

MAKHADO MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE FORTY NINTH (49TH) MEETING OF THE MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 30 OCTOBER 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
BOPAPE, M B
CHAYA A A
DU PLOOY A
GUNDULA, A S
HONWANI, X N C
HOORZUK, J
KHUMALO J D
LOWANE, L B
MABILA, M N
MABOHO, N K
MABOHO, T E
MACHOVANI R G
MAGUGA, S G
MAHANI, M F
MAKHADO, M M
MAKHADO, M N
MALETE, D
MAPHALA, O S
MASHABA, T G
MASHAU, L P
MASUKA, S
MATAMELA, N S (until 17:40)

MAUBA, K D
MBOYI, M D
MUDAU, T J
MUFAMADI, M R
MUKHAHA, A J
MULOVHEDZI, M D
MUNUGUFHALA M L
MUTAVHATSINDI, F D
NCHAUBA, T G
NDHLIWAYO, B T
NEMALEGENI, P R J
NEPHAWE, K P
NGOBENI, E H
NGWANA N G
NTHULANE L T
RADAMBA, M S
RAMUDZULI, S D
REKHOTSO S M
RIKHOTSO F J
SELEPE, M R
SIKHUTSHI, P
SIPHUMA, A L
SMALLE, J F
TSHAVHUYO, T G

Traditional Leaders

HOSI MUKHARI, S T

Officials

R H MALULEKE	(ACTING MUNICIPAL MANAGER & DIRECTOR FINANCE)
N C KHARIDZHA	(ACTING DIRECTOR CORPORATE SERVICES)
W H SCHEEPERS	(ACTING DIRECTOR TECHNICAL SERVICES)
E L MUGARI	(DIRECTOR COMMUNITY SERVICES)
T E SHIRINGANI	(ADMINISTRATIVE OFFICER: COMMITTEES)
L BOBODI	(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.

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 30 October 2008 to Cllrs N G Ramashia, A N Matodzi, M A Makhera, R T Makhubele, B F Hlungwani, N E Ngobeni, E Maduwa, P Phaswana, S E Makhomisani, M A Muvhumbe, N V Mahlaule, P Q Reyneke, J Dzhombe, F F Rumani and R G Nkanyani.

REMARK:

Cllrs. J Matumba, K Mavhungu, H Mashamba, L P Mashau, W N Mashele, N J Murovhi, M A Helm, M E Lebea, S J Mahwai and M M Makananise, as well as Traditional Leaders Hosi T J Mukhari, 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

3.1 The Speaker, Cllr J Hoorzuk announced that all councillors and 2 ward committees are invited to the Water Quality Workshop to be conducted by the Department of Water Affairs and Forestry on 6 November 2008 at 09:00 at Makhado Show Ground. Transport will be arranged and shall be communicated to all very soon.

3.2 The Speaker, Cllr J Hoorzuk announced that Cllr A A Chaya donated a box of blue soap (long bar) to the community of Tshikwarani's elderly people.

4. PROPOSAL OF CONDOLENCE OR CONGRATULATIONS BY THE SPEAKER:

The Speaker, Cllr J Hoorzuk proposed congratulations on behalf of Cllr Ramashia N G to MMK Funeral Services who responded positively to the request of Ward 2 and Balanganani Civic Association for the burial of Mukileni Khomisani Nurse who was buried on Sunday, 5 October 2008. MMK Funeral Services offered full burial services which amongst others included erecting a grave, coffin, tombstone and more than 15 manpower.

5. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY OTHER COUNCILLORS

The Mayor, Cllr T G Mashaba proposed congratulations to Cde Kgalima Motlate for being appointed as a State President of South Africa.

6. CONFIRMATION OF MINUTES

6.1 REMARK:

Upon a proposal by Cllr M M Makhado, duly seconded by Cllr S G Maguga, it was

RESOLVED -

THAT the minutes of the 48th Meeting of the Council held on 24 July 2008, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson, with the following amendment:

Page 2

5.2 Khosi T R Mashau

5.4 Cde Joe Nhlahla

6.2 REMARK:

Upon a proposal by Cllr O S Maphala, duly seconded by Cllr G Tshavhuyo, it was

RESOLVED -

THAT the minutes of the 56th Special Meeting of the Council held on 31 July 2008, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson, with the following amendment:

Page 2

2 applications for leave: Cllr K P Nephawe and Cllr A Du Plooy.

6.3 REMARK:

Upon a proposal by Cllr A du Plooy, duly seconded by Cllr X N C Honwana, it was

RESOLVED -

THAT the minutes of the 57th Special Meeting of the Council held on 21 August 2008, be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson.

6.4 REMARK:

Upon a proposal by Cllr T G Nchauba, duly seconded by Cllr J D Khumalo, it was

RESOLVED -

THAT the minutes of the 58th Special Meeting of the Council held on 5 September 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

None

8. MOTIONS OR PROPOSALS DEFERRED FROM PREVIOUS MEETING

None

9. REPORT OF THE EXECUTIVE COMMITTEE: JULY, AUGUST, SEPTEMBER AND OCTOBER 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 July, August, September and October 2008.

The report of the 224th Executive Committee meeting held on 31 July 2008.
 The report of the 225th Executive Committee meeting held on 19 August 2008.
 The report of the 226th Executive Committee meeting held on 21 August 2008.
 The report of the 227th Executive Committee meeting held on 26 August 2008.
 The report of the 228th Executive Committee meeting held on 5 September 2008.
 The report of the 229th Executive Committee meeting held on 18 September 2008.
 The report of the 230th Executive Committee meeting held on 22 September 2008.
 The report of the 231st Executive Committee meeting held on 23 October 2008.
 The report of the 232nd Executive Committee meeting held on 30 October 2008.

CONFIDENTIAL

ITEM CA.81.31.07.08

CONFIDENTIAL MATTER

ITEM A.82.31.07.08

**PERSONNEL: ACTING ARRANGEMENTS: MUNICIPAL MANAGER
 (5/5/3/11)**

REMARK:

This matter was considered at the 56th Special Council meeting held on 31 July 2008.

ITEM A. 83.31.07.08

**LUVHALANI BUSES DISASTER: DISTRIBUTION OF FUNDS TO THE ELIGIBLE BENEFICIARIES
 (12/3/3/50)**

REMARK:

This matter was considered at the 56th Special Council meeting held on 31 July 2008.

ITEM A.84.21.08.08

**PERSONNEL: ACTING ARRANGEMENTS: MUNICIPAL MANAGER
 (5/5/3/11)**

REMARK:

This matter was considered at the 57th Special Council meeting held on 21 August 2008.

ITEM A.85.21.08.08**COUNCIL COMMITTEES: PROPOSED REVIEW OF: WARD COMMITTEES ESTABLISHMENT
(4/19; 5/3/B)****REMARK:**

This item was withdrawn from the agenda.

