilitation of the Centre.

Resolution 049/01/19 – Sitting Allowance for the HR Audit Report

Members after debating on the sitting allowance of the establishment Committee for the review and validation of the HR Audit Report resolved that the recommended budget be upheld, but the sitting allowance to remain at five hundred Dalasis.

Resolution 050/01/19 – Study leave for the Deputy Director of Administration

Members, having deliberated on the Establishment and Appointment Committee's recommendation to grant the Deputy Director of Administration leave to pursue his master's degree in South Korea,
Having discussed the merits and demerits of paying for his air fares and pocket money of one thousand ($1, 000.00) Dollars, And,
Having deliberated on the bonding of the staff in question taking into consideration that he was bonded for one semester earlier on in his first-degree program,

Resolved that Administration seek advice on the bonding issue first and if cleared can go ahead in facilitating the staff concerned with an air ticket and pocket money of one thousand ($1, 000.00) Dollars to ensure he travels to pursue his master's degree program accordingly.

Resolution 051/01/19 – Disciplinary action against the Manager of Environment and Sanitation Unit

Following the recommendation of the Establishment and Appointment Committee in the case of the Manager of the Environment and Sanitation, members passed a resolution for the affected Manager to be recalled to work but served with a final warning letter and advised. Members further resolved that another breach of Council's rules or procedures will result to dismissal.

Resolution 052/01/19 – Fencing of Bakoteh Dumpsite

Whereas members discussed the recommendation for the security of the Bakoteh Dumpsite as tabled by the Environment and Sanitation Committee. And
Whereas members deliberated on the need for the Bakoteh Dumpsite to be completely fenced,

Passed a resolution for the Bakoteh Dumpsite to be fenced accordingly.

Resolution 050301/19 – Motion on Anti-littering

Members having realized the need to ensure major streets within the municipality are litter free passed the following motions:

1. That waste bins are acquired and placed in strategic locations.
2. That the bins are inbuilt for security purposes
3. That the bins are placed on concrete slabs
4. That the Public relations Unit kick-start a media campaign to sensitize people on waste collection, management, and protection of the environment.

Resolution 054/01/19 – Dislodging of drains.

Whereas members discussed on ways and means of drastically minimising floods during rainy seasons. And,

Whereas members agreed that the best way to avert flooding is to be dislodging the drains on time,
Passed a resolution for the drain gang to begin dislodging of drains at the earliest possible time to ensure the free flow of wastewater in drains in the municipality.

Resolution 055/01/19 – Formulation of By-Laws

Following the recommendation of the Ward Waste trucks Management Committee on the need to formulate bylaws on waste collection and management,
Members resolved that the ad hoc Committee begin working on the formulation of effective and sound bylaws for onward submission to Council and the AG Chambers for review and adoption

Resolution 056/01/19 – Hiring of a Technical Adviser

Members having discussed the need to hire a technical adviser with vast experience in the areas of community development and waste management as recommended by the Ward Waste trucks Management Committee passed a resolution to hire the services of one Bakary Singhateh for a period not exceeding 12 months and with an option for extension or termination.

Resolution 057/01/19 – Identification and Contracting a private security firm.

Whereas members raised eyebrows on the present state of insecurity at the Serrekunda market and other Council properties, and

Whereas members taking into consideration the numerous theft cases that keeps occurring in the Council Markets, And,
having realized that Council does not have the adequate number of security officers needed to secure Council properties,

Resolved that a private security firm be identified and contracted to provide security for the Serrekunda Market and Council Offices in the interim whiles the Establishment and Appointment Committee continue working on re-establishing a Municipal police Department.

Adopted this Tuesday of 15th January 2019 at the Council Chambers

Signed
Ousman Gaye
Clerk of Council

Endorsed by
Talib Ahmed Bensouda
Lord Mayor

Following the General Council meeting of Thursday, 14th February 2019, the following resolutions were passed.

Resolution 058/02/19 – Mapping and Addressing of the Municipality (GIS)

Members having seen the need to work on proper mapping and addressing of properties within the Municipality, And,

Knowing fully that such an exercise can also generate additional revenue for Council,

Resolved that Dr. Malanding Jaiteh, Mr. Philip Rapapport, and Mr. Malick Njai be recruited to work on a Geographic Information System (GIS) for Council.

Resolution 059/02/19 – Appointment of Procurement Officer and Senior Accounts Clerk

Whereas Members debated on the Establishment Committee's recommendation of Ms. Sarata Jaiteh and Ms. Fatoumata Faal for appointments as Procurement Officer and Senior Accounts Officer, And,

Whereas Members were convinced that the two attachés were with graduate diploma and BSc. in Economics respectively and have demonstrated discipline, competency, and hard work over the period they have been on attachment.

