

STEVE TSHWETE LOCAL MUNICIPALITY

MINUTES

OF THE

COUNCIL

MEETING

DATE - 25 JULY 2013

**MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL HELD IN THE COUNCIL CHAMBER, MUNICIPAL
BUILDINGS, MIDDELBURG, MPUMALANGA ON
THURSDAY, 25 JULY 2013 AT 17:30**

PRESENT

Councillors

| | | |
|--------------------|-------------------|------------------------|
| Cllr R M Xaba | (Speaker) | Cllr J Matshiane |
| Cllr M A Masina | (Executive Mayor) | Cllr N J Nkambule |
| Cllr N J Mahlangu | | Cllr L E Mkhuma |
| Cllr E F Mathebula | | Cllr M E Nyambi |
| Cllr E P Nkosi | | Cllr D J Skosana |
| Ald H Pilodia | | Cllr P M Shongwe |
| Cllr E A Jele | | Cllr B H Mokoena |
| Cllr E O Motsepe | | Cllr G H E Romijn |
| Cllr T B Mahlangu | | Cllr T G Ndlangamandla |
| Cllr B Nene | | Cllr A S Grobler |
| Cllr I Thwala | | Cllr S M Mogola |
| Cllr M J Sekgwele | | Cllr N J Mlambo |
| Cllr M T E Mnguni | | Cllr A Struwig |
| Cllr L I Manzini | | Cllr J P Pretorius |
| Cllr Z D Mtshweni | | Cllr A Swarts |
| Cllr J Skosana | | Ald E du Toit |
| Cllr B P Ndala | | Cllr S J Roos |
| Cllr M S Motebu | | Cllr H F Niemann |
| Cllr S M Mnguni | | Cllr D M Longman |
| Cllr S A Lukhele | | Cllr J Dyason |
| Cllr P M Hadebe | | Cllr P Mobango |
| Cllr M R Mnguni | | Cllr S Wait |
| Cllr S S Zitha | | Cllr K P J Uys |
| Cllr M Mbatiwe | | |
| Cllr O Malinga | | |
| Cllr K N Monareng | | |

Officials:

| | |
|-----------------|---|
| Mr W D Fouche | (Municipal Manager) |
| Mr M Mnguni | (Deputy Municipal Manager) |
| Adv T Mekuto | (Executive Director: Corporate Services) |
| Mr E Warambwa | (Executive Director: Infrastructure Services) |
| Ms E Wassermann | (Executive Director: Financial Services) |
| Ms C Hlatshwayo | (Executive Director: Community Services) |
| Mr L Bronkhorst | (Assistant Director: Administration) |
| Mr J Zulu | (Chief Administrative Officer) |
| Ms N Mahlangu | (Administrative Officer Grade 2) |
| Ms W Machinini | (Clerk Grade 1) |

Absent

Cllr P P Tau

Cllr P J Masilela

Cllr M T Selala

Temporary absence from the meeting in terms of Section 45(2)(c)

| Name of Cllr | 1 | | | 2 | | | 3 | | |
|--------------------|-------|-------|-------------|------|----|------|------|----|------|
| | From | To | Item | From | To | Item | From | To | Item |
| Cllr M A Masina | 18:38 | 18:42 | C61/07/2013 | | | | | | |
| Cllr E F Mathebula | 18:02 | 18:03 | M03/06/2013 | | | | | | |
| Cllr E O Motsepe | 17:37 | 17:38 | Opening | | | | | | |
| Cllr B P Ndala | 18:06 | 18:08 | M03/06/2013 | | | | | | |
| Cllr P M Shongwe | 18:06 | 18:14 | M03/06/2013 | | | | | | |
| Cllr P I Thwala | 18:09 | 18:12 | M05/06/2013 | | | | | | |
| Cllr BP Ndala | 15:28 | 15:31 | M28/05/2013 | | | | | | |
| Cllr N J Mlambo | 18:09 | 18:11 | C25/04/2013 | | | | | | |

1 OPENING

The Speaker welcomed everybody and declared the meeting open.

2 APPLICATION FOR LEAVE OF ABSENCE**RESOLVED**

THAT it be noted that Cllr's S D Nkadimeng, D J Motsepe, M J Selala, B C Skosana and J M Motsoeneng have applied for leave of absence due to other obligations and the applications were approved.

3 OFFICIAL ANNOUNCEMENTS

The Deputy Municipal Manager informed the meeting that there is a vacancy in Council with the resignation of Ald RE Redman with effect from 1 July 2013.

4 REPORTS BY THE SPEAKER IN TERMS OF SECTIONS 15(1) AND 96(4) OF THE RULES OF ORDER**RECORDED ABSENT FROM THREE (3) CONSECUTIVE COUNCIL COMMITTEE MEETINGS : CLLR B NENE**

3/2/1/4 (W)

With the consideration of this item the Speaker requested that this item be deferred to the next meeting.

RESOLVED

THAT note be taken that this item was deferred to the next meeting.

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5 **APPLICATIONS AND APPEALS FROM COUNCILLORS IN TERMS OF SECTION 14(1) AND 71 OF THE RULES OF ORDER**

None

6 **MOTIONS OF SYMPATHY AND CONGRATULATIONS BY THE SPEAKER**

The Speaker expressed a motion of sympathy as follows:

- Wishes the former President of South Africa Dr Nelson Mandela a speedy recovery.

7 **MOTIONS OF SYMPATHY AND CONGRATULATIONS BY OTHER COUNCILLORS**

The following Councillors expressed a motion of sympathy or congratulations:

7.1 Ald E Du Toit

- Congratulated Cllrs TG Ndlangamandla and A Struwig on their birthdays.
- Thanked Ald RE Redman in his absentia for serving Steve Tshwete Local Municipality, DA and the residents of Steve Tshwete Local Municipality with integrity for the period of 13 years while he was a Councillor.

7.2 Cllr A Struwig

- Congratulated the former South African President Dr Nelson Mandela on his birthday and wishes him a speedy recovery.

7.3 Cllr S J Roos

- Wishes to send a heartfelt condolence to the wife and family of the late Dr Willem Cruywagen who died on 10 July 2013.

7.4 Cllr A S Grobler

- Congratulated Phumzile Mlambo- Ngcuka on being elected as new United Nations Women Executive Director.
- Congratulated Professor Annette Combrinck on her being re-elected as Executive Mayor of Tlokwe Municipality in Potchefstroom.

7.5 Cllr B P Ndala

- Expressed a motion of sympathy to the family of the Chief Justice Pius Langa who died Wednesday morning on 24 July 2013 at the age of 74.
- Congratulated former President of South Africa Dr Nelson Mandela on his belated birthday and wishes him a speedy recovery.
- Congratulated Cllr D J Motsepe in absentia on his birthday.

