KANIFING MUNICIPAL COUNCIL

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GENERAL COUNCIL RESOLUTIONS OF 2018

Resolution 003/01/18 – Review of Council's 2018 Budget

At the meeting of the Interim Management Committee held on the 14th February, 2018 and by the recommendations of all members, approval has been given for Council's 2018 budget to be reviewed on Monday, 19th February 2018 so as to align it with the National Development Plan.

Signed	**Endorsed by**
Ousman Gaye	**Bakary K. Jammeh**
Clerk of Council	**Lord Mayor**

Resolution 004/01/18 – Cleaners and Drivers

At the meeting of the General Council/ Interim Management Committee held on the 14th of February, 2018 and by the recommendations of the Establishment Committee, members has given approval for all the cleaners and Drivers that are yet to report in person to the Establishment Committee to regularise their status for their salaries to be stopped until further notice.

Signed	**Endorsed by**
Ousman Gaye	**Bakary K. Jammeh**
Clerk of Council	**Lord Mayor**

Resolution 005/01/18 – Status Report

At the meeting of the Interim Management Committee held on the 14th of February, 2018, members resolved that the Office of the CEO provide to the Committee the following status reports:

1. The proposed Community Radio station
2. The Nyangabantang Fleet of vehicles procured in 2014.
3. The Kotu Botanical Garden
4. The Parks and Community Centres
5. The Bakoteh Woodland
6. The two staff posted at the Bakau Park
7. Boards Council sit on or have established.

Adopted this 14th day of February 2018 at the Council Chambers

Signed	**Endorsed by**
Ousman Gaye	**Bakary K. Jammeh**
Clerk of Council	**Lord Mayor**

Resolution 006/02/18 – Threshold for Expenditure

At the meeting of the Interim Management Committee held on the 14th of February, 2018 and by the recommendations of all members, approval has been given for the CEO's threshold for expenditures to be reduced from Five hundred thousand (D500, 000.00) to One hundred thousand Dalasi. (D100, 000.00). Any expenditure that exceeds the figure must be forwarded to the Chairman of the Interim Management Committee for approval.

Adopted this Wednesday of 14th February 2018 at the Chambers of Council

Signed	**Endorsed by**
Ousman Gaye	**Bakary K. Jammeh**
Clerk of Council	**Lord Mayor**

Following the Interim Management Committee meeting of Monday, 9th April 2018, the following resolutions were passed for immediate implementation.

Resolution 00704/18- Payment of Licenses to Banks

Following the Interim Committees meeting of 23rd February 2018, which resolved that effective 1st March, 2018, all businesses should be paying their license dues to the banks, a decision that was not effected, Members again resolved that the finance department worked on facilitating for all businessmen to be paying their taxes in the banks by end April, 2018.

Resolution 008/04/18—Embargo on Loans

Members resolved that an embargo be put on loans until a loan policy is drafted and adopted as per the directives of the National Audit Office.

Resolution 009/04/18 – Payment Vouchers on the Sale of Bakoteh Woodland

The Director of Finance to provide members with the payment vouchers of the Bakoteh woodland and the vehicles procured from Nyangabantang Co. Ltd.

Resolution 010/4/18 – Dissolution of the Bakoteh Fish Market and Ice Plant Board
Whereas Members discussed the current disappointing situation of the Bakoteh Fish Market, and

Whereas Members aim to protect the Bakoteh Fish Market from possible bankruptcy, Members resolved that:

1. The Current Bakoteh Fish Market Board stands dissolve effective 10th April 2018
2. A three-member Interim Committee has been constituted to oversee the affairs of the Bakoteh Fish Market until a new Board is constituted in due course.

3. Maria Dacosta to serve in the Interim Committee and be responsible of the Human Resource and Mr. Kanjura Kanyi and Mr. Dodou Bojang to serve as Operation personnel.
4. Accounts of the Bakoteh Fish Market are frozen until the signatories are changed.

