

STEVE TSHWETE LOCAL MUNICIPALITY

MINUTES

OF THE

SPECIAL COUNCIL

MEETING

DATE - 24 AUGUST 2015

STEVE TSHWETE LOCAL MUNICIPALITY

MINUTES OF A SPECIAL MEETING OF THE COUNCIL HELD IN THE COUNCIL CHAMBER, MUNICIPAL BUILDINGS, MIDDELBURG, MPUMALANGA ON MONDAY, 24 AUGUST 2015 AT 17:30

PRESENT

Councillors

Cllr R M Xaba (Speaker)	Cllr L I Manzini
Cllr M A Masina (Executive Mayor)	Cllr B C Skosana
Cllr N J Mahlangu	Cllr O Malinga
Cllr E F Mathebula	Cllr S S Zitha
Cllr D J Motsepe	Cllr D J Skhosana
Cllr E P Nkosi	Cllr P P Tau
Cllr S D Nkadimeng	Cllr M J Sekgwele
Ald H Pilodia	Cllr L E Mkhuma
Cllr E A Jele	Cllr D S Khanyile
Cllr Z D Mtshweni	Cllr M E Nyambi
Cllr S M Mnguni	Cllr B H Mokoena
Cllr P I Thwala	Cllr G H E Romijn
Cllr M N Mathibela	Cllr A Struwig
Cllr M R Mnguni	Cllr S M Mogola
Cllr T N Morufane	Cllr T R Langeveld
Cllr M J Selala	Cllr P N Sithole
Cllr B P Ndala	Cllr J P Pretorius
Cllr P M Hadebe	Ald E du Toit
Cllr M T E Mnguni	Cllr S J Roos
Cllr S A Lukhele	Cllr H F Niemann
Cllr M T Selala	Cllr D M Longman
Cllr J Skosana	Cllr J Dyason
Cllr P J Masilela	Cllr P Mobango
Cllr K N Monareng	Cllr S Wait
Cllr J Matshiane	Cllr T N Van Zyl

Officials:

Mr S M Mnguni	(Acting Municipal Manager)
Ms E Wassermann	(Executive Director: Financial Services)
Ms C Hlatshwayo	(Executive Director: Community Services)
Mr M Mahamba	(Acting Executive Director: Infrastructure Services)
Mr S Mothiba	(Acting Executive Director: Corporate Services)
Mr M Masilela	(Acting Director: Legal and Administration)
Mr J Zulu	(Chief Administrative Officer)
Mr P Mokoena	(Senior Clerk)
Ms L Skosana	(Clerk Grade 1)
Ms D Pillay	(Clerk Grade 2)

1. **OPENING**

The Speaker welcomed everybody and declared the meeting open.

2. **APPLICATION FOR LEAVE OF ABSENCE**

RESOLVED

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

None

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

Cllr M Mbatiwe
Cllr P M Shongwe
Cllr T B Mahlangu
Cllr M S Motebu
Cllr A S Grobler
Cllr N J Mlambo
Cllr K P J Uys

3. **DISCLOSURE OF INTEREST**

None

4. **CONSIDERATION OF THE ATTACHED REPORTS**

REPORT OF THE 15th/2015 MAYORAL COMMITTEE HELD ON
17 AUGUST 2015

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 SC01, 02, 03, 04, 05, 07, 08, 09, 16, 18, 19 and SC20/08/2015 be considered.

SC01/08/2015

PROVINCIALIZATION OF PRIMARY HEALTH CARE SERVICES : MOVEABLE ASSETS TO BE TRANSFERRED

6/1/2/3 (C)/yb

RESOLVED BY COUNCIL

- 1 **THAT** Council take note of the report by the Acting Executive Director : Corporate Services on moveable assets to be transferred to the Mpumalanga Provincial Department of Health Services.
- 2 **THAT** the assets, as per **ANNEXURE A**, to the Agenda be donated to the Mpumalanga Provincial Department of Health Services.
- 3 **THAT** the assets be written off from the municipal asset register as at 30 June 2015 at the carrying amount.
- 4 **THAT** the asset list, as per municipal asset register, be provided to the Mpumalanga Provincial Department of Health Services.
- 5 **THAT** a further report be submitted before end of December 2015 regarding the alienation of municipal buildings used for primary health services.
- 6 **THAT** Council note the loss which will occur on the statement of financial performance to the amount of R320 248,45.