ITEM A.86.21.08.08**FINANCES: 2009/2010 IDP AND BUDGET TIME SCHEDULE
(6/1/1 2008/9, 6/1/1 2009/2010 & 15/7/1)****REMARK:**

This matter was considered at the 57th Special Council meeting held on 21 August 2008.

ITEM A.87.21.08.08**FINANCES: NERSA REVISED 2008/9 ESTIMATES
(6/1/1(08/09))****REMARK:**

This matter was considered at the 57th Special Council meeting held on 21 August 2008.

CONFIDENTIAL**ITEM CA.88.21.08.08****CONFIDENTIAL MATTER****ITEM A.89.21.08.08****PARTICIPATION TO INTER MUNICIPAL GAMES: SOL PLAATJE MUNICIPALITY
(NORTHERN CAPE)
(12/3/3/78)****REMARK:**

This matter was considered at the 57th Special Council meeting held on 21 August 2008.

CONFIDENTIAL**ITEM CA.90.21.08.08****CONFIDENTIAL MATTER****ITEM A.91.21.08.08****COUNCIL COMMITTEES: PROPOSED REVIEW OF: WARD COMMITTEES ESTABLISHMENT
(4/19; 5/3/B)****REMARK:**

This matter was considered at the 57th Special Council meeting held on 21 August 2008.

ITEM A.92.21.08.08**ORGANIZATIONS AND ASSOCIATIONS: PROPOSED INTERNATIONAL STUDY TOUR:
INTER-MODAL TRANSPORT FACILITIES
(12/3/3/66)****REMARK:**

This matter was considered at the 57th Special Council meeting held on 21 August 2008.

ITEM A.93.05.09.08**ORGANIZATIONS AND ASSOCIATIONS: PROPOSED INTERNATIONAL STUDY TOUR:
INTER-MODAL TRANSPORT FACILITIES
(12/3/3/66)****REMARK:**

This matter was considered at the 58th Special Council meeting held on 5 September 2008.

ITEM A.94.30.10.08**PERSONNEL: MUNICIPAL COUNCILLORS PENSION FUND: TERMINATION OF THE
SERVICE OF AKANI RETIREMENT FUND AS ADMINISTRATOR OF THE FUND AND THE
APPOINTMENT OF ABSA AS ADMINISTRATOR OF THE FUND
(12/2/1/54 & 6/20/1)**

RESOLVED A.94.30.10.08 -

1. THAT councilors are hereby informed that Akani Administrators is no longer the administrator of the Municipal Councillors Pension Fund and that ABSA Bank has been appointed as the fund's administrator. (DComS)
2. THAT all future enquiries will be handled by ABSA Bank. (DComS)
3. THAT Council takes note of circular 16/2008 attached as Annexure A. (DCS)
4. THAT SALGA be invited to Council to clarify certain matters in the communiqué, the administration must arrange the date. (DCS/DComS)

CllrsPensionFundChange_itm

ITEM A.95.30.10.08**FINANCES: STOCK TAKE RESULTS ON SHORTAGES & SURPLUSES AS AT 30 JUNE 2008
(6/1/1(2007/8))**

RESOLVED A.95.30.10.08 -

1. THAT stock take report for 2007/8 financial year attached as Annexure A be noted by the Council. (DF)
2. THAT action plan for addressing the discrepancies is noted. (DF)

3. THAT updated stock take report and the new developments on store section be submitted to Portfolio Committee Finance before 30 November 2008. (DF)
4. THAT the vacant posts in the Department Finance be filled and that action be taken against staff that failed to perform their duties as related to content of the stock take results on shortages. (DF)
5. THAT the Director Finance submitted a written report at a next meeting about what action was taken against those officials who were responsible for fuel shortages. (DF)

StockTake_itm

ITEM A.96.30.10.08

COUNCIL LAND: SITE INSPECTION: MUNICIPAL AERODROME, MAKHADO TOWN: PROPOSED IMPROVEMENTS (7/2/1/4/1; 7/3/2/3/2)

RESOLVED A.96.30.10.08 -

1. THAT note be taken of the inspection of the Makhado Municipal Aerodrome conducted by the Chairperson of the Portfolio Committee Corporate Services on the 20th August 2008 in order to assess a development proposal of an external party. (DTS)
2. THAT the **principle of improving the municipal aerodrome facility and extending the use thereof to that of business** by permitting development of a fuelling facility, restaurant and pub, extended air traffic use, and other related uses as a spin offs for 2010 World Cup **be investigated** and that the Municipal Manager be authorized to appoint an expert to conduct a comparative study regarding the economic benefits if the Municipality conducts the business as proposed by the applicant against the running of the business of the aerodrome by leasing the property to the successful bidder as proposed by the applicant, for approval by the Executive Committee. (DComS)
3. THAT in the event that the Executive Committee approves the business model in favour of leasing the property, the Municipal Manager be authorised to proceed to implement the bidding procedure accordingly, subject thereto that
 - 3.1 Funds for this purpose are available in the 2008/9 financial year, albeit through the Adjustment Budget.
 - 3.2 The project proposals be clearly defined by the relevant Heads of Department and any intended development must comply with all legislative requirements, especially safety of users of facilities. (MM/DF)
4. THAT it be a condition of the lease agreement that the Municipality has the right to use the property in the above regard for municipal purposes. (DCS)

5. THAT the outcome of the investigation referred to in paragraph 2 above be submitted to the Executive Committee at a next meeting. (DComS)

Aerodrome_itm

ITEM A.97.30.10.08

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

RESOLVED A.97.30.10.08 -

1. THAT the application received from Mr L Bale to purchase erf 1187, Vleifontein township for the establishment of a community centre and library be noted. (DCS)
2. THAT the sale of erf 1187, Vleyfontein be done in accordance with the provisions of section 79(18) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939), i.e
 - 2.1 a market related valuation be acquired through Council's Valuer
 - 2.2 tenders be called for the sale
 - 2.3 the applicant be informed that he is at liberty to contend for the purchase of the property along with other possible interested parties in the tendering process
 - 2.4 the purchaser will be liable for payment of installation cost for municipal services
 - 2.5 the purchaser will be liable for payment of cost of the Valuer
 - 2.6 the proposed development must comply will all health and environmental legislation that may be applicable, as well as the National Building Regulations. (DCS)

VleifonteinErf1187_itm

ITEM A.98.30.10.08

**TOWN-PLANNING AND CONTROL: PROPOSED PRIVATE TOWNSHIP: VINTAGE VILLAGE:
REMAINDER OF PORTION 42 OF FARM RONDEBOSCH 287 L.S.
(15/3/15; 7/4/1/3)**

RESOLVED A.98.30.10.08 -

1. THAT the application for private township establishment on Portion 42, a portion of the Remainder of Farm Rondebosch 278 L.S which was received from Planning Concept on 28 July 2008 on behalf of the landowner Mr V Mudzielwana, be referred back pending submission of full reports and complete comments as required in terms of the Town-planning and Townships Ordinance, 1986. (DTS)
2. THAT the Land Claims Commissioner be notified of Council's resolve about the proposed township and also about the objection received from the Chairperson of Maemu community in this regard.