7.6 Executive Mayor (Cllr MA Masina)

- Congratulated the ANC on the successful launching of volunteers programme on the 14th of July 2013 as well as on the hosting of National Chairperson of ANC Comrade Baleka Mbete.

- Wishes to salute Steve Tshwete Local Municipality for being invited to show case and share the good practise of good governance on SA FM and Ikwewezi FM.
- Congratulated the Steve Tshwete Local Municipality community, political parties and all the volunteers on the job well done on the Mandela day.
- Wishes Cllr S J Uys strength regarding his wife who is hospitalized and wishes her a speedy recovery.

8 DISCLOSURE OF INTERESTS

- 8.1 THAT note be taken that Cllr M A Masina submitted a disclosure of interest in terms of Section 46 of the Rules of Order with regard to item C61/07/2013.
- 8.2 THAT note be taken that Cllr E P Nkosi submitted a disclosure of interest in terms of Section 46 of the Rules of Order with regard to item C62/07/2013.

9 MINUTES OF THE PREVIOUS MEETING OR MEETINGS

- 9.1 *Ordinary Council Meeting held on 30 May 2013.*
- 9.2 *Special Council Meeting held on 30 May 2013.*

RESOLVED BY COUNCIL

- 9.1 THAT the minutes of the Ordinary Council Meeting held on 30 May 2013, be approved.
- 9.2 THAT the minutes of the Special Council Meeting held on 30 May 2013, be approved.

10 QUESTIONS OF WHICH NOTICE HAVE BEEN GIVEN

- 10.1 THAT note be taken of the questions submitted by Cllr HF Niemann as well as the reply which was prepared by the Executive Director: Corporate Services on behalf of the Executive Mayor as contained in the Council Agenda.
- 10.2 THAT note be taken of the questions submitted by Cllr AS Grobler as well as the reply which was prepared by the Executive Director: Infrastructure Services on behalf of the Executive Mayor as contained in the Council Agenda.
- 10.3 THAT note be taken of the questions submitted by Cllr J Mlambo as well as the reply which was prepared by the Executive Director: Infrastructure Services on behalf of the Executive Mayor as contained in the Council Agenda.
- 10.4 THAT note be taken of the questions submitted by Cllr J Dyason as well as the reply which was prepared by the Executive Director: Infrastructure Services on behalf of the Executive Mayor as contained in the Council Agenda.
- 10.5 THAT note be taken of the questions submitted by Cllr GHE Romijn as well as the reply which was prepared by the Executive Director: Infrastructure Services on behalf of the Executive Mayor as contained in the Council Agenda.

- 10.6 **THAT** note be taken of the questions submitted by Ald E Du Toit as well as the reply which was prepared by the Executive Director: Infrastructure Services and Executive Director: Community Services on behalf of the Executive Mayor as contained in the Council Agenda.
- 10.7 **THAT** note be taken of the questions submitted by Cllr BH Mokoena as well as the reply which was prepared by the Executive Director: Corporate Services on behalf of the Executive Mayor as contained in the Council Agenda.

REPORT OF THE 11th/2013 MEETING OF THE MAYORAL
COMMITTEE HELD ON 13 JUNE 2013

NON DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT Council take note that no non delegated matters were considered under this report.

DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT Council take note of resolutions M01, 02, 03, 04, 05 & 06/06/2013 taken by the Executive Mayor in terms of Delegated Powers.

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REPORT OF THE SPECIAL MEETING OF THE MAYORAL
COMMITTEE HELD ON 25 JUNE 2013

NON DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT Council take note that no non delegated matters were considered under this report.

DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT Council take note of resolutions SM08, 09, 10, 11, 12, 13 & 14/06/2013 taken by the Executive Mayor in terms of Delegated Powers.

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REPORT OF THE SPECIAL MEETING OF THE MAYORAL
COMMITTEE HELD ON 27 JUNE 2013

NON DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT Council take note that no non delegated matters were considered under this report.

DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT Council take note of resolution SM15 & 16/06/2013 taken by the Executive Mayor in terms of Delegated Powers.

REPORT OF THE 12th/2013 MEETING OF THE MAYORAL
COMMITTEE HELD ON 11 JULY 2013

NON DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT Council take note that no non delegated matters were considered under this report.

DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT Council take note of resolutions M01 & 01A/07/2013 taken by the Executive Mayor in terms of Delegated Powers.

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**REPORT OF THE 13th/2013 MEETING OF THE MAYORAL
COMMITTEE HELD ON 19 JULY 2013**

NON DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT the report by the Executive Mayor in respect of item C05; C07; C11; C14; C19; C20; C22; C24; C25; C26; C27; C28; C30; C32; C33; C34; C35; C36; C39; C40; C43; C51; C52; C55; C56; C57; C58; C61 & C62/07/2013 be considered.

C05/07/2013

MPAC: ANNUAL PERFORMANCE REPORT

3/2/4/1/17(B)/em

RESOLVED BY COUNCIL

- 1 **THAT** the report by the Executive Director: Financial Services regarding the Annual Performance of Municipal Public Accounts Committee, be noted.

C07/07/2013

**COUNCIL ARRANGEMENTS: ANNUAL YEAR PLAN FOR MUNICIPAL PUBLIC
ACCOUNTS COMMITTEE (MPAC) - 2013/2014**

3/2/4/1/17 (B)/em

RESOLVED BY COUNCIL

- 1 **THAT** the report on the annual year plan of the MPAC as submitted by the Executive Director: Financial Services, be noted.
- 2 **THAT** the following be adopted as the MPAC year planner:

2.1 17 September 2013

- Evaluate annual financial statements submitted to Auditor-General.
- Consider Audit Committee minutes.
- Investigate fruitless, wasteful, irregular and unauthorized expenditures when delegated by Council.
- Approve MPAC annual year planner.
- Prepare and submit MPAC annual performance report on activities and resolutions taken.

2.2 03 December 2013

- Consider Audit Committee minutes.
- Investigate fruitless, wasteful, irregular and unauthorized expenditure when delegated by Council.

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2.3 11 February 2014

- Consider and evaluate content of annual report.
- Review annual financial statements and Auditor-General report.
- Evaluate the extent to which the Auditor-General recommendations from previous year have been completed.
- Consider Audit Committee minutes.
- Investigate fruitless, wasteful, irregular and unauthorized expenditure when delegated by Council.