Resolved that both Ms. Jaiteh and Ms. Faal be appointed in the positions since they are deemed to be qualified and competent to handle such positions.

Resolution 060/02/19 – Emoluments of the Director of Finance

Members having deliberated on the former Director of Finance's issue regarding the pension and monthly salary being paid to her at the same time, And,

WHEREAS members were in agreement that such payments are not in conformity to financial fair play rules,

Resolved that, Management act immediately to stop the payment of her salary until further notice.

Resolution 061/02/19 -HR Audit Report

The Establishment and Appointment Committee having informed Members of the completion of the HR Audit, And,

Having assured members that, the Staff Audit Report truly reflects the present condition of the Council,

Resolved that a separate General Council meeting be held to review the HR Audit Report and members issued with a copy of the document and given a 10-day notice to ensure they go over the report before the session is held.

Resolution 062/02/19 – Formation of a Greater Banjul Inter Municipal Committee
Whereas Members discussed the need to foster stronger links between Council and its sister Councils (Banjul City Council and Brikama Area Council) by instituting a Greater Banjul Inter Municipal Committee, And

Whereas Members agreed that such a Committee will jointly Coordinate, lobby, initiate and draw out policies for joint projects that would be beneficial to the three Councils, And

Whereas Members agreed that such a committee will comprise of the Three Mayors/Chairman, their Deputies, and the Chief Executive Officer of each Council,

Resolved that Council work with the sister Councils to establish a Greater Banjul Inter Municipal Council with immediate effect.

Resolution 063/02/19 - Forensic Audit Exercise of the Finance Department

Members having realized the need to recruit somebody to restructure the Finance Department and do a forensic audit exercise, resolved that Madam Nellie Taylor be taken on board on gratis for 3 months, but for her fuel to be refunded.

Resolution 064/02/19– Study Tours

Members having realized the importance in several ways the need for both Councillors and Staff to learn through visual experience and exploring new ideas through study tours, And
Having saw the need to forge links with sister Councils so as to enable Members and staff to go for Study tours that would enable them to explore various software's, revenue lines, and modern financial practices,

Resolved that, Study tours be conducted in Councils within the sub region to aid both Councillors and staff in learning best practises, especially software development and usage in revenue generation and Management.

Resolution 065/02/19Ziguinchor and Mbao Sister City Links

WHEREAS Members discussed about the invitation letter received by Council inviting the Lord Mayor to Ziguinchor so that the existing relationship between the two Municipalities of Kanifng and Ziguinchor could be strengthen, And,

WHEREAS members unanimously agreed that it was a laudable gesture and working with their counterparts will result to a formulation of joints projects that would benefit the two Municipalities.

Resolved that, the invitation be honoured and for a response to be sent to indicate that a delegation will be sent but only after the Senegalese Presidential election.

Members also deliberated on the one-time harmonious link with Commune de Mbao and resolved that the Cooperation Pact to be reactivated.

Resolution 066/02/19– Procuring of one Compactor Truck and ten Bins

Members having felt the importance of providing adequate equipment for proper waste management to protect the environment and for the health and safety of the people of the Municipality,

Resolved that as per the approval of the GPPA instructed Management to go ahead and procure One (1) Compactor truck for waste collection, One (1) skip truck with 10 bins and one (1) septic emptier, to Espace Motors.

Resolution 067/02/19– Establishment of a Markets Committee

Members having seen the need to establish a Markets Committee to perform oversight functions in the Markets and related issues,

Resolved that a Markets Committee comprising of three experts, namely, Mr. Baboucarr Saho, Ali Hydara of Karara Trading, and Dawda Jawara and Councillors, Karim Darboe, Momodou M. Drammeh, and Magidi Touray, be established and for Mr. Touray to serve as Chairman.

Resolution 068/02/19– Council Retainer

Members, having been informed that Council's legal lawyer has resigned, And,

Having deliberated on the need to hire another Legal Retainer,

Resolved that the Establishment and Appointment Committee work with Administration and Council's the former legal Retainer to determine Council legal needs and advertise the position through the media.

Resolution 069/02/19– Dissolution of the Serrekunda Market Committee

WHEREAS members deliberated on the dormant Serrekunda Market Committee, WHEREAS Members dilated on having a competent, effective and dynamic Committee that would work to address the needs of both the Market and Vendors,

Resolved that the Serrekunda Market Committee to be dissolved and a new constitution drafted, reviewed, and adopted by vendors.

