

**STEVE TSHWETE LOCAL MUNICIPALITY**

# **MINUTES**

OF A

# **SPECIAL COUNCIL**

MEETING

**DATE - 15 AUGUST 2014**

# STEVE TSHWETE LOCAL MUNICIPALITY

## MINUTES OF A SPECIAL MEETING OF THE COUNCIL HELD IN THE COUNCIL CHAMBER, MUNICIPAL BUILDINGS, MIDDELBURG, MPUMALANGA ON FRIDAY, 15 AUGUST 2014 AT 13:07

### PRESENT

#### Councillors

Cllr P M Hadebe (Acting Speaker)	Cllr K N Monareng
Cllr M A Masina (Executive Mayor) (arrived 13:29)	Cllr N J Nkambule
Cllr S D Nkadimeng	Cllr L E Mkhuma
Ald H Pilodia	Cllr M E Nyambi
Cllr E A Jele	Cllr B H Mokoena
Cllr B Nene	Cllr G H E Romijn
Cllr I Thwala	Cllr T N Van Zyl
Cllr M J Sekgwele	Cllr A S Grobler
Cllr M T E Mnguni	Cllr S M Mogola
Cllr L I Manzini	Cllr A Struwig
Cllr Z D Mtshweni	Cllr J P Pretorius
Cllr J Skosana	Cllr T R Langeveld
Cllr M J Selala	Ald E du Toit
Cllr B P Ndala	Cllr S J Roos
Cllr M S Motebu	Cllr H F Niemann
Cllr S M Mnguni	Cllr D M Longman
Cllr S A Lukhele	Cllr N J Mlambo
Cllr M T Selala	Cllr J Dyason
Cllr M R Mnguni	Cllr P Mobango
Cllr P J Masilela	Cllr S Wait
Cllr S S Zitha	Cllr K P J Uys

#### Absent

Cllr P P Tau  
Cllr O Malinga

#### Officials:

Mr W Fouchè	(Municipal Manager)
Mr S M Mnguni	(Deputy Municipal Manager)
Mr J Victor	(Acting Executive Director: Corporate Services)
Ms E Wassermann	(Executive Director: Financial Services)
Mr N B Thobela	(Executive Director: Infrastructure Services)
Ms C Hlatshwayo	(Executive Director: Community Services)
Mr S Mthethwa	(Acting Director: Legal & Administration)
Mr J Zulu	(Chief Administrative Officer)
Mr P Mokoena	(Senior Clerk)
Ms W Machinini	(Clerk Grade 1)

1. **OPENING**

Election of Acting Speaker

The Municipal Manager informed the meeting that the Speaker, Cllr R M Xaba has applied for leave of absence and Council therefore has to elect an Acting Speaker.

Proposals for an Acting Speaker was then requested. Cllr B P Ndala proposed the name of Cllr PM Hadebe. The proposal was seconded by Cllr I Thwala and Cllr PM Hadebe accepted the nomination.

In view of the fact that no further nominations were received, Cllr PM Hadebe was elected Acting Speaker for the Special Council meeting held on 15 August 2014.

2. **APPLICATION FOR LEAVE OF ABSENCE**

2.1 **Application for leave of absence in terms of Section 13(1) of Rules of Order**

**RESOLVED**

THAT it be noted that Cllr's, R M Xaba, Cllr N J Mahlangu, E F Mathebula, D J Motsepe, E P Nkosi, M Mbatiwe and T G Ndlangamandla have applied for leave of absence due to other obligations and the applications were approved.

2.2 **Application for leave of absence in terms of Section 13(2) of Rules of Order**

Cllr B C Skosana, Cllr T B Mahlangu, Cllr D J Skhosana, Cllr P M Shongwe, Cllr E O Motsepe and Cllr J Matshiane.

3. **DISCLOSURE OF INTEREST**

None

4. **CONSIDERATION OF THE ATTACHED REPORTS**

**REPORT OF A MEETING OF THE SPECIAL MAYORAL COMMITTEE  
HELD ON 13 AUGUST 2014**

**NON DELEGATED POWERS**

*Upon request by the Executive Mayor, it was*

**RESOLVED BY COUNCIL**

*THAT the report by the Executive Mayor in respect of items SC16/08/2014 be considered.*

**SC16/08/2014**

**INSTALLATION OF BULK WATER AND SANITATION SERVICES: RAND WATER**

16/1/1/R (L)

The Municipal Manager informed the meeting that Ald H Pilodia will act as Executive Mayor due to the fact that the Executive Mayor will arrive late at the meeting.