2.4 13 May 2014

- Consider Audit Committee minutes.
- Investigate fruitless, wasteful, irregular and unauthorized expenditure when delegated by Council.
- Annual year plan – 2014/2015

2.5 16 September 2014

- Evaluate annual financial statements submitted to Auditor-General.
- Consider Audit Committee minutes.
- Investigate fruitless, wasteful, irregular and unauthorized expenditures when delegated by Council.
- Approve MPAC annual year planner.
- Prepare and submit MPAC annual performance report on activities and resolutions taken.

3. **THAT** Special Municipal Public Accounts Committee meetings be scheduled for the following months to consider the Financial Quarterly Report:

- 3.1. August 2013 (To consider quarterly report for April to June 2013).
- 3.2. November 2013 (To consider quarterly report for July to September 2013).
- 3.3. The quarterly report for September to December 2013 will be considered at the ordinary scheduled meeting for 17 February 2014.
- 3.4. The quarterly report for January to March 2014 will be considered at the ordinary scheduled meeting for 14 May 2014.

C11/07/2013

FINANCES: FRUITLESS & WASTEFUL EXPENDITURE

3/2/4/1/15 (X)/ls

RESOLVED BY COUNCIL

1. **THAT** the report by the Executive Director: Financial Services regarding the fruitless and wasteful expenditure, be noted.



2. **THAT** Council take note of the two cases of possible fruitless and wasteful expenditure.
3. **THAT** a Council Committee be appointed to investigate and make recommendations to Council.
4. **THAT** the following Council Committee be appointed to investigate and make recommendations to Council on the possible fruitless and wasteful expenditure as mentioned in the report:
 - 4.1 Cllr E F Mathebula- Chairperson
 - 4.2 Ald H Pilodia

C14/07/2013

LAND: APPLICATION TO PURCHASE A PORTION OF ERF 336 NASARET FOR THE PURPOSE OF ESTABLISHING A FILLING STATION

7/2/3/2 (E)/iec

[MM 66966; 82334]

RESOLVED BY COUNCIL

1. **THAT** Council confirm that Erf 366 Nasaret measuring 2191m² in extent ("the property") is not needed for the provision of the basic level of municipal services.
2. **THAT** the application to purchase the property not be approved and the applicants be informed accordingly.
3. **THAT** the property be sold by public auction for a filling station, convenience shop and related activities subject to the following conditions:
 - 3.1. **That** the market value for the property be determined at R88 000,00 (Eighty Eight Thousand Rand) excluding VAT.
 - 3.2. **That** the reserve price for the property be determined at R59 000,00 (Fifty Nine Thousand Rand) excluding VAT.
 - 3.3. **That** the property be revalued should a transaction not be concluded within 12 months from the date of valuation (22/04/2013).
 - 3.4. **That** note be taken that the property has access to engineering services, however there is a sewerline that need to be re-routed at the cost of successful tenderer.
 - 3.5. **That** should there be bigger capacity required for services, the cost thereof be for the account of the successful tenderer.
 - 3.6. **That** the payment of the purchase price be strictly cash in accordance with Section 47(3)(aa) of the Supply Chain Management Policy of Council.
 - 3.7. **That** the successful bidder be responsible to pay the required service installation/ connection costs and costs for the re-routing of the sewerage line.

- 3.8. **That** proceeds received from the sale be allocated to vote number 929/001 (Township Development Suspense Account : Sale).
- 3.9. **That** Erf 336, Nasaret be derecognized from the asset register.
- 3.10. **That** the profit/ loss from the sale be recognized in the statement of financial performance.
4. **THAT** the following special conditions also be applicable:
- 4.1. **That** the public auction be conducted by one of the attorneys on the Council's panel at a fee equal to 2,5% of the original purchase price at the cost of the Council.
- 4.2. **That** the terms and conditions applicable for the sale of business stands be made applicable with the compilation of the deed of sale.
- 4.3. **That** a discount of 30% be granted to a black purchaser or company whereby 51% of the shares are held by an black person/s on condition that the property may only be resold with prior permission of the Council, which permission shall be granted if Council is satisfied that no fronting has taken place and that the black person/s has / have benefited sufficiently from the transaction and that if the property/ properties was/ were to a company, Council is satisfied that the composition of the company has not changed since the original sale.

C19/07/2013

**LAND: RENEWAL OF LEASE AGREEMENT: PORTIONS OF THE FARM
BANKFONTEIN 375 JS**

7/2/1/3 (T)/iec

[MM69534]

RESOLVED BY COUNCIL

1. **THAT** the Lease Agreement between this Municipality and the applicant / lessee for a portion of Erf 521 Somaphepha Village measuring 12 hectares in extent ("the property") be renewed for a period of 5 (five) years under the same terms and conditions of the existing agreement.
2. **THAT** the renewal of the Lease Agreement be subject to the following conditions:
- 2.1 **That** the requirements of Section 33 of the MFMA be complied with.
- 2.2 **That** the request to include sheep farming be approved.
- 2.3 **That** the request to reduce or suspend the payment of the lease amount not be approved because it will set a bad precedent and is contrary to the MFMA.
- 2.4 **That** the lease agreement R100,00 (One Hundred Rand) per hectare per annum excluding VAT.
- 2.5 **That** the escalation be 10% per annum, reviewable on a 3 yearly basis.

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- 2.6 **That** the lease amount be revalued should a lease agreement not be concluded within 12 months from the date of valuation (12/09/2012).
- 2.7 **That** no compensation will be due to the applicant / lessee for permanent buildings constructed by him as permanent structures are constructed at own risk on leased land.
- 2.8 **That** the request to include an option to buy the leased property not be approved as the property will be needed by the Municipality in future.
- 2.9 **That** the property be fenced off to the satisfaction of the Department Town Planning and Human Settlement.
- 2.10 **That** the applicant / lessee be required to specify the number of livestock to be kept on the piece of land in order to assess if the livestock will not result in the overgrazing of the land.
- 2.11 **That** the note be taken that the site is under the supply area of Eskom and as such, any enquiry relating to electricity, Eskom has to be contacted directly.
- 2.12 **That** the note be taken that the applicant / lessee is currently in arrears with ±R1 026.00 (One Thousand Twenty Six Rand) and that the lease only be renewed after the arrear amount is paid up to date.
- 2.13 **That** the lease only be renewed after the conditions of Section 33 of the Municipal Finance Management Act, Act 56 of 2003 had been complied with.
- 2.14 **That** proceeds from the lease be allocated to vote number 555/020 (Fixed Property : Rental Land).