Members also resolved that; fresh elections be held to elect new executives to steer the affairs of vendors.
Adopted this Thursday of 14th February 2019 at the Council Chambers

Signed	**Endorsed by**
Ousman Gaye	**Talib Ahmed Bensouda**
Clerk of Council	**Lord Mayor**

Following the General Council meeting of Monday, 12th May 2019, the following resolutions were passed.

Resolution 070/05/19 – Council MOU with Reliance Financial Services New Markets and Street Kiosks

WHEREAS members discussed with the management of Reliance Financial Services on a Public Private Partnership on construction of new markets and street kiosks, And

WHEREAS Members were convinced that such a partnership will create space for vendors and eliminate selling in the streets, And

WHEREAS Members agreed that Reliance Financial Services will exclusively fund the project and recover their investment on a given timeframe to be agreed upon with Management, And.

WHEREAS members agreed that Reliance Financial Services will be collecting rent on the properties to recoup their investment.

WHEREAS Members agreed with Reliance Financial Services the handing over of the properties after the expiry of the agreement without any reservations or conditions,

Resolved that Management work with the Management of Reliance Finance Services on Memorandum of Understanding and all other relevant documents to ensure the implementation of the partnership accordingly.

Resolution 071/05/19 – Formation of a Local Government Accounts Committee

WHEREAS members discussed the formation of a Local Government Accounts Committee.

WHEREAS such a committee is sanctioned by the Finance and Audit Committee.

Resolved that in accordance with the aforesaid section the following people serve as Members:

1. Ma Sireh Kinteh - Chairman
2. Pa Lamin Gibba - Vice Chair
3. Clerk to Council - Secretary
4. Karamo Ceesay - Member
5. Musa Bah - Member
6. Peter Mendy - Member
7. Director of Audit
8. Director of Finance

Resolution 036/02/19 – Printing of Business Certificates

Members having realized that the printing of Business Certificates consume a lot of resources, resolved that the Certificate be moved from hard copies to soft A4 size soft copies.

Resolution 072/05/19 –Suspension of a Market Staff

Members having been given ample evidence on the purported illicit dealings of a Market Staff (Buba Sillah) on the advertisement boards placed at Serrekunda Market under the name of Temple PR and Advertising, And

Having been informed that the Said Temple PR company used Serrekunda Market as their property by renting out advertisement spots to Qcell Company,

Resolved that the Said Buba Sillah be suspended pending the outcome of the investigation mounted by the Municipal Police Commissioner and the Criminal Investigation Department.

Resolution 073/05/19 –HR Unit independence

Having saw the need to create a conducive environment for the HR Unit to function effectively and without hindrance,

Resolved that the HR Manager be directly reporting to the CEO and for the Unit to be given the Independence to ensure it operates without fear or favour, affection, or ill will. deserve.

Resolution 074/05/19 – Hirring of Senghore Law Practice as Council Retainer

Members having discussed the recommendation to hire Yassin Senghore as Council's Retainer to replace Amie Bensouda and Co.

And having been convinced that Ms. Senghore is well qualified and experience to be awarded the contract,

Resolved, that Management work accordingly to hire the aforesaid lawyer to represent Council on legal matters.

Adopted this Monday of 12th May 2019 at the Council Chambers

Signed	**Endorsed by**
Ousman Gaye	**Talib Ahmed Bensouda**
Clerk of Council	**Lord Mayor**

Following the General Council meeting of Monday, 14th May 2019, the following resolution was passed.

Resolution 075/05/19 - Startup loans

Members having realized the need for the Ward Waste truck project to kick-start successfully, And,

Having realized that there are unhidden costs that needs to be taken care of before and during the implementation of the Project, And,

Having realized that the operational cost of the project was not budgeted for during the planning phase,

Resolved that Council work out a loan facility with AGIB bank at the tune of one million (D1, 000,000.00) Dalasis to ensure the successful implementation of the project.

Adopted this Monday of 14th May 2019 at the Council Chambers

Signed	**Endorsed by**
Ousman Gaye	**Talib Ahmed Bensouda**
Clerk of Council	**Lord Mayor**

Following the General Council meeting of Monday, 3rd June 2019, the following resolution was passed which I hereby bring to your attention for immediate action.

