

MAKHADO MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE FORTY EIGHTH (48TH) MEETING OF THE MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 24 JULY 2008 AT 17:00 IN THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, KROGH STREET, LOUIS TRICHARDT.

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PRESENT

Councillors

BALADZI P
BALOYI, R S
DZHOMBE, J
GUNDULA, A S
HLUNGWANI B F
HONWANI, X N C
HOORZUK, J
KHUMALO J D
LOWANE, L B
MABILA, M N
MABOHO, N K
MABOHO, T E
MACHOVANI R G
MADUWA E
MAGUGA, S G
MAHANI, M F
MAHWAI S J
MAKANANISE, M M
MAKHADO, M M
MAKHADO, M N
MAKHERA, M A
MAKHUBELE, R T
MALETE, D
MAPHALA, O S
MASHABA, T G
MASHAU, L P

MASHELE, W N
MASUKA, S
MATAMELA, N S
MATODZI A N
MATUMBA, J
MAVHUNGU, K
MBOYI, M D
MUDAU, T J
MUKHAHA, A J
MULOVHEDZI, M D
MUTAVHATSINDI, F D
MUVHUMBE, M A
NCHAUBA, T G
NDHLIWAYO, B T
NEPHAWE, K P
NGOBENI, E H
NGWANA N G
NKANYANI, R G
NTHULANE L T
RADAMBA, M S
REKHOTSO S M
REYNEKE P Q
SELEPE, M R
SIKHUTSHI, P
SIPHUMA, A L
SMALLE, J F
TSHAVHUYO, T G

Traditional Leaders

HOSI MUKHARI, S T

Officials

R H MALULEKE
N C KHARIDZHA
W H SCHEEPERS
E L MUGARI
J LUKHELI
T E SHIRINGANI
L BOBODI

(ACTING MUNICIPAL MANAGER & DIRECTOR FINANCE)
(ACTING DIRECTOR CORPORATE SERVICES)
(ACTING DIRECTOR TECHNICAL SERVICES)
(DIRECTOR COMMUNITY SERVICES)
(COUNCILLORS AFFAIRS OFFICER)
(ADMINISTRATIVE OFFICER: COMMITTEES)
(PUBLIC RELATIONS OFFICER)

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1. OPENING

The Speaker, Cllr J Hoorzuk ruled that a minute of silence be observed for meditation and prayer whereafter she declared the meeting officially opened. The Speaker welcomed the Regional Chairperson of the ANC, Cde F P Mdaka.

2. APPLICATIONS FOR LEAVE OF ABSENCE

RESOLVED -

THAT leave of absence be granted in accordance with the provisions of Rule no. 5 of the Council's Rules and Orders, January 2008 in respect of the Council meeting held on 24 July 2008 to Cllrs A du Plooy, M A Helm, F F Rumani, N B Bopape, F J Rikhotso, K D Mauba, P Phaswana, N J Murovhi, S D Ramudzuli, S E Makhomisane, G Ramashia, H Mashamba and N V Mahlaule.

REMARK:

Cllrs. S D S Manganyi, A A Chaya, M E Lebea, N E Ngobeni, P R J Nemalegeni, M L Munungufhala and M R Mufamadi, as well as Traditional Leaders Hosi M S Bungeni, Khosi S A Mulima, Khosi M E Masakona, Hosi J Baloyi, Khosi V E Ramabulana, Khosi Nesengani T P, Khosi T J Mukhari, Khosi T R V Mashau, Khosi M A Madzivhandila, Khosi N T L Mashamba, Hosi H M Majosi, Khosi M W Netshianda and Khosi S E Sinthumule did not sign the attendance register and it cannot be confirmed that they were present at the meeting.

3. OFFICIAL ANNOUNCEMENTS

None

4. PROPOSAL OF CONDOLENCE OR CONGRATULATIONS BY THE SPEAKER:

The Speaker, Cllr J Hoorzuk wished Cllr Mahlaule N V a speedy recovery after she was involved in a serious car accident and is admitted at Mokopane Hospital.

5. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY OTHER COUNCILLORS

- 5.1 Cllr Tshavhuyo proposed congratulations to the newly elected leadership of the ANC in Limpopo Province, led by , cde Cassel Mathale, the Chairperson.
- 5.2 Cllr T G Tshavhuyo proposed condolences to Khosi P R V Mashau whose wife passed away.
- 5.3 Cllr M S Radamba proposed congratulations to the Mayor, Cllr T G Mashaba for honoring the invitation to attend the Female Farmer of the Year function held on 17 July 2008 at Bungeni Community Hall.
- 5.4 Cllr L B Lowane proposed condolences to Cde Joe Mhlahla, the former Minister of Intelligence, who passed away and may his soul rest in peace.
- 5.5 The Mayor, Cllr T G Mashaba congratulated the Municipality for participating in the Govan Mbeki Housing Award wherein the Municipality was awarded a third position in Limpopo Province.
- 5.6 Cllr B T Ndhliwayo congratulated the Vhembe District Municipality for organizing a Senior Citizen Function held at the Kruger National Park.

6. CONFIRMATION OF MINUTES

6.1 REMARK:

Upon a proposal by Cllr M M Makhado, duly seconded by Cllr J Matumba, it was

RESOLVED -

THAT the minutes of the 47th Meeting of the Council held on 24 April 2008, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson.

6.2 REMARK:

Upon a proposal by Cllr O S Maphala, duly seconded by Cllr J Matumba, it was

RESOLVED -

THAT the minutes of the 55th Special Meeting of the Council held on 30 May 2008, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson.

7. QUESTIONS OF WHICH NOTICE HAD BEEN GIVEN

7.1 QUESTION RECEIVED FROM CLLR J F SMALLE ON 21 APRIL 2008

“In accordance of Administration Notice 1261 dd 26 October 1988 subsection 9 (1)

During the construction of Waterval Street Surfacing there were complaints of poor workmanship, no payment of staff by the ward cllr.

1. Why was no remedial steps taken?

2. Did the same contractor submit invoices to the amount of R320 000.00 from the drought relief programmed before delivery?

3. Which official was disciplined and how?

4. If irregularities cured why council still did go ahead and awarded the Waterval street tender to the above contractor (Rienkie Constuction)

Appointment of staff

1. Did Mr Ndiafhi Rerani act as assistant manager Information Technology for 6 months during 2007?

2. Was he awarded the highest marks by the interview panel?

3. Was Mr Muvhango awarded the postion

4. Is Mr Mavhango the son of the sister of Mrs Faith Mutambi?

5. If so did she recuse herself from the proceeding or indicated that she had any interest?

Signed Cllr J F Smalle”

ANSWER TO THE QUESTIONS:

WATERVAL STREET SURFACING

The matter is a subject of a forensic audit that will be conducted very soon as resolved by the Executive Committee on 27 June 2008 “Item CB.82.27.06.08”

APPOINTMENT OF STAFF

1. Yes, for six months during 2007

2. Yes

3. Yes

4. The Municipality has no information on the relatives of Mr Muvhango or Mrs F Muthambi.

5. In view of the reply to 4., the reply to this questions speaks for it self.

7.2 QUESTION RECEIVED FROM CLLR K MABOHO ON 20 MAY 2008

“In terms of Section 96bis (1) of the Local Government Ordinance from 1939, administration notice 1261 dd. 26 October 1988 subsection 9, questions to Council.

Question 1:

Provide us with a beneficiary name list of RDP houses allocated in Tshikota since 1996.

Question 2:

What are the criteria for beneficiaries receiving RDP houses?

Question 3:

Provide us with a list of names of people and stand numbers that wrongfully occupied the RDP houses.

Question 4:

Provide us with a list of names of people and stand numbers that replaced those in question 3.

