



STEVE TSHWETE LOCAL MUNICIPALITY

AGENDA

OF THE

SPECIAL COUNCIL

MEETING

DATE - 25 AUGUST 2014

TIME: 17:30



STEVE TSHWETE LOCAL MUNICIPALITY

NOTICE IS HEREBY GIVEN THAT A **SPECIAL COUNCIL MEETING** WILL BE HELD IN THE **COUNCIL CHAMBER, MUNICIPAL BUILDING, MIDDELBURG** ON **MONDAY, 25 AUGUST 2014 AT 17:30**


MUNICIPAL MANAGER

A G E N D A

- 1 OPENING**
- 2 APPLICATION FOR LEAVE OF ABSENCE**
- 3 DISCLOSURE OF INTEREST**
- 4 REPORT OF EXECUTIVE MAYOR**
 - 4.1 SEE ATTACHED REPORTS**
- 5 CLOSURE**

REPORT OF THE

SPECIAL

**MEETING OF THE MAYORAL COMMITTEE
WHICH WAS HELD IN THE MAYOR'S BOARDROOM,
MUNICIPAL BUILDING, MIDDELBURG MPUMALANGA,
ON**

2014/08/21

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SC17/08/2014

FINANCES : ASSETS NOT VERIFIED ON FINANCIAL YEAR END : TO BE WRITTEN OFF

5/1/3 (D)/ls

RECOMMENDATION BY THE EXECUTIVE MAYOR

- 1 **THAT** it be noted that the Executive Director : Financial Services and the Municipal Manager informed the Mayoral Committee as follows:
 - 1.1 **That** large numbers of the items to be written off are smaller items which, when they become broken or redundant are discarded by Departments without realizing that it should in fact be written off by Council;
 - 1.2 **That** it is difficult to ensure that chairs and other pieces of furnisher are properly stored after it gets broken or delapidated;
 - 1.3 **That** the book value of the items to be written off are relatively low;
 - 1.4 **That** should any of the items be found, a further report will be submitted to Council for such items to be reinstated on the assets register.
 - 1.5 **That** in terms of the Accounting Standards only assets in used should be recognised on the asset registers.
- 2 **THAT** Council take note of the report by the Executive Director: Financial Services regarding the assets not verified.
- 3 **THAT** the assets not verified as per **ANNEXURE A** be written off from the asset register as on 30 June 2014.
- 4 **THAT** the loss from the disposal of the assets be recognised in the statement of financial performance.

SC18/08/2014

FINANCES : ROLL-OVER ADJUSTMENT BUDGET: 2014/2015 FINANCIAL YEAR

5/1/1/7 (B)/ls

RECOMMENDATION BY THE EXECUTIVE MAYOR

- 1 **THAT** the report by the Executive Director : Financial Services regarding the Roll-Over Adjustment Budget for 2014/2015 financial year, be approved.

- 2 **THAT** the roll-over projects from the 2013/2014 financial year be approved and be included in the 2014/2015 capital budget according to the following attached adjusted budget tables and supporting information:
- 2.1.1 Table B1 – Adjusted Budget Summary
 - 2.1.2 Table B2 – Adjusted Budget Financial Performance (standard classification)
 - 2.1.3 Table B3 – Adjusted Budget Financial Performance
 - 2.1.4 Table B4–Adjusted Budget Financial Performance (revenue and expenditure)
 - 2.1.5 Table B5 – Adjusted Capital Expenditure by vote and funding
 - 2.1.6 Table B6 – Adjusted Budget Financial Position
 - 2.1.7 Table B7 – Adjusted Budget Cash Flows
 - 2.1.8 Table B8 – Cash back Reserves / Accumulated surplus Reconciliation
 - 2.1.9 Table B9 – Asset Management
 - 2.1.10 Table B10 – Basic Service Delivery Measurement
 - 2.1.11 Part 2 - Supporting tables SB1 – SB20
 - 2.1.12 Part 3 – Total adjustment capital SDBIP including Roll over projects.
- 3 **THAT** the roll-over adjustment budget be submitted to the National Treasury and the relevant Provincial Treasury in terms of Section 28 (7) consisting out of the three parts containing the required tables and headings to the particular adjustment budget.
- 4 **THAT** the revised monthly and quarterly targets as reflected under part 3 be approved and be included in the Service Delivery and Budget Implementation Plan for 2014/2015 financial year.
- 5 **THAT** the adjustment budget with the revised service delivery targets attached as **ANNEXURE A** be advertised within 10 working days after approval by Council in accordance with Section 21A of the Municipal Systems Act.
- 6 **THAT** the roll-over adjustment budget be made public in terms of Section 26(1) of the Municipal Budget and Reporting Regulations approved by Council.
- 7 **THAT** the roll-over adjustment budget be placed on the Municipal website within 10 working days after approval by Council.

SC19/08/2014

PERSONNEL : APPOINTMENT OF SELECTION PANEL AND APPROVAL OF SHORTLISTED CANDIDATES : EXECUTIVE DIRECTOR : CORPORATE SERVICES

4/1/3/3 (M)

RECOMMENDATION BY THE EXECUTIVE MAYOR

- 1 **THAT** the following Selection Panel be constituted for the position of Executive Director : Corporate Services:
 - 1.1 The Municipal Manager - Mr W D Fouche (Chairperson)
 - 1.2 The Executive Mayor – Cllr M A Masina
 - 1.3 The MMC for Corporate Services - Ald H Pilodia
 - 1.4 The Municipal Manager – Mr J Sindane of Thembisile Hani Municipality or the former Municipal Manager of Emakhazeni Municipality - Mr O Nkosi and should one of the aforementioned not be available, at least one other person who is not a Councillor or a staff member of this municipality, whom the Municipal Manager deems fit for appointment.