Resolution 076/06/19 - Nominated Member for Youth's Trip to The United States of America

Whereas Members congratulated the Youth Representative for being selected to attend the Mandela Washington Fellowship for Young African Leaders in the United States of America. And,

Whereas Members saw the program as empowering young people through academic coursework, leadership training, and networking. And,
Whereas the Members saw the need to support the Youth Rep to attend this program as it will hone his skills and contribute to his professional development. And,

Whereas members were convinced that the Youth Rep needed to be supported financially to ensure he attends deliberations without hindrance during his two (2) months stay in the United Sates,

Resolved that the Youth Rep be given one thousand five hundred ($1, 500.00) Dollars to pay for his feeding during his stay two months stay in the U.S

Adopted this Monday of 3rd June 2019 at the Council Chambers

Signed	**Endorsed by**
Ousman Gaye	**Talib Ahmed Bensouda**
Clerk of Council	**Lord Mayor**

Following the Emergency General Council meeting of Thursday 20th June 2019, the following resolution was passed which I hereby bring to your attention for immediate implementation.

Resolution 077/06/19 – Payment of Duty for Council/Mballit Trucks

WHEREAS members discussed the bottlenecks Council continue to face in obtaining a duty waiver for the waste collection compactors for the Wards and Council. And,

WHEREAS Members having realized the need to ensure house to house collection of waste kicks off as planned and without any hitches, And, WHEREAS Members were informed that the Ward Waste compactors can only be cleared if a duty amounting to thirteen million, one hundred thousand (D13, 100, 000.00) Dalasis is paid to the Gambia Revenue Authority (GRA),

Resolved that the Director of Finance and the Finance Committee revisit the budget and make appropriate virements to enable them raise money to pay the Gambia Revenue Authority (GRA) Duty of D13, 100, 000.00 for the nineteen (19) Wards and the amount it would cost to pay for clearing of the Council trucks.

Adopted this Thursday of 20th June 2019

Signed	**Endorsed by**
Ousman Gaye	**Talib Ahmed Bensouda**
Clerk of Council	**Lord Mayor**

Following the General Council meeting of Monday, 26th June 2019, the following resolution was passed which I hereby bring to your attention for immediate action.

Resolution 078/06/19 - Debts of Council

Having realized that council has a lot of outstanding debt owed to it by rates payers within the municipality delaying councils plans to further develop the communities, members resolved that:

1. Members resolved that all debtors who owe council and wants to pay in full, their payments will attract 10%discount on their rates.
2. Members resolved that the debtors who are willing to pay a down payment of 50% of the owed amount can have their balance arrears be spread for six months with valid postdated checks.

Adopted this Monday 26th June 2019 at the Council Chambers

Signed	**Endorsed by**
Ousman Gaye	**Talib Ahmed Bensouda**
Clerk of Council	**Lord Mayor**

Following the General Council meeting of Monday, 26th August 2019, the following resolutions were passed which I hereby bring to your attention for immediate implementation.

Resolution 079/08/19 - Review of Tariffs

WHEREAS Members discussed the need for the review of the license tariff to bring in line with current realities, And

Resolved that the Finance Committee make a review of the current charges and come up with a set of new tariffs for presentation to General Council.

Resolution 080/08/19 - User Fee for Bakoteh dumpsite

WHEREAS Members delved on the lingering problems affecting the proper management of the Bakoteh Dumpsite. And

WHEREAS many of the problems were said to be caused by donkey cart and other private operators. And

WHEREAS it was established that no dumping fees were being charged at the Bakoteh Dumpsite. And,

WHEREAS members agreed that for the dumpsite to be proper managed to acceptable standards, user fee must be introduced,

Resolved that the following user fee be charged to operators:

Wheelbarrows -	D10.00
Tricycles -	D15.00
Donkey Carts -	D50.00
6-wheel truck -	D1000.00
12-wheel truck -	D1, 500.00
Industrial waste -	D2, 500.00

Resolution 081/08/19 - Marketing of the Mballit Project

Members resolved that the license Unit staff be consulted and brought on board, if possible, to market the Mballit Project to private businesses and sell Mablit tickets to interested Companies. It was also resolved that ten (10%) percent commission be paid to the staff for every one million Dalasis sold, and five (5%) percent given for sales under five hundred (D500, 000.00) thousand Dalasis

Resolution 082/08/19 - BY- LAWS

Whereas members discussed the need to work on a set of bylaws for use in the business of the Municipality

Whereas such bylaws are meant to address the needs of the residents of the Municipality.

Whereas such bylaws are geared towards governing the action of the people in the Municipality and can be enforced because of non-compliance

Resolved that the Bylaws herein attached be upheld and sent through the right authorities and Offices for gazetting by the Ministry of Justice.

Adopted this Monday of 26th August 2019

Signed	**Endorsed by**
Ousman Gaye	**Talib Ahmed Bensouda**
Clerk of Council	**Lord Mayor**

Following the General Council meeting of 24th September 2019, and by the recommendation of Members, the following resolutions were passed which I hereby bring to your attention for immediate implementation.