Question 5:

Have questions 3 and 4 been executed if yes, when?

If not, why not?

Question 6:

Is it necessary for a Councillor to explain to a Municipal Employee the reasons of gaining access to information and furnish reasons?

Question 7:

If not, why did Mr. Mobbie (Manager Department of Housing) demand reasons before supplying the necessary information?

Signed: Cllr K Maboho”

ANSWER TO THE QUESTIONS:

QUESTION 1

The list of beneficiaries of RDP houses for Tshikota can be viewed at the office of the Assistant Manager Housing Mr H.P Mobbie, upon arrangement with the Office of the Municipal Manager.

QUESTION 2

The criteria is as follows:

- Be a South African citizen with a Bar Coded Identity Document or holder of permanent bar coded residence permit.
- Either married or living with a long-term partner, or if he / she is single, must have (a) proven financial dependant(s)
- The applicant and his wife / her husband or partner has never before owned any fixed residential property.
- He / she is legally competent to enter into a contract and they are over 21 years of age.
- The beneficiary or spouse has not received a subsidy from the government to buy a house previously.

QUESTION 3

The Municipality neither have a list of people nor a list of stands that were wrongfully occupied. However there exist a list of people who have occupied the so-called “unknown houses”.

QUESTION 4

See paragraph 3 above

QUESTION 5

See Paragraph 3 above.

QUESTION 6

Yes. Councillors must acquaint themselves with the administrative procedure of requesting information of the Municipality from the Chief Information Officer, the Municipal Manager, or at least from the Heads of Department, who shall in terms of delegated of powers from the Municipal Manager furnish the information requested.

QUESTION 7

See 6 above

7.3 QUESTION RECEIVED FROM CLLR B DU PLOOY ON 20 MAY 2008

“In terms of Section 96bis (1) of the Local Government Ordinance from 1939, administration notice 1261 dd. 26 October 1988 subsection 9, questions to Council.

Referring to ZMS report dd. 1 April 2008.

Question 1:

Why are disconnections only implemented in the Town areas and farms?

Question 2:

Why are disconnections done after 120 days when The Makhado Municipality Credit Control Policy states that electrical services of defaulters will be suspended within 5 working days after the monthly due date, refer section 4.13.2 in the Credit Control Policy Act?

Question 3:

Provide us with a complete list of disconnections to question number 1?

Question 4:

Provide us with a complete list of disconnections that have not been done and should have been done to question 1?

Question 5:

Was any action taken against employees in failing to implement the Credit Control Policy?

Question 6:

If yes to question 5, when has it been done?

If not, why not?

Signed: Cllr. Brian du Plooy”

ANSWER TO THE QUESTIONS:

QUESTION 1

Disconnections are implemented in Towns and farms because those are the areas that the Municipality has electricity distribution license.

QUESTION 2

Disconnections are done for current to thirty days by Makhado Municipality staff and 60 days and beyond by ZMS Debt Collectors.

QUESTION 3

The copy of the list of disconnections can be viewed in the Department of Finance : Revenue Division, upon arrangement with the Chief Financial Officer

QUESTION 4

Disconnections are being implemented monthly in terms of the Credit Control and Debt Collection Policy.

QUESTION 5

No.

QUESTION 6

Not applicable.

7.4 QUESTION RECEIVED FROM CLLR J F SMALLE ON 17 JULY 2008

“In accordance of Administration Notice 1261 dd 26 October 1988 subsection 9 (1)

1. To which company was the rehabilitation of the main road entrance to Eltivilas awarded to?

2. Who are the Directors of the company/ies involved in this project?

3. Are one of the members related to a official or a councilor?

4. If so, did they indicated it on the tender form”?

Signed: Cllr J F Smalle”

ANSWER TO THE QUESTIONS:

1. Colly's Agro Processing Projects J V Azishe Construction Project.
2. The Directors are Lufuno Collet Muladi of Colly's Agro processing Projects and Samson K Dube of Azishe Construction Project.
3. The company declared in their tender document, as required by the MFMA regulations, that they are not related to any official or councilor of the municipality.
4. See answer to question 3.

8. MOTIONS OR PROPOSALS DEFERRED FROM PREVIOUS MEETING

None

9. REPORT OF THE EXECUTIVE COMMITTEE: MAY, JUNE AND JULY 2008**9.1 Report of the Executive Committee in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) for the months of May, June and July 2008.**

**The report of the 212th Executive Committee meeting held on 25 April 2008.
 The report of the 213th Executive Committee meeting held on 29 April 2008.
 The report of the 214th Executive Committee meeting held on 6 May 2008.
 The report of the 215th Executive Committee meeting held on 7 May 2008.
 The report of the 216th Executive Committee meeting held on 15 May 2008.
 The report of the 217th Executive Committee meeting held on 30 May 2008.
 The report of the 218th Executive Committee meeting held on 30 May 2008.
 The report of the 219th Executive Committee meeting held on 9 June 2008.
 The report of the 220th Executive Committee meeting held on 10 June 2008.
 The report of the 221st Executive Committee meeting held on 27 June 2008.
 The report of the 222nd Executive Committee meeting held on 16 July 2008.
 The report of the 223rd Executive Committee meeting held on 24 July 2008.**

ITEM A.51.24.07.08 (originally A.51.30.05.08)**FINANCES: CONCERNS EXPRESSED AGAINST RESOLVE OF PROPERTY RATES POLICY, 2008: TAU SA NORTH (6/2/B; 1/1/90; 6/1/1(08/09); 6/2/4/1; 6/3/B/1; 6/3/1/2; 8/3/2/689)**

RESOLVED A.51.24.07.08 -

1. THAT the contents of the letter dated 1 April 2008 received from TAU SA North and attached as Annexure 1 to the report in this regard be noted by Council. (DCS)
2. THAT Council adheres to its resolve A.38.31.03.08, paragraph 2 and that the Rules and Ethics Committee attend to the resolve as matter of urgency and report on the next Council meeting. (DCS)

TAU prop rates

ITEM A.52.24.07.08**TOWN-PLANNING AND CONTROL:**

- 1. APPLICATION FOR SUBDIVISION, REZONING AND CONSOLIDATION OF A PORTION OF PORTION 7 OF THE FARM BERGVLIET WITH ERF 2729, LOUIS TRICHARDT EXTENSION 6 TOWNSHIP**
- 2. SALE OF PORTION LAND
(15/3/8 & E2729)**

RESOLVED A.52.24.07.08 -

1. THAT the application received from Van Rensburg & Steyn Land Surveyors on behalf of their client Mr C W Vosloo to purchase a portion of the Remainder of Portion 7 of the farm Bergvliet 288 L.S., 196,07m² in extent, as more fully depicted on the diagram attached to the report in this regard as Annexure A, be approved, subject to the following terms and conditions:
 - 1.1 a market related valuation be obtained for the subdivided portion of land in terms of section 79(18) of the Local Government Ordinance, Ordinance 17 of 1939 and that such valuation be deemed the purchase price of the property; the client must pay Council's cost of valuer.
 - 1.2 municipality appoint surveyor to subdivide the land in question in order to make 196,07 m² available to the applicant.
 - 1.3 the intention to sell the portion of land be advertised in terms of section 79 (18) of the Ordinance
 - 1.4 the subdivided portion of the Remainder of Portion 7 of farm Bergvliet 288 L.S. be rezoned to "Residential 4" and that all cost in this regard be for the account of the applicant
 - 1.5 the new erf created be incorporated into Louis Trichardt extension 6 township and that such portion be consolidated with erf 2729, Louis Trichardt extension 6 township
 - 1.6 all cost related to the subdivision, rezoning and consolidation and any other transaction related cost will be for the account of the applicant
 - 1.7 the client must inform the Land Claims Commissioner of the purchase of the portion of land from Municipality
 - 1.8 Council's other applicable standard conditions for the sale of municipal land (DCS)

