



STEVE TSHWETE LOCAL MUNICIPALITY

AGENDA

OF THE

COUNCIL

MEETING

DATE - 31 JULY 2014

TIME - 17:30



STEVE TSHWETE LOCAL MUNICIPALITY

VISION

TO BE THE LEADING COMMUNITY DRIVEN MUNICIPALITY
IN THE PROVISION OF SUSTAINABLE SERVICES AND
DEVELOPMENTAL PROGRAMMES

MISSION

WE ARE COMMITTED TO THE TOTAL WELL BEING
OF ALL OUR CITIZENS THROUGH:

- RENDERING AFFORDABLE, COST-EFFECTIVE, ACCESSIBLE, EFFICIENT AND QUALITY SERVICES;
- EFFECTIVE MANAGEMENT SYSTEMS, PROCEDURES, SKILLED AND MOTIVATED WORKFORCE;
- MAXIMISING INFRASTRUCTURAL DEVELOPMENT THROUGH THE UTILIZATION OF ALL AVAILABLE RESOURCES;
- IMPROVING THE QUALITY OF LIFE BY CO-ORDINATING YOUTH, GENDER AND SOCIAL DEVELOPMENT PROGRAMMES;
- CREATING AN ENABLING ENVIRONMENT FOR ECONOMIC GROWTH AND JOB CREATION;
- ENSURING EFFECTIVE COMMUNITY AND RELEVANT STAKEHOLDER PARTICIPATION AND CO-OPERATION;
- COMPLIANCE WITH THE BATHO-PELE PRINCIPLES;
- TO STRIVE TO SUSTAIN THE FIDUCIARY POSITION OF THE MUNICIPALITY TOWARDS ACHIEVING CLEAN AUDIT

STEVE TSHWETE LOCAL MUNICIPALITY

**NOTICE IS HEREBY GIVEN THAT AN
ORDINARY MEETING OF THE COUNCIL
WILL BE HELD IN THE ADELAIDE TAMBO
COMMUNITY HALL, MHLUZI ON
THURSDAY, 31 JULY 2014 AT 17:30**



MUNICIPAL MANAGER

A G E N D A

- 1 OPENING
- 2 APPLICATIONS FOR LEAVE OF ABSENCE
- 3 OFFICIAL ANNOUNCEMENTS
- 4 REPORTS BY THE SPEAKER IN TERMS OF SECTION 15(1) OF THE RULES OF ORDER

COUNCIL ARRANGEMENTS : COUNCILLORS RECORDED ABSENT FROM THREE (3) CONSECUTIVE COUNCIL AND COMMITTEE MEETINGS : APRIL TO JUNE 2014

3/2/1/4 (W)

Report by the Office of the Speaker

In terms of the Rules of Order, the following Councillors were recorded absent from three or more consecutive meetings of the following Council and Committee meetings:

Councillor	Meeting	Date recorded absent
Cllr P P Tau	Ordinary Council	01/04/2014
	Special Council	01/04/2014
	Special Council	10/04/2014
	Special Council	24/04/2014
	Special Council (continuation meeting)	24/04/2014
	Special Council	29/05/2014
	Ordinary Council	19/06/2014
Cllr P P Tau	MPAC	13/03/2014
	MPAC	15/04/2014
	MPAC	24/04/2014
	MPAC	21/05/2014
Cllr P P Tau	1 st /2014 Environmental Health, Public Facilities and Cultural Services Political Monitoring Committee	25/02/2014
	2 nd /2014 Environmental Health, Public Facilities and Cultural Services Political Monitoring Committee	25/03/2014
	3 rd /2014 Environmental Health, Public Facilities and Cultural Services Political Monitoring Committee	27/05/2014
	4 th /2014 Environmental Health, Public Facilities and Cultural Services Political Monitoring Committee	27/05/2014
	5 th /2014 Environmental Health, Public Facilities and Cultural Services Political Monitoring Committee	24/06/2014

Cllr P P Tau	Community Protection Portfolio Committee	17/07/2013
	Community Protection Portfolio Committee	03/04/2014
	Community Protection Portfolio Committee	23/05/2014
Cllr N J Mahlangu	Special Council	10/04/2014
	Special Council	24/04/2014
	Special Council (continuation meeting)	24/04/2014
Cllr E F Mathebula	Special Council	10/04/2014
	Special Council	24/04/2014
	Special Council (continuation meeting)	24/04/2014
Cllr E P Nkosi	Special Council	10/04/2014
	Special Council	24/04/2014
	Special Council (continuation meeting)	24/04/2014
Cllr R M Xaba	Special Council	10/04/2014
	Special Council	24/04/2014
	Special Council (continuation meeting)	24/04/2014
Cllr E A Jele	Special Council	10/04/2014
	Special Council	24/04/2014
	Special Council (continuation meeting)	24/04/2014
Cllr M T E Mnguni	Special Council	10/04/2014
	Special Council	24/04/2014
	Special Council (continuation meeting)	24/04/2014
Cllr P M Shongwe	Special Council	10/04/2014
	Special Council	24/04/2014
	Special Council (continuation meeting)	24/04/2014

In terms of Section 15 of the Rules of Order, Council is requested to consider the above matter.

FOR CONSIDERATION BY COUNCIL

- 5 APPLICATIONS AND APPEALS FROM COUNCILLORS IN TERMS OF SECTION 14 OF THE RULES OF ORDER
- 6 MOTIONS OF SYMPATHY AND CONGRATULATIONS BY THE SPEAKER
- 7 MOTIONS OF SYMPATHY AND CONGRATULATIONS BY OTHER COUNCILLORS
- 8 DISCLOSURE OF INTERESTS
- 9 MINUTES OF THE PREVIOUS MEETING OR MEETINGS
 - 9.1 *Ordinary Meeting of the Council held on 19 June 2014*
- 10 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

10.1 THE FOLLOWING QUESTION WAS RECEIVED FROM CLLR S M MOGOLA OF THE DA:

1. *Cllr P P Tau was absent more than 3 times at Council and Special Council as well as Portfolio meetings, was she fined for all these meetings and if not please give reason why?*
2. *The Code of Conduct for Councillors (Section 4 (2)) stipulates that a Councillor who has been absent from 3 or more Council or Committee meetings must be removed as a Councillor. What steps have been taken in terms of this legislation to remove Councillor P P Tau as a Councillor?*
3. *Councillor P P Tau has been release on bail, is she allowed to attend all Council meetings or is she banned till her sentencing?*
4. *What steps are being taken by Council regarding the accusations/charges against Cllr P P Tau to protect the STLM's Councillors as well as the Municipality itself from being bad mouthed by the public and the media?*

(sic)"

THE FOLLOWING REPLY WAS PREPARED BY THE EXECUTIVE DIRECTOR: CORPORATE SERVICES AND THE MUNICIPAL MANAGER ON BEHALF OF THE EXECUTIVE MAYOR:

1. Yes
2. The report on this matter has been finalized and will serve at a forthcoming Council meeting in terms of the applicable legislation.
3. According to information to our disposal, there is nothing prohibiting Cllr Tau to attend Council meetings at this stage.
- 4) Section 95 (1) of the Rules of Order deals with the process to be followed where a written allegation is made that a Councillor has failed to comply with any provision of the Code of Conduct."

At this stage no written allegation has been received or no reason exists to believe that the Councillor has breached the Code of Conduct and therefore no steps are being taken by Council against Cllr Tau.

10.9 THE FOLLOWING QUESTION WAS RECEIVED FROM CLLR T G NDLANGAMANDLA OF THE DA:

1. *Youth month has come to an end and once again the lack of employment opportunities for the youth of our Municipality was emphasized. What steps are being planned by the Municipality to engage the private sector and local mines to assist with skills development for the youth?*
2. *How many persons that can be categorized as "Youth" are currently employed by the Steve Tshwete Local Municipality? Please indicate separately for males and females.*

3. *How is the Youth Manager assisting the local youth to develop their skills and ability to be employed?* (sic)"

THE FOLLOWING REPLY WAS PREPARED BY THE MUNICIPAL MANAGER ON BEHALF OF THE EXECUTIVE MAYOR:

1. We are having a relationship with private and public sector and the relationship is based on the availability of the skills development opportunity, hence as the youth unit we don't provide learnship but we assist in the process of recruiting young people to participate in their skills development programmes.
2. The following is the statistic of young people employed by the municipality
FEMALE = 175
MALE = 264
TOTAL = 439
3. We are currently having the following programmes that are aimed to assist young people to be employable:
 - 3.1 We are running job preparedness workshops in our communities where we assist on CV compilation, how to prepare for an interview and how to search for employment.
 - 3.2 We are having learnerships, internships, bursary programmes in partnership with private and public sector.
 - 3.3 We also facilitate entrepreneurship development workshops where we assist young people on how to start a business

10.3 THE FOLLOWING QUESTION WAS RECEIVED FROM CLLR GHE ROMIJN OF THE DA:

"What steps are you contemplating to implement to ease the heavy Middelburg traffic volumes at the crossing of Dr Mandela Drive and Samora Marchel Street in Aerorand and at the crossing between the Barlow Toyota and the Auto Pedigree building near the Middelburg Mall?"

(sic)"

THE FOLLOWING REPLY WAS PREPARED BY THE EXECUTIVE DIRECTOR: COMMUNITY SERVICES ON BEHALF OF THE EXECUTIVE MAYOR:

1. The robot cycles have just been increased to maximum; the situation is currently being monitored and if the problem still prevails points man will be deployed during peak hours to solve the problem.

2. Civil Engineering Services has designed a plan which has been approved to upgrade the intersection in order to accommodate more vehicles.
3. The upgrading will be done in phases depending on the availability of funds allocated in each financial year.