Vintage_itm

(DCS)

ITEM A.99.30.10.08**TOWN PLANNING AND CONTROL: EXTENSION OF BUSINESS SITE: PORTION 2 OF ERF 1754, DZANANI TOWNSHIP
(7/4/14)**

RESOLVED A.99.30.10.08 -

THAT the application of Mr. K J Tshivhandekano for the extension of Portion 2 of erf 1754, Dzanani township be not approved due to reasons mentioned in the report in this regard. (DCS)

ExtensionErf1754_itm

ITEM A.100.30.10.08**TOWN-PLANNING AND CONTROL: APPLICATION FOR PURCHASE, SUBDIVISION AND REZONING OF BUSINESS SITE NO. C33, WATERVAL TOWNSHIP
(15/3/8)**

RESOLVED A.100.30.10.08 -

1. THAT the application received from Mr J L Hughes to purchase erf 33C Waterval township be approved in principle and the erf be sold in terms of Council policy, that is calling of tenders after valuation has been obtained, and that the applicant be informed accordingly. (DCS)
2. THAT valuation be done on the land mention in paragraph 1 above in order to determine the market related selling prices for such property. (DCS)
3. THAT it be endorsed in the Deed of Grant that the applicant or his successor in title must not use the property for selling alcohol. (DCS)
4. THAT Makhado Municipality provides a pedestrian crossing on the street around the land at issue. (DCS)

RezoningErf33Waterval_itm

ITEM A.101.30.10.08**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.101.30.10.08 -

1. THAT the draft Makhado Town-planning Scheme, 2008 be adopted by Council in terms of the provisions of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986). (DCS)
2. THAT the consultant publishes the draft scheme for comments as determined in the Town-planning and Township Ordinance, (Ordinance 15 of 1986). (DCS)

3. THAT provision be made in the 2009/10 financial year for the amending of the existing maps of the Louis Trichardt Town-planning Scheme, 2000 to be aligned with the new Makhado Town-planning Scheme, 2008 to be. (DCS)
 4. THAT quotations be requested for the compilation of Town-planning By-laws and policies / review of policies and that such be budgeted for in the 2009/10 financial year. (DCS)
 5. THAT the owners of the properties indicated under Clauses 21 and 22 of the draft Town-planning Scheme, 2008 be requested to follow the required procedures for written and special consent uses respectively in order to legalise the existing uses. (DCS)
 6. THAT the draft Makhado Town-planning Scheme must cater for villages and farms too. (DCS)
- LandUseManagementPlan_itm

ITEM A.102.30.10.08

FINANCES: SUBSISTENCE AND TRAVELING ALLOWANCE POLICY (5/5/3/B)

RESOLVED A.102.30.10.08 -

1. THAT all Council and Executive Committee Resolutions of Makhado Municipality and its predecessors which were adopted as policy during 2000 and the ensuing years, be **revoked and substituted for the following and subject to the conditions as recorded**
 - 1.1 the policy and the use of tariffs as determined by the Department of Transport from time to time in order for the institution to be in line with legislation and to ensure control
 - 1.2 the policy be implemented with effect from 1 October 2008.
 - 1.3 additional funds to cater for the expenditure be provided during the review of the 2008/9 Budget in January 2009. (DF)
 2. THAT the Director Finance compile a procedure manual which is user friendly that will serve as a summary of the newly adopted policy to be available for all users, and that it be reviewed as and when the Department of Transport amends its policy and use of tariffs. (DF)
- Subsistence&TravelAllowance_itm

ITEM A.103.30.10.08

COMMUNITY SERVICES: ALLOCATION OF HOUSING UNITS FOR 2008/9 FINANCIAL YEAR: ADDITIONAL INFORMATION (17/4/1 &17/20)

RESOLVED A.103.30.10.08 -

- THAT Council Resolution A.71.24.07.08 be adhered to and the Department of Local Government and Housing be informed accordingly. (MM)
- Housing2008-2009_itm

ITEM A.104.30.10.08**DECLARATION OF DISPUTE BY SOUTPANSBERG RATEPAYERS ASSOCIATION
(5/1/2/1)**

RESOLVED A.104.30.10.08 –

1. THAT Council takes note and considers the dispute lodged by the Soutpansberg Ratepayers' Association. (MM)
2. THAT Council informs the South African Local Government Association and the Provincial Department of Local Government and Housing about the dispute referred to in paragraph 1 above. (MM)
3. THAT the Office of the Premier and the Office of the MEC for Local Government and Housing be informed of the dispute referred to in paragraph 1 above. (MM)

DeclarationDisputeRatepayers_itm

ITEM A.105.30.10.08**STRATEGIC PLANNING TECHNICAL SERVICES
(10/2/1/4)****REMARK:**

Cllr M R Selepe proposed, duly seconded by Cllr R S Baloyi that items A.105.30.10.08 to A.112.30.10.08 be deferred to the next Special Council meeting due to the fact that the Councillors did not have enough time to acquaint themselves with the contents of the item. The proposal is herein below recorded as Council Resolution.

RESOLVED A.105.30.10.08 –

THAT the matter be deferred to the next Special Council meeting due to the fact that the Councillors did not have enough time to acquaint themselves with the contents of the item.

StrategicPlanning_itm

(ADCS)

ITEM A.106.30.10.08**SERVICES: ROADS AND STORM-WATER: ENTRANCE TO MAKHADO PARK FROM N1
(16/5/8/2/3)****REMARK:**

Cllr M R Selepe proposed, duly seconded by Cllr R S Baloyi that items A.105.30.10.08 to A.112.30.10.08 be deferred to the next Special Council meeting due to the fact that the Councillors did not have enough time to acquaint themselves with the contents of the item. The proposal is herein below recorded as Council Resolution.

RESOLVED A.106.30.10.08 -

THAT the matter be deferred to the next Special Council meeting due to the fact that the Councillors did not have enough time to acquaint themselves with the contents of the item.

EntranceMakhadoPark_itm

(ADCS)

ITEM A.107.30.10.08**ESSENTIAL SERVICES: ELECTRICITY DISTRIBUTION INDUSTRY: RESTRUCTURING TO REGIONAL ELECTRICAL DISTRIBUTORS: RED 6: SIGNING OF TRIPARTITE AGREEMENT (8/3/2/617)****REMARK:**

Cllr M R Selepe proposed, duly seconded by Cllr R S Baloyi that items A.105.30.10.08 to A.112.30.10.08 be deferred to the next Special Council meeting due to the fact that the Councillors did not have enough time to acquaint themselves with the contents of the item. The proposal is herein below recorded as Council Resolution.