2. THAT it be noted that the disposal of 196,07m² of the farm Bergvliet 288 L.S. by private contract to Mr C W Vosloo is done in terms of clause 36 (1) (v) of *Council's Supply Chain Management Policy, and the Local Government: Municipal Supply Chain Management Regulations, 2005* as it is viewed as an exceptional case where it is impractical and impossible to follow the official procurement process of calling for public tenders to allow for all interested parties to contend for the purchase of the said 196,07m². (DCS)

3. THAT the Accounting Officer include as a note to the 2007/8 Annual Financial Statements the deviation in terms of clause 36 of the *Council's Supply Chain Management Policy, and the Local Government: Municipal Supply Chain Management Regulations, 2005* for the reasons as set out in paragraph 2 above. (DCS)

PurchaseErf2729_itm

ITEM A.53.24.07.08**ESSENTIAL SERVICES: ROADS AND STORM-WATER: ENTRANCE TO MAKHADO PARK FROM N1
(16/5/8/1/1; 15/4/9/1/5)**

RESOLVED A.53.24.07.08 -

THAT the matter be held in abeyance for consideration at a meeting where the Director Technical Services is present to clarify questions of the Executive Committee. (DTS)

MakhadoPark_itm

ITEM A.54.24.07.08**LEASE OF LAND: VERTEL NETWORKS (PTY) LTD AND MAKHADO LOCAL MUNICIPALITY: RADIO RELAY STATION
(7/3/2/1)**

RESOLVED A.54.24.07.08 -

THAT facilities and space be leased from Vertel Networks (Pty) Ltd at Ntabeni Tower and Malamba Tower for municipal information communication technology equipment of a project which must be implemented in the 2007/8 financial year, subject to the following conditions:

1. the intended lease must be advertised for objections
2. the period of lease will be five (5) years commencing on the date of actual installation of equipment
3. the rental will be R450,00 per month per site
4. rental increase must be negotiated in the best interest of the municipality
5. the further conditions as more fully set out in the proposed lease agreement attached as annexure to the report in this regard.
6. the Director Finance must provide for rental in the 2008/2009 estimates as well as in the ensuing four financial years. (DCS)

Ec ICTechnology

ITEM A.55.24.07.08**COMPLAINTS: MEMORANDUM OF WORKER'S DEMANDS FROM SOUTH AFRICAN MUNICIPAL WORKERS UNION: MAKHADO LOCAL BRANCH
(5/6/2 & 5/13/2/1)**

RESOLVED A.55.24.07.08 –

1. THAT the memorandum of demand from South African Municipal Workers Union (SAMWU) Local Branch submitted to the Makhado Local Municipality on 17 April 2008 be referred to the Internal Auditors in the Premier's Office for investigation and for a recommendation to the Council. (AMM)

2. THAT employees' appointments and placements since 5 December 2000 to 17 April 2008 be investigated by the Internal Auditors in the Premier's Office and the outcome submitted to the Executive Committee. (AMM)

3. THAT the Mayor be delegated with the power to extend the scope of work to be conducted by the Internal Auditors from the Premier's Office.

DemandSAMWU_itm

(DComS)

ITEM A.56.24.07.08

**ESSENTIAL SERVICES: NEW BULK INTAKE POINT: THREE PHASE 15MVA 66KV ESKOM
SUPPLY CAPACITY: RIBOLWA SUBSTATION
(16/2/1)**

RESOLVED A.56.24.07.08 –

THAT the matter be attended to in terms of the Supply Chain Management Policy of the Municipality.

QuoteNewBulkIntake_itm

(DTS)

CONFIDENTIAL

ITEM CA.57.30.05.08

CONFIDENTIAL MATTER

ITEM A.58.30.05.08

**COUNCIL COMMITTEES: APPOINTMENT OF THE MEMBERS OF BID COMMITTEES
(8/3/2/1)**

REMARK:

This matter was considered at the 55th Special Council meeting held on 30 May 2008.

ITEM A.59.30.05.08

**FINANCES: CIRCULAR 4/2008: WAGE AND SALARY INCREASE: 2008/2009 FINANCIAL
YEAR
(6/1/1(2008/2009))**

REMARK:

This matter was considered at the 55th Special Council meeting held on 30 May 2008.

ITEM A.60.30.05.08

FINANCES: CONCERNS EXPRESSED AGAINST RESOLVE OF PROPERTY RATES POLICY, 2008: TAU SA NORTH (6/2/B; 1/1/90; 6/1/1(08/09); 6/2/4/1; 6/3/B/1; 6/3/1/2; 8/3/2/689)

REMARK:

This matter was considered at the 55th Special Council meeting held on 30 May 2008.

ITEM A.61.30.05.09

FINANCES: FINAL APPROVAL OF 2008/2009 ESTIMATES (6/1/1(08/09))

REMARK:

This matter was considered at the 55th Special Council meeting held on 30 May 2008.

ITEM A.62.30.05.08

FINANCES: APPROVAL: INTEGRATED DEVELOPMENT PLAN: 2008/9 FINANCIAL YEAR (15/7/1; 15/8/1)

REMARK:

This matter was considered at the 55th Special Council meeting held on 30 May 2008.

CONFIDENTIAL**ITEM CA.63.24.07.08****CONFIDENTIAL MATTER****ITEM A.64.24.07.08**

COUNCIL LAND: PROPOSED LAND EXCHANGE – ERF 5/ERF 1, VUWANI TOWNSHIP: INTENDED FIRE STATION DEVELOPMENT BY VHEMBE DISTRICT MUNICIPALITY (7/4/1/3)

RESOLVED A.64.24.07.08 -

1. THAT the principle to exchange with Vhembe District Municipality stand no. 5 for stand no. 1, Vuwani township be approved, and that the implementation be subject to the following conditions:
 - 1.1 it must be determined whether the land is suitable for development of a fire station
 - 1.2 registered ownership of the land must be confirmed
 - 1.3 the land exchange must be formalized in a Deed that arranges for all aspects thereof
 - 1.4 the provisions for assets disposal in the Local Government: Municipal Finance Management Act, 2003 must be complied with (DCS)
2. THAT development of the Fire Station will be done by Vhembe District Municipality in the 2008/2009 financial year. (DCOMS)

ITEM A.65.24.07.08**TOWN-PLANNING AND CONTROL: APPLICATION FOR PURCHASE, SUBDIVISION AND REZONING OF BUSINESS SITE NO. C33, WATERVAL TOWNSHIP (15/3/8)**

RESOLVED A.65.24.07.08 -

THAT the matter be referred back to the Portfolio Committee Corporate Services for consideration and recommendation to the Executive Committee. (DCS)

RezoningErf33Waterval_itm

ITEM A.66.24.07.08**COUNCIL LAND: APPLICATION TO PURCHASE: ERF 1187, VLEIFONTEIN TOWNSHIP (7/3/2/1)**

RESOLVED A.66.24.07.08 –

THAT the matter be referred back to the Portfolio Committee Corporate Services for consideration and recommendation to the Executive Committee. (DCS)

VleifonteinErf1187_itm

ITEM A.67.24.07.08**TOWN PLANNING AND CONTROL: EXTENSION OF BUSINESS SITE: PORTION 2 OF ERF 1754, DZANANI TOWNSHIP (7/4/1/4)**

RESOLVED A.67.24.07.08 -

THAT the matter be referred back to the Portfolio Committee Corporate Services for consideration and recommendation to the Executive Committee. (DCS)