Resolution 083.09/19 – Approval of 2020 annual estimates

WHEREAS the Lord Mayor is Mandated by law to cause to be prepared not later than 30th September, 2019 of each year and lay before the Council, estimates of revenue and expenditure of its Council for the ensuing financial year, And

WHEREAS Members acting under section eight (8) of the Finance And Audit Act of 2004, reviewed the 2020 budget estimate to ensure all revenues to be collected or received by the Council and to be appropriated are budgeted accordingly, And

WHEREAS members discussed to ensure that no appropriation of funds by a Council shall be made out of the funds of the Council unless approved in a budget, And

WHEREAS Members debated to ensure the allocation of atleast sixty per centum of the budget for development activities, excluding the recurrent costs of those activities is adhered to.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the Municipality of Kanifing hereby approve its 2020 annual estimates in accordance with section eight (8) of the Finance and Audit Act, 2004.

Resolution 084/09/19 – Revising pf Market Fees

WHEREAS Members were informed of a rampant subletting of Market stalls in KMC built and operated markets.

WHEREAS Members realized that such a bad and fraudulent practice should not be allowed to continue,

Resolved that all existing contracts with vendors who were allocated canteens to be cancelled and new contracts entered with the right vendors.

Resolved that the existing agreements be reviewed to ensure it is line with Council's policies.

Resolved that the prices of the canteen be reviewed and set accordingly.

Resolution 085/09/19 –Removal of Market Committee Chairman

Members having exhaustively debated on the issue surrounding a conflict of interest that exists between the Markets Committee Chairman and Council with regards to the peaceful and orderly operations of the Markets, And

Having conducted a vote of no confidence to replace the Market Committee which saw twelve (12) members voted in favour of the removal as opposed to five (5) Members who voted against the motion,

Resolved that the Chairman be replaced and sent to serve in another Committee to be determined by the mayor and a new Committee Chair appointed.

Resolution 086/09/19 –Tallinding South Ward Councillor's trip to Beijing

Having been informed that the Tallinding South Councillor will be travelling to Beijing for the 2019 seminar for Officials and Business leaders of Developing Countries involved in Machinery which is slated from 28th June 2019 to 18th July, 2019,

Members resolved that the Councillor be given two thousand ($2, 000.00) dollars for food and other expenses during his stay in Beijing.

Adopted this Tuesday of 24th September 2019 at the Council Chambers

Signed
Ousman Gaye
Clerk of Council

Endorsed by
Talib Ahmed Bensouda
Lord Mayor

Following the General Council meeting of 30th December 2019, and by the recommendation of Members, the following resolutions were passed which I hereby bring to your attention for immediate implementation.

Resolution 087/12/19 – Training/Transfer of Market Masters

WHEREAS Members discussed the job descriptions and Capacity gaps of market Masters, And WHEREAS Members dilated on how Market Masters can better manage Council markets with a view to maximizing productivity.

Resolved that trainable Market Masters be sent on training to allow them better to perform their duties and those with capacity deficiency to be transferred to Units where their services may be needed.

Members further resolved that Management regularize the status Market staff given acting positions by Management or their Unit/Department heads without any letter authenticating or officially recognizing their acting positions.

Resolution 088/12/19 – Appointment of an Accountant

WHEREAS Members were not convinced of the performance of the present Accountant at the Mballit Project and cognizant of his past record in handling cash, And

WHEREAS members stated the vital role Accountants play in running successful businesses,

Resolved that the Establishment and Appointment Committee look inwards for a competent and qualified Accountant who can keep track of income, expenditures and ensure statutory compliance as well as able to provide Council with quantitative financial information for gainful output and where not possible advertise the position accordingly.

Resolution 089/12/19 – Terms of Reference for DCEO to include Revenue Maximization

WHEREAS Members discussed and agreed that Council must put in place effective revenue collection strategies to ensure sufficient cash is available to pay operational costs, provide services and roll out Community projects, And

WHEREAS members are confident that the Ag. Deputy CEO is quite capable of leading the efforts to maximize revenue.

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NOW, BE IT RESOLVED that the DCEO's Terms and Reference include 'Revenue Maximization' to ensure Council mobilize adequate revenue to run Council businesses.

Resolution 090/12/19 – Review of Market and Public Parks Fees

Members having discussed and agreed that it was a need to review markets and public parks fees,

Resolved that the reviewed markets and public park fees be adopted and implemented effective 1st January 2019.

Adopted this Monday of 30th December 2019

Signed	**Endorsed by**
Ousman Gaye	**Talib Ahmed Bensouda**
Clerk of Council	**Lord Mayor**