RESOLVED A.107.30.10.08 -

THAT the matter be deferred to the next Special Council meeting due to the fact that the Councillors did not have enough time to acquaint themselves with the contents of the item.

Ej/exco_52

(ADCS)

ITEM A.108.30.10.08**PERSONNEL:**

1. **PROPOSED APPOINTMENT: TESTING OFFICERS FOR DRIVING LICENSES**
2. **RE-GRADING OF MUNICIPALITY: COUNCIL RESOLUTION A.24.10.05.07 (5/3/B & 5/1/2/1 & 5/1/1/B)**

REMARK:

Cllr M R Selepe proposed, duly seconded by Cllr R S Baloyi that items A.105.30.10.08 to A.112.30.10.08 be deferred to the next Special Council meeting due to the fact that the Councillors did not have enough time to acquaint themselves with the contents of the item. The proposal is herein below recorded as Council Resolution.

The item was later discussed under item A.115.30.10.08.

ITEM A.109.30.10.08**FINANCES: WRITING OFF OF DEBTS OLDER THAN THREE (3) YEARS (6/1/1(08/09) & 6/1/B)****REMARK:**

Cllr M R Selepe proposed, duly seconded by Cllr R S Baloyi that items A.105.30.10.08 to A.112.30.10.08 be deferred to the next Special Council meeting due to the fact that the Councillors did not have enough time to acquaint themselves with the contents of the item. The proposal is herein below recorded as Council Resolution.

RESOLVED A.109.30.10.08 –

THAT the matter be deferred to the next Special Council meeting due to the fact that the Councillors did not have enough time to acquaint themselves with the contents of the item.

WritingOffDebts_itm

(ADCS)

ITEM A.110.30.10.08**FINANCES: APPOINTMENT OF AUDIT COMMITTEE
(4/11/1)****REMARK:**

Cllr M R Selepe proposed, duly seconded by Cllr R S Baloyi that items A.105.30.10.08 to A.112.30.10.08 be deferred to the next Special Council meeting due to the fact that the Councillors did not have enough time to acquaint themselves with the contents of the item. The proposal is herein below recorded as Council Resolution.

RESOLVED A.110.30.10.08 -

THAT the matter be deferred to the next Special Council meeting due to the fact that the Councillors did not have enough time to acquaint themselves with the contents of the item.

AuditCommittee_itm

(ADCS)

ITEM A.111.30.10.08**COUNCIL LAND: PROPOSED DEVELOPMENT: INTER-MODAL TRANSPORT FACILITY:
SUITABLE LAND
(7/2/3/1; 15/5/13/2)****REMARK:**

Cllr M R Selepe proposed, duly seconded by Cllr R S Baloyi that items A.105.30.10.08 to A.112.30.10.08 be deferred to the next Special Council meeting due to the fact that the Councillors did not have enough time to acquaint themselves with the contents of the item. The proposal is herein below recorded as Council Resolution.

RESOLVED A.111.30.10.08 -

THAT the matter be deferred to the next Special Council meeting due to the fact that the Councillors did not have enough time to acquaint themselves with the contents of the item.

InterModalFacility_itm

(ADCS)

ITEM A.112.30.10.08**COUNTER OFFERS: ESSENTIAL SERVICES: PERSONNEL RESIGNATIONS AND NOTCH
NEGOTIATIONS: MUNICIPAL MANAGER
(5/5/2/1, 5/1/1/B, 11/4/2 & SP4/6)****REMARK:**

Cllr M R Selepe proposed, duly seconded by Cllr R S Baloyi that items A.105.30.10.08 to A.112.30.10.08 be deferred to the next Special Council meeting due to the fact that the Councillors did not have enough time to acquaint themselves with the contents of the item. The proposal is herein below recorded as Council Resolution.

The item was later considered under item A.116.30.10.08.

ITEM A.113.30.10.09

**PERSONNEL: PROPOSED SPECIAL SALARY PACKAGE: TWO (2) TESTING OFFICERS (DRIVING LICENSES)
(5/3/B, 5/1/2/1 & 5/1/1/B)**

REMARK:

This matter was referred as B.116.30.10.08.

ITEM A.114.30.10.08

**COUNCIL, EXECUTIVE AND PORTFOLIO COMMITTEE MEETINGS: PROGRAMME OF MEETINGS: JANUARY 2009 TO DECEMBER 2009
(4/2/1 & 4/3/1)**

RESOLVED A.114.30.10.08 -

1. THAT the Executive Committee considers the approval of programme of Council, Executive Committee and Portfolio Committee meetings for the year 2009, whereby the Executive Committee embarks on its programme to meet the communities, as follows:

Portfolio Committee 15:00 and onward	Executive Committee 15:00	Council 17:00
	22 January	29 January
3 & 4 February 17 & 18 February	12 February 26 February	
10 & 11 March	19 March	26 March (Draft Budget)
7 & 8 April	16 April	30 April
5 & 6 May 19 & 20 May	14 May 26 May	29 May (Final Budget)
2 & 3 June 16 & 17 June	11 June 25 June	
7 & 8 July	16 July	30 July
5 & 6 August 18 & 19 August	13 August 27 August	
1 & 2 September 16 & 17 September	10 September 24 September	
6 & 7 October	22 October	29 October
3 & 4 November 17 & 18 November	12 November 26 November	

2. THAT the Special Council meetings to approve draft budget and the final budget be held on 26 March 2009 and 29 May 2009 respectively. (MM/ALL DIRECTORS)

DatesMeetings_itm

ITEM A.115.30.10.08

PERSONNEL:

1. **PROPOSED APPOINTMENT: TESTING OFFICERS FOR DRIVING LICENSES**
2. **RE-GRADING OF MUNICIPALITY: COUNCIL RESOLUTION A.24.10.05.07 (5/3/B & 5/1/2/1 & 5/1/1/B)**

REMARK:

Cllr K D Mauba proposed that the Portfolio Committee: Corporate Services be the Task Team to attend to issues pertaining to the re-grading of the Municipality and the proposal was generally accepted and the proposal is as such recorded in paragraph 2 herein below.

RESOLVED A.115.30.10.08 -

1. THAT as special intervention for service delivery the under-mentioned officials be appointed as Testing Officers for Driving Licenses without following the recruitment procedure:

Mathusa N.S. 8210295466087 Grades A

Netshidzivhani I 6406015784081 Grade A

Aphani E.M 8311065875083 Grade B

Subject thereto that they comply with the minimum requirements for appointment and at the salary applicable in terms of the salary grading scheme. (DComS/ADCS)

2. THAT the Portfolio Committee Corporate Services be the Task Team to attend to issues pertaining to the re-grading of the Municipality.