C20/07/2013

LAND: APPLICATION TO EXTEND THE LEASE : A PORTION OF PORTION 27 OF THE FARM MIDDELBURG TOWN & TOWNLANDS

7/2/13 (T)/yb

RESOLVED BY COUNCIL

1. **THAT** the Lease Agreement between the Lessee and the Council of Portion 27 of the farm Middelburg Town and Townlands 287 JS ("the property") be renewed for a period of 3 years with an option to renew for another 3 year period.
2. **THAT** the rental amount be R180.00 (One Hundred and Eighty Rand) per hectare per annum excluding VAT.
3. **THAT** the rental amount escalate by 10% per annum and be reviewed after 3 years.
4. **THAT** the rental amount be reviewed should the Lease Agreement not be concluded within 12 months from the date of valuation (26/02/2013).
5. **THAT** the proceeds received from the sale be allocated to vote number 555/020 (Fixed Property : Rental Land).

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C22/07/2013

LAND: APPLICATION FOR RENEWAL OF LEASE AGREEMENT : ERF 2449

AERORAND

7/2/1/3 (T)/yb

RESOLVED BY COUNCIL

1. **THAT** the Lease Agreement between the Lessee and the Council for Erf 2449 Aerorand measuring 400sqm in extent ("the property") be renewed for a period of 3 years with an option to renew for a further 3 years period.
2. **THAT** the rental amount be R600.00 (Six Hundred Rand) per year, excluding VAT.
3. **THAT** the rental amount escalate with 10% per annum.
4. **THAT** the property be re-valued should a transaction not be concluded within 12 months from the date of valuation (06/12/2012).
5. **THAT** the proceeds received from the Lease be allocated to vote number 555/020 (Fixed Property : Rental Land).

C24/07/2013

LAND: APPLICATION TO LEASE ERF 5225 MIDDELBURG EXTENSION 04, MEASURING 1,5597 HECTARE

7/2/1/3 (T)/yb

[MM 72896]

RESOLVED BY COUNCIL

1. **THAT** the Council approve the application to renew the Lease Agreement in respect of Erf 5225 Middelburg Extension 04 measuring 1,5597 hectares in extent ("the property") for a period of 3 years with an option to renew for another 3 years period.
2. **THAT** the lease amount be R120.00 (One Hundred and Twenty Rand) per year with no escalation but with a 3 yearly review.
3. **THAT** the subject property be re-valued should a transaction not be concluded within 12 months from the date of valuation (13/11/2012).
4. **THAT** proceeds received from the lease be allocated to vote number 555/020 (Fixed Property : Rental Land).

C25/07/2013

LAND: APPLICATION TO REPURCHASE PORTION 9 OF ERF 10986 MIDDELBURG EXTENSION 11

7/2/3/2; Ptn 9 Erf 10986 X 11 (E)/em

[MM52887]

RESOLVED BY COUNCIL

1. **THAT** Council confirm that Portion 9 of Erf 10986 Middelburg Extension 11 measures 28617m² in extent ("the property") is not needed for the rendering of the basic municipal services.

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2. **THAT** the application to purchase Portion 9 of Erf 10986 Middelburg Extension 11 not be approved and the applicant be informed accordingly.
3. **THAT** the Accounting Officer be authorized to dispose of the property by means of public bidding processes.
4. **THAT** the reserve price be R1 860 000.00 (One Million Eight Hundred and Sixty Thousand Rand), excluding VAT.
5. **THAT** the property be revalued should the transaction not be concluded within nine (9) months from the date of the Council resolution.
6. **THAT** the sewerline be protected with a servitude registered in favour of the Council and that no permanent structures be erected on the sewerline.
7. **THAT** the condition stipulated in Paragraph 6 above should be contained in the title deed of the property.
8. **That** the payment of the purchase price be strictly cash as in terms of Section 47(1)(3)(aa) of the Supply Chain Management Policy of the Council.
9. **THAT** all connection costs will be for the account of the successful bidder.

C26/07/2013

LAND: APPLICATION FOR RENEWAL OF THE LEASE AGREEMENT: PORTION OF THE REMAINDER OF PORTION 27 OF THE FARM MIDDELBURG TOWN AND TOWNLANDS 287 JS

7/2/1/3 (T)/iec

RESOLVED BY COUNCIL

1. **THAT** the lease agreement between the applicant (lessee) and the Council be renewed for a period of 3 years with an option to renew for a further 3 years period.
2. **THAT** the rental be R370.00 per month excluding VAT.
3. **THAT** the rental shall escalate with 5% per annum.
4. **THAT** the proceeds received from the lease be allocated to vote number 555/020 (Fixed Property : Rental land).

C27/07/2013

ASSETS: REDUNDANT ASSETS WITHIN THE LEGAL & ADMINISTRATION DEPARTMENT

6/1/2/1 (K)/lt

RESOLVED BY COUNCIL

1. **THAT** assets listed under point 3 of the comments by the Executive Director: Financial Services be written off from the asset register and sold at the auction.
2. **THAT** the redundant inventory items listed under point 4 of the comments by the Executive Director: Financial Services be sold at the next auction.

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3. **THAT** the nett gain or loss on disposal of the assets be recognised in the statement of financial performance

C28/07/2013

LAND: APPLICATION TO REPURCHASE ERF 73 KOMATI

7/2/3/2/18 (C)/yb

RESOLVED BY COUNCIL

1. **THAT** Council confirm that Erf 73 Komati ("the property") is not needed for the provision of the basic municipal services as stipulated in Section 14(2) of the Local Government : Municipal Finance Management Act 56 of 2003.
2. **THAT** Council approve the application to repurchase Erf 73 Komati.
3. **THAT** the Accounting Officer be authorised to dispose off Erf 73 Komati as an unsolicited bid as per Section 44 of the Council's Supply Chain Management Policy.
4. **THAT** Council confirm that the fair market value of the property is R44 000.00 (Forty Four Thousand Rand) excluding VAT.
5. **THAT** Council confirm that, for alienation by means of a public bidding process, the reserve price is R29 000.00 (Twenty Nine Thousand Rand), excluding VAT.
6. **THAT** the subject property be re-valued should a transaction not be concluded within 12 months from the date of valuation.
7. **THAT** the payment of the purchase price be strictly cash as in terms of Section 47(3)(aa) of the Council's Supply Chain Management Policy.
8. **THAT** the amount of R6 142,39 be reinstated on the account and be paid by Mr. Shandu before a deed of sale can be concluded.
9. **THAT** proceeds received from the sale be allocated to vote number 935/501 (Land Trust Fund : Sale of Land).
10. **THAT** Erf 73 Komati be derecognized from the asset register and be transferred to inventory register.
11. **THAT** the profit / loss from the sale be recognized in the statement of financial performance.
12. **THAT** the proposed sale of the property be advertised in terms of Section 21 of the Municipal Systems Act 32 of 2000 as amended, read together with Section 79(18) of the Local Government Ordinance 17 of 1939 as amended, Section 113 of the Municipal Finance Management Act 56 of 2003 and Section 44 of the Council's Supply Chain Management Policy.