ExtensionErf1754_itm

ITEM A.68.24.07.08**TOWN PLANNING AND CONTROL: APPEAL: SUBDIVISION OF ERF 494, LOUIS TRICHARDT TOWNSHIP: (E.494 & 15/3/15)**

RESOLVED A.68.24.07.08 -

THAT the matter be referred back to the Portfolio Committee Corporate Services for consideration and recommendation to the Executive Committee. (DCS)

AppealErf494_itm

ITEM A.69.24.07.08**TOWN PLANNING AND CONTROL: ADOPTION OF MAKHADO TOWN PLANNING SCHEME, 2008 (LAND USE MANAGEMENT PLAN TO BE) (8/3/2/702 & 15/3/15)**

RESOLVED A.69.24.07.08 -

THAT the matter be referred back to the Portfolio Committee Corporate Services for consideration and recommendation to the Executive Committee. (DCS)

LandUseManagementPlan_itm

ITEM CA.70.24.07.08**CONFIDENTIAL MATTER****ITEM A.71.24.07.08****COMMUNITY SERVICES: ALLOCATION OF HOUSING UNITS: 2008/2009 FINANCIAL YEAR (17/4/1 & 17/20)**

RESOLVED A.71.24.07.08 -

THAT the allocation of housing units be referred to each region with information regarding which wards has previously benefited in the programme and taking into account the number of wards in respective regions.

HousingAllocations_itm

(AMH)

ITEM A.72.24.07.08**COUNCIL COMMITTEES: APPOINTMENT OF THE MEMBERS OF BID COMMITTEES (8/3/2/1)****REMARK:**

Cllr R S Baloyi proposed that the Chairperson's of the Bid Committee be rotated annually and that members of the Bid Evaluation Committee and the Bid Specifications Committee be rotated quarterly. The proposal was generally accepted as Council Resolution and is here below recorded as Council Resolution under paragraphs 2 and 3.

RESOLVED A.72.24.07.08 -

1. THAT the Council takes note of the appointment of the Bid Committees members, as follows:

1.1 BID SPECIFICATION COMMITTEE

Mr Prince Mudzili	Finance Department
Ms Francina Maboko	Technical Department
Mr Christopher Kharidzha	Corporate Services Department
Mr Patrick Sidimela	Community Services Department

1.2 BID EVALUATION COMMITTEE

Vhutshilo Nembudani	Finance Department
<u>Technical Services</u>	
Lufuno Ragimana	Civil Engineering matters
Ernst Joubert	Electrical Engineering matters
Phumudzo Muvhango	Corporate Services Department
Johannes Kanwendo	Community Services Department

1.3 BID ADJUDICATION COMMITTEE.

Director Finance	R H Maluleke	
Director: Corporate Services	S M du Toit (while acting in the post)	
Director: Community Services	E L Mugari	
Director: Technical Services	F Mamuremi	(DF)

2. THAT the Chairpersonship of the Bid Committee be rotated annually. (DF)

3. THAT members of the Bid Evaluation Committee and Bid Specification Committee be rotated quarterly. (DF)

AppointmentBidCommittees_itm

ITEM A.73.24.07.08

ESSENTIAL SERVICES: ELECTRICAL DISTRIBUTION INDUSTRY: RESTRUCTURING TOWARDS REGIONAL ELECTRICAL DISTRIBUTORS: RED 6: ISSUES/CONCERNS RAISED BY COUNCIL IN JOINING THE RED (8/3/2/617, 16/2/1 & 2/4)

RESOLVED A.73.24.07.08 -

1. THAT note be taken of the contents of the report. (DTS)
2. THAT the following under-mentioned issues/concerns/requirements be put to EDI Holdings for its response thereon to the Municipality:-
 - 2.1 Future income of the Municipality
 - 2.1.1 The current income derived from electricity is approximately 32%, with grants received and 40%, without grants received and Council will lose this when joining the RED. How will this income be compensated for?
 - 2.1.2 What is the possibility of a surcharge levy to be imposed by the Municipality on every electrical connection in its jurisdiction, whether currently being supplied by Eskom or the Municipality itself which will also contribute to some revenue loss?
 - 2.1.3 What percentage in shares as compensation will the Municipality receive from the RED as a further revenue enhancement?
 - 2.2 Maintenance of existing assets

- 2.2.1 As the existing value of the Makhado electrical assets is approximately R300mil plus, how will the RED be in a position to maintain it effectively taking in account the following:
- 2.2.2 There is an inherent risk that this valued asset is failing as it's preventative maintenance has been grossly neglected over the last ten years and it is at a brink of a major collapse.
- 2.2.3 The funds required doing essential preventative maintenance, strengthening and upgrading is annually just inadequate to effectively pre-maintain to secure an effective reliable quality of supply and service towards Council's customers.
- 2.2.4 It is envisaged that the network will require an annual R15mil plus over the next couple of years on preventative maintenance only to turn around the backlog in preventative maintenance.
- 2.2.5 The principle of obligations and liabilities follows the assets must apply.
- 2.3 Distribution license
 - 2.3.1 With the establishment of the RED 6 we foresee only one licensed distributor which will be RED 6, how will this enhance and speed up the electrification backlog in the Municipality taking into account the current Eskom generation constraints?
- 2.4 Main Sub Station Capacity
 - 2.4.1 As we will have to increase the capacity of the main sub station to a current 50MVA requirement to cater for the short to medium term future development.
- 2.5 Labour: personnel, salaries and benefits
 - 2.5.1 How will the establishment of the RED affect the existing personnel with regard to:
 - 2.5.1.1 The constant progressive personnel turnover in the Electrical Department as Council really struggles to maintain qualified, trained and skilled staff to effectively operate the electrical system.
 - 2.5.1.2 The major salaries and benefits issue. Will the RED be able to address this gap in salaries and benefits between Eskom and the Council and how will the RED retain the personnel corps or acquire the services of good qualified staff to supplement the industry.
- 2.6 Governance
 - 2.6.1 How will the RED be governed with the Municipality in terms with joint functions such as retail, other legal matters such as property, and services on Council's property such as streetlights, traffic light and pavement services for instance?
 - 2.6.2 Who will be responsible to setup the various service level agreements as and when required? (DTS)
- 3. THAT the anticipated effect of the restructuring of the electricity supply industry on human resources in regard to salary grading levels as well as grading of Municipality, be investigated and a report be submitted to the Executive Committee. (DCS)

ITEM A.74.24.07.08**ESSENTIAL SERVICES: NAMING AND RENAMING OF STREETS AND OTHER IMPORTANT INFRASTRUCTURE NAMES AND NATURAL LAND FORMS: MAKHADO MUNICIPAL AREA (16/5/4)****REMARK:**

Cllr A N Matodzi proposed that the naming process be expedited in accordance with the Provincial and National guidelines. The proposal was generally accepted and is here below recorded as Council Resolution under paragraph 3.