HeadHuntingExaminers_itm(2)

(ADCS)

ITEM A.116.30.10.08

COUNTER OFFERS: ESSENTIAL SERVICES: PERSONNEL RESIGNATIONS AND NOTCH NEGOTIATIONS: MUNICIPAL MANAGER (5/5/2/1, 5/1/1/B, 11/4/2 & SP4/6)

RESOLVED A.116.30.10.08 –

1. THAT the request of Mr N C Nemadodzi for a counter offer at a higher notch to the post Urban Superintendent at post level 5 with a car allowance be disapproved. (ADCS)
2. THAT the process of interviewing of Urban Superintendent must be expedited and be completed not later than Friday, 7 November 2008. (ADCS)
3. THAT the interviews of all vacant positions that were advertised in December 2007 be completed by not later than 14 November 2008. (ADCS)

CounterOffer_itm(2)

ITEM A.117.30.10.08

PERSONNEL: PROPOSED SPECIAL SALARY PACKAGE: TWO (2) TESTING OFFICERS (DRIVING LICENSES) (5/3/B, 5/1/2/1 & 5/1/1/B)

RESOLVED A.117.30.10.08 -

THAT Mr Randima T L and Mr Matjokotsa S N be appointed as Testing Officers for Driving Licenses with effect of November 2008 at the top notch of the salary scale for post level 7 grading in view of the difficulty in recruiting the incumbents in this field. (ADCS)

SalaryTrafficOfficers_itm(2)

ITEM A.118.30.10.08

ESSENTIAL SERVICE DELIVERY: ELECTRIFICATION PROJECTS 2008/9 IDP: PRIORITY LIST OF NEW, POST AND EXTENSION OF GRID CONNECTIONS: PROGRESS MADE WITH 2007/8 PROJECTS (16/2/1 & 16/2/B)

REMARK:

1. This matter was referred from item B.113.29.10.08.
2. Cllr F D Mutavhatsindi proposed that notwithstanding paragraph 4 below, the priority list for electrification be amended to include:

Proclaimed areas and/or development nodes (as per section 7.1 of the guidelines document)

<i>Waterval</i>	<i>82</i>
<i>Vuwani</i>	<i>180</i>
<i>Vleifontein</i>	<i>143</i>
<i>Dzanani Parkview</i>	<i>150</i>
<i>Njakanjaka</i>	<i>175</i>
<i>Tshikota</i>	<i>143</i>

Backlog and rural bias

- a) *Special cases*

Ravele

Tshikuwi

- b) *All villages in the priority list as adopted, starting with Donkerhoek*

- c) *All extensions as submitted by ward councilors*

All schools and clinics without electricity

All affected wards (ward councilors to submit)

The plan

The electrification plan to spread up to 2012 to ensure that all households have access to electricity."

The proposal was generally accepted and as such is recorded as Council Resolution herein below:

RESOLVED A.118.30.10.08 –

1. THAT the electrification plan as listed in the IDP be confirmed for 2008/9 financial year for the electrification of house holds, and high mast lighting by the Municipality and Eskom as recorded in Annexure A attached to the report in this regard.
2. THAT note be taken that additional funding will have to be made available as the Vhembe allocation for 2008/9 will not be enough to complete the planned six (6) projects.
3. THAT note be taken of the signed agreement between the DME and the Municipality that confirmed the funding from the DME and the commitment from the Municipality to delivery the services.
4. THAT the priority list for new village connections as developed by the then established energy task team be confirmed as recorded in Annexure B attached to the report in this regard.
5. THAT the prioritising of the extension of grid connections be prioritised and that Eskom be informed of the new priority list in this regard as set out in Annexure C.
6. THAT the current progress report of the 2007/8 electrification plan attached as Annexure D be noted with the additional connections requested which will exhaust the entire allocation for 2007/8 with the estimate increased professional fees.
7. THAT the constraints as mentioned in this report be noted with regret and that efforts be made in urgently addressing it as it poses a severe risk to effective service delivery to our communities.
8. THAT a task team consisting of the following 4 members be established to assist the progress of priority list for new connections:
 - a. Cllr D Mulovhedzi
 - b. Cllr E Lebea
 - c. Cllr D Maletle
 - d. Cllr J F Smalle
 - e. Cllr F D Mutavhatsindi (ex-officio).
9. THAT Cllr Mutavhatsindi prepares a presentation which must be presented to Council because Technical Department is expected to submit the priority list by Friday, 31 October 2008.
10. THAT notwithstanding paragraph 4 above, the priority list for electrification be amended to include the following areas:
 - 10.1 Proclaimed areas and/or development nodes (as per section 7.1 of the guidelines document)**

Waterval	82
Vuwani	180
Vleifontein	143
Dzanani Parkview	150
Njakanjaka	175
Tshikota	143

10.2 **Backlog and rural bias**

a) Special cases

Ravele

Tshikuwi

b) All villages in the priority list as adopted, starting with Donkerhoek

c) All extensions as submitted by ward councilors

10.3 **All schools and clinics without electricity**

All affected wards (ward councilors to submit)

10.4 **The plan**

The electrification plan to spread up to 2012 to ensure that all households have access to electricity.”

Exco50_itm

(DTS)

* * * * *

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 July, August, September and October 2008.

**The report of the 224th Executive Committee meeting held on 31 July 2008.
 The report of the 225th Executive Committee meeting held on 19 August 2008.
 The report of the 226th Executive Committee meeting held on 21 August 2008.
 The report of the 227th Executive Committee meeting held on 26 August 2008.
 The report of the 228th Executive Committee meeting held on 5 September 2008.
 The report of the 229th Executive Committee meeting held on 18 September 2008.
 The report of the 230th Executive Committee meeting held on 22 September 2008.
 The report of the 231st Executive Committee meeting held on 23 October 2008.
 The report of the 232nd Executive Committee meeting held on 30 October 2008.**

CONFIDENTIAL

ITEM CB.92.19.08.08

CONFIDENTIAL MATTER

CONFIDENTIAL

ITEM CB.93.26.08.08

CONFIDENTIAL MATTER

ITEM B.94.18.09.08 (originally B.94.11.09.08)

**FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 30 JUNE 2008 (4th QUARTER)
 (6/1/1(2007/08))**

RESOLVED B.94.18.09.08 -

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

MonitoringJune08_itm

ITEM B.95.18.09.08 (originally B.95.11.09.08)

**FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 31 JULY 2008
 (6/1/1(2008/09))**

RESOLVED B.95.18.09.08 -

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

MonitoringJuly08_itm

ITEM B.96.18.09.08 (originally B.96.11.09.08)**PROGRESS REPORT ON DEBT COLLECTION SERVICE RENDERED BY THE SERVICE PROVIDER – ZMS MANAGEMENT SOLUTIONS: JULY 2008 (6/1/1(08/09))**

RESOLVED B.96.18.09.08 -

1. THAT the progress report of debt collection as submitted by ZMS Management Solutions for the month of July 2008 attached as “Annexure A and Annexure B” to the report in this regard be noted.