10.4 THE FOLLOWING QUESTION WAS RECEIVED FROM CLLR J P PRETORIUS OF THE DA:

- “1. What is the way forward to implement and deliver a successful functional 24 hour call centre by Council?*
- 2. Can the public be informed of the correct telephone number that can be phoned if the service is needed?*
- 3. What date will the above be corrected and implemented?*

(sic)“

THE FOLLOWING REPLY WAS PREPARED BY THE EXECUTIVE DIRECTOR :
COMMUNITY SERVICES ON BEHALF OF THE EXECUTIVE MAYOR:

1. This department confirms that the 24hr centre/ECC is fully operational. The public should take into account that there is no caller attendant to give automatic answer and there is no engaged tone, even if there is a large volume of incoming calls.
2. The telephone numbers that should be used is indicated on the water and light accounts. The correct contact number has been forwarded to Communication department for implementation.
3. The public must exercise patience during power outages and cut-off dates. The 24 centre receives a high volume of calls during this time.

10.5 THE FOLLOWING QUESTION WAS RECEIVED FROM CLLR A S GROBLER OF THE DA:

- “1. Could clarity please be give on the assessment of the entire structure of the Banquet Hall?*
- 2. The structure has been in use for less than 4 years. How is it possible that the structure is already collapsing?*
- 3. Who is liable for the rectification of the structure?*
- 4. What is going to be done about the safety aspects such as emergency exits from the Hall, and the fact that there is only one entrance / exit road to the Hall?*

(sic)“

THE FOLLOWING REPLY WAS PREPARED BY THE EXECUTIVE DIRECTOR :
INFRASTRUCTURE SERVICES ON BEHALF OF THE EXECUTIVE MAYOR:

1. The structure at the Banquet Hall is safe and was certified as such by a registered Professional Engineer.

2. The main frame structure of the building is structurally sound and certainly not collapsing.
3. The structure does not require any rectification. Maintenance because of usage will be done by the Municipality.
4. There are two large entrances to the Banquet Hall terrain which can accommodate any number of vehicles. It would not be safe to provide an entrance directly from Walter Sisulu Street.

10.6 THE FOLLOWING QUESTION WAS RECEIVED FROM CLLR H F NIEMANN OF THE DA:

- “1. Please provide a full list of Councillors who received fines that have been imposed in terms of the Rules of Order for the non-attendance of Council and/or Committee meetings?
2. Were fines imposed on the ANC Councillors who did not attend the Special Council meeting on 10 April 2014?
3. Were fines imposed on the ANC Councillors who did not attend the Special Council meeting on 24 April 2014?
4. Were fines imposed on the ANC Councillors who did not attend the Special Council meeting on 29 May 2014?
5. If no fines were imposed on the Councillors who were absent from the above mentioned Council meetings, please give the reasons why it was not done?

(sic)”

THE FOLLOWING REPLY WAS PREPARED BY THE EXECUTIVE DIRECTOR : CORPORATE SERVICES ON BEHALF OF THE EXECUTIVE MAYOR:

1. In terms of Council's Rules of Order, a fine was imposed on the following Councillors for non attendance of meetings for the period 1 March 2014 to 30 June 2014:

Name of Cllr	Date of Meeting	Name of Meeting	Date fine was implemented (Date of letter)
Cllr N J Mlambo	06/03/2014	Spatial Development, Human Settlement & Housing Administration (Section 80) meeting	01/04/2014
Cllr P P Tau	13/03/2014	MPAC	07/07/2014
Cllr P P Tau	25/03/2014	Environmental Health, Public facilities & Cultural Services (Section 79) meeting	19/05/2014 (Appeal was upheld)
Cllr P P Tau	01/04/2014	Ordinary Council Meeting	23/04/2014
Cllr P P Tau	01/04/2014	Special Council Meeting	23/04/2014
Cllr P P Tau	03/04/2014	Special Community Protection (Section 80) meeting	30/04/2014
Cllr P P Tau	21/05/2014	MPAC	10/06/2014
Cllr P P Tau	23/05/2014	Community Protection	13/06/2014

		Services (Section 80) meeting	
Cllr P P Tau	27/05/2014	3 rd /2014 Environmental Health, Public Facilities & Cultural Services (Section 79) meeting	17/06/2014
Cllr M T Selala	27/05/2014	3 rd /2014 Environmental Health, Public Facilities & Cultural Services (Section 79) meeting	17/06/2014
Cllr P P Tau	27/05/2014	4 th /2014 Environmental Health, Public Facilities & Cultural Services (Section 79) meeting	17/06/2014
Cllr M T Selala	27/05/2014	4 th /2014 Environmental Health, Public Facilities & Cultural Services (Section 79) meeting	17/06/2014
Cllr T G Ndlangamandla	28/05/2014	4 th /2014 Spatial Development, Human Settlement & Housing Administration (Section 79) meeting	18/06/2014
Cllr T G Ndlangamandla	28/05/2014	5 th /2014 Spatial Development, Human Settlement & Housing Administration (Section 79) meeting	18/06/2014
Cllr P P Tau	29/05/2014	Special Council Meeting	23/06/2014
Cllr P P Tau	19/06/2014	Council Meeting	09/07/2014
Cllr P P Tau	24/06/2014	5 th /2014 Environmental Health, Public Facilities & Cultural Services (Section 79) meeting	17/07/2014
Cllr B Nene	24/06/2014	Environmental Health, Public Facilities & Cultural Services (Section 79) meeting	17/07/2014

2. No

3. No

4. Yes

5. With reference to the imposition of fines between 10 April to 24 April 2014, the Office the Municipal Manager will submit a comprehensive report to Council in this regard.

In respect of 2 and 3 above a report is presently being prepared by the Administration.

10.7 THE FOLLOWING QUESTION WAS RECEIVED FROM CLLR J MLAMBO OF THE DA:

*"How did it happen that houses in Rockdale were built without basic sewer services?
(sic)"*

**THE FOLLOWING REPLY WAS PREPARED BY THE EXECUTIVE DIRECTOR :
INFRASTRUCTURE SERVICES ON BEHALF OF THE EXECUTIVE MAYOR:**

1. 850 RDP houses subsidies were allocated to Steve Tshwete Local Municipality on condition that building work commenced immediately. In order not to loose this subsidies we agreed that the houses could be built concurrently with the installation of services. Some contractors were able to complete their houses ahead of time. Services are installed as speedily as possible and all houses should have water and sewer connections by the third week in August 2014.

10.8 THE FOLLOWING QUESTION WAS RECEIVED FROM ALD E DU TOIT OF THE DA:

- “1. Why does Council allow that National Election posters remain on the street light poles two months after the National Election?*
- 2. Why did Council not impose its By-laws regarding the posters on street light poles after the expired period?*
- 3. Why did Council not remove the latter mentioned posters and fine the guilty party/parties as stipulated in the relevant By-laws?*
- 4. When will this matter be addressed?*

(sic)

THE FOLLOWING REPLY WAS PREPARED BY THE EXECUTIVE DIRECTOR: COMMUNITY SERVICES ON BEHALF OF THE EXECUTIVE MAYOR:

1. No sign or advertisement directly connected with an election may be displayed for a period exceeding the period commencing one month prior to the first date for registration and ending on the fourth day after midnight of the day of the election.
2. Posters are being checked on a regular basis (once a week) and all illegal posters are being removed and fined by the Traffic Department.
3. Upon inspection it was found that there are no illegal or election posters in town.

10.9 THE FOLLOWING QUESTION WAS RECEIVED FROM CLLR J DYASON OF THE DA:

- “1. Please provide the reason why the inspection in loco, as per resolution M08/04/2014 held at Council meeting on 19 June 2014, has not been arranged for the Members of the Financial Services and the Infrastructure Services Committees together with the relevant Executive Directors to the Vaalbank Water Treatment Plant as well as the Boskrans Waste Water Treatment Plant?*
- 2. When will the inspection in loco to the above mentioned be scheduled?*

(sic)“

THE FOLLOWING REPLY WAS PREPARED BY THE EXECUTIVE DIRECTOR: INFRASTRUCTURE SERVICES ON BEHALF OF THE EXECUTIVE MAYOR:

1. The Civil Contractor was placed under Business Rescue since in August 2013. No construction activities took place since that date.
2. The inspection in loco will be arranged by the office of the Municipal Manager as soon as the new contractor has been appointed.

10.10 THE FOLLOWING QUESTION WAS RECEIVED FROM CLLR N VAN ZYL OF THE DA:

- “1. How much was the construction costs for the Banquet Hall? (Please break it down in the different sections such as ground works, storm water drainage, civil construction, electrical, sewerage, supervision, furniture, sound equipment etc.)
2. How much income was generated from rentals at the Banquet Hall for the period 1 July 2013 till 30 June 2014?
3. What was the expenditure at the Banquet Hall for the period 1 July 2013 till 30 June 2014? (Please break it down in the different budget categories such as salaries, overtime, maintenance, cleaning, water and electricity consumption etc). The figures as reflected on the Council's financial system as at 30 June 2014 will be acceptable, as we are aware that the final audited figures are not yet available.
4. Give details of political parties and other institutions that made use of the Banquet Hall without paying the required fees? Please give the dates on which the hall was made available to these organizations as well as the overtime that was paid to staff if they had to lock up after hours?