C30/07/2013

**LAND: APPLICATION TO LEASE A PORTION OF ERF 1043 ROCKDALE
EXTENSION 00 FOR PRAYER OVEN PURPOSES**

7/2/1/3 (E)/yb

RESOLVED BY COUNCIL

1. **THAT** Council confirm that a portion of Erf 1043 Rockdale Extension 00 is not needed to render the basic level of municipal services.
2. **THAT** the Accounting Officer be authorised to deal with this matter as unsolicited bid.
3. **THAT** the application to lease a portion of Erf 1043 Rockdale Extension 00 be approved subject to the following conditions:
 - 3.1 **That** the extent of the portion to be leased for prayer oven purposes be limited to 80m².
 - 3.2 **That** the portion of land to be used for prayer oven purposes be fenced off if necessary and maintained in accordance with the standards set by the Director: Town Planning and Human Settlement.
 - 3.3 **That** a site development plan that depicts the proposed development on the erf be submitted to Council for approval.
 - 3.4 **That** only a prayer oven and related activities shall be allowed to take place on the allocated portion.
 - 3.5 **That** no permanent structures shall be erected on the subject property.
 - 3.6 **That** the recommended lease amount be R50.00 (Fifty Rand) per month excluding VAT.
 - 3.7 **That** the escalation be 10% per annum reviewable 3 (three) yearly.
 - 3.8 **That** the subject property be revalued should a lease agreement not be concluded within 12 months from the date of valuation.
 - 3.9 **That** proceeds received from the lease be allocated to vote number 555/020 (Fixed Property : Rental Land).
 - 3.10 **That** should it be required to upgrade or re-design the park, the applicant be willing to move or relocate.
 - 3.11 **That** the proposed lease be advertised in terms of Section 79(18) of the Local Government Ordinance 17 of 1939 as amended, read with Section 21 of the Municipal Systems Act 32 of 2000, Section 113 of the Municipal Finance Management Act 56 of 2003 and Section 44 of the Council's Supply Chain Management Policy.

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C32/07/2013

**TOWN PLANNING: APPLICATION FOR ACQUIRING A PORTION OF ERF 871
MIDDELBURG ALSO KNOWN AS GILFILLAN SQUARE**

7/2/3/2/4 (E)/yb

RESOLVED BY COUNCIL

1. **THAT** the Council confirm that Erf 871 Middelburg also known as Gilfillan Square ("the property") is not needed to render the basic level of Municipal Services.
2. **THAT** the Accounting Officer be authorised to lease this property as unsolicited bid.
3. **THAT** the application to lease the property to develop sports fields, ablution facilities and storeroom for equipment be approved subject to the following conditions:
 - 3.1 **That** the lease period be for 3 years with an option to renew for a further period of 3 years only.
 - 3.2 **That** the application be responsible for all service costs.
 - 3.3 **That** the lease amount be R1 200.00 (One Thousand Two Hundred Rand) per annum excluding VAT.
 - 3.4 **That** the recommended escalation be 10% per annum with a 3 yearly review.
 - 3.5 **That** the lease amount be reviewed after 12 months from the date of valuation should a lease agreement not be concluded.
 - 3.6 **That** no permanent structures be erected on the portion of land.
 - 3.7 **That** the applicant be responsible for bulk service contribution and service connection costs.
 - 3.8 **That** should the Council decide to let the property proceeds received from the lease be allocated to vote number 555/020 (Fixed Property : Rental Land).
 - 3.9 **That** the lease agreement be treated in accordance with the applicable accounting standards.

C33/07/2013

**ASSETS: REDUNDANT ITEMS: DEPARTMENT OF ELECTRICAL ENGINEERING
SERVICES**

6/1/2 (B)/wm

RESOLVED BY COUNCIL

1. **THAT** Council take note of the report by the Executive Director: Infrastructure Services regarding the redundant items of Electrical Engineering Services.



2. **THAT** assets listed under point 3 of the comments by the Executive Director: Financial Services be written off from the asset register and sold at the next auction.
3. **THAT** the assets listed under point 4 of the comments by the Executive Director: Financial Services be sold at the next auction as obsolete items.
4. **THAT** the nett gain or loss on disposal of the assets, be recognised in the statement of financial performance.

C34/07/2013

ASSETS: EQUIPMENT TO BE WRITTEN OFF: DEPARTMENT OF CIVIL ENGINEERING SERVICES

6/1/3/1/1/1(X)

RESOLVED BY COUNCIL

1. **THAT** Council take note of the report by the Executive Director: Infrastructure Services regarding the redundant items of Civil Engineering Services.
2. **THAT** assets listed under point 3 of the comments by the Executive Director: Financial Services be written off from the asset register and be sold at the next auction.
3. **THAT** the redundant inventory under point 4 of the comments by the Executive Director: Financial Services be sold at the next auction.
4. **THAT** the nett gain or loss on disposal of the assets, be recognised in the statement of financial performance.

C35/07/2013

LAND: APPLICATIONS TO LEASE PORTIONS OF THE REMAINDER OF PORTION 27 OF THE FARM MIDDELBURG TOWN AND TOWNLANDS 287 JS FOR INDUSTRIAL PURPOSES

7/2/3/2/3 (E)/yb

RESOLVED BY COUNCIL

1. **THAT** the Council confirm that 70 portions measuring 500m² in extent of the Remainder of Portion 27 of the farm Middelburg Town and Townlands 287 JS is not needed to render the basic level of municipal services.
2. **THAT** the Council approve the applications to lease 70 portions of the Remainder of Portion 27 of the farm Middelburg Town and Townlands 287 JS for light industrial purposes subject to the following conditions:
 - 2.1 **That** 70 portions measuring 500m² each be made available to the applicants for light industrial related activities.
 - 2.2 **That** the extent of the portions of the Remainder of Portion 27 of the farm Middelburg Town and Townlands 287 JS to be leased be limited to 500m².