- 2 **THAT** the following shortlisted candidates for the position of Executive Director : Corporate Services, be approved:
 - 2.1 M W Nzimankulu
 - 2.2 T Makhoba
 - 2.3 SG Ngobeni
 - 2.4 KR Gordon
 - 2.5 T Mekuto
 - 2.6 RS Mokoena
 - 2.7 SR Ntuli

SC20/08/2014

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.

SC21/08/2014

FINANCES : BUDGET AND IDP PREPARATION TIMETABLE : 2015/2016

5/1/1/9 (B) /ls

RECOMMENDATION BY THE EXECUTIVE MAYOR

- 1 **THAT** the budget timetable for the 2015/2016 Annual Budget Process as submitted by the Executive Director : Financial Services be approved and implemented.
- 2 **THAT** the Public Participation process as suggested be noted and be implemented accordingly.
- 3 **THAT** the Budget and IDP processes for 2015/2016 be aligned.

SC22/08/2014

LAND: APPLICATION TO PURCHASE STANDS AT ROCKDALE FOR RESIDENTIAL PURPOSES : BHP BILLITON

7/2/3/2/14 (L)/yb

[MM 99797]

RECOMMENDATION BY THE EXECUTIVE MAYOR

- 1 **THAT** Council take note of the report by the Executive Director : Corporate Services.
- 2 **THAT** the Accounting Officer be authorised to alienate 12 (twelve) stands to BHP Billiton for residential purposes as an unsolicited bid.
- 3 **THAT** the applicant be allowed to choose stands in either Rockdale or Doornkop for the relocation of the farm dwellers provided that the number referred to in 2 above is not exceeded.
- 4 **THAT** the applicant be advised that the stands at Rockdale are serviced with water and sewerage and that the applicant will be responsible for the electricity installation.
- 5 **THAT** the purchase price of the identified stands in Rockdale be determined as follows:

ERF No.	AREA (m ²)	Purchase Price
2107	367	R18,500.00
2108	367	R18,500.00
2109	367	R18,500.00
2110	367	R18,500.00
2111	367	R18,500.00

2112	363	R18,500.00
2113	363	R18,500.00
2114	367	R18,500.00
2115	367	R18,500.00
2116	367	R18,500.00
2117	367	R18,500.00
2118	367	R18,500.00

- 6 **THAT** the applicant be advised that the stands at Doornkop have access to street water standpipes and biological toilets and that the applicant will be responsible for the installation of electricity.
- 7 **THAT** the purchase price of the stands in Doornkop be determined as follows:

ERF No.	Area (m ²)	Market Value
155	1 000	R11 000.00
156	1 000	R11 000.00
157	1 000	R11 000.00
158	1 000	R11 000.00
159	1 000	R11 000.00
160	1 000	R11 000.00
161	1 000	R11 000.00
162	1 000	R11 000.00
163	1 000	R11 000.00
164	1 000	R11 000.00
165	1 000	R11 000.00
166	1 000	R11 000.00

- 8 **THAT** the stands decided upon by the applicant be derecognised from the asset register.
- 9 **THAT** the proceeds received from the sale be allocated to the relevant vote numbers.
- 10 **THAT** the profit / loss from the sale be recognised in the Statement of Financial Performance.
- 11 **THAT** the purchase price be strictly cash in terms of the Supply Chain Management Policy.
- 12 **THAT** the applicant be responsible for the electricity servicing, connection and meter cost for both the stands in Rockdale and Doornkop.
- 13 **THAT** the proposed sale of the properties 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 as amended, Section 113 of the Municipal Finance Management Act 56 of 2003 and Section 44 of the Council's Supply Chain Management Policy.

SC23/08/2014

IMPLEMENTATION OF THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT NO.16 OF 2013

1/1/1/7/4 (C)/yb

RECOMMENDATION BY THE EXECUTIVE MAYOR

- 1 **THAT** Council take note of the report by the Executive Director : Infrastructure Services on the implementation of Spatial Planning and Land Use Management Act 16 of 2013 (SPLUMA).
- 2 **THAT** the Independent Municipal Planning Tribunal model be adopted by Council.
- 3 **THAT** the existing tariffs be reviewed and implemented in the 2015/2016 financial year.
- 4 **THAT** the existing delegations be reviewed and implemented with immediate effect.
 - 4.1 **That** evaluation of category 1 Land Development applications, except amendment of an existing land use scheme, subdivision and consolidation applications, be delegated to the Municipal Planning Tribunal.
 - 4.2 **That** all category 2 and 3 Land Development applications be delegated to the Executive Director : Infrastructure Services who may sub-delegate some of the authority to the Director : Town Planning and Human Settlement.
- 5 **THAT** Council choose and establish the Internal Appeal Tribunal.
- 6 **THAT** the Land Use Management By-laws be prepared, adopted and published as soon as the Model Land Use Management By-laws to be developed by the National Department of Rural Development and Land Reform become available.

Delegated Powers

SM24/08/2014

**PERSONNEL : DISCIPLINARY PROCEDURE AND CODE : PAYMENT OF
TRANSPORT AND SUBSISTENCE FOR EMPLOYER REPRESENTATIVE**

4/6/8 (N)

RESOLVED BY THE EXECUTIVE MAYOR

- 1 **THAT** transport and subsistence as determined by Council Policy be paid to an employer representative from another municipality or organ of state when appointed to represent the municipality in terms of the Disciplinary Code.
- 2 **THAT** the expenditure mentioned in paragraph 1 above, be debited against vote number 120/510 (Travel and Subsistence).