(sic)“

THE FOLLOWING REPLY WAS PREPARED BY THE EXECUTIVE DIRECTOR:
FINANCIAL SERVICES AND EXECUTIVE DIRECTOR: CORPORATE SERVICES
ON BEHALF OF THE EXECUTIVE MAYOR:

1. The cost of the Banquet Hall to date amounts to ±R82 568 000 VAT inclusive. An amount of ±R600 000 still need to be finalised on financial year end. The breakdown of the cost is as follows:

Earthworks	R 2 497 339
Building Structure (wall and roof)	R 28 679 546
Finishes fixtures & fittings	R 15 051 802
Electrical installations	R 2 877 714
Plumbing	R 1 006 798
Road structure layers & paving	R 5 654 352
Air conditioning	R 4 157 765
Generator	R 1 139 564
Lifts	R 696 486
Council connections: Sewer	R 137 503
Water	R 210 711
Electricity	R 205 300
Facade	R 591 460
Audio / sound / evacuation equipment	R 3 106 124
Landscaping & design	R 657 927
Steel palisade	R 255 237
Guard house	R 990 837
Kitchen equipment	R 1 559 565
Conference hall (tables/chairs)	R 634 749

	ix	
Furniture / equipment other rooms		R 1 435 759
Pots and artwork		R 516 029
Other equipment		<u>R 365 969</u>
		R 72 428 536 14% VAT
		<u>R 10 139 995</u>
TOTAL		<u>R 82 568 531</u>

2. How much income was generated from rentals at the Banquet Hall for the period July 2013 to 30 June 2014.

The rentals for all the community halls in the municipal area are receipted to a single vote number and are not separated on the financial system. The information can therefore not be provided. The total income which realised for the 2013/2014 financial year from rentals are R631 803,56.

3. What was the expenditure at the Banquet Hall for the period 1 July 2013 till 30 June 2014.

The same apply as above. All expenditure are allocated to a single vote structure for community halls and not separately accounted for. The cost for all community halls as at 30 June 2014 are:

Employee related cost	R 2 756 659
Repairs & Maintenance	R 387 865
General operating expenditure	R 918 276
Security services	
	<u>R 909 670</u>
	<u>R 4 972 470</u>

From the above expenditure the following items could be linked to the cost of the Banquet Hall:

- i) General Operating expenditure:

• Water consumption	R 17 360
• Electricity consumption	R 93 700
• Sewerage	R 25 000
• Refuse	R 24 500
• Materials	R 9 750
• Insurance	R 67 000

ii) Employee related costs	R 60 000
iii) Repairs & Maintenance	R 37 500
iv) Security services	

	<u>R 181 700</u>
Total cost	± <u>R 516 510</u>

4. Bookings at the Banquet Hall for 2013/2014 financial year are still being verified and further report will be submitted during the next Ordinary Council meeting.

11 REPORTS BY THE EXECUTIVE MAYOR

11.1 *Report of the SPECIAL Meeting of the Mayoral Committee held on 26 JUNE 2014:*

Non Delegated Powers : -
Delegated Powers : SM44/06/2014

11.2 *Report of the 12th/2014 Meeting of the Mayoral Committee held on 10 JULY 2014:*

Non Delegated Powers : -
Delegated Powers : M01/07/2014

11.3 *Report of the 13th/2014 Meeting of the Mayoral Committee held on 24 JULY 2014:*

Non Delegated Powers : C02;C03;C04;C05;C06;C07;C08;C14;C16;C18; C24; C25; C26; C27; C 28; C30; C31; C32; C33; C34; C41; C42; C43; C44; C50; C51; C52; C53;C54 & C55/07/2014
Delegated Powers : M09; 10;11;12;13;15;17;19;20;21;22;23;29;35;36;37; 38; 39; 40; 45; 46;47;48 &49/07/2014

12 MOTIONS

13 DEFERRED ITEMS

14 CLOSURE

REPORT OF THE

SPECIAL

MEETING OF THE MAYORAL COMMITTEE WHICH WAS
HELD IN THE COUNCIL CHAMBER, MUNICIPAL
BUILDING, MIDDELBURG MPUMALANGA, ON

2014/06/26

SM44/06/2014

**FINANCES: SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)
2014/2015 FINANCIAL YEAR**

5/1/1/8 (B)/wm

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the Council take note of the report by the Executive Director: Financial Services regarding the Service Delivery and Budget Implementation Plan (SDBIP) for the 2014/ 2015 financial year.
2. **THAT** the SDBIP as contained in **ANNEXURE A** be considered and approved by Council to be implemented as from 1 July 2014.
3. **THAT** the SDBIP be made public within fourteen (14) days from approval.
4. **THAT** the Executive Director : Financial Services be requested to arrange a workshop for all Councillors, CDW's and Ward Committees on the SDBIP.

REPORT OF THE

12th / 2014

ORDINARY MEETING OF THE MAYORAL COMMITTEE
WHICH WAS HELD IN THE COUNCIL CHAMBER,
MUNICIPAL BUILDING, MIDDELBURG MPUMALANGA, ON

2014/07/10

M01/07/2014

FINANCES: FINANCIAL MONTHLY REPORT FOR JUNE 2014

9/3/1 (P)

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the monthly report for June 2014 as submitted by the Executive Director: Financial Services, be noted.
2. **THAT** permission be granted to the Executive Director: Financial Services to submit the report in both electronic and hard copy format to the National and Provincial Treasury.
3. **THAT** permission be granted to the Executive Director: Financial Services to place the monthly report for June 2014 on the municipal website.

REPORT OF THE

13th / 2014

ORDINARY MEETING OF THE MAYORAL COMMITTEE
WHICH WAS HELD IN THE COUNCIL CHAMBER,
MUNICIPAL BUILDING, MIDDELBURG MPUMALANGA, ON

2014/07/24

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C02/07/2014

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

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Council take note of the report by the Executive Director: Infrastructure Services on the application to amend a deed of donation.
2. **THAT** the Deed of Donation for a portion of Erf 2468 Aerorand, Erf 2450 Aerorand and Erf 895 Middelburg Extension 01 to Middelburg Primary School be amended accordingly.

C03/07/2014

LEGISLATION: MUNICIPAL REGULATIONS ON FINANCIAL MISCONDUCT PROCEDURES AND CRIMINAL PROCEEDINGS

1/1/2/3 (C)/yb

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Council take note of the report by the Executive Director : Corporate Services regarding the Municipal Regulations on Financial Misconduct Procedures and Criminal Proceedings.
2. **THAT** the Municipality institutionalize the processes and procedures as prescribed through the Municipal Regulations on Financial Misconduct Procedures and Criminal Proceedings.
3. **THAT** Council policies be aligned accordingly.

C04/07/2014

LAND: ERVEN IDENTIFIED FOR ALTERNATIVE STANDS : EXTENSION 03, 05 AND 07

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

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Resolution C28/04/2013, C29/04/2013, C09/12/2009 and C26/06/2011, be rescinded.
2. **THAT** Erven 2684, 2685, 4361 and 2553 Kwazamokuhle be allocated for RDP purposes.
3. **THAT** Resolution C46/06/2011 be rescinded and that Erf 3684 Kwazamokuhle be made available for RDP purposes.

C05/07/2014

LAND: APPROVAL OF LEASE AGREEMENT : A PORTION OF THE REMAINDER OF PORTION 27 OF THE FARM MIDDELBURG TOWN AND TOWNLANDS 287 JS FOR A COAL WASHING PLANT

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

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Council take note of the report by the Executive Director : Corporate Services on the approval of the lease agreement for a portion of the Remainder of Portion 27 of the farm Middelburg Town and Townlands 287 JS for a coal washing plant.
2. **THAT** Council approve the draft lease agreement attached as **ANNEXURE B** to the report.

C06/07/2014

LAND: REQUEST TO PURCHASE A PIECE OF LAND NEXT TO ERF 3923 MHLUZI EXTENSION 02

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

[MM 82303]

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Council confirm that Erf 3923 Mhluzi Extension 02 measuring 65m² in extent ("the property") is not needed to render the basic level of municipal services.
2. **THAT** the application to purchase the subject property be approved subject to the following conditions:
 - 2.1 **That** the closure of a pedestrian passage be agreed upon first by the residents living within the affected neighbourhood.
 - 2.2 **That** the residents be consulted through a ward meeting.
 - 2.3 **That** a further report be submitted to Council with the minutes and attendance register of the meeting for the request to be considered.

C07/07/2014

LAND: APPLICATION TO LEASE A PORTION OF THE REMAINDER OF PORTION 27 OF THE FARM MIDDELBURG TOWN AND TOWNLANDS 287 JS FOR THE DEVELOPMENT OF AN ACTIVE PARK

7/2/3/2/4 (L)/iee

[MM 97173]

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Resolution C45/01/2013 be rescinded due to the fact that the company has been deregistered and the prospects of recovering of the costs will be unsuccessful.

2. **THAT** the incurred costs of R2000,00 be written of as irrecoverable.

C08/07/2014

LAND: APPLICATION TO PURCHASE ERF 4625 KWAZAMOKUHLE EXTENSION 07 FOR RESIDENTIAL PURPOSES

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

[MM 58545, 64062 & 95702, 98085]

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Council confirm that Erf 4625 Kwazamokuhle Extension 07 ("the property") is not needed to render the basic level of municipal services.
2. **THAT** the Accounting Officer be authorised to alienate Erf 4625 Kwazamokuhle Extension 07 measuring 892m² through a competitive bidding process.
3. **THAT** the applicant be informed accordingly.
4. **THAT** the reserve price for alienating the property through a competitive bidding process be R9 700,00 (Nine Thousand Seven Hundred Rand) excluding VAT.
5. **THAT** the property be re-valued should the transaction not be concluded within 12 months from date of valuation (17/06/2014).
6. **THAT** the payment of the purchase price be strictly cash as in terms of Section 47(3)(aa) of the Supply Chain Management Policy of Council.
7. **THAT** proceeds received from the lease be allocated to vote number 928/601 (Kwazamokuhle Extension 07 : Sale of Stands).
8. **THAT** the erf be removed from the fixed asset register and be written off at current replacement cost.
9. **THAT** the net gain or loss which will realise on the disposal of the capital asset, be recognised in the statement of financial performance.
10. **THAT** the applicant be responsible for all connection costs of services.
11. **THAT** the cost of removing the dirt be for the account of the successful bidder.