(DF)

2. THAT the Director Finance submit a separate report to recommend that the contract of the ZMS Management Solution be extended for a further period in view of the performance by the service provider.

(DF)

ProgressDebtCollection(July 08)_itm

ITEM B.97.18.09.08 (originally B.97.11.09.08)**PROGRESS REPORT: KHAEDU PROJECT FINDINGS: NOVEMBER 2007 (2/4; 2/5)**

RESOLVED B.97.18.09.08 –

1. THAT the contents of the progress report be noted. (DCS)
2. THAT Heads of Departments who did not report on progress of matters related to their Departments, submit written reports at the next meeting. (DComS/DTS/DF/MM)

Khaedu_itm

ITEM B.98.18.09.08 (originally B.98.11.09.08)**MAKHADO ANNUAL SHOW: BRANDING OF MAKHADO SHOWGROUND HALLS FOR 2008 ANNUAL SHOW (8/3/2/743)**

RESOLVED B.98.18.09.08 -

THAT Council grant permission to Mvelelo Event Management Company with other big companies to brand our show halls and pavilion for the period of twelve months subject to the conditions set out in the report in this regard. (DCS)

BrandingShowHalls_itm

ITEM B.99.18.09.08 (originally B.99.11.09.08)**TOWNPLANNING AND CONTROL: PROPOSED SUBDIVISION: FARM RATAPANA. 267 L.S. (15/3/8)**

RESOLVED B.99.18.09.08 -

THAT the application to subdivide the farm Ratapana 267 MS into five portions made by Mahlogonolo Consulting Town Planners on behalf of their client Mrs Holtzhausen be approved subject to the following conditions:

1. The requirements of the Department of Water Affairs and Forestry, the Department of Local Government and Housing and the Limpopo Roads Agency which must be acquired by the applicant, have to be complied with. The applicant has to forward his application to the said institutions in order to obtain their comments/approval.
2. Applicant must submit satisfactory proof that each proposed portion has its own sustainable potable water supply source that will provide the minimum of 1500 liters per day to each of the subdivided portions. This condition must be a condition of sale and in the deed of transfer of ownership of each property.
3. Applicant must take special care to ensure that no ground water pollution take place. An acceptable septic tank sewer system must be installed on each portion.
4. Access roads to the proposed portions must comply with the standards of the Council's Town Civil Engineer, including adequate storm water drainage systems and each portion must have its own access and a right of way servitudes required must be registered in the Title Deed of each property.
5. One dwelling and related outbuildings may be permitted on each portion.
6. The Regional Land Claims Commissioner must be informed of the proposed subdivision.

SubdivisionRatapana_itm

(DCS)

ITEM B.100.18.09.08 (originally B.100.11.09.08)

**TOWN-PLANNING AND CONTROL: EXTENSION OF VALIDITY: SPECIAL CONSENT USE:
ERF 858, LOUIS TRICHARDT TOWNSHIP
(E858; 15/3/15)**

RESOLVED B.100.18.09.08 -

THAT the application received from the landowner of erf 858, Louis Trichardt township, Mr D A W de Lange to extend the validity period of the special consent use granted on 27 June 2006 by Municipality, in terms whereof he is permitted to run limited overnight accommodation facility on the erf, be approved subject to the following conditions:

1. No additions to existing buildings will be permitted and no development may in any event be permitted without approved building plans.
2. all costs that may arise as a result of extending the validity period of the 27 June 2006 consent use granted, will be for the account of the applicant
3. a maximum of six persons may be accommodated and such accommodation must be of temporary nature only
4. the residential character of the house must be retained and it must be permanently occupied
5. illuminated logos or sign boards on the property are prohibited
6. one paved parking space per bedroom must be provided on the property
7. the Director Finance will collect charges and tariffs in accordance with the business tariff for the duration of the practice on the property
8. the special consent use shall be for a period of two (2) years up to 30 June 2010 whereafter extension 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 must be adhered to
10. food and drink may only be served to overnight guest and not to members of the public
11. liquor may only be served to overnight guests if a valid liquor license has been obtained and no liquor may be sold for other purposes from the property
12. should any complaint about the use of the property be received during any point in time, Municipality reserves the right to withdraw the permission herewith granted, without any further notice.
13. The applicant accepts the adjustment of charges and tariffs retrospectively from July 2006 onwards.

(DCS)

ConsentErf858_itm

ITEM B.101.18.09.08 (originally B.101.11.09.08)**TOWN-PLANNING AND CONTROL: APPEAL TO RELAX REQUIREMENTS: SUBDIVISION OF ERF 1984, LOUIS TRICHARDT EXTENSION 2 TOWNSHIP (15/3/8; E1984)**

RESOLVED B.101.18.09.08 -

THAT the application received from Geoland Surveys to relax the two requirements set for duet development on erf 1984, Louis Trichardt extension 2 township, be not approved as it does not comply with Council's densification policy for the development in question.

(DCS)

SubdivisionErf1984_itm

ITEM B.102.18.09.08 (originally B.102.11.09.08)**TOWN PLANNING AND CONTROL: APPEAL: SUBDIVISION OF ERF 494, LOUIS TRICHARDT TOWNSHIP: (E.494 & 15/3/15)**

RESOLVED B.102.18.09.08 -

THAT the application of Geoland Surveys to subdivide erf 494, Louis Trichardt extension 4 township into 5 portions as indicated on the subdivisional diagrams attached hereto, be approved in terms of section 92 of the Town-planning and Township Ordinance, 1986 subject to the following terms and conditions:

1. Each house must have its own water and sewer connections for which the installation cost and connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable. Only a single 60A single-phase connection (Pre-paid or conventional) will be available for each stand. The amount payable for the electrical connections will be that of a standard connection as the connection will be provided at the erf's border. The owner must take note that the municipality will not be able to provide any additional electrical capacity.
3. The applicant will not pay engineering services contributions as it was paid for during rezoning.
4. A right of way servitude, 6 meter wide, must be registered over portions 1, 2, 4 and 5 in order to give access to all five portions.