RESOLVED A.74.24.07.08 –

1. THAT Council approve in principle the renaming of features, including Natural Landforms, Street names, buildings and other public institutions, subject to the public involvement process provided for in the South African Geographical Names Council Act, Act no. 118 of 1998, as amended together with the Guidelines of the South African Geographical Names Council. (DComs)
2. THAT the Naming Committee established under Council Resolution be re-established with the same powers and functions in order to execute the mandate to rename features, including natural land forms, street names, buildings and other public institutions. (DComs)
3. THAT the naming process be expedited in accordance with the Provincial and National Guidelines. (DComs)

Renaming_itm

ITEM.A.75.24.07.08**FINANCES: AUDITOR GENERAL'S REPORT: FINANCIAL STATEMENT FOR THE YEAR ENDED 30 JUNE 2007 (6/13/1/1)**

RESOLVED A.75.24.07.08 –

1. THAT the content of the report of the Director Finance be noted by Council. (DF)
2. THAT the management responses to the various audit queries in the Auditor General report be submitted for consideration at the next meeting of the Finance Portfolio Committee. (DF)
3. THAT the job description of the three posts of Manager Finances be submitted at the next meeting of the Portfolio Committee Finances. (DF)
4. THAT the Portfolio Committee Finance endeavour to achieve an unqualified audit report, and develop a monitoring strategy regarding the progress of cleaning the audit queries in the audit report. (DF)

ITEM A. 76.24.07.08**FINANCES: AUDITED FINANCIAL STATEMENTS 2006/7
(6/13/2/1)**

RESOLVED A.76.24.07.08 –

1. THAT note be taken of the audited financial statements for the financial year 2007/8 as submitted to the Auditor General on 2 June 2008. (DF)
2. THAT it be norm in future that the audited financial statement report must first be submitted to the Portfolio Committee Finance, Executive Committee and to Council before it is submitted to the Office of the Auditor General. (DF/DCS)

ITEM A.77.24.07.08**FINANCES: FINAL APPROVAL OF REVISED 2008/9 ESTIMATES
(6/1/1(2008/9))**

RESOLVED A.77.24.07.08 –

THAT the matter be deferred for consideration at an Executive Committee meeting that must be held on Thursday, 31 July 2008 at 14:00 and Special Council thereafter at 17:00. (DF/DCS)

Budget2008-9Amended_itm

ITEM A.78.24.07.08**ESSENTIAL SERVICES: LIFTING OF TEMPORARY MORATORIUM ON DENSIFICATION:
APPROVAL OF APPLICATIONS TO AMEND EXISTING PRIMARY LAND USE RIGHTS****REMARK:**

Cllr J F Smalle requested that his objection be recorded against the resolve.

RESOLVED A.78.24.07.08 –

1. THAT the temporary moratorium on densification be lifted, and that applications for densification be henceforth processed in accord with the normal procedures and conditions, subject thereto that
 - 1.1 a guarantee from Vhembe District Municipality on the target date for available bulk water and sanitation services be acquired
 - 1.2 the restrictions as previously put by the Electrical Division be upheld as part of the conditions of all intended development proposals
 - 1.3 approval of applications will be strictly subject to guaranteed availability of bulk services of water, sewer and electricity
 - 1.4 applicants shall enter into agreement with municipality that the proposed development can only commence once a guarantee for available bulk services is received from VDM and Eskom, and applicant shall in writing relinquish any right of claim against Makhado Municipality for loss or damages suffered as a result of any delays in availability of additional bulk water, sewer and electricity services which impedes on supply of services to the relevant intended development. (DCS)

2. THAT the Communications Officer publishes a report in the local media to inform about the resolve as in paragraph 1 above. (DComS)
 3. THAT the compilation of the Master Plan which addresses the challenges faced by historically disadvantaged individuals/institutions be developed urgently. (DCS)
 4. THAT Council Resolution A.34.31.03.08 be amended accordingly to give effect to the contents of paragraph 1 above and that funds be provided in the adjustment budget 2008/9 for the necessary electricity intake point upgrade to cater for additional electricity supply for densification projects. (DF/DCS)
- Moratorium_itm

ITEM A.79.24.07.08

COMMUNITY SERVICES: ALLOCATION OF HOUSING UNITS FOR 2008/2009 FINANCIAL YEAR: ADDITIONAL INFORMATION (17/4/1 & 17/20)

REMARK:

Cllr M D Mulovhedzi duly seconded by Cllr J Dzhombe proposed that the allocation of housing units be referred to each region with information regarding which wards has previously benefited in the programme and taking into account the number of wards in respective regions. The proposal is here below in paragraph 1 recorded as Council Resolution.

RESOLVED A.79.24.07.08 –

1. THAT the allocation of housing units be referred to each region with information regarding which wards has previously benefited in the programme and taking into account the number of wards in respective regions. (AMH)
2. THAT cognizance be taken that there is no land available in ward 21 for further housing development. (AMH)

AdditionalHousingInformation

ITEM A.80.24.07.08

ESSENTIAL SERVICES: RECOMPOSING OF STRUCTURES TO ACHIEVE IMPROVED SERVICE DELIVERY (3/2/1; 3/2/4/1/5)

REMARK:

This item was withdrawn.

* * * * *

9.2 Resolutions of the Executive Committee in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) for the months of May, June and July 2008.

**The report of the 212th Executive Committee meeting held on 25 April 2008.
 The report of the 213th Executive Committee meeting held on 29 April 2008.
 The report of the 214th Executive Committee meeting held on 6 May 2008.
 The report of the 215th Executive Committee meeting held on 7 May 2008.
 The report of the 216th Executive Committee meeting held on 15 May 2008.
 The report of the 217th Executive Committee meeting held on 30 May 2008.
 The report of the 218th Executive Committee meeting held on 30 May 2008.
 The report of the 219th Executive Committee meeting held on 9 June 2008.
 The report of the 220th Executive Committee meeting held on 10 June 2008.
 The report of the 221st Executive Committee meeting held on 27 June 2008.
 The report of the 222nd Executive Committee meeting held on 16 July 2008.**

CONFIDENTIAL

**ITEM CB.55(a).25.04.08 (originally CA.51.25.04.08)
 CONFIDENTIAL MATTER**

CONFIDENTIAL

**ITEM CB.56.29.04.08
 CONFIDENTIAL MATTER**

CONFIDENTIAL

**ITEM CB.57.06.05.08
 CONFIDENTIAL MATTER**

ITEM B.58.15.05.08

**FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 31 MARCH 2008
 (6/1/1(2007/08))**

RESOLVED B.58.15.05.08 -

THAT the in-year monitoring financial report for the month of March 2008 be noted.

MonitoringMarch08_itm

(DF)

ITEM B.59.15.05.08

**PROGRESS REPORT ON DEBT COLLECTION SERVICE RENDERED BY THE SERVICE PROVIDER – ZMS MANAGEMENT SOLUTIONS: MARCH 2008
 (6/1/1(07/08))**

RESOLVED B.59.15.05.08 -

1. THAT the progress report by ZMS Management Solutions for March 2008 as per attached documents “**Annexure A** and **Annexure B**” on the appointment of debt collection on commission basis be noted by Council.

(DF)

2. THAT the Director Finance implement the policy about supply interruption for default payments across the board and not on selective basis, and that the Executive Committee be updated on when the actual cut off date for payment cycle is in respect of default that results in supply cut. (DF)

ProgressDebtCollection(March08)_itm

ITEM B.60.15.05.08

QUARTERLY REPORTS: DEPARTMENT OF CORPORATE SERVICES:

A. MUNICIPAL SECRETARIAT DIVISION: 1ST & 2ND QUARTER 2007/2008

**B. HUMAN RESOURCES DIVISION: 1ST & 2ND QUARTER 2007/2008
(10/1/5/1 & 10/1/5/7)**

RESOLVED B.60.15.05.08 –

1. THAT cognizance be taken of the 1ST and 2ND quarterly report of the Department Corporate Services: Municipal Secretariat Division, in respect of the period 1 July 2007 to 31 December 2007. (DCS)
2. THAT cognizance be taken of the 1st and 2nd quarterly report of the Department Corporate Services: Human Resources Division, in respect of the period 1 July 2007 to 31 December 2007. (DCS)
3. THAT all Directors ensure that Council Resolutions are implemented promptly. (DCS)
4. THAT all Departments submit their quarterly reports at the next Executive Committee meeting, via the respective Portfolio Committees, and all Directors must be present when their reports are considered. (DCS)

SDP/QuarterlyReport_DCS(1&2)(07-08)

ITEM B.61.15.05.08

**COUNCIL LAND: PROPOSED SALE: ERF 2274, LOUIS TRICHARDT EXTENSION 3 TOWNSHIP
(7/3/2/1, E2274)**

RESOLVED B.61.15.05.08 –

THAT the application received from Annik Engineering to purchase erf 2274, Louis Trichardt extension 3 township be not approved due to the reasons mentioned in the report in this regard.