C14/07/2014

COUNCIL ARRANGEMENTS : MUNICIPAL PUBLIC ACCOUNTS COMMITTEE: TERMS OF REFERENCE

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

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** the Financial Monthly Budget Statements (Section 71) only be submitted to the Executive Mayor for consideration.

2. **THAT** the year planner of the Municipal Public Accounts Committee be amended accordingly.

C16/07/2014

LAND: REQUEST FOR DONATION OF ERF 2882 KWAZAMOKUHLE EXTENSION 04

7/2/3/3 (L)/iec

[MM 71335]

RECOMMENDATION BY THE EXECUTIVE MAYOR

- 1 **THAT** Council confirm that Erf 2882 Kwazamokuhle Extension 4 and the houses thereon ("the property") are not needed to provide basic municipal services in terms of Section 14 of the Municipal Finance Management Act 56 of 2003 ("The MFMA").
- 2 **THAT** the Accounting Officer be authorised to dispose of the property as an unsolicited bid.
- 3 **THAT** Council approved the donation of the property for the purpose of the home based care centre on condition that the applicant obtain funding within a period of 180 (one hundred and eighty) days from the date of Council resolution and subject to the following conditions:
 - 3.1 **That** the applicant submit their business plan and their financial capability to run and maintain the centre.
 - 3.2 **That** information be obtained from the Department of Social Services on the financing of the centre.
 - 3.3 **That** the property be utilised only for the operation of the home based care centre and related activities.
 - 3.4 **That** the applicant bears the costs of registration of transfer of the property into its name.
 - 3.5 **That** the deed of donation be concluded between Council and the applicant/organisation.
 - 3.6 **That** the remission of assessment rates be granted to the applicant in terms of the Council's Rates Policy.
 - 3.7 **That** the following representatives of the Council be granted permanent representation with full voting rights on the legal entity to which the property is to be transferred:
 - 3.7.1 Ald H Pilodia
 - 3.7.2 Cllr E F Mathebula
 - 3.8 **That** the property not be sold or rented out by the applicant for any reason.

- 3.9 **That** the proposed donation 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 MFMA and Section 44 of the Council's Supply Chain Management Policy.
4. **THAT** although the property is donated that note be taken that the market value of the property is R160 000,00 (One Hundred and Sixty Thousand Rand) excluding VAT.
5. **THAT** note be taken that the property has access to engineering services.
6. **THAT** note be taken that the property is electrified and should there be a need to upgrade supply capacity it will be at the cost of an applicant.
7. **THAT** the applicant be responsible for the rezoning of the property to an appropriate use zone.
8. **THAT** the loss from the donation be derecognized in the statement of financial performance.

C18/07/2014

LAND: APPLICATION TO PURCHASE ERF 3881 MHLUZI EXTENSION 01 FOR BUSINESS PURPOSES

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

[MM 89808; 91407, 91980]

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** the Council confirm that Erf 3881 Mhluzi Extension 01 ("the property") is not needed to render the basic level of municipal services.
2. **THAT** Resolutions C18/05/2009 and BA09/01/2010 be rescinded.
3. **THAT** Erf 3881 Mhluzi Extension 01 be sold through competitive bidding processes for business purposes.
4. **THAT** the reserve price for alienation through competitive bidding processes be R230 000.00 excluding VAT.
5. **THAT** the subject property be re-valued should a transaction not be concluded within 12 months from the date of valuation (18/02/2014).
6. **THAT** a Site Development Plan be submitted for evaluation before construction work can be commenced with.
7. **THAT** as the subject stand has access to sewer only, water should be extended at the cost of the successful bidder.
8. **THAT** since the property is not serviced, should electricity be required, engineering contribution and service connection costs will be for the account of the successful bidder.

9. **THAT** the successful bidder be responsible for all town planning, electricity and engineering contribution costs.
10. **THAT** the payment of the purchase price be strictly cash as in terms of Section 47(3)(aa) of the Supply Chain Management Policy of the Council.
11. **THAT** the proceeds received from the sale be allocated to vote number 925/101 (Township Suspense Account : Sale of Land : Mhluzi Extension 1).
12. **THAT** Erf 3881 Mhluzi Extension 01 be derecognized from the asset register.
13. **THAT** the profit/loss from the sale be recognized in the statement of financial performance.
14. **THAT** no development be allowed underneath the electrical powerlines (Eskom's Servitude) except parking.
15. **THAT** Eskom be informed of the Council's intention to sell the property and Eskom be requested to provide their comments before the property is sold.
16. **THAT** the applications to purchase the property not be approved and the applicants be informed accordingly.

C24/07/2014

INFORMATION COMMUNICATION TECHNOLOGY GOVERNANCE CHARTER

6/2/14 (C)/yb

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** the Council take note of the report by the Executive Director: Corporate Services on the Information Communication Technology Governance Charter.
2. **THAT** the Information Communication Technology Governance Charter attached as **ANNEXURE A** to the report be approved and adopted by Council.

C25/07/2014

IMPLEMENTATION OF INDIGENT POLICY: 2013/2014 FINANCIAL YEAR

5/7/P (C)/yb

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Council take note of the report by the Executive Director: Financial Services on the implementation of the Indigent Policy in the 2013/2014 financial year.
2. **THAT** due to the system changes and testing, Clause 11 of the Indigent and Free Basic Services Policy not be implemented for the 2013/2014 financial year and it only be implemented with effect from 01 July 2014.

3. **THAT** the implementation of the Indigent Policy for the 2013/2014 financial year be included as a standing item on agendas of the Ward Committee and Community meetings.

C26/07/2014

CONVERSION OF REABOTA HOSTEL INTO FAMILY UNITS

7/1/R (C)/yb

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Council take note of the report by the Executive Director: Community Services on the conversion of Reabota Hostel into family units.
2. **THAT** Council take note of the verification report conducted by the Community Services Directorate at Reabota Hostel.
3. **THAT** the Reabota Hostel Block 6 be converted into family units under the Hostel Redevelopment project ("the project").
4. **THAT** the Reabota Hostel Block 6 be surveyed into 49 stands with full title ownership and measuring at least 150m² in extent at the cost of this Municipality.
5. **THAT** the Mpumalanga Department of Human Settlement be requested to provide the necessary financial assistance to implement the project.
6. **THAT** the IDP and the budget for the financial years 2015 to 2018 be adjusted accordingly.
7. **THAT** the Implementation Protocol be adjusted to accommodate the Reabota Hostel Block 6 development.
8. **THAT** the project to convert the Reabota Hostel to family units be included in the 2015/2016 budget, if the grant funding has been secured.
9. **THAT** the same processes be followed with Kwazamokuhle Hostel and necessary application be done.

C27/07/2014

LAND: APPLICATION TO LEASE WITH AN OPTION TO PURCHASE A PORTION OF THE REMAINDER OF PORTION 148 OF THE FARM MIDDELBURG TOWN AND TOWNLANDS 287 JS : BUS DEPOT

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

[MM 73890 & MM 73814]

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Council confirm that a portion of the Remainder of Portion 148 of the farm Middelburg Town and Townlands 287 JS, measuring 4000m², is not needed for the provision of the basic level of municipal services.
2. **THAT** the Accounting Officer be authorised to dispose of the property as an unsolicited bid.

3. **THAT** Council approve the application to lease a portion of the Remainder of Portion 148 of the farm Middelburg Town and Townlands 287 JS for bus parking purposes, subject to the following conditions:
- 3.1 **That** a portion measuring 4 000m² be made available to the applicant for parking purposes.
 - 3.2 **That** the lease agreement be limited to a period of three (3) years with an option to renew for a further period of three (3) years.
 - 3.3 **That** the allocated portion be fenced off to the satisfaction of Council.
 - 3.4 **That** the final location of the portion, measuring 4 000m² be determined by the Director: Town Planning & Human Settlement and Director: Civil Engineering Services.
 - 3.5 **That** the rental be R3 150,00 (Three Thousand One Hundred and Fifty Rand) per annum, excluding VAT, and escalating with 10% on 01 July every year reviewable on a three (3) yearly basis.
 - 3.6 **That** the property be re-valued should a lease transaction not be concluded within 12 months from the date of valuation.
 - 3.7 **That** the applicant priorly provides a cash deposit to cover the costs for bulk services, engineering services and connection.
 - 3.8 **That** the 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 the Annual Financial Statement in accordance with applicable accounting standards.
 - 3.10 **That** no permanent structure be erected onto the property.
 - 3.11 **That** note be taken that the property is affected by the 1:50 and 1:100 year flood lines and cannot be developed with permanent structures.
 - 3.12 **That** the proposed lease be advertised in terms of Section 79(18) of the Local Government Ordinance 17 of 1939 as amended, read together with Section 21 of the Municipal Systems Act 32 of 2000, Section 113 of the Municipal Systems Act 56 of 2003 and Section 44 of the Council's Supply Chain Management Policy.
 - 3.13 **That** the applicant indemnify the Council against any claims of whatever nature as a result of the leasing of the property.
 - 3.14 **That** should water, sewer and electricity be required, the cost thereof be for the account of the applicant and according to the specifications approved by the Infrastructure Department.