Adopted this Monday of 9th April, 2018 at the Chambers of Council

Signed	**Endorsed by**
Ousman Gaye	**Bakary K. Jammeh**
Clerk of Council	**Lord Mayor**

Following the General Council meeting of Thursday, 19th April 2018, the following resolutions were passed for the CEO to implement.

Resolution 0011/04/18- Renaming of the Compliance Department/appointment and or upgrading of staff.

WHEREAS the Establishment Committee as part of its mandate to put in place sound policies and activities geared towards having an effective, efficient and confident local governance system in the Council. And

WHEREAS these policies and activities are geared towards making the Council to be conducive were productivity and efficient Service delivery is guaranteed. And

WHEREAS the Establishment Committee wants the Council to have an administrative set up capable of handling all its internal and external management requirements and assured free and fair management systems. And

WHEREAS the Establishment Committee in its efforts to ensure that, the Council conducts its business in full compliance with national and local government laws and regulations. And

WHEREAS the Establishment Committee seeks to ensure that Kanifing Municipal Council performs based on professional standards, accepted business practices, and ensure that all Council staff play an essential role in helping to preserve the integrity and reputation of the Council.

RESOLVED that the Inspectorate department be renamed the Compliance Department to give it a wider scope.

That the following staff be appointed and or upgraded to the following positions. (See attached list)

That redeployment of the following staff be made with immediate effect. (See attached list)

APPOINTMENT/UPGRADING LIST

NO	NAME	PORTFOLIO	APPOINTED/UPGRADED
1	Lamin Sanyang	Community Dev Officer	Director of Services
2	Nyima Camara	Ag. Dir of Planning and Dev.	Director of Planning and Dev (Confirmed)
3	Saihou Sonko	Planning Officer	Deputy Dir, Urban Planning (P/D)
4	Fatoumata Fatty	Planning Officer	Deputy Dir, Technical (P/D)
5	Wurra Bah	Principal Admin Officer	Deputy Director of Administration
6	Edrissa Njie	Deputy Director of Services	Deputy Director, Compliance
7	Modou Sidibeh	Senior Debt Collector	Ag. Manager, Debt
8	Omar Jaiteh	Asst. Manager, License Unit	Asst. Manager, Debt
9	Dodou Jallow	Manager, Env. And Sanitation	Manager, Compliance
10	Lamin Wally	Manager, Inspectorate	Manager, Env. And Sanitation
11	Bolong Badjie	Senior Supervisor, Env. & San	Asst. Manager, Env. And Sanitation
12	Modou Busso	License collector	Asst. Manager. License Unit
13	Sanna Nyan	Store Keeper	Asst. Manager, Procurement Unit

REDEPLOYMENT LIST

NO	NAME	PORTFOLIO	REDPLOYED TO
1	Dembo Sanneh	Director of Inspectorate	Director of Compliance overseeing Municipal Police Department
2	Ebou N Mboob	Deputy Dir, Inspectorate	Deputy Commissioner, Municipal Police
3	Bakary B Darbo	Manager, Community Services	Admin Support staff, Charles Jow

4	Abdoulie Bada Janneh	Manager, Procurement	Manager, Stores
5	Buba Sillah	Protocol Officer	Markets Supervisor
6	Fatou Jallow	Accounts Department	Asst. Market Supervisor
7	Kebba Hydara	Community Service staff	Market Collector
8	Lamin Camara	Revenue Hunter	Supervisor, Env. And Sanitation
9	Baboucarr Jallow		Asst stores Manager
10	Isatou Ndow	Input Clerk	Asst Paying Out cashier
11	Banna Badjie	Asst. Rates Manager	Market Supervisor
12	Isatou Manneh	Senior Rates Clerk	Asst. Rates Manager
13	Yankuba Sonko	Accounts Clerk	Asst. Market Master

Adopted this Thursday of 19th April 2018 at the Council Chambers

Signed
Ousman Gaye
Clerk of Council

Endorsed by
Bakary K. Jammeh
Lord Mayor

Following the General Council /Interim Management Committee meeting of Monday, 30th April 2018, the following resolutions were passed which are hereby brought to your attention for immediate implementation.