SaleErf2274_itm

(DCS)

ITEM B.62.15.05.08**MUNICIPAL BOUNDARIES: REDETERMINATION OF MUNICIPAL BOUNDARIES AND DELIMITATION OF WARDS
(15/1)**

RESOLVED B.62.15.05.08 –

THAT Council takes note of Circular 1/2008 received on 13 March 2008 from Municipal Demarcation Board, which outlines the processes that would unfold from December 2007 to 2011 regarding the National and Provincial elections in 2009 leading to the local municipal elections during 2011. (DCS/DComS)

Elections_itm

ITEM B.63.15.05.08**TOWN-PLANNING AND CONTROL: APPLICATION FOR SPECIAL CONSENT USE OF ERF 18 LOUIS TRICHARDT TOWNSHIP: GARDEN CENTRE/NURSERY
(15/3/8; E 18)**

RESOLVED B.63.15.05.08 –

THAT the application for special consent use in order to utilize erf 18, Louis Trichardt township for the purposes of a garden centre/ nursery be not approved due to the moratorium on land use other than existing primary rights which will constitute a burden on the service supply schemes higher than the existing primary land use right. (DCS)

ConsentErf18_itm

ITEM B.64.15.05.08**TOWN-PLANNING AND CONTROL: APPLICATION FOR SPECIAL CONSENT USE OF PORTION 1 OF ERF 257, LOUIS TRICHARDT TOWNSHIP OVERNIGHT ACCOMMODATION
(15/3/8; E 257/1)**

RESOLVED B.64.15.05.08 –

THAT the application for special consent use in order to utilize a portion of the buildings situated on Portion 1 of erf 257, Louis Trichardt township for limited overnight accommodation be approved in terms of section 16 of the Louis Trichardt Town-planning Scheme, 2000 subject to the following terms and conditions:

1. No development may commence without approved building plans. Client may in any way not enlarge buildings for purpose of overnight accommodation.
2. All costs that may arise as a result of this approval be for the account of the applicant.
3. The consent granted be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any further notice.
4. Erection of logos or sign boards illuminated by neon lights are prohibited.
5. All development must be done in terms of the conditions of the Louis Trichardt Town-planning Scheme, 2000.
6. One paved parking space per bedroom suite as well as 6 per 100m² must be provided on the property.
7. The Director: Finance will collect charges and tariffs in accordance with a business tariff for the

duration of the practice on the property.

8. The special consent shall be for a period of twenty four (24) months, calculated from the date of the approval letter, whereafter extension thereof may be considered by Council.
9. All health regulations and by-laws that may be applicable and enforceable by the Director Community Services and Council be adhered to.
10. The applicant must apply for a business license.
11. No liquor may be served from or on the property and food may only be served to guest that are utilising the overnight facility.
12. No upgrading or additional municipal services than what is currently available for the present zoning of the erf will be available. (DCS)

ConsentErf257(1)

ITEM B.65.15.05.08

TOWN-PLANNING AND CONTROL:

1. **SUBDIVISION OF ERF 494, LOUIS TRICHARDT TOWN**
 2. **WATER SUPPLY CAPACITY STATUS**
- (15/3/8; E 494, 16/1/1)**

RESOLVED B.65.15.05.08 -

1. THAT the application of Geoland Surveys on behalf of their client S A Pieterse to subdivide erf 494, Louis Trichardt township into five portions be not approved. (DCS)
2. THAT the Director Technical Services submit a report about the water supply capacity vis-à-vis consumption of Louis Trichardt township and its surround at the next Executive Committee meeting:
 - a) Kilolitres water supplied monthly
 - b) Kilolitres water available
 - c) Distribution losses and the reasons. (DTS)

Subdivision_Erf494

ITEM B.66.15.05.08

TOWN-PLANNING AND CONTROL: APPLICATION FOR SPECIAL CONSENT USE OF ERF 1741, LOUIS TRICHARDT EXTENSION 4 TOWNSHIP **(15/3/8; E 1741)**

RESOLVED B.66.15.05.08 -

THAT the application for special consent use in order to erect a granny flat on erf 1741, Louis Trichardt extension 2 township be not approved.

Consent_Erf1741

(DCS)

ITEM B.67.15.05.08**TOWN-PLANNING AND CONTROL: EXTENSION OF SPECIAL CONSENT APPROVAL: LIMITED OVERNIGHT ACCOMMODATION: ERF 2690 LOUIS TRICHARDT TOWNSHIP (E.2690)**

RESOLVED B.67.15.05.08 -

THAT the application that was received from Mr E J Maree for extension of the special consent granted to him in order to utilise a portion of the buildings situated on erf 2690, Louis Trichardt extension 7 township for the purpose of limited overnight accommodation under clause 16 of the Louis Trichardt Town-planning Scheme, 2000 be not approved. (DCS)

Consent_Erf2690

(REMARK:

Items B.68.29.05.08 up to item B.73.29.05.08 were not considered due to a time constraint and would be submitted at a first following Executive Committee meeting. They were submitted under items number B.74.28.06.08 to B.79.27.06.08 following hereunder.)

ITEM B.74.27.06.08 (originally B68.29.05.08)**FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 30 APRIL 2008 (6/1/1(2007/08))**

RESOLVED B.74.27.06.08 –

1. THAT the in-year monitoring financial report for the month of April 2008 be noted. (DF)
2. THAT the Director Finance must verify the correctness of the figures reflected in Annexure C: Debtors Age Analysis. (DF)
3. THAT the Public Relations Officer publish a notice on the local radio stations and Zoutpansberger and Mirror of 29 and 30 May 2008 respectively. (DCOMS)

MonitoringApril08_itm(2)

ITEM B.75.27.06.08 (originally B69.29.05.08)**FINANCES: PROGRESS REPORT: APRIL 2008: DEBT COLLECTION: ZMS MANAGEMENT SOLUTIONS (6/1/1(07/08); 8/3/2/748)**

RESOLVED B.75.27.06.08 –

1. THAT there is a need for skills audit and must be submitted to the Portfolio Committee Finance within 7 days (DF)

2. THAT the Finance Department needs to be restructured. (DF)
3. THAT the Credit Control Policy must be submitted to the Portfolio Committee Finance. (DF)
4. THAT the administration must convene an urgent meeting with R293 town councilors and ZMS and the meeting must be convened in one central venue, next week. (DF)
5. THAT the Finance post must be advertised as soon as possible. (DF)
6. THAT turn-around strategy workshop will be held on 5 and 6 June 2008 at 09:00 and Directors should identify challenges that need to be discussed in the said workshop. (MM)
7. THAT the following institutions or persons be invited to attend the said strategic workshop, viz:
 - 7.1 All Directors
 - 7.2 Executive Committee members
 - 7.3 Portfolio Committee Finance members
 - 7.4 Department of Finance Management
 - 7.5 ZMS
 - 7.6 A delegate from the Department Local Government and Housing
 - 7.7 A delegate from the Auditor General's Office
 - 7.8 An external facilitator
 - 7.9 Former Auditor General Mr A Dzuguda
 - 7.10 A delegate from the Department of Treasury (DF)

ProgressDebtCollection(April08)_itm(2)

ITEM B.76.27.06.08 (originally B70.29.05.08)

TOWN PLANNING AND CONTROL: CONSOLIDATION OF ERVEN 855 AND 857, LOUIS TRICHARDT TOWNSHIP (E855, E857 & 15/3/7)

RESOLVED B.76.27.06.08 –

THAT the application of Geoland Surveys on behalf of their client Mr M R Phadziri to consolidate erven 855 and 857 to be erf 5147 be approved, subject to the following conditions:

1. No development may commence without approved building plan.
2. All costs that may arise as a result of this approval be for the account of the applicant.
3. The consolidation be registered in the Deeds Office within two years of date of approval.
4. No additional capacity of municipal services than what is currently available on the property will be made available by the municipality.
5. No rezoning to a land use that will result in a higher density than allowed for in terms of the Town-planning Scheme in operation will be permitted while the moratorium of 15 February 2008 is in force.