4. **THAT** the applicant be informed that the counter proposal to lease the property for a period of five (5) years to ten (10) years with an option to purchase the property with the intention of erecting certain structures on the property (that is, an office and workshop for the mechanics, fleet managers and security officers on duty as well as the wash bay area) not be approved due to the fact that the property lies within the flood lines.
5. **THAT** Resolution C08/09/2012 be rescinded.

C28/07/2014

LAND: APPLICATION TO LEASE PORTIONS OF PORTION 16 OF THE FARM RIETFONTEIN 286 JS FOR POULTRY FARMING PURPOSES

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

[MM 93797, 97253, 99129, SS]

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Council confirm that 4 (four) portions of Portions 16 of the farm Rietfontein 287 JS measuring 3 (three) hectare each 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 16 of the farm Rietfontein 286 JS measuring 3 hectare portions each 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 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 R730.00 (Seven Hundred and Thirty Rand) per annum excluding VAT for each portion.
 - 3.6 **That** there be a 10% escalation per annum which is reviewable 3 yearly.
 - 3.7 **That** the subject property be re-valued should a lease agreement not be concluded within 12 months from the date of valuation (06/03/2014).
 - 3.8 **That** the proceeds received from the lease be allocated to vote number 555/020 (Fixed Property : Rental Land).
 - 3.9 **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.

- 3.10 **That** the Council will have the right to terminate the contract should it be found that the proposed poultry projects presents hazardous conditions to the surrounding areas.
- 3.11 **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.
- 3.12 **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.
- 3.13 **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 cannot be made.
- 3.14 **That** should there be a need for the extension of services, this will be done at the cost to the applicants.
- 3.15 **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.

C30/07/2014

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

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

[MM83399]

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** the Council confirm that 100 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 100 (One Hundred) 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** 100 (One Hundred) portions 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.
 - 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 R0.81 (Eighty One Cents) per square metre per month.
 4. **THAT** the recommended escalation be 10% per annum and reviewable 3 yearly (starting from 1 July 2014).
 5. **THAT** the subject portions be re-valued should lease agreements not be concluded within 12 months from the date of valuation (25 March 2014).
 6. **THAT** the applicants priorly provide a cash deposit to cover water and sanitation connection costs.
 7. **THAT** the 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.
 9. **THAT** the applications be treated as operational lease in terms of GRAP 13.
 10. **THAT** the allocation of the land be finalized and duly sign for both parties before entering into a final lease agreement.

C31/07/2014

PROVINCIALISATION OF HEALTH SERVICES

17/1/R (C)/yb

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Council take note of the progress made to date in the provincialization of the primary health care services.
2. **THAT** Council take note of the fact that the staff providing services at the Municipal clinics, including management thereof, has been transferred to the Mpumalanga Department of Health (DOH) since August 2013 instead of July 2013.
3. **THAT** Council take note that the salaries of the staff have been paid by the DOH since August 2013.
4. **THAT** Council take note of the outstanding payments for leave credits to the staff have been paid out.
5. **THAT** Council take note that the pro-rata payment of long services and bonuses is still outstanding and the payment thereof is being investigated.
6. **THAT** Council take note that the DOH has not reimbursed the Municipality for the salaries paid to the staff in July 2013.
7. **THAT** Council take note of the existence of the "dead-lock" between the Municipality and DOH regarding the reimbursement of the salaries paid to the staff in July 2013.
8. **THAT** Council condone the July 2013 salary cost of R1 249 946.13 (One Million Two Hundred and Forty Nine Thousand Nine Hundred and Forty Six Rand and Thirteen Cents).
9. **THAT** the pro-rata calculation for long service be clarified and agreed upon between the Municipality and DOH.
10. **THAT** the Council liaise with the MEC for Health regarding matters mentioned in the report, as a matter of urgency.
11. **THAT** a further report be submitted on the operational costs of the clinics and the recovery thereof from the DOH.
12. **THAT** a further report be submitted on the transfer of assets and the outstanding health subsidy.

C32/07/2014

LAND : APPLICATION TO PURCHASE A 15 HECTARES PIECE OF LAND FOR MANUFACTURING OF STEEL PIPES

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

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Council take note of the report by the Director : Town Planning Services on the application to purchase 15 hectares piece of land for manufacturing steel pipes.
2. **THAT** Council confirm that a piece of land in Middelburg Extension 49, measuring approximately 15 hectares and defined as Erven 25-30, 37-42, 51-56, 61-66, is not needed for the provision of a basic level of municipal services.
3. **THAT** the Accounting Officer be authorised to dispose off the property as an unsolicited bid.
4. **THAT** Council confirm that the fair market value of the property is R6 500 000,00 (Six Million Five Hundred Thousand Rand) excluding VAT.
5. **THAT** Council approve the application to purchase a piece of land defined as Erven 25-30, 37-42, 51-56, 61-66 in Middelburg Extension 49 for the erection of a steel pipe manufacturing plant at a purchase price of R4 550 000,00 (Four Million Five Hundred and Fifty Thousand Rand) excluding VAT (ie R6 500 000,00 - 30%), subject to the following conditions:
 - 5.1 **That** the draft township layout plan of Middelburg Extension 49 be amended to accommodate the identified pieces of land.
 - 5.2 **That** the engineering services report be reviewed to cater for the new layout of Middelburg Extension 49.
 - 5.3 **That** the developer bears all costs for link services to provide electricity and water to his property.
 - 5.4 **That** the connection costs and link services for electricity, amounting to ± R14 000 be for the account of the developer.
 - 5.5 **That** acceptable arrangements are made with the Executive Director Infrastructure Services for the disposal of waste water generated on the property.
 - 5.6 **That** the applicant bears 50% of the pro-rata costs for the electricity bulk services contribution, which amounts to R2 895 000.00 (Two Million Eight Hundred and Ninety Five Thousand Rand).
 - 5.7 **That** the developer pays 50% of the pro-rata contribution for the necessary Eskom upgrade which amounts to R2 300 000 (Two Million Three Hundred Thousand Rand).

- 5.8 **That** all the necessary consolidation and other town planning activities, for the utilisation of the property for the intended purpose, be undertaken by the Council's Town Planning Department.
- 5.9 **That** the payment of the purchase price be strictly cash as in terms of Section 47(3) of the Supply Chain Management Policy of the Council.
- 5.10 **That** a full remission of assessment rates be granted to the purchaser for a period of two years from the date of transfer of the property.
- 6 **THAT** the subject property be re-valued should a transaction not be concluded within 12 months from the date of this resolution.
- 7 **THAT** the proceeds received from the sale be allocated to vote number (to be created) Township Development Suspense Account : Sale of Land : Middelburg Extension 49.
- 8 **THAT** the portions of land be removed from the fixed asset register and be written off at current replacement cost.
- 9 **THAT** the net gain or loss, which will realise on the disposal of the capital asset, be recognised in the statement of Financial Performance.
- 10 **THAT** the proposed sale be advertised in terms of Section 79(18) of the Local Government Ordinance Act 17 of 1939, as amended, read together with 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.
- 11 **THAT** a time frame for erection of the plant be included in the contract.

C33/07/2014

COUNCIL ARRANGEMENTS: ANNUAL DECLARATION OF INTEREST BY COUNCILLORS CONSIDERED AT THE RULES AND ETHICS COMMITTEE MEETING HELD ON 21 MAY 2014

3/R (G)

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** note be taken that by the due date as determined by Resolution C12/02/2014, all Councillors had already submitted their annual declaration of interest forms.
2. **THAT** the annual declaration of interest date be set three months before the financial year end of Council.

C34/07/2014

**COUNCIL ARRANGEMENTS: DECLARATION OF INTERESTS BY COUNCILLORS
: 2014**

3/R (W)

RECOMMENDATION BY THE EXECUTIVE MAYOR

- 1 **THAT** the possibility to review the official form which is used by Councillors to declare their interests, be referred to the Rules and Ethics Committee for consideration, whereafter a further report be submitted to Council.
- 2 **THAT** Council to note that all Councillors submitted the required declaration forms for 2014.
- 3 **THAT** it be noted that a Register was compiled by the Municipal Manager on the annual declarations for 2014.
- 4 **THAT** in terms of Section 67 of the Rules of Order, Council individually took note of the declaration forms submitted by Councillors.

C41/07/2014

**LAND: APPLICATION TO LEASE A PORTION OF PORTIONS 9 AND 16 OF THE
FARM RIETFONTEIN 286 JS FOR POULTRY PURPOSES**

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

[MM 91507, 95704, 97326]

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Council confirm that 3 (three) portions of Portion 16 of the farm Rietfontein 287 JS measuring 1 (one) hectare each in extent ("the properties") are not needed to provide the 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 3 (three) portions of Portion 16 of the farm Rietfontein 286 JS measuring 1 hectare each 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 farming.
 - 3.3 **That** no erection of a permanent structure be allowed on the property.
 - 3.4 **That** the allocated portions be fenced off to the satisfaction of the Council.
 - 3.5 **That** the lease amount be R750.00 (Seven Hundred and Fifty Rand) per annum excluding VAT for each portion.
 - 3.6 **That** there be a 10% escalation on 1 July every year which is reviewable 3 yearly.

- 3.7 **That** the subject property be re-valued should a lease agreement not be concluded within 12 months from the date of valuation (16/04/2014).
- 3.8 **That** the proceeds received from the lease be allocated to vote number 555/020 (Fixed Property : Rental Land).
- 3.9 **That** the applicants should submit a Environmental Management Plan and also explain how waste and air pollution is going to be controlled before the Lease Agreements are concluded.
- 3.10 **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.
- 3.11 **That** it be noted that the stands is not serviced and as the applicants are not allowed to erect a permanent structure, an electrical connection can not be made.
- 3.12 **That** should there be a need for the extension of services, this will be done at the cost to the applicants.
- 3.13 **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.