Resolution 0012/04/18- a loan of one million (D1, 000, 000.00) for Bakoteh Fish Market and Ice Plant /Termination of 43 Staff

WHEREAS the Interim Management Committee discovered that the management of the Bakoteh Fish Market was in shambles culminating in loss of revenue for the Council. And

WHEREAS the Bakoteh Fish Market Management were responsible and or contributed to the overstaffing of the market. And

WHEREAS the Bakoteh Fish Market Management were responsible and or contributed to the unpaid salary of the staff for two months. And

WHEREAS, the Interim Management Committee having discussed and agreed with forty-three (43) staff at the Bakoteh Fish Market to lay them off based on the recommendations of the management team.

WHEREAS, Mr. Duwa O. Jatta's contract expired on the 21st December, 2017.

RESOLVED that the Kanifing Municipal Council, act as guarantor to the Bakoteh Fish Market to enable them to access a loan of one million (D1, 000, 000.00) from one of the banks to enable them pay for the salary arrears and one month lieu notice to all departing staff in line with the Labour Laws.

RESOLVED to terminate the services of forty-three (43) staff from the Bakoteh Fish market as recommended by the Bakoteh Fish Market Management

RESOLVED that the forty-three (43) staff in affected be paid their two-months' salary arrears and one month salary in lieu of the notice for termination as enshrined in their appointment letters and in conformity with the Labour Laws of The Gambia.

Resolution 0013/04/18 – Retirement of 55 Staff

Following the Interim Committee meeting of 30th April 2018, members resolved those fifty-five staff of the Council working under the Planning and Development and has passed the retirement age be written to and retired in accordance with the Service rules and Labour Laws of The Gambia.

Resolution 0014/04/18- Ombudsman Decision on the Case of Mr. Mbye Drammeh

WHEREAS Council receives a formal complaint from one Mr. Mbye Drammeh, a former staff of the Institution regarding unfair dismissal.

WHEREAS the said Mr. Mbye Drammeh referred his case to the Office of the Ombudsman for redress

WHEREAS the Office of the Ombudsman in a letter dated 19th April, 2001invited a former CEO (Mustapha Njie) of the Council to its Offices regarding the complain of Mr. Mbye Drammeh

WHEREAS the Office of the Ombudsman in a letter dated 22nd August 2002 reminded the Council through the office of the CEO that Mr. Mbye Drammeh's dismissal was unlawful and therefore should be revoked to one of termination and with all accrued benefits paid.

WHEREAS the Council through its Chief Executive Officer failed to honour the decision of the Ombudsman for reasons not known

RESOLVED that Council calculate the amount Mr. Mbye Drammeh is entitled to receive and pay him accordingly.

Adopted this day of 30th April 2018 at the Chambers of the Kanifing Municipal Council.

Signed
Ousman Gaye
Clerk of Council

Endorsed by
Bakary K. Jammeh
Lord Mayor

Following the General Council Meeting of Thursday, 17th May 2018, the following resolution was passed.

Resolution 0015/05/18 – Adoption of the Interim Management Committee Report

Members following the session to take the oath of Office went into Council to elect a Deputy Mayor. The Councillor for Latrikunda Sabiji Ward was nominated and his nominated was seconded by the Councillor for Faji Kunda Ward. There was no other nomination.
Consequently, the Councillor (Musa Bah) was unanimously elected to serve as Deputy Mayor.

Resolution 0016/05/18 – Adoption of the Interim Management Committee Report

Whereas Members discussed and agreed to write a report for onward submission to the Lord Mayor.

Whereas Members discussed that such a report will be copied to the Ministry of Lands and Regional government.

Whereas Members participated in the draft and review of the report.

Resolved that the final report of the Committee be adopted and handed over to the incoming Council for possible implementation.