6. Client must be made aware that development of higher density than permitted by the existing primary right of the property, i.e. that of “Residential 1” will not be considered favorable while the moratorium in paragraph 5 is in force. (DCS)

ConsolidationErf855&857(2)

ITEM B.77.27.06.08 (originally B73.29.05.08)

PERSONNEL: PLACEMENT OF LEARNERS: LEARNERSHIP PROGRAM: LEVEL 5 PRACTICAL TRAINING (5/4/2)

RESOLVED B.77.27.06.08 –

1. THAT the request by Education, Training and Development Practices Sector Education and Training Authority (ETDPSETA) to mentor seven (7) learners in the applicable practical environment of Municipality’s operations, for a period of one (1) year be approved, subject to the following conditions:
 - 1.1 Learners must indemnify Council against any claims which may result directly or indirectly from the Learnership activity.
 - 1.2 Learners must complete the Learners Contract of Employment, general described by Section 18.2 of the Skills Development Act (No 97 of 1998).
 - 1.3 Learners must again complete the Learnership agreement with all Learnership Regulations of 2001.
 - 1.4 The Learnership Agreement may not cause any direct expenditure for Municipality.
 - 1.5 Learners must not have any expectation that Municipality would pay any allowance to them as same is already done by SETA to said learners. (DCS)

2. THAT all seven (7) learners be placed at the Department of Community Services and that the Director manage to process in terms of the Agreement. (DCS)

Learners_itm(2)

ITEM B.78.27.06.08 (originally B71.29.05.08)

COUNCIL LAND: REQUEST FOR LAND: PROPOSED BUILDINGS FOR FIRE SERVICES STATION: DZANANI: VHEMBE DISTRICT MUNICIPALITY (7/4/1/4)

RESOLVED B.78.27.06.08 –

1. THAT Council takes note that the erection of a fire station by the District Manager will provide essential services to residents of the Dzanani Region, and that the project is part of the IDP for 2009/2010 Financial year for the District Municipality. (DCOMS)

2. THAT Regional Administrator in consultation with the Ward Councillor and Cllr M S Radamba in his capacity as the representative of the Portfolio Committee Corporate Services, assist the process to

identify suitable land for the purpose of erecting a station and that development of such land will be subject to the following conditions:

- 2.1 The District Municipality will be liable for payment of all costs related to the subdivision, rezoning and transfer of the subject property, as may be applicable.
- 2.2 The water, sewer and electricity service supply to the property will be in accord with the availability and upon payment of the normal fees.
- 2.3 Development of the site shall comply with National Building Regulations and building plans must be submitted for approval.
- 2.4 If the property belongs to Municipality, a market related value must be determined for the lease/purchase thereof by the District, whichever choice may be opted for.

FireHouse_itm(2)

(DCS)

ITEM B.79.27.06.08 (originally B72.29.05.08)

**COUNCIL LAND: SELLING OF RESIDENTIAL ERVEN: ELTI VILLAS EXTENSION 1 TOWNSHIP
(7/3/2/1: 15/4/2/2/1/173)**

RESOLVED B.79.27.06.08 -

THAT the matter be referred back for further comments by the Acting Director Corporate Services with a view for consideration and recommendation by the Portfolio Committee Corporate Services to the Executive Committee.

(DCS)

ErvenSold_itm(2)

ITEM B.80.27.06.08

**TOWNPLANNING AND CONTROL: PROPOSED SUBDIVISION: FARM RATAPANA. 267 L.S.
(15/3/8)**

RESOLVED B.80.27.06.08 -

THAT the matter be referred back for further comments by the Director Technical Services with a view for consideration and recommendation by Portfolio Committee Corporate Services to the Executive Committee

(DCS/DTS)

SubdivisionRatapana_itm

ITEM B.81.27.06.08**PERFORMANCE MANAGEMENT: SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLANS: ALL MUNICIPAL DEPARTMENTS: 2008/9 FINANCIAL YEAR (6/1/1(08/09), 5/B, 5/5/2/1; 5/2/1/3)**

RESOLVED B.81.27.06.08 -

THAT the matter be referred back to all respective Portfolio Committees for consideration and recommendation to the Executive Committee. (DF/DCS)

SDBIPs 2008-9

**ITEM CB.82.27.06.08
CONFIDENTIAL MATTER****ITEM B.83.16.07.08 (originally B.83.17.07.08)****REPORTS DEFERRED BY PORTFOLIO COMMITTEE: CORPORATE SERVICES (4/29/1/1)**

RESOLVED B.83.16.07.08 –

THAT note be taken of the matters referred back by the Portfolio Committee: Corporate Services at their meeting held on 9 July 2008, pending the attendance of a workshop to empower committee members on town-planning subjects. (DCS)

DeferredItems_itm

ITEM B.84.16.07.08 (originally B.84.17.07.08)**COMMUNITY SERVICES: APPOINTMENT OF JAMELA AND PLAN ASSOCIATES TO ASSIST MUNICIPALITIES IN DEVELOPING HOUSING CHAPTERS (17/4/1 & 17/20)**

RESOLVED B.84.16.07.08 –

1. THAT note be taken that the Department of Local Government and Housing has appointed Jamela and Plan Associates to assist in developing Housing Chapter for Makhado Municipality. (MM)
2. THAT councilors and officials co-operate with Jamela and Plan Associates to assist the process. (MM/ALL DIRS)
3. THAT the document will be presented to Council for adoption once it has been finalized by the service provider. (MM)

JamelaHousingChapter_itm

ITEM B.85.16.07.08 (originally B.85.17.07.08)**ESSENTIAL SERVICES: ELECTRICAL ENGINEERING CONTRIBUTIONS: ERF 5084/3 DEVELOPMENT: LOUIS TRICHARDT TOWNSHIP: REQUEST FOR REDUCTION IN ELECTRICAL ENGINEERING COSTS (E.5084, 15/4/2/2/1/91 & 15/4/2/2/1/37)**

RESOLVED B.85.16.07.08 –

1. THAT note be taken of the content of the report. (DTS)
2. THAT the application of VSV Consulting Engineers on behalf of their client Mr. Solly Noor for a 50% reduction in electrical engineering contributions for a 1000kVA 3 phase connection at Erf 5084/3 for his proposed new development to an all inclusive amount of R577,660.00 be not approved. (DTS)

Ej/exco_48

ITEM B.86.16.07.08 (originally B.86.17.07.08)**PROGRESS REPORT ON DEBT COLLECTION SERVICE RENDERED BY THE SERVICE PROVIDER – ZMS MANAGEMENT SOLUTIONS: MAY 2008 (6/1/1(07/08))**

RESOLVED B.86.16.07.08 -

1. THAT the progress report by ZMS Management Solutions of debt collection for the month of May 2008 as more fully set out in **Annexure A** and **Annexure B** attached to the report in this regard, be noted with thanks. (DF)
2. THAT it be noted that an amount of R15 939 385 has been collected for the period November 2007 to May 2008 on arrear payment of services owed to Municipality. (DF)