C42/07/2014

LAND: APPLICATION TO LEASE A PORTION OF THE REMAINDER OF PORTION 27 OF THE FARM MIDDELBURG TOWN AND TOWNLANDS 287 JS FOR PARKING OF TRUCKS AND BUSES

7/2/1/3 (F)/yb
98129]

[MM 91669, 92194 & 92371, 97773, 97772, 94124,95856,

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Council confirm that portions of the Remainder of Portion 27 of the farm Middelburg Town and Townlands 287 JS ("the properties") is not needed to provide the 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 10 (ten) portions measuring 2000m² each of the Remainder of Portion 27 of the farm Middelburg Town and Townlands 287 JS for the purposes of parking trucks and buses subject to the following conditions:
 - 3.1 **That** the leases be limited to three years.
 - 3.2 **That** the alienated portions shall only be used for purposes of parking trucks and buses.

- 3.3 **That** no erection of permanent structure shall be allowed on the subject properties.
- 3.4 **That** the allocated portions be fenced off to the satisfaction of the Council.
- 3.5 **That** the parking of trucks and buses shall only take place within the allocated portions.
- 3.6 **That** all necessary precautions shall be taken to prevent all types of pollution.
- 3.7 **That** the maintenance of parking ground will be the responsibility of the applicant.
- 3.8 **That** the lease amount be R0.83 (Eighty Three Cents) per square metre per month excluding VAT each.
- 3.9 **That** there be a 10% escalation on 1 July every year which is reviewable 3 yearly.
- 3.10 **That** the subject property be re-valued should a transaction not be concluded within 12 months from the date of valuation
(07/04/2014).
- 3.11 **That** proceeds received from the lease agreement be allocated to vote number 55/020 (Fixed Property : Rental Land).
- 3.12 **That** the applicant provide chemical ablution facilities.
- 3.13 **That** no servicing or repairs of trucks may take place on the allocated land.
- 3.14 **That** the proposed lease be advertised in terms of Section 79(18) of the Local Government Ordinance 17 of 1939 as amended, read together with Section 21 of the Municipal Systems Act 32 of 2000, Section 113 of the Municipal Systems Act 56 of 2003 and Section 44 of the Council's Supply Chain Management Policy.

C43/07/2014

FINANCES: FINANCIAL QUARTERLY REPORT: JUNE 2014

9/2/1 (P)

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** the quarterly in-year report as submitted by the Executive Director: Financial Services 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 2014, be noted.

- 2 **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.
- 3 **THAT** permission be granted to the Executive Director: Financial Services to place the quarterly in-year report for the quarter ending 30 June 2014 on the municipal website.

C44/07/2014

PMS: SIGNING OF 2014/2015 PERFORMANCE AGREEMENTS BY THE MUNICIPAL MANAGER, DEPUTY MUNICIPAL MANAGER AND EXECUTIVE DIRECTORS REPORTING DIRECTLY TO THE MUNICIPAL MANAGER

3/5 (D)

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** the Performance Agreements of the Municipal Manager, Deputy Municipal Manager and three Executive Directors for the 2014/2015 financial year attached to the as **ANNEXURE A**, be noted.
2. **THAT** the Performance Agreements of the Municipal Manager, Deputy Municipal Manager and three Executive Directors for the 2014/2015 financial year attached to the as **ANNEXURE A** be approved for implementation.

C50/07/2014

FINANCES: FURTHER REPORT ON THE DETERMINATION OF UPPER LIMITS SALARIES, ALLOWANCES AND BENEFITS FOR COUNCILLORS: 1 JULY 2013

5/11/1/1 (D)/ls

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** the further report on the determination of upper limits of salaries, allowances and benefits for Councillors, be noted.
2. **THAT** it be noted that sufficient funds realized on financial year end to accommodate the increased allowances for Section 79 Committees Chairpersons.
3. **THAT** a fixed allowance of R300 per month be paid to Councillors from 1 July 2013 for the use of mobile data cards.
4. **THAT** the allowance for part-time Councillors that serve as Chairpersons of Section 79 Committees as determined by Notice R64 in Government Gazette 37281 be implemented from 1 July 2013.
5. **THAT** in terms of the accounting standards a liability be raised on 30 June 2014 for the payment of the above allowances as it relates to the 2013/2014 financial year.

6. **THAT** prior the payment of the allowances mentioned in 3 and 4 above, the necessary concurrence be obtained from the MEC for Cooperative Governance and Traditional Affairs, Mpumalanga.
7. **THAT** the current status regarding the provisions of tools and trade be maintained.
8. **THAT** Council take note that the following Councillors were appointed as Chairpersons of the Section 79 Committee in terms of Paragraph 6 of Council Resolution CC31/08/2011:

Section 79 Council Committee	Chairperson of Committee
1. Rules and Ethics Committee	Cllr O Malinga until 4 April 2014 Cllr MJ Selala from 4 April 2014
2. Municipal Public Accounts Committee	Cllr MS Motebu
3. Monitoring Committee : Financial Services Portfolio	Cllr P I Thwala
4. Monitoring Committee: Environmental Health and Public Facility Services Portfolio	Cllr M T Selala
5. Monitoring Committee : Community Protection Services Portfolio	Cllr O Malinga
6. Monitoring Committee : Corporate Services Portfolio	Cllr S A Lukhele
7. Monitoring Committee : Spatial Development and Human Settlement Portfolio	Cllr M T E Mnguni
8. Monitoring Committee : Infrastructure Development & Service Delivery Portfolio	Cllr P M Hadebe

9. **THAT** a further report be submitted on the Roles and Responsibilities of the Chairpersons of Section 79 Committees.

C51/07/2014

LAND: SALE OF RESIDENTIAL STANDS IN AERORAND

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

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Council take note of the report.
2. **THAT** the following stands be made available for sale to the public once it is fully serviced:

2.1 AERORAND

ERF NUMBER	AREA (m²)	MARKET VALUE (R)
994	1500	399 600
995	1500	399 600
1041	1388	378 000
1042	1406	302 400
1043	1187	367 200
1044	1120	356 400
1045	1120	356 400

1046	1187	367 200
1276	1615	367 200
1277	1259	356 400
1278	1435	334 800
1279	1354	334 800
2677	1295	356 400
2706	775	302 400
2724	580	264 600
2746	630	270 000
2765	785	302 400
3315	1012	345 600
3316	1030	345 600
3317	1150	356 400
3318	1488	345 600
3319	1038	345 600
3320	1038	345 600
3321	1038	345 600
3322	1267	378 000
3323	1267	334 800
3324	1362	280 800
3325	1362	280 800
3326	1362	280 800
3327	1442	291 600
3328	1424	291 600
3329	1246	334 800
946	1277	367 200
947	1187	367 200
948	1422	388 800
949	1226	367 200
950	1160	367 200
951	1160	367 200
952	1160	367 200
953	1160	367 200
954	1160	367 200
955	1160	367 200
956	1160	367 200
957	1160	367 200
958	1187	367 200
959	1187	367 200
960	1160	367 200
961	1160	367 200
962	1160	367 200
963	1160	367 200
964	1160	367 200
965	1160	367 200
966	1160	367 200

967	1160	367 200
968	1233	367 200
969	1378	388 800
970	1240	367 200
971	1546	367 200
972	1532	367 200
973	1200	367 200
974	1200	367 200
975	1200	367 200
976	1200	367 200
977	1287	378 000
996	1500	399 600
997	1710	399 600
998	1631	388 800
999	1466	378 000
1000	1439	378 000
1001	1200	345 600
1002	1200	345 600
1003	1200	345 600
1004	1240	356 400
1005	1240	356 400
1006	1282	356 400
1007	1200	367 200
1008	1200	367 200
1009	1240	367 200
1010	1202	367 200
1011	1170	367 200
1012	1202	367 200
1013	1287	356 400
1014	1287	378 000
1015	1200	367 200
1016	1200	367 200
1017	1200	367 200
1018	1200	367 200
1019	1200	367 200
1020	1200	367 200
1021	1200	367 200
1022	1200	367 200
1023	1200	367 200
1024	1200	367 200
1025	1287	378 000
1026	1287	356 400
1027	1200	345 600
1028	1200	345 600
1029	1200	345 600
1030	1200	345 600

1031	1200	345 600
1032	1200	345 600
1033	1200	345 600
1034	1200	345 600
1035	1200	345 600
1036	1200	345 600
1037	1027	345 600
1038	1027	345 600
1039	1000	345 600
1040	1287	345 600
1047	1162	367 200
1048	1149	356 400
1049	1000	345 600
1050	1000	345 600
1051	1000	345 600
3314	1230	367 200

2.2 KOMATI

ERF NUMBER	AREA (m ²)	MARKET VALUE (R)
447	428	29000
448	1256	50 000
449	968	42000

2.3 PULLENSHOPE

ERF NUMBER	AREA (m ²)	MARKET VALUE (R)
892	290	23000

2.4 **That** the erven be made available for sale over the counter to individual natural persons who are 18 years of age or older on the date of sale of the erven.

2.5 **That** Council resolves that the fair market values of the erven mentioned above were considered but due to community's interest, the stands be sold as follows:

APPLICANTS	PRICE OF ERVEN
Local African Residents	80% of the market value
Other Local Residents	90% of the market value
Other applicants	100% of the market value

- A Local Resident is a natural person , South African Citizen who resides within the Steve Tshwete Municipal Area for the last 36 months and who can prove such residing by the submission of a consumer account or an Affidavit as well as supporting affidavits from two of his/her neighbours confirming the contents of his/her affidavits.