With the consideration of this item Cllr SJ Roos submitted the following proposal which was seconded by Cllr HF Niemann.

"That the recommendation by the Executive Mayor, number's 1,2,3,4 and 5.3 be scrapped, and that recommendation 5.3 of the Executive Mayor be referred to the 2015/2016 budget."

The proposal was put to vote and the results were as follows:

In favour of the proposal by Cllr SJ Roos	=	17
Against the proposal by Cllr SJ Roos	=	24

The proposal was therefore not accepted.

The recommendation by the Executive Mayor as contained in the Agenda was then put to vote. The results were as follows:

In favour of the recommendation by the Executive Mayor	=	25
Against the recommendation by the Executive Mayor	=	17

Cllr SJ Roos then requested a division on the vote and the results were as follows:

<b><i>In favour of the recommendation by the Executive Mayor</i></b>	<b><i>Against the recommendation by the Executive Mayor</i></b>
1. Cllr P M Hadebe	1. Cllr B H Mokoena
2. Cllr M A Masina	2. Cllr G H E Romijn
3. Cllr S D Nkadimeng	3. Cllr T N Van Zyl

4. Ald H Pilodia	4. Cllr A S Grobler
5. Cllr E A Jele	5. Cllr S M Mogola
6. Cllr B Nene	6. Cllr A Struwig
7. Cllr I Thwala	7. Cllr J P Pretorius
8. Cllr M J Sekgwele	8. Cllr T R Langeveld
9. Cllr M T E Mnguni	9. Ald E du Toit
10. Cllr L I Manzini	10. Cllr S J Roos
11. Cllr Z D Mtshweni	11. Cllr H F Niemann
12. Cllr J Skosana	12. Cllr D M Longman
13. Cllr M J Selala	13. Cllr N J Mlambo
14. Cllr B P Ndala	14. Cllr J Dyason
15. Cllr M S Motebu	15. Cllr P Mobango
16. Cllr S M Mnguni	16. Cllr S Wait
17. Cllr S A Lukhele	17. Cllr K P J Uys
18. Cllr M T Selala	
19. Cllr M R Mnguni	
20. Cllr P J Masilela	
21. Cllr S S Zitha	
22. Cllr K N Monareng	
23. Cllr N J Nkambule	
24. Cllr L E Mkhuma	
25. Cllr M E Nyambi	
<b>Total = 25</b>	<b>Total = 17</b>

The recommendation by the Executive Mayor as contained in the Agenda was therefore accepted.

#### RESOLVED BY COUNCIL

1. THAT the following MIG projects not be implemented during the 2014/2015 financial year:
 

Cemetery	-	R2 000 000
High Mast Lights	-	R1 900 000
MPCC Somaphepha	-	R 500 000
2. THAT the funds provided for the projects in 1. above in the 2014/2015 budget be utilised for the installation of water and sewer services at Kwazamokuhle Extension 8.
3. THAT it be noted that the Accounting Officer and the Chief Financial Officer have advised Council that the reprioritization mentioned in 2 above may result in unauthorized expenditure as defined in the MFMA.
4. THAT Council note that the decision mentioned in 2 above, may result in non-compliance with the MFMA and as a result may become a matter on the Audit Report resulting that the clean audit status of the municipality may not be maintained.
5. THAT Rand Water be appointed to implement the following projects at the amounts as indicated:

*Ram*

5.1	Sanitation	Newtown	
		2014/15	R 7 867 700
		2015/16	R 3 307 400
		2016/17	<u>R 3 307 400</u>
			<u>R14 482 500</u>
5.2	Water	Newtown	
		2014/15	R 4 875 000
		2015/16	R 3 097 200
		2016/17	<u>R 3 097 200</u>
			<u>R11 069 400</u>
5.3	Water and Sewer Services Kwazamokuhle Extension 8		R4 400 000 (2014/2015)

provided that MIG funds for the 2015/16 and 2016/17 financial years are indeed received.

6. **THAT** the Service Level Agreement attached as **ANNEXURE B** to the Mayoral Committee Agenda, be approved for signature by the Municipal Manager or the Deputy Municipal Manager.

### DELEGATED POWERS

*Upon request by the Executive Mayor, it was*

#### **RESOLVED BY COUNCIL**

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

#### **4 CLOSURE**

**Meeting adjourned at 13:42**

**SIGNED AT MIDDELBURG ON 09/10/2014**

**SPEAKER** 