ProgressDebtCollection(May08)_itm

ITEM B.87.16.07.08 (originally B.87.17.07.08)**FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 31 MAY 2008 (6/1/1(2007/08))**

RESOLVED B.87.16.07.08 -

THAT the in-year monitoring financial report for the month of May 2008 be noted. (DF)

MonitoringMay08_itm

ITEM B. 88.16.07.08 (originally B.88.17.07.08)**COUNCIL FACILITIES: APPLICATION TO LEASE: SHOW GROUND HALL/CENTRAL SPORT GROUND: LOUIS TRICHARDT TOWNSHIP: SOUTPANSBERG ARCHERY CLUB
(7/2/2/3/10; 7/2/2/3/12)**

RESOLVED B.88.16.07.08 -

1. THAT the lease agreements in respect of all sporting facilities be reviewed in respect of the duration, market related rental, availability for Municipal purposes and actual use thereof, and that a report in this regard be submitted to the Portfolio Committee: Corporate Services. (DCS)
2. THAT the local Soutpansberg Archery Club be afforded the opportunity to lease the Show Ground Hall on a month to month basis, subject to the standard conditions of lease of municipal property for sporting purpose, until such time as the lease of municipal property for sporting purpose is reviewed. (DCS)

ArcheryClub_itm

ITEM B.89.16.07.08 (originally B.89.17.07.08)**COUNCIL LAND: SELLING OF RESIDENTIAL ERVEN: ELTI VILLAS EXTENSION 1 TOWNSHIP
(7/3/2/1: 15/4/2/2/1/173)**

RESOLVED B.89.16.07.08 –

THAT the Deed of Sale for the 152 residential erven in Elti Villas extension 1 township be amended as advised in the further comments of the Acting Director Corporate Services and an Addendum to the Deed of Sale be concluded with the Purchasers of the said erven. (DCS)

ErvenSold_itm(2)

ITEM B.90.16.07.08 (originally B.90.17.07.08)**PERFORMANCE MANAGEMENT: SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLANS: ALL MUNICIPAL DEPARTMENTS: 2008/9 FINANCIAL YEAR
(6/1/1(08/09), 5/B, 5/5/2/1; 5/2/1/3)**

RESOLVED B.90.16.07.08 –

1. THAT note be taken of the recommendations of the respective portfolio committees' consideration of the SDBIP's 2008/9 for their respective portfolios as more fully set out below:

- 1.1 The Portfolio Committee Technical Services, Infrastructure and Land Reform:

THAT the SDBIPs of the respective municipal departments and the Overview by the Municipal Manager for the 2008/9 financial year, as more fully set out in Annexure 1 to Annexure10 attached to the report in this regard, be noted by the Portfolio Committee Technical Services, Infrastructure and Land reform, and that the Department Technical Services include sanitation projects in its SDBIP.

1.2 The Portfolio Committee Youth, Elderly, Gender, Disabled, Children and Traditional Affairs:

THAT the SDBIPs of the respective municipal departments and the Overview by the Municipal Manager for the 2008/9 financial year, as more fully set out in Annexure 1 to Annexure10 attached to the report in this regard, be noted by the Portfolio Committee Youth, Elderly, Gender, Disabled, Children and Traditional Affairs, and the department include youth and women in the SDBIP.

1.3 The Portfolio Committee Finance

1. THAT the SDBIPs of the respective municipal departments and the Overview by the Municipal Manager for the 2008/9 financial year, as more fully set out in Annexure 1 to Annexure10 attached to the report in this regard, be noted by the Portfolio Committee Finance, and that the Municipal Manager continue with the process to develop KPIs, KRAs and Targets as part of the Performance Management System of Municipality, as recommended by a Circular from National Treasury.
2. THAT the matter be referred back to the Portfolio Committee Finance for a meeting to be held on Tuesday, 15 July 2008 to see if all departments used one format and to check the changes related to the projects.

1.4 The Portfolio Committee Corporate Services:

1. THAT the report is noted by the Portfolio Committee Corporate Services.
2. THAT the Committee is not satisfied with the unpack of the report and all departments must come with one format.
3. THAT this report will be considered fully and recommended to the Executive Committee when the Department Corporate Services prepare full reports which is in line with the SDBIP.

1.5 The Portfolio Committee Sports and Recreation:

THAT the SDBIP report is noted by the Sports and Recreation Portfolio Committee and it is advised that after 6 month's period, the budget must change according to the need of the community.

1.6 The Portfolio Committee Finance:

1. THAT the SDBIP for the Finance Department be approved by the Portfolio Committee Finance as tabled at the meeting.
2. THAT the administration submits a report about the turn around strategy following the

meeting held at L'Ndou Conference facilities during June 2008 to the next meeting of the Finance Portfolio Committee.

3. THAT administration submits a report about the implementation of the budget quarterly to the Portfolio Committee Finances and corresponding vote numbers must be indicated in such reports.
4. THAT the Mayor must present the report about a turn around strategy on or before 31 August 2008 to the Council.

1.7 The Portfolio Committee Planning, Economic Development and Land Reform:

1. THAT the SDBIP of the Department Corporate Services be approved with the following amendments:
 - 1.1 Include reference to extensions of R293 towns to provide for additional residential and business development areas
 - 1.2 Include reference to land reform programs through land claims to form part of the Land Use Management Plan project.
 - 1.3 The Committee must have a dedicated meeting to discuss strategy for the extension of R293 towns.
2. THAT the SDBIP for Department Community Services be approved and that the Portfolio Committee review the LED Marketing Strategy by no later than 31 August 2008.
3. THAT administration investigate the organogram with a view to form a separate directorate for planning which would include local economic development and land reform as well as IDP as a whole.

1.8 The Portfolio Committee Corporate Services:

THAT the SDBIP of the Department Corporate Services as tabled at the meeting be approved.

2. THAT the SDBIPs of the respective municipal departments, attached as Annexure 1 to Annexure 10 of the report in this regard, as amended by versions which were tabled at the meeting be approved, and that the Municipal Manager continue with the process to develop KPIs, KRAs and Targets as part of the Performance Management System of Municipality, as recommended by a Circular from National Treasury. (DCS)

ITEM CB.91.24.07.08**CONFIDENTIAL MATTER**

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10. **PETITIONS**

None

11. **NEW MOTIONS**11.1 **MOTION NO. 215: RECEIVED ON 23 APRIL 2008**

The following motion was received on 23 April 2008. This matter must be dealt with under the provisions of clause 16 of the Council's Standing Orders published in Provincial Gazette (Extraordinary) dated 26 October 1988.

"In accordance of Administration Notice 1261 dd 26 October 1988 subsection 16 (1)

In accordance the Municipal Structures Act 1998 (Act no 17 of 1998) and the Municipal Systems Act 2000 (Act no 32 of 2000)

For good governance it is essential that all employees have some method of reporting back to their management.

Since we have employed full time councilors no proper method of reporting has been lodge by them.

It is my submission to council that full time councilors prepare a monthly report on duties carried out by them to their relevant subsection 79 and 80 committees in order to monitor progress or to receive recommendations from them.

Signed: Cllr J F Smalle

Seconded: Cllr Du Plooy"

REMARK:

The motion was passed without debate in terms of Rule 40(ii)(b) of Council's Rules and Orders and is such recorded as Council Resolution here below.

RESOLVED -

That full time councilors prepare a

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The meeting was closed and adjourned at 18:15.

Approved and confirmed in terms of the provisions of section 27 of the Local Government Ordinance, 1939 (Ordinance 17 of 1939), by a resolution of the Council passed at the meeting held on 30 October 2008.

 CHAIRPERSON

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