- 2.6 **That** the stands be sold for cash.
- 2.7 **That** note be taken that the above values exclude VAT.
- 2.8 **That** should any of the above stands not be alienated within 12 months from the date of valuation, which is 08 April 2014, the stands be revalued.
- 2.9 **That** only a single erf be sold per individual natural person with the understanding that couples married in community of property may only purchase a single erf.
- 2.10 **That** the normal conditions applicable to the sale of residential erven be complied with, with the compilation of the deeds of sale.
- 2.11. **That** the proceeds from the sale be allocated to the relevant land suspense vote numbers.
- 2.12. **That** the payment of the purchase prices as determined by Council be cost recovery of the development cost and be strictly cash in accordance with the municipal Supply Chain Management Policy.
- 2.13. **That** Council resolves in terms of Section 14(2) of the MFMA that the erven mentioned in the report is not needed to provide the minimum basic municipal services.
- 2.14. **That** after the erven has been derecognised from the asset register and/or expensed in the inventory account the profit or loss from the sale will be recognised in the Statement of Financial Performance.
- 2.15 **That** the remaining erven remain on the asset register until all conditions are met whereafter it be transferred to the inventory account to be sold over the counter.
- 2.16 **That** paragraph 9 of Council Resolution C26/02/2014 which determined that Erven 289, 447, 448 and 449 Komati be alienated by public bidding, be rescinded.

C52/07/2014

FINANCES: MONTHLY REPORT FOR SUPPLY CHAIN MANAGEMENT: SECTION 42 DEVIATIONS : JUNE 2013

9/2/2 (P)

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** the monthly report for June 2013 in terms of Section 42 of the Supply Chain Management Policy as submitted by the Executive Director: Financial Services, be noted.
2. **THAT** Council takes note of the Supply Chain Requirements for deviations.

3. **THAT** the amended report in terms of Section 42 deviations of the Supply Chain Management Policy for June 2013, be noted.

C53/07/2014

FINANCES: MONTHLY REPORT FOR SUPPLY CHAIN MANAGEMENT: SECTION 42 DEVIATIONS : AUGUST 2013

9/2/2 (P)

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** the monthly report for August 2013 in terms of Section 42 of the Supply Chain Management Policy as submitted by the Executive Director: Financial Services, be noted.

C54/07/2014

FINANCES: MONTHLY REPORT FOR SUPPLY CHAIN MANAGEMENT: SECTION 42 DEVIATIONS : SEPTEMBER 2013

9/2/2 (P)

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** the monthly report for September 2013 in terms of Section 42 of the Supply Chain Management Policy as submitted by the Executive Director: Financial Services, be noted.

C55/07/2014

FINANCES: MONTHLY REPORT FOR SUPPLY CHAIN MANAGEMENT: SECTION 42 DEVIATIONS : OCTOBER 2013

9/2/2 (P)

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** the monthly report for October 2013 in terms of Section 42 deviations of the Supply Chain Management Policy as submitted by the Executive Director: Financial Services, be noted.
2. **THAT** stricter control be exercised by the Supply Chain Management unit to return deviations where insufficient or incomplete information is provided.
3. **THAT** it be noted that despite approval to deviate from the procurement process, the recommended supplier still be evaluated according to the mandatory Supply Chain Management requirements.

Delegated Powers

M09/07/2014

LAND: APPLICATION TO PURCHASE ERF 595 HENDRINA FOR EXECUTIVE ACCOMMODATION & CONFERENCE SUITES

7/2/3/2/7 (F)/iec

[MM 91998]

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the item be referred back for further investigation and report.
2. **THAT** with the submission of the further report comments be obtained from the Executive Director : Community Services on why is it not advisable to alienate Erf 595 Hendrina as a business stand and should it not be possible to alienate the stand an alternative land be identified.

M10/07/2014

COUNCIL ARRANGEMENTS : REQUEST FOR PRESENTATION : PREPAID ELECTRICITY SOLUTION

8/1/2 (D)

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the presentation which was made by Cigicell on the Prepaid Electricity Solution, be noted.
2. **THAT** the Executive Director: Infrastructure Services in conjunction with the Executive Director: Financial Services be requested to investigate and submit a further report based on the above presentation.

M11/07/2014

MPAC : UNFORESEEN AND UNAVOIDABLE EXPENDITURE : PROOF OF ADJUSTMENT BUDGET

3/2/4/1/17 (D)/ls

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** Council takes note of the report by the Executive Director : Financial Services on unforeseen and unavoidable expenditure which could realize at 30 June 2014.

M12/07/2014

MPAC : MINUTES OF THE 4TH AUDIT COMMITTEE MEETING FOR THE FINANCIAL YEAR 2013/2014

3/2/4/1/17 (D) /ls

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the minutes of the Audit Committee meeting held on 13 May 2014, attached as **ANNEXURE A** to the Agenda, as submitted by the Internal Auditor to MPAC, be noted.

M13/07/2014

MPAC : FRUITLESS, WASTEFUL, IRREGULAR AND UNAUTHORIZED EXPENDITURE

3/2/4/1/17 (D) /ls

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** note be taken that no new cases of fruitless, wasteful, irregular and unauthorised expenditure were referred by Council to MPAC.

M15/07/2014

MPAC : FINANCIAL MONTHLY REPORT FOR MAY 2014

3/2/4/1/17 (D) /ls

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the financial monthly report for May 2014 as submitted by the Executive Director : Financial Services, be noted.

M17/07/2014

FINANCES: UNFORESEEN AND UNAVOIDABLE EXPENDITURE: WATER AND SANITATION ROCKDALE

5/1/1/8 (M)/wm

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the report by the Executive Director: Infrastructure Services regarding unforeseen and unavoidable expenditure at Rockdale for water and sanitation, be noted.
2. **THAT** unforeseen and unavoidable expenditure to a maximum amount of R654 743,00 on project no. P1300046 for sanitation at Rockdale be authorised.
3. **THAT** unforeseen and unavoidable expenditure to a maximum amount of R926 990,00 on project no. P1300055 for water at Rockdale be authorised.
4. **THAT** the authorisation of the expenditure on project no. P1300046 and project no. P1300055 be subject thereto that it be included in the roll-over adjustment budget during August 2014.

M19/07/2014

FINANCES: INPUTS FOR 2014/15 NOTICE ON DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS FOR COUNCILLORS

5/11/1/1; 12/2/2/1 (P)

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the report by the Executive Director : Financial Services regarding inputs for 2014/15 financial year on determination of upper limits of salaries, allowances and benefits for Councillors, be noted.

2. **THAT** Council take note of the content of the government gazette 37281.
3. **THAT** it be noted that Council has made a provision of 6% across the percentage increase in salaries, allowances and benefits for 2014/15 financial year.

M20/07/2014

LEGISLATION: PROPERTY VALUATION ACT 17 OF 2014

1/1/1/71 (C)/yb

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** Council take note of the promulgated Property Valuation Act 17 of 2014.

M21/07/2014

LEGISLATION: RESTITUTION OF LAND RIGHTS AMENDMENT ACT 15 OF 2014

1/1/1/72 (C)/yb

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** Council take note of the promulgated Restitution of Land Rights Amendment Act 15 of 2014.
2. **THAT** the matter referred to in paragraph 1 above be included as a standing item on the agendas of Ward Committee and Community meetings.

M22/07/2014

LAND: APPLICATION TO PURCHASE A PORTION OF ERF 2544 GHOLFSIG FOR RESIDENTIAL PURPOSES

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

[MM 93628]

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** Council take note of the report by the Executive Director : Corporate Services.
2. **THAT** the application to purchase a portion of Erf 2544 Gholfsig for residential purposes not be approved due to the reason supplied in the report.
3. **THAT** the applicant be informed accordingly.

M23/07/2014

LAND: APPLICATION TO PURCHASE A PIECE OF LAND LYING AT THE BACK OF ERF 3917 MHLUZI EXTENSION 02 FOR RESIDENTIAL PURPOSES

7/2/3/2/3 (L)/yb

[MM 91556]

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** Council take note of the report by the Executive Director : Corporate Services.

2. **THAT** the application to purchase a piece of land lying at the back of Erf 3917 Mhluzi Extension 02 not be approved due to the reasons supplied in the report.
3. **THAT** the applicant be informed accordingly.

M29/07/2014

LAND: APPLICATION TO LEASE ERF 4235 MHLUZI EXTENSION 02 FOR VEHICLE PARKING PURPOSES

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the Council take note of the report by the Executive Director : Corporate Services.
2. **THAT** the application to lease a 1000m² portion of Erf 4235 Mhluzi Extension 02 for vehicle parking and light industrial purposes not be approved due to the reasons supplied in the report.
3. **THAT** the applicant be informed accordingly.
4. **THAT** the applicants with similar requests be advised on the industrial stands that will soon be made available.

M35/07/2014

COUNCIL ARRANGEMENTS: 5TH/2014 POLITICAL MONITORING COMMITTEE REPORT FOR THE COMMUNITY PROTECTION SERVICES PORTFOLIO: JUNE 2014

3/2/4/1/21 (G)

RESOLVED BY THE EXECUTIVE MAYOR

- 1 **THAT** the activities performed during May 2014, as mentioned in the monitoring report within the relevant Portfolio, be noted subject to the following:
 - 1.1 **That** note be taken that Public Safety Department in conjunction with the South African Police Service will conduct an operation on illegal business trading in Newtown whereby business owners will be given 7 to 14 days to rectify the matter.
 - 1.2 **That** an agenda point on the operation of illegal business be included as a standing matter on the agendas of the Ward Committee & Community meetings.
- 2 **THAT** the activities planned for June 2014, as mentioned in the monitoring report within the relevant Portfolio, be noted.
- 3 **THAT** the progress made, as mentioned in the monitoring report with the achievement of key performance targets as determined by performance plans in respect of the Executive Directorate: Community Services, be noted.