Adopted this day of 17th May 2018 at the Council Chambers

Signed
Ousman Gaye
Clerk of Council

Endorsed by
Bakary K. Jammeh
Lord Mayor

At the meeting of the General Council held on the 31st of May, 2018 and by the recommendations of all Councillors, the following resolution was approved:

Resolution 0017/05/18- Resolution of the CEO and The Director of Finance

Whereas it is in the best interest of Council to work with a new Chief Executive Officer and Finance Director that will approach the administration from an objective and fresh standpoint without entanglements to the previous undesirable and failed situation of the Council affairs.

Resolved that the report of the interim management Committee be adopted, and the recommendations contained therein be implemented.

Adopted this day of 31st of May 2018 at the Chambers of the Kanifing Municipal Council.

Signed	**Endorsed by**
Ousman Gaye	**Bakary K. Jammeh**
Clerk of Council	**Lord Mayor**

At the meeting of the General Council held on the 31st of May, 2018 and by the recommendations of all Councillors, the following resolutions were approved:

Resolution 0018/05/18 – Composition of Committees

Committees will have 6 members and not made up of more than three (3) councilors and three (3) experts from the public.

Resolution 0019/05/18- Composition of the Finance Committee

That the Finance Committee be established pursuant to Section 36 of the Local Government Act, Cap 33:01 and that the membership be as follows:

1. Karamo Ceesay - Chairman
2. Basiru Sarr - Member
3. Nellie N.S. Taylor - Member
4. Lamin S Jatta - Member
5. Abake Williams – Member
6. Karim Darboe - Member

Resolution 020/05/18 – Composition of Establishment and Appointment Committee

That the Establishment and Appointment Committee be established pursuant to 37 of the Local Government Act, Cap 33:01 and that the membership be as follows:

1. Habib Ceesay - Chairman
2. Lamin Jammeh - Member
3. Yassin Senghore – Member
4. Modou Gaye - Member
5. Maria Dacosta - Member
6. Peter Mendy - Member

Resolution 021/05/18 – Chief Executive Officer and Director of Finance

WHEREAS the Chief Executive Officer and Finance Director are serving mandatory leave.

WHEREAS the Chief Executive Officer and Finance Director are subject to the control and direction of the Council according to section 43 and 46 of the Local Government Act.

WHEREAS the interim Management committee report has revealed acts of gross misconduct, incompetence and/or abuse of office by these two individuals.

WHEREAS the status of the Council finances, administration and operations are very poor which is confirmed by the draft National Audit Office Report, 2018.

WHEREAS the Local Government Service Commission is the only body capable of appointing or dismissing such officers.

WHEREAS there is currently no Local Government Service Commission established.

WHEREAS the Council urgently needs a Chief Executive Officer and Finance Director; and

WHEREAS it is in the best interest of Council to work with a new Chief Executive Officer and Finance Director that will approach the administration from an objective and fresh standpoint without entanglements to the previous undesirable and failed situation of the Council affairs.

Resolved that:

a. The adoption of the interim management Committee report and the draft audited report.
b. The Council write to the Minister of Local Government and Lands and unequivocally state that due to the foregoing the Council shall not accept the return to office of the Chief Executive Officer and Finance Director.
c. That these officers be dealt with according to Government rules and practice considering the said reports; and
d. That the establishment committee when formed immediately commences the process of appointing a CEO and Finance Director in accordance with the laws.

Resolution 022/05/18 – General Council Sittings

Members resolved that:

The General Council Sittings be scheduled once a month and to fall on a Thursday at 10am.

That Council sitting allowances be maintained at their current rate but for every second meeting in the same month, the sitting allowance to be paid shall be 50% of the first sitting allowance.

Members also resolved that from henceforth only the CEO will attend Council sittings and whereas clarification are sought by members on a given situation tabled before them, the Director of the department concern will be invited to the meeting to shed light on that matter.