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- 2.3 **That** the lease be limited to two years.
- 2.4 **That** the alienated portions shall only be used for light industrial purposes which must be approved by the Director: Town Planning and Human Settlement before exercising therefore.
- 2.5 **That** no erection of permanent structure shall be allowed on the alienated portions.
- 2.6 **That** the alienated portions be fenced off to the satisfaction of the Council.
- 2.7 **That** all activities shall only take place within the boundaries of the alienated portions.
- 2.8 **That** all necessary precautionary measures shall be taken to prevent all types of pollution.
- 2.9 **That** an environmental management plan shall be submitted for approval before the activity may be commenced with.
- 2.10 **That** the final location of the portions measuring 500m² each be determined by the Director: Town Planning and Human Settlement.
- 2.11 **That** the Accounting Officer be authorised to approve the applications as unsolicited bid.
3. **THAT** the recommended lease amount be R0.65 (Sixty Five Cents) per square metre per month.
4. **THAT** the recommended escalation be 20% per annum and reviewable 3 yearly.
5. **THAT** the subject portions be re-valued should lease agreements not be concluded within 12 months from the date of valuation (20 February 2013).
6. **THAT** the applicants priorly provide a cash deposit to cover water and sanitation connection costs.
7. **THAT** proceeds received from the lease be allocated to vote number 555/020 (Fixed Property : Rental Land).
8. **THAT** the proposed leases be advertised in terms of Section 79(18) of the Local Government Ordinance 17 of 1939 as amended, read together with Section 32 of 2000 as amended, Section 113 of the Municipal Finance Management Act 56 of 2003 and Section 44 of the Council's Supply Chain Management Policy.



C36/07/2013

**TOWN PLANNING: APPLICATION TO PURCHASE A PORTION OF THE
REMAINDER OF ERF 3974 MIDDELBURG EXTENSION 11 ADJACENT TO
REMAINDER OF ERF 3936 MIDDELBURG EXTENSION 11**

7/2/3/2/4 (C)/yb

[MM 69096]

RESOLVED BY COUNCIL

1. **THAT** Council confirm that a portion of the Remainder of Erf 3974 Middelburg Extension 11 (hereinafter "the property") adjacent to the Remainder of Erf 3936 Middelburg Extension 11 is not needed for the provision of the basic municipal services as stipulated in Section 14(2) of the Local Government : Municipal Finance Management Act.
2. **THAT** Council approve the application to purchase the property adjacent to the Remainder of Erf 3936 Middelburg Extension 11.
3. **THAT** the Accounting Officer be authorised to dispose off the property as an unsolicited bid as per Section 44 of the Council's Supply Chain Management Policy.
4. **THAT** the Director : Town Planning & Human Settlement be authorised to re-zone and sub-divide the property up to the existing rail siding.
5. **THAT** the Director : Town Planning & Human Settlement be authorised to appoint a consultant to conduct the town planning processes.
6. **THAT** the Director : Town Planning & Human Settlement be authorised to find out from the adjacent land owners if they are interested in purchasing the portions of the subject property.
7. **THAT** the applicant be informed of the Council's intention.
8. **THAT** no permanent structures be erected on the portions to be leased.
9. **THAT** Council confirm that fair market value of the property is R80/m² (Eighty Rand) per m² excluding VAT.
10. **THAT** the rental amount be R0.70/m² (Seventy Cent) per m² excluding VAT and escalating be 10% per annum.
11. **THAT** the subject property be re-valued and a new lease amount be determined should a transaction not be concluded within 12 months from the date of valuation (18 February 2013).
12. **THAT** the payment of the purchase price be strictly cash as in terms of Section 47(3)(aa) of the Council's Supply Chain Management Policy.
13. **THAT** the proceeds received from the sale be allocated to vote number 926 / 601 (Township Development Suspension Account : Sale of Land : Middelburg Extension 11).

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14. **THAT** the proceeds received from the lease be allocated to vote number 555/020 (Fixed Property : Rental Land).
15. **THAT**, should Council decide to sell the property, it be derecognised from the asset register.
16. **THAT** the profit / loss from the sale be recognised in the Statement of Financial Performance.
17. **THAT** the deeds of sale or lease agreements be entered into with the applicants.
18. **THAT** the proposed sale or lease of the property be advertised in terms of Section 79(18) of the Local Government Ordinance 17 of 1939 as amended, Section 21 of the Municipal Systems Act 32 of 2000 as amended, Section 113 of the Municipal Finance Management Act 56 of 2003 and Section 44 of the Council's Supply Chain Management Policy.

C39/07/2013

LAND: APPLICATION FOR PORTIONS OF PORTION 9 AND PORTION 16 OF THE FARM RIETFONTEIN 286JS

7/2/1/3 (F)/yb

[MM 60494, 63658 & 64549]

RESOLVED BY COUNCIL

1. **THAT** Council confirm that portions of Portions 9 and 16 of the farm Rietfontein 287 JS measuring 1 (one) hectare in extent ("the properties") are not needed to provide minimum level of basic municipal services.
2. **THAT** the Accounting Officer be authorised to alienate the properties as unsolicited bid.
3. **THAT** Council approve the applications to lease portions of Portion 9 and 16 of the farm Rietfontein 286 JS measuring 1 hectare per portion subject to the following conditions:
 - 3.1 **That** the lease be limited to three years.
 - 3.2 **That** the alienated portions shall only be utilised for the purposes of poultry and piggery farming.
 - 3.3 **That** no erection of a permanent structure be allowed on the properties.
 - 3.4 **That** the allocated portions be fenced off to the satisfaction of the Council.
 - 3.5 **That** the lease amount be R600,00 (Six Hundred Rand) per annum excluding VAT for each portion.
 - 3.6 **That** there be a 10% escalation per annum which is reviewable 3 yearly.

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- 3.7 **That** the subject property be re-valued should a lease agreement not be concluded within 12 months from the date of valuation (24/07/2012).
 - 3.8 **That** proceeds received from the lease be allocated to vote number 555/020 (Fixed Property : Rental Land).
 - 3.9 **That** the activity only be allowed at a distance of 500m from the residential area and 100 m away from any water source.
 - 3.10 **That** the applicants should submit the Environmental Management Plan and also explain how waste and air pollution is going to be controlled before the Lease Agreements are concluded.
 - 3.11 **That** the Council will have the right to terminate the contract should it be found that the proposed poultry and piggery projects presents hazardous conditions to the surrounding areas.
 - 3.12 **That** handling and disposal of liquid waste or effluent produced from washing and cleaning operations and related activities ought to comply with Steve Tshwete Local Municipality Nuisance By-laws aimed at the minimization of such pollution for the benefit of Tokologo residents in line with the necessary Environmental Management Plan.
 - 3.13 **That** due to the frequent outbreaks of bird-flu and related air-borne diseases an undertaking to implement emergency measures (including culling the animals) for the protection of human life, ought to form part of the lease agreement.
 - 3.14 **That** it be noted that the stand is not serviced and as the applicants are not allowed to erect a permanent structure, an electrical connection can not be made.
 - 3.15 **That** should there be a need for the extension of services, this will be done at the cost to the applicants.
 - 3.16 **That** the proposed leases of the properties be advertised in terms of Section 79(18) of the Local Government Ordinance 17 of 1939 as amended, Section 21 of the Municipal Systems Act 32 of 2000 as amended, Section 113 of the Municipal Finance Management Act 56 of 2003 and Section 44 of the Council's Supply Chain Management Policy.
4. **THAT** Council Resolutions C29/01/2006 and C29/07/2009 be rescinded due to the failure of the applicants to utilise the allocated portions and that the applicants be informed accordingly.