- 4 **THAT** the report on vacant positions, as mentioned in the monitoring report, be noted.
- 5 **THAT** the progress made, as indicated in the monitoring report with the implementation of capital projects and with the SDBIP in respect of the relevant Portfolio, be noted subject to the following:
- 5.1 **That** it be noted that the Infrastructure Services Department has confirmed that the construction of the cattle pound will be completed by the end of the 2013/2014 financial year.
- 6 **THAT** the progress made, as indicated in the monitoring report with the implementation of Council Resolutions referred to the Executive Directorate: Community Services, be noted subject to the following:
- 6.1 **That** a further report on Laver Street serve before the next Council meeting as per Resolution C109/09/2013.
- 7 **THAT** the report, as indicated in the monitoring report on the development of new policies and by-laws within the relevant Portfolio, be noted.
- 8 **THAT** the responses, as indicated in the monitoring report provided by the Executive Directorate: Community Services in respect of matters raised by Ward Committees, be noted.
- 9 **THAT** note be taken that there were no matters raised by the MMC for Community Protection Services regarding issues reported to him by Councillors and Community Members.
- 10 **THAT** the responses, as indicated in the monitoring report by the Executive Directorate: Community Services on matters raised in the complaint and suggestion boxes, be noted.

M36/07/2014

COUNCIL ARRANGEMENTS: 6TH/2014 POLITICAL MONITORING COMMITTEE REPORT FOR THE SPATIAL DEVELOPMENT, HUMAN SETTLEMENT & HOUSING ADMINISTRATION PORTFOLIO: JUNE 2014

3/2/4/1/21 (G)

RESOLVED BY THE EXECUTIVE MAYOR

- 1 **THAT** the activities performed during May 2014, as mentioned in the monitoring report within the relevant Portfolio, be noted subject to the following:
- 1.1 **That** it be noted that the Committee congratulated the Housing Department for the capturing of Housing Needs Register forms after several delays due to slow internet.
- 2 **THAT** the activities planned for June 2014, as mentioned in the monitoring report within the relevant Portfolio, be noted.

- 3 **THAT** the progress made, as mentioned in the monitoring report with the achievement of key performance targets as determined by performance plans in respect of the Executive Directorate: Infrastructure Services and Executive Director: Community Services, be noted.
- 4 **THAT** the report on vacant positions, as mentioned in the monitoring report, be noted.
- 5 **THAT** the progress made, as indicated in the monitoring report with the implementation of capital projects and with the SDBIP in respect of the relevant Portfolio, be noted.
- 6 **THAT** the progress made, as indicated in the monitoring report with the implementation of Council Resolutions as reflected in the report, be noted.
- 7 **THAT** the report, as indicated in the monitoring report on the development of new policies and by-laws developed within the relevant Portfolio, be noted.
- 8 **THAT** the responses provided, as indicated in the monitoring report in respect of matters raised by Ward Committees, be noted subject to the following:
 - 8.1 **That** note be taken that the Committee congratulated the Town Planning Department on the progress made with the pegging of stands in Newtown.
 - 8.2 **That** should Ward Committees need more information regarding the procedure with the allocation of RDP houses, arrangements can be made with the MMC for Spatial Development to explain such procedure to them.
- 9 **THAT** the progress made with the handling of matters raised by the MMC for Spatial Development, Human Settlement & Housing Administration regarding issues reported to her by Councillors and Community Members, be noted.
- 10 **THAT** note be taken that there were no matters received in the complaint and suggestion boxes within the relevant Portfolio.

M37/07/2014

COUNCIL ARRANGEMENTS: 6TH/2014 POLITICAL MONITORING COMMITTEE REPORT FOR THE CORPORATE SERVICES PORTFOLIO: JUNE 2014

3/2/4/1/21 (G)

RESOLVED BY THE EXECUTIVE MAYOR

- 1 **THAT** the activities performed during May 2014, as mentioned in the monitoring report within the Executive Directorate: Corporate Services, be noted.
- 2 **THAT** the activities planned for June 2014, as mentioned in the monitoring report within the Executive Directorate: Corporate Services, be noted.

- 3 **THAT** the progress made, as mentioned in the monitoring report with the achievement of key performance targets as determined by performance plans in respect of the Executive Directorate: Corporate Services, be noted.
- 4 **THAT** the report on vacant positions, as mentioned in the monitoring report, be noted.
- 5 **THAT** the progress made, as indicated in the monitoring report with the implementation of capital projects and with the SDBIP in respect of the Executive Directorate: Corporate Services, be noted.
- 6 **THAT** the progress made, as indicated in the monitoring report with the implementation of Council Resolutions referred to the Executive Directorate: Corporate Services, be noted.
- 7 **THAT** the report, as indicated in the monitoring report on the development of new policies and by-laws within the relevant Portfolio, be noted.
- 8 **THAT** the responses, as indicated in the monitoring report provided by the Executive Directorate: Corporate Services in respect of matters raised by Ward Committees, be noted.
- 9 **THAT** it be noted that there were no matters raised by the MMC for Corporate Services regarding issues reported to her by Councillors and Community Members.
- 10 **THAT** note be taken that there were no matters received by the Executive Directorate: Corporate Services in the complaint and suggestion boxes.

M38/07/2014

COUNCIL ARRANGEMENTS: 6TH/2014 POLITICAL MONITORING COMMITTEE REPORT FOR THE FINANCIAL SERVICES PORTFOLIO: JUNE 2014

3/2/4/1/21 (G)

RESOLVED BY THE EXECUTIVE MAYOR

- 1 **THAT** the activities performed during May 2014, as mentioned in the monitoring report within the relevant Portfolio, be noted.
- 2 **THAT** the activities planned for June 2014, as mentioned in the monitoring report with the relevant Portfolio, be noted.
- 3 **THAT** the progress made, as mentioned in the monitoring report with the achievement of key performance targets as determined by performance plans in respect of the Executive Directorate: Financial Services, be noted.
- 4 **THAT** the report on vacant positions, as mentioned in the monitoring report, be noted.
- 5 **THAT** the progress made, as indicated in the monitoring report with the implementation of capital projects and with the SDBIP in respect of the relevant Portfolio, be noted.

- 6 **THAT** the progress made, as indicated in the monitoring report with the implementation of Council Resolutions referred to the Executive Directorate: Financial Services, be noted subject to the following:
- 6.1 **That** a follow up be made with the Office of the Municipal Manager to ensure that Resolutions M08/04/2014 and M09/04/2014 are urgently implemented.
- 7 **THAT** the report, as indicated in the monitoring report on the development of new policies and by-laws within the relevant Portfolio, be noted.
- 8 **THAT** the responses provided, as indicated in the monitoring report by the Executive Directorate: Financial Services in respect of matters raised by Ward Committees, be noted.
- 9 **THAT** note be taken that there were no matters raised by the MMC for Financial Services regarding issues reported to him by Councillors and Community Members.
- 10 **THAT** the responses, as indicated in the monitoring report by the Executive Directorate: Financial Services on matters raised in the complaint and suggestion boxes, be noted.

M39/07/2014

EMPLOYMENT ARRANGEMENT REGARDING THE PMU MANAGER

4/1/3/1 (W)

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the item be referred back for further investigation and report by the Executive Director : Infrastructure Services in conjunction with the Executive Director : Corporate Services.

M40/07/2014

FINANCES: MSIG ALLOCATION 2013/2014

5/8/12 (M)/ wm

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** Council take note that the MSIG allocation for credit control and vehicle fleet and machinery systems, could not be executed.
2. **THAT** the funding be re-allocated to extend the surveillance camera system to the high theft areas, which includes the municipal stores and paypoints.

M45/07/2014

MPAC : FRUITLESS, WASTEFUL, IRREGULAR AND UNAUTHORIZED EXPENDITURE

3/2/4/1/17 (D) /ls

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** note be taken that no new cases of fruitless, wasteful, irregular and unauthorised expenditure were referred by Council to MPAC.

M46/07/2014

MPAC : UNFORESEEN AND UNAVOIDABLE EXPENDITURE : PROOF OF ADJUSTMENT BUDGET

3/2/4/1/17 (D)/ls

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** Council takes note of the report by the Executive Director : Financial Services on potential unforeseen and unavoidable expenditure at 30 June 2014.
2. **THAT** the MPAC be accorded the opportunity to visit our vehicle maintenance yard.

M47/07/2014

MPAC : FINANCIAL MONTHLY REPORT FOR JUNE 2014

3/2/4/1/17 (D) /ls

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the financial monthly report for June 2014 as submitted by the Executive Director : Financial Services, be noted.

M48/07/2014

FINANCES: THIRD QUARTER AUDIT COMMITTEE REPORT : 19 JUNE 2014

5/14/3/2 (D) /ls

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the third quarter Audit Committee report of the financial year ended 30 June 2014 attached as **ANNEXURE A** to the report of the Executive Director: Financial Services, be noted.

M49/07/2014

**COUNCIL ARRANGEMENTS : REPORT ON WARD COMMITTEE AND WARD
COMMUNITY MEETINGS JUNE 2014**

3/2/6/2(A)/tm

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** Council take note of the Ward Committee and Ward Community meetings that took place after the Ordinary Council Meeting which was held on 19 June 2014.
2. **THAT** the Office of the Speaker be requested to submit a report on why certain Wards could not have their meetings.