SC02/08/2015

**REQUEST FOR THE ESTABLISHMENT OF A LIBRARY AT STAND 184
KOORNFONTEIN**

17/4/R (T)/yb

RESOLVED BY COUNCIL

- 1 **THAT** the report by the Executive Director : Community Services, be noted.
- 2 **THAT** the allocation of Stand 184 Koorfontein for purposes of the establishment of the Koorfontein Library, be approved.
- 3 **THAT** the Director : Town Planning and Human Settlements be granted permission to rezone and subdivide the property to the appropriate use zone.
- 4 **THAT** the rezoning and subdivision cost be absorbed by the Town Planning and Human Settlements Department budget for the 2015/2016 financial year.
- 5 **THAT** the annual operating costs of the Koorfontein Library be absorbed within the 2015/2016 approved budget.
- 6 **THAT** any future requirements for additional personnel be referred to the 2016/2017 budget process.
- 7 **THAT** a list of the assets donated to the Municipality by Koorfontein Mine and their respective values be furnished to the Executive Director : Financial Services for same to be taken up in the municipal asset register.
- 8 **THAT** the donation from Glencore Coal Mine, be appreciated.

SC03/08/2015

**LAND: APPLICATION TO REPURCHASE ERF 101 AERORAND WEST
MIDDELBURG**

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

RESOLVED BY COUNCIL

- 1 **THAT** Council confirm that Erf 101 Aerorand-West, Middelburg ("the property") is not needed to provide the minimum level of basic municipal services and will not be required for the municipality's own use at a later stage.
- 2 **THAT** the property be alienated at market value as an unsolicited bid to the applicant due to the fact that the applicant will be prejudiced if a competitive bidding process is followed.
- 3 **THAT** the unsolicited bid be made public in accordance with Section 21A of the Local Government : Municipal Systems Act 32 of 2000, as amended, as well as Section 44(3) of the Council's Supply Chain Management Policy.

- 4 **THAT** the market value be determined at R380 000.00 (Three Hundred and Eighty Thousand Rand) excluding VAT for land only.
- 5 **THAT** the subject property be re-valued should a transaction not be concluded within 12 months form the date of valuation (09/07/2015).
- 6 **THAT** the applicant be held responsible for all advertisement costs as well as registration fees.
- 7 **THAT** the property be de-recognised from the inventory register.
- 8 **THAT** the purchase price be paid as per Section 47(3)(a)(i)(aa) or (bb) of Council's Supply Chain Management Policy.
- 9 **THAT** the applicant indemnify the Council and any third party against any claim whatsoever which may arise as a result of the sale of the property.
- 10 **THAT** the assessment rates and other charges be levied retrospectively from the date of cancellation on the stand as there was continuous use of the stand.
- 11 **THAT** the proceeds received from the sale be allocated to vote number 926/901 (Township Development Suspense Account : Sale of Stand Aerorand).

SC04/08/2015

FINANCES: ADJUSTMENT ON THE FREE BASIC SERVICES AND INDIGENT SUPPORT POLICY FOR THE 2014/2015 FINANCIAL YEAR

5/12/1 (C)/yb

RESOLVED BY COUNCIL

- 1 **THAT** Council take note of the report by the Executive Director : Financial Services on the adjustment on the Free Basic Services and Indigent Support Policy 2014/2015 financial year.
- 2 **THAT** the Free Basic Services and Indigent Support Policy for the 2014/2015 financial year be amended retrospectively to read:
- "Should an indigent use more than six hundred (600) units of electricity on average during the 12 months of the previous financial period, such persons be automatically delisted from the indigent support list and the full municipal account will be payable".*
- 3 **THAT** the above delisting process be done once per annum before 30 September of each year.
- 4 **THAT** the delisting process for the 2014/2015 financial year be finalised by May 2015 based on the current year consumption for an average of nine (9) months.
- 5 **THAT** the amendment of the Indigent Support Policy be brought to the attention of the Community via the Ward Committees.

SC05/08/2015

FINANCES: MONTHLY REPORT FOR SUPPLY CHAIN MANAGEMENT SECTION

42: JULY 2015

9/2/2 (U)

RESOLVED BY COUNCIL

THAT the monthly report for July 2015 as submitted by the Executive Director: Financial Services in terms of Section 42 of the Supply Chain Management Policy, be noted.

SC07/08/2015

LAND: APPLICATION FOR A FILLING STATION AND TRUCK INN SITE ON THE JUNCTION OF N11 NATIONAL ROUTE AND THE EASTERN BYPASS -

RESCISSION OF COUNCIL RESOLUTION

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

RESOLVED BY COUNCIL

- 1 **THAT** the Council take note of the report by the Acting Executive Director : Corporate Services.
- 2 **THAT** Resolution C16/01/2014 be rescinded due to the reasons supplied in the report.
- 3 **THAT** once all necessary processes have been finalized, then the Executive Director : Corporate Services submit a further report for consideration by Council.

SC08/08/2015

LAND: SALE OF ERF 2905 AERORAND

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

RESOLVED BY COUNCIL

- 1 **THAT** the Council condone the short payment of R17 100,00 VAT inclusive.
- 2 **THAT** the amount of R15 350.88 be written off against vote number 945/040 (Dept Impairment : Consumers) and that the VAT of R2 149.12 be reversed against the account.
- 3 **THAT** the Accounting Officer be requested to investigate possible negligence in this regard.