5. The registered owners of portions 2, 3 and 4 shall pave the surface of the panhandle at his own cost to the satisfaction of the municipality before or simultaneously with the erection of any buildings on the panhandle portions and shall thereafter maintain the surface in a dust free condition to the satisfaction of the municipality.
6. The registered owners of portions 2, 3 and 4 shall erect or provide screen walls or dense fencing to the satisfaction of the municipality along the boundaries of the panhandle and such other boundaries as the local authority may require. The extent, material, design, height, position and maintenance of such screen walls or fencing shall be to the satisfaction of the municipality.
7. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services and development on the proposed portion 1 must comply with the Louis Trichardt Town-planning Scheme, 2000.
8. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application. (DCS)

AppealErf494_itm

ITEM B.103.18.09.08 (originally B.103.11.09.08)

**PERSONNEL: ACTING MUNICIPAL MANAGER ON SECONDED BASIS: TRAVELING, SUBSISTENCE AND INCIDENTAL ALLOWANCES
(5/5/3/11; 5/1/1/B)**

REMARK:

The report was withdrawn from the agenda in view thereof that the Municipal Manager had resumed her duties on 18 September 2008.

CONFIDENTIAL

ITEM CB.104.22.09.08

CONFIDENTIAL MATTER

ITEM B.105.22.09.08

**PARTICIPATION IN INTER-MUNICIPAL GAMES: SOL PLAATJES MUNICIPALITY
NORTHERN CAPE
(17/1/4/2/1)**

RESOLVED B.105.22.09.08 –

1. THAT note be taken that Council Resolution A.89.21.08.08 in this regard only allows the Municipality to fund R8 000,00 for the affiliation fee. (DComS/DF)
2. THAT in the light of the above, the Director Community Services must immediately transmit a message to the Organising Committee for the trip to abandon the tournament and return the employees back to work. (DComS/DF)

SolPlaatjes_itm

ITEM B.106.29.10.08 (originally B.106.23.10.08)**TOWN-PLANNING AND CONTROL: PROPOSED SUBDIVISION: ERF 995, LOUIS TRICHARDT TOWNSHIP (E995; 15/3/8)**

RESOLVED B.106.29.10.08 -

THAT the application of Geoland Surveys dated 27 February 2008 and 8 August 2008 received on behalf of their client Mr D S Nthulane for the subdivision of erf 995, Anderson Street, Louis Trichardt township into Portion 1 measuring 700m², Portion 2 measuring 700m² and Portion 3 measuring 700m² and the Remainder measuring 755m², be approved in terms of section 92 of the Town-planning and Townships Ordinance, 1986, as more fully set out in Annexure B attached to the report in this regard, subject to the following conditions:

1. Each house must have its own water, sewer and electricity connection for which the installation cost and connection fees will be payable. All service connections will be on erf boundary in Anderson street and the applicant must carry costs for internal distribution from the sidewalk to portions 1, 2 and 3
2. Each portion must have its own electricity connection for which standard fees will be payable. Only a single 60A single-phase connection (pre-paid or conventional) will be available for each portion. The amount payable for the electrical connections will be that of a standard connection as it will be provided on erf boundary. The owner must take note that the municipality will not be able to provide any additional electricity supply capacity. The electricity connection will be on erf boundary in Anderson street and the applicant must carry the costs for internal distribution to portions 1, 2 and 3.
3. The applicant is liable to pay engineering services contributions which are based on the 2007/8 tariff plus 6% increase.
4. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the Township as well as such other servitudes as may be require din this specific instance as may be imposed by the Director Technical Services and development on the property must comply with the Town-planning Scheme-in-Operation.
5. A right of way, 5 meter wide, must be registered over portion 3 to give access to portion 2, and over portion 2 and 3 to give access to portion 1 of erf 995.
6. The standard building lines will apply in respect of the existing structures on the Remainder of Erf 995, Louis Trichardt Township and if it does not comply, it must be remedied
7. The proposed subdivision must be registered in the Deeds Office within two years from the date of approval of the application.
8. Implementing of a clause 16 application procedure in terms of the provisions of the Town-planning Scheme in Operation before any final approvals or certificates will be issued
9. The applicable contents of Council Resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

ITEM B.107.29.10.08 (originally B.107.23.10.08)**TOWN-PLANNING AND CONTROL: PROPOSED SUBDIVISION: ERF 5098, LOUIS TRICHARDT TOWNSHIP (E5098; 15/3/8)**

RESOLVED B.107.29.10.08 -

THAT the application of Geoland Surveys dated 7 July 2008 received on behalf of their client Estate Culverwell Patricia Muriel for the subdivision of erf 5098, Anderson Street, Louis Trichardt township into Portion 1 measuring 1427m² and the Remainder measuring 1427m², be approved in terms of section 92 of the Town-planning and Townships Ordinance, 1986, as more fully set out in Annexure B attached to the report in this regard, subject to the following conditions:

1. Each house must have its own water, sewer and electricity connection for which the installation cost and connection fees will be payable.
2. Each portion must have its own electricity connection for which standard fees will be payable. Only a single 60A single-phase connection (pre-paid or conventional) will be available for each portion. The amount payable for the electrical connections will be that of a standard connection as it will be provided on erf boundary. The owner must take note that the municipality will not be able to provide any additional electricity supply capacity.
3. The applicant is liable to pay engineering services contributions which are based on the 2007/8 tariff plus 6% increase.
4. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the Township as well as such other servitudes as may be require din this specific instance as may be imposed by the Director Technical Services and development on the property must comply with the Town-planning Scheme-in-Operation.
5. The proposed subdivision must be registered in the Deeds Office within two years from the date of approval of the application.
6. Implementing of a clause 16 application procedure in terms of the provisions of the Town-planning Scheme in Operation before any final approvals or certificates will be issued.
7. The applicable contents of Council Resolve *A.78.24.07.08* which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

ITEM B.108.29.10.08 (originally B.108.23.10.08)**TOWN-PLANNING AND CONTROL:**

- 1. PROPOSED SUBDIVISION OF ERF 3447, LOUIS TRICHARDT TOWNSHIP INTO PORTION 1 AND THE REMAINDER**
- 2. PROPOSED CONSOLIDATION OF PORTION 1 OF ERF 3447 WITH ERF 3423 TO BECOME ERF 5141, LOUIS TRICHARDT TOWNSHIP**
(15/3/8; 15/3/6; E3447; E3423)

RESOLVED B.108.29.10.08 -

THAT the application dated 29 July 2008 received from Geoland Surveys on behalf of their clients Lorpret Trust and Johan Gilfillan for the:

- A. subdivision of erf 3447, located in Klein street, Louis Trichardt township, into portion 1 in extent 645m² and the Remainder in extent 25 050m², and
- B. consolidation of portion 1 of erf 3447 with the adjoining erf 3423, located in Klein street, Louis Trichardt township to become erf 5141 in extent 6355m²

be approved in terms of the provisions of section 92 of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986) subject to the following conditions:

1. The subdivision must be registered in the Deeds Office within two years of the date of approval thereof
2. The consolidation must be registered in the Deeds Office within two years of the date of approval thereof
3. Any development on the properties must comply with the provisions of the Town-Planning Scheme in Operation in all respects
4. No development may commence without approved site plan and approved building plans
5. Municipal servitudes and building lines must be complied with in accordance with the Conditions of Establishment of the township / Town-planning Scheme-in-Operation, as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services.
6. Implementing of a clause 16 application procedure in terms of the provisions of the Town-planning Scheme in Operation before any final approvals or certificates will be issued.
7. The applicable contents of Council Resolve A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.