Resolution 023/05/18 – Extension of contract

That due to the serious operational, institutional and financial risks highlighted in the Interim Management Report, the contracts of the Interim Management Team members Maria Dacosta and Kanjura Kanyi appointed pursuant to Section 9A of the Local Government Act, Cap 33:01 be extended up to the 31st of December 2018 to allow the new Council, maintain and further build on the progress achieved and investigations concluded.

Resolution 024/05/18 – Serrekunda Market Security

That the Council tender the contract for provision of security services in the Serrekunda Market to the Gambia Police Force as a pilot project for six months thereby eliminating the need to hire a further 50 permanent staff; and cutting down on manpower budget.

Resolution 025/05/18 – Contracts Agreements and MOUs

That all Contract Agreements including MOUs and all forms of engagement and support that may have the effect of binding Council or creating an obligation or right connected to Council; and all payments from Council accounts or funds be subject to final approval by the mayor.

Resolution 026/05/18 – Revision and implementation of HR Audit

That the Establishment and Appointment Committee review and cause to be implemented, a HR audit, organogram, gap analysis and HR review of all Council Departments and review and/or develop terms of reference and functions for the same and report back to Council within 6 weeks.

Resolution 027/05/18 – Internal Audit department

That the Internal Audit Department established under Section 26(1) of the Local Government Finance and Audit Act Cap 34:03 be reviewed by the Finance Committee who shall cause to be implemented, a HR audit of the department and develop terms of reference for review by the Council within 4 weeks.

Resolution 028/05/18 – Attachment of Councillors to revenue Units

That each Councillor undertake a 6-week research study by attachment for two week each to a license collector, rates collector and market duty collector to:

a. learn how revenue is collected and accounted for.
b. report back weaknesses.
c. suggestions and solutions for improvement; and
d. the Councillor for Latrikunda Sabiji ward to coordinate this activity.

Resolution 029/05/18 – Update of the Organogram

The organogram of the Council to be changed to reflect that the Internal Audit and Municipal Council Police report directly to the Office of the Lord Mayor pursuant to Section 26(2) of the Local Government Finance and Audit Act and Section 46(6) of the Local Government (Amendment) Act 2015 respectively.

Resolution 030/05/18 – Termination of Contract

WHEREAS members want to avoid a potential conflict of interest regarding Amie Bensouda & Co LP who are the external retained lawyers of council. And,

WHEREAS the law firm submitted notice of termination of their contract due to the relationship that exist between the firm and the Lord Mayor. And,

WHEREAS the aforementioned Law firm wants to allow the council to choose a new legal adviser.

Resolved that Amie Bensouda and Co LP be allowed to continue representing Council as they have agreed to serve the notice period at no cost to council and assist the
institution in that period to build an internal legal unit as well as hire new external Advisers.

Resolution 031/05/18 – First sight file

Members resolved that the First sight file with all incoming mails be first handed over to the mayor's office for review.

Resolution 032/05/18 – Reduction of bank Accounts

Members resolved that Management reduce the six bank accounts it is operating and limit it to three accounts only.

Resolution 033/05/18 – Nawec Street lights Bills

Members resolved that the Nawec street light bills be offset with the 25% Government subvention. Members further recommended for Nawec to incorporate streetlight bills into cash power charges for the general population.

Resolution 034/05/18 – Commission for Revenue Generating Units

Members resolved that staff of the Revenue Generating units be compensated 1% commission for all revenue collected.

Adopted this day of 31st day of May 2018 at the Chambers of the Kanifing Municipal Council

Signed **Endorsed by**

Ousman Gaye **Talib Ahmed Bensouda**
Clerk of Council **Lord Mayor**

At the meeting of the General Council held on 28th June 2018 and by the recommendations of all Councillors, the following resolutions were approved:

Resolution 035/05/18 – Allowance for councillors

Following the April 12th, 2018, Local Government election which resulted in nineteen (19) people elected to serve in Council,
Putting into Consideration that their mandate as Councilors began shortly after the elections,

Members resolved that the nineteen (19) elected Councilors be paid their April 2018 Allowances to commensurate with the month they were elected into Office.

Resolution 036/06/18 – Suspension of Staff Loans

WHEREAS the status of the Council financial situation is presently not in good shape as confirmed in the draft National Audit Office Report, 2018.
Whereas Members discussed the lack of a loan policy in Council,

WHEREAS Members expressed need to encourage the staff to join the Credit Union to save for a rainy day,

Members resolved that an indefinite suspension be placed on staff loans and to encourage staff to go to the credit unions and/or banks.

Resolution 037/06/18 – Establishment of Standing Committees

WHEREAS as required by law, the Lord Mayor saw the need to set up Committees mandated to review and recommend legislative action for Council to look at,

WHEREAS The Committees are constituted to assist Council in fulfilling its mandate,

WHEREAS the Lord Mayor wants to ensure the provision local knowledge, advice, relevant background, and/or expertise/perspective that relate to items relative to each respective committee.

Members Resolved that the following Standing Committees of Council be Established:

1. Agriculture,
2. Development,
3. Youth & Sports,
4. Arts & culture,
5. Environment & public health,
6. Contracts and

7. Education Committees.

Adopted this day of 28th day of June 2018 at the Chambers of the Kanifing Municipal Council

Signed
Ousman Gaye
Clerk of Council

Endorsed by
Talib Ahmed Bensouda
Lord Mayor

At the meeting of the General Council held on 2nd August 2018 and by the recommendations of all Councillors, the following resolutions were approved:

Resolution 038/08/18 – 1x6 salary

Members resolved that 1x6 Salaries be paid to staff on or before the 12th of August 2018 to allow them properly prepare for the upcoming Eid UL- Adha (Tobaski) prayers.

Resolution 039/08/18 – Revenue Generation Exercise

WHEREAS the status of the Council financial situation was earlier discussed at the General Council meeting of 31st May 2018. And,

WHEREAS members expressed their concerns on the state of revenue generation and maximization for the Council. And,

WHEREAS members to comprehend and study the gaps existing in the current system of revenue collection. And

WHEREAS members began the exercise on 2nd July 2018 and completed it on the 25th July, 2018

Resolved that four hundred (D400.00) Dalasis per day be calculated and paid for the duration of the exercise as honorarium to members.

Adopted this day of 2nd day of August 2018 at the Chambers of the Kanifing Municipal Council

Signed
Ousman Gaye
Clerk of Council

Endorsed by
Talib Ahmed Bensouda
Lord Mayor

Following the General Council meeting of Wednesday, 31st October 2018, the following resolutions were passed which I hereby bring to your attention for immediate implementation.

Resolution 040/10/18 – Financing of 19 Ward Trucks

WHEREAS members discussed the need to address the problem associated with waste collection and management, And

WHEREAS Members and agreed to work with the QGroup (Arab Gambian Islamic Bank) to ensure the procurement of nineteen (19) waste collection vehicles for the nineteen Wards within the Municipality. And,

Resolved that the loan agreement with QGroup be effected and Council serve as guarantor to the nineteen (19) Wards to ensure the delivery of the vehicle.

Resolution 041/10/18 - Establishment of Estate Management Unit

WHEREAS members discussed and agreed for the establishment of an Estate Management Unit to ensure proper management of Council properties,
Resolved that Council go ahead and establish an Estate Management Unit and recruit staff accordingly.

Resolution 042/10/18 – Formulation of a KMC Scheme of Service

WHEREAS members approved in an earlier session and gave directives for the Establishment and Appointment Committee to formulate a Scheme of Service for KMC, And

WHEREAS Members the Committee laid before Council, the Final draft of the Scheme of Service for Scrutiny and Approval, And

WHEREAS Members scrutinized and made amendments were necessary,

Resolved and adopted the Scheme of Service and for Management to forward it to the line Ministry as required by law.

Adopted this day of Wednesday, 31st October 2018 at the Council Chambers

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