SC09/08/2015

FINANCES: STORES STOCK TAKING AT YEAR END 2014/2015

6/1/1/8 (D) /dp

RESOLVED BY COUNCIL

1. **THAT** the report by the Executive Director: Financial Services regarding Stores Stock taking at year end 2014/2015, be noted.
2. **THAT** the shortages of (84 commodities) to the amount of R148 991,80 be written off against vote number 230/642 (Stores: Stock).
3. **THAT** the surpluses of (994 commodities) to the amount of R123 237,78 be taken up against vote number 230/010 (Stores: Stock Surpluses).

SC16/08/2015

SERVICES: INVESTIGATION TO PROVIDE AND MAINTENANCE OF BASIC SERVICES AT KRANSPOORT

15/3/10 (C)/yb

RESOLVED BY COUNCIL

1. **THAT** Council take note of the report by the Executive Director: Infrastructure Services about the status of provision of basic services at Kranspoort and future proposal.
2. **THAT** should Nkangala District Municipality not respond positive to the request to conduct the Section 78 investigation in terms of Municipal Systems Act, then the matter be referred to budget adjustment on February 2016.
3. **THAT** in the meantime, Council approves the grant not exceeding R1 million for 2014/2015 and another grant of R1 million for 2015/2016 subject to the following conditions:
 - 3.1 The entering of an agreement on the services which was provided or extension of the previous agreement.
 - 3.2 The submission of a detail report on the expenditure incurred by Kranspoort for the 2014/2015 financial year.
 - 3.3 The submission of the latest audited financial statements.
4. **THAT** no further grants be granted until the investigation referred to in paragraph 2 above has been concluded and approved by Council.

SC18/08/2015

FINANCES: ROLL-OVER ADJUSTMENT BUDGET: 2015/2016 FINANCIAL YEAR

5/1/2 (B) /dp

RESOLVED BY COUNCIL

1. **THAT** the report by the Executive Director: Financial Services regarding the Roll-Over Adjustment Budget for the 2015/2016 financial year, be noted.
2. **THAT** the roll-over projects from the 2014/2015 financial year be approved and be included in the 2015/2016 capital budget according to the following attached adjusted budget tables and supporting information:
 - 2.1 Table B1 – Adjusted Budget Summary
 - 2.2 Table B2 – Adjusted Budget Financial Performance (standard classification)
 - 2.3 Table B3 – Adjusted Budget Financial Performance (revenue and expenditure by municipal vote)
 - 2.4 Table B4 – Adjusted Budget Financial Performance (revenue and expenditure)
 - 2.5 Table B5 – Adjusted Capital Expenditure by vote and Funding
 - 2.6 Table B6 – Adjusted Budget Financial Position
 - 2.7 Table B7 – Adjusted Budget Cash Flows
 - 2.8 Table B8 – Cash back Reserves / Accumulated surplus Reconciliation
 - 2.9 Table B9 – Asset Management
 - 2.10 Table B10 – Basic Service Delivery Measurement
 - 2.11 Part 2 - Supporting tables SB1 – SB20
 - 2.12 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 2015/2016 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 placed on the Municipal website within 10 working days after approval by Council.

SC19/08/2015

ASSETS: DISPOSAL OF STOLEN AND DAMAGED ASSETS WRITTEN-OFF BY INSURANCE DURING THE 2014/2015 FINANCIAL YEAR

6/1/2/2 (U)

RESOLVED BY COUNCIL

1. **THAT** Council take note of the report by the Executive Director: Financial Services on all claims reported to Council's insurer during the 2014/2015 financial year.
2. **THAT** Council approve the disposal of all assets reported as stolen, lost and written-off by insurance as at 30 June 2015.
3. **THAT** the assets attached as **ANNEXURE A** to the Agenda, be removed from the asset register with effect from 30 June 2015.
4. **THAT** the net gain or loss on disposal of the capital assets be recognised in the statement of financial performance.

SC20/08/2015

FINANCES: BUDGET PREPARATION TIMETABLE: 2016/2017

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

RESOLVED BY COUNCIL

- 1 **THAT** the IDP and the Budget Timetable for the 2016/2017 Annual Budget Process, be approved and implemented.
- 2 **THAT** the Public Participation process be noted and implemented accordingly.

DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT Council take note of resolutions SM06; 10; 11; 12; 13; 14; 15; 17 and SM21/08/2015 taken by the Executive Mayor in terms of Delegated Powers.

4 **CLOSURE**

Meeting closed at 18:00

SIGNED AT MIDDELBURG ON 29/09/2015

SPEAKER 