Subdivision_Erf3447

(DCS)

ITEM B.109.29.10.08 (originally B.109.23.10.08)**TOWN-PLANNING AND CONTROL: SPECIAL CONSENT USE APPLICATION: ERF 2742, LOUIS TRICHARDT EXTENSION 6 TOWNSHIP**
(15/3/15; E2742)

RESOLVED B.109.29.10.08 -

THAT the application for special consent use in terms of section 16 of the Town-planning Scheme-in-Operation received from the property owner Mr P C Eybers in respect of erf 2742, Louis Trichardt Extension 6

Township to conduct a service industry of purified iced water, be approved, subject to the following conditions:

1. Only 20% of the dwelling may be used for the service industry purpose
2. The industry may not cause any nuisance to the neighboring properties
3. Consent is granted for a period of two years whereupon it may be renewed again upon application
4. Not more than two persons may be employed in respect of the service industry
5. The character of the property may not detract from that of the primary use, i.e. residential and the house must be permanently occupied
6. Municipality may withdraw the consent herewith granted in the event that complaints are. No advertisement
8. No development may be carried out without approved building plans
9. 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.
10. Erection of logos or sign boards illuminated by neon lights are prohibited.
11. One paved parking space must be provided on the property.
12. The Director: Finance will collect charges and tariffs in accordance with a business tariff for the duration of the practice on the property.
13. 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.
14. All health regulations and by-laws that may be applicable and enforceable by the Director Community Services and Council be adhered to. (DCS)

Consent_Erf2742

ITEM B.110.29.10.08 (originally B.110.23.10.08)

FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 31 AUGUST 2008 (6/1/1(2008/09))

RESOLVED B.110.29.10.08 -

1. THAT the in-year monitoring financial report for the month of August 2008 be noted.
2. THAT future reports in the above regard must include expenditure incurred by each Department.
3. THAT reports from debt collection must be submitted to the Portfolio Committee Finance every month.
4. THAT the Assistant Manager: Income submit a progress report on property rates to the Chief Financial Officer, Municipal Manager and the Mayor on Thursday, 9 October 2008.
5. THAT a progress report reflecting commitment from respective departments on the progress on the turn-around strategy be submitted at the next Portfolio Committee: Finance meeting.

(DF)

ITEM B.111.29.10.08 (originally B.111.23.10.08)**COMMUNITY SERVICES: PRESENTATION BY SETSHABA TRAFFIC SOLUTION: PROPOSED SPEED CAMERA SYSTEM AND TARIFF EQUIPMENT
(15/7/1 & 17/2/6)**

RESOLVED B.111.29.10.08 -

THAT Setshaba Traffic Solutions of Halfway House, Gauteng be granted the opportunity to make a presentation to the Executive Committee on a date, time and venue set by the Executive Committee.

SetshabaTraffic_itm

(DComS)

ITEM B.112.29.10.08 (originally B.112.23.10.08)**ESSENTIAL SERVICES: NATIONAL ELECTRICITY SUPPLY CONSTRAINTS: ENERGY SAVING: INSTALLATION OF COMPACT FLUORESCENT LAMPS
(16/2/1 & 16/2/B)**

RESOLVED B.112.29.10.08 –

1. THAT MTM Fasteners and Karebo Systems be allowed to remove old incandescent lamps and to install new CFL energy saving light bulbs free of charge in Makhado Municipality in the areas as listed in Annexure A attached hereto to reduce the electricity consumption of customers as part of the overall energy crisis alleviation in South Africa. (DTS)
2. THAT ward councillors make people in the relevant towns/villages aware of the project according to the facts in Annexure A and B attached to the report in this regard. (DComS)

Ej/exco53

ITEM B.113.29.10.08 (originally B.113.23.10.08)**ESSENTIAL SERVICE DELIVERY: ELECTRIFICATION PROJECTS 2008/9 IDP: PRIORITY LIST OF NEW, POST AND EXTENSION OF GRID CONNECTIONS: PROGRESS MADE WITH 2007/8 PROJECTS
(16/2/1 & 16/2/B)****REMARK:**

This matter was referred as item A.118.30.10.08.

ITEM B.114.29.10.08 (originally B.114.23.10.08)**QUARTERLY REPORTS: DEPARTMENT OF CORPORATE SERVICES:**

- A. MUNICIPAL SECRETARIAT DIVISION: 3rd and 4th QUARTER 2007/2008
 - B. HUMAN RESOURCES DIVISION: 3rd and 4th QUARTER 2007/2008
- (10/1/5/1 & 10/1/5/7)

RESOLVED B.114.29.10.08 –

1. THAT cognizance be taken of the 3rd quarterly report of the Department Corporate Services in respect of the period 1 January 2008 to 31 March 2008.

2. THAT cognizance be taken of the 4th quarterly report of the Department Corporate Services in respect of the period 1 April 2008 to 30 June 2008.
3. THAT the Municipal Manager must take action against the Heads of Departments who fails to submit their respective departmental quarterly reports to the Executive Committee. (MM)

SDP/QuarterlyReport_DCS(3&4)(07-08)

ITEM B.115.29.10.08 (originally B.115.23.10.08)

PERSONNEL: PAYMENT OF PERFORMANCE BONUS TO SECTION 57 EMPLOYEES: 2007/8 FINANCIAL YEAR (SP2/23; 6/1/1(08/09))

RESOLVED B.115.29.10.08 -

1. THAT the Executive Committee take the necessary steps to ensure that employment contract be duly signed by the Mayor and Municipal Manager. (DCS)
2. THAT the Municipal Manager must submit the outstanding performance documentation (performance agreement) in line with the 2006/2007 and 2007/2008 financial years after which assessment will be done in line with the Municipal Performance Regulation of 2006. (DCS)

PerformanceBonus2007-8_itm

ITEM B.116.30.10.09

PERSONNEL: PROPOSED SPECIAL SALARY PACKAGE: TWO (2) TESTING OFFICERS (DRIVING LICENSES) (5/3/B, 5/1/2/1 & 5/1/1/B)

REMARK:

This matter was referred from A.113.30.10.08.

RESOLVED B.116.30.10.09 -

THAT the Director Corporate Services submit proof that the vacancies were advertised