C40/07/2013

ASSETS: ASSET REGISTER: REDUNDANT ITEMS: COMMUNITY SERVICES

6/1/2 (B)/wm

RESOLVED BY COUNCIL

1. **THAT** Council take note of the report by the Executive Director: Community Services regarding redundant items.
2. **THAT** the assets listed under point 3 of the comments by the Executive Director: Financial Services be written off from the asset register and be sold at the next auction.
3. **THAT** the obsolete inventory list, mentioned under point 4 of the comments by the Executive Director: Financial Services be written off and be sold at the next auction.
4. **THAT** the nett gain or loss disposal of the assets be recognised in the statement of Financial Performance.

C43/07/2013

ASSETS: DISPOSAL OF FIREARMS

14/1/1/3/2 (X)/ls

RESOLVED BY COUNCIL

1. **THAT** Council take note of the report by the Executive Director: Community Services regarding the disposal of firearms, fifteen (14) handguns, three(3) Rifles and fifteen (15) shotguns.
2. **THAT** the above firearms be regarded as redundant and be disposed by South African Police Services (SAPS) in terms of the Firearm Control Act, Act 60 of 2000.
3. **THAT** the Municipality has to comply with Regulation 94 of the Firearm Control Regulations, 2004, when handling in the firearms to the South African Police Services.

C51/07/2013

FINANCES: ADJUSTMENT BUDGET FOR THE 2012/2013 FINANCIAL YEAR:

JULY 2013

5/1/2 (B)/wm

RESOLVED BY COUNCIL

1. **THAT** the unauthorised expenditure of R350 000 on P1100224 due to the oversight be approved in terms of Section 32(2)(a)(i) of the MFMA.
2. **THAT** the adjustment budget for the 2012/2013 financial year as permitted in terms of Section 28(c) of the MFMA be approved as set out in the following adjustment budget tables:

2.1 Table B1 : Adjustments budget summary

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- 2.2 Table B2 : Adjustments budget on financial performance by vote (standard classification)
- 2.3 Table B3 : Adjustments budget on financial performance by vote (municipal vote)
- 2.4 Table B4 : Adjustments budget on financial performance revenue by source and expenditure by type
- 2.5 Table B5 : Adjustments capital expenditure budget by vote and funding
- 2.6 Table B6 : Adjustments budget on financial position
- 2.7 Table B7 : Adjustments budget on cash flow
- 2.8 Table B8 : Cash backed reserves/accumulated surplus reconciliation
- 2.9 Table B9 : Asset management
- 2.10 Table B10 : Basic service delivery management
3. **THAT** the adjusted service delivery and budget implementation plan and targets as set out in the following supporting tables under **ANNEXURE A** be approved:
- 3.1 Supporting table SB15 : Adjustments budget monthly cash flow
- 3.2 Supporting table SB16 : Adjustments budget on monthly capital expenditure (municipal vote)
- 3.3 Supporting table SB17 : Adjustments budget on monthly capital expenditure by vote (standard classification)
- 3.4 Supporting table SB18a : Adjustments budget on capital expenditure on new assets by asset class
- 3.5 Support table SB18b : Adjustments budget on capital expenditure on renewal of existing assets by asset class
4. **THAT** permission be granted to the Executive Director: Financial Services to submit the Adjustment Budget with the amended SDBIP to National Treasury and Provincial Treasury.
5. **THAT** the Adjustment Budget with the amended Service Delivery and Budget Implementation Plan be advertised within 10 working days after approval by Council in accordance with Section 21A of the Municipal Systems Act.

6. **THAT** permission be granted to the Executive Director: Financial Services to place the Adjustment Budget on the Municipal website.

C52/07/2013

FINANCES: FINANCIAL QUARTERLY REPORT: JUNE 2013

9/2/1(X)/ls

RESOLVED BY COUNCIL

1. **THAT** Council take note of the report by the Executive Director: Financial Services regarding the financial quarterly report for June 2013.
2. **THAT** the quarterly in-year report on the implementation of the budget and the financial affairs for the municipality referred to in Section 52(d) of the MFMA for the quarter ending 30 June 2013 be noted.
3. **THAT** permission be granted to the Executive Director: Financial Services to submit the report in both an electronic and hard copy format to the National and Provincial Treasuries within five working days after tabling in the Council.
4. **THAT** the quarterly in-year report for the quarter ending 30 June 2013 be placed on the municipal website.

C55/07/2013

LAND: APPLICATION FOR RENEWAL OF LEASE AGREEMENT : A PORTION OF THE REMAINDER OF PORTION 27 OF THE FARM MIDDELBURG TOWN AND TOWNLAND 287 JS MEASURING 2,32 HECTARES

7/2/3/2 (T)/iec

[MM 68777]

RESOLVED BY COUNCIL

1. **THAT** Council approve the application to renew the lease agreement of a portion of the Remainder of Portion 27 of the Farm Middelburg Town and Townlands 287 JS measuring 2,32 hectares for agricultural purpose for a 3 years period with an option to renew for a further 3 years period.
 - 1.1 **That** the recommended lease amount be R730.00 per annum excluding VAT.
 - 1.2 **That** there be a 10% escalation per annum, commencing from 01 July 2013.
 - 1.3 **That** the subject property be re-valued should the transaction not be concluded within 12 months from the date of valuation (19/06/2013).
 - 1.4 **That** the proceeds received from the lease be allocated to vote number 555/020 (Fixed Property Rental Land).

C56/07/2013

LAND: APPLICATION FOR RENEWAL OF LEASE AGREEMENT : SPORTS FIELD AND CLUB HOUSE

7/2/1/3 (T)/yb

RESOLVED BY COUNCIL

1. **THAT** Council approve the application to renew the lease agreement between Council and Rhino Ring Ball Club in respect of Sports Field and Club House at Kees Taljaard Sports Stadium subject to the following conditions:
 - 1.1 **That** the lease agreement be renewed for a period of 3 (three) years with an option to renew to a further 3 (three) years.
 - 1.2 **That** the lease agreement be R1 800.00 (One Thousand Eight Hundred Rand) per annum including VAT.
 - 1.3 **That** there be a 10% escalation per annum, commencing from 01 July 2013.
 - 1.4 **That** the subject property be revalued should the transaction not be concluded within 12 months from the date of valuation (10/06/2013).
 - 1.5 **That** the lessee be responsible for the adhoc maintenance of the property.
 - 1.6 **That** the lessee be responsible for security by installing an alarm system.
 - 1.7 **That** any power requirement charges will be at the cost of the applicant / lessee.
 - 1.8 **That** the proceeds received from the lease must be allocated to vote number 530/010 (Sports Grounds Rent : Sports Clubs).

C57/07/2013

LAND: APPLICATION TO LEASE A PORTION OF PORTION 6 OF THE FARM GRASFONTEIN 199 IS FOR THE DEVELOPMENT OF AN ACTIVE PARK

7/2/1/3 (E)/yb

RESOLVED BY COUNCIL

1. **THAT** the Council confirm that a portion of Portion 6 of the farm Grasfontein 199 IS is measuring 3000m² ("the property") is not needed to render the basic level of municipal services.
2. **THAT** the Accounting Officer be authorised to alienate the subject property as unsolicited bid.
3. **THAT** the application to lease a portion of Portion 6 of the farm Grasfontein 199 IS for the development of an active park and car wash be approved subject to the following conditions:

- 3.1 **That** the extent of the piece of land to be alienated be limited to 3000m².
- 3.2 **That** the lease be limited to 3 (three) years.
- 3.3 **That** the Council shall decide the activities that shall be permitted on the allocated portion, based on the possible impact of each land use on the environment.
- 3.4 **That** no activities shall be conducted on the subject property after 22:00.
- 3.5 **That** no erection of permanent structures shall be allowed on the subject property.
- 3.6 **That** the allocated portion be fenced off to the satisfaction of the Council.
- 3.7 **That** the parking of vehicles should only take place within the allocated portion.
- 3.8 **That** all necessary precautions shall be taken to prevent all types of pollution.
- 3.9 **That** the recommended lease amount be R300.00 (Three Hundred Rand) per month, excluding VAT.
- 3.10 **That** the recommended escalation be 10% per annum with a 3 (three) yearly review.
- 3.11 **That** the applicant adheres to the conditions as stipulated on the comments by the Executive Director : Infrastructure Services.
- 3.12 **That** the applicant priorly provides a cash deposit to cover connection costs and other related costs.
- 3.12 **That** proceeds received from the sale be allocated to vote number 555/020 (Fixed Property: Rental Land).

C58/07/2013

**LAND: APPLICATION TO LEASE A PORTION OF PORTION 27 OF THE FARM
MIDDELBURG TOWN AND TOWNLANDS 287 JS : FOR PARKING PURPOSES**

7/2/1/3 (E)/yb

RESOLVED BY COUNCIL

1. **THAT** the Council confirm that a portion of the Remainder of Portion 148 of the farm Middelburg Town & Townlands 287 JS measuring 4000m² ("the property") is not needed to render the basic level of municipal services.
2. **THAT** the Accounting Officer be authorised to alienate the subject property as unsolicited bid.

Ram

3. **THAT** the application to lease a portion of the Remainder of Portion 148 of the farm Middelburg Town & Townlands 287 JS for parking purposes be approved subject to the following conditions:
- 3.1 **That** a portion measuring only 4000m² be made available to the applicant for parking purposes.
 - 3.2 **That** a 3 (three) year lease agreement be entered into between Council and the applicant.
 - 3.3 **That** the allocated portion shall be fenced off to the satisfaction of Council.
 - 3.4 **That** the final location of the portion measuring 4000m² be determined by the Director : Town Planning & Human Settlement and Director : Civil Engineering Services.
 - 3.5 **That** the rental amount be R2 600.00 (Two Thousand Six Hundred Rand) per month, excluding VAT.
 - 3.6 **That** the recommended escalation be 10% per annum from the date of valuation with a 3 (three) yearly review.
 - 3.7 **That** the property be revalued should a lease agreement not be concluded within 12 months from the date of valuation (20/12/2012).
 - 3.8 **That** proceeds received from the lease be allocated to vote number 555/020 (Fixed Property : Rental Land).
 - 3.9 **That** the proposed lease of the property be advertised in terms of Section 21 of the Municipal Systems Act 32 of 2000 as amended, read together with the Municipal Finance Management Act 56 of 2003 and Section 37 of the Council's Supply Chain Management Policy.

C61/07/2013

**FINANCES: FRUITLESS AND WASTEFUL EXPENDITURE: ACCOMMODATION:
EXECUTIVE MAYOR: STATE OF THE NATIONAL ADDRESS**

3/2/4/1/15 (X)/ls

With the consideration of this item the Executive Mayor recused himself from the meeting.

RESOLVED BY COUNCIL

1. **THAT** the report by the Municipal Manager regarding the investigation by an Ad Hoc Committee on the possible fruitless and wasteful expenditure regarding the booking that was made for the Executive Mayor with the State of the National Address, be noted.
2. **THAT** note be taken that the condition of the hotel was not appropriate and the pictures of the hotel which were displayed on the website were misleading.

RM

3. THAT the total amount of R859.00 that could not be recovered from the hotel, be written off as irrecoverable.

C62/07/2013

**FINANCES: FRUITLESS AND WASTEFUL EXPENDITURE: ACCOMMODATION:
STRATEGIC LEKGOTLA 3 TO 6 MARCH 2013**

3/2/4/1/15 (X)/ls

With the consideration of this item the Executive Mayor request that the matter be referred back for further investigation and report.

RESOLVED BY COUNCIL

1. THAT the matter be referred back for further investigation and report by the Executive Mayor.

DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT Council take note of resolutions M02, 03, 04, 06, 08, 09, 10, 12, 13, 15, 16, 17, 18, 21, 23, 29, 31, 37, 38, 41, 42, 44, 45, 46, 47, 48, 49, 50, 53, 54, 59 & 60/07/2013 taken by the Executive Mayor in terms of Delegated Powers.

12 MOTIONS

12.1 Motion 85

With the consideration of this matter the Speaker rejected Motion 85 by Cllr B H Mokoena in terms of Rule 19 (1) (e) (i) of the Rules of Order.

The motion was therefore rejected by the Speaker.

13 DEFERRED ITEMS

None

14 CLOSING

Meeting adjourned at 18:53

SIGNED AT MIDDELBURG ON 26/09/2013

A handwritten signature in black ink, consisting of a large, stylized initial 'A' followed by a series of loops and a horizontal stroke.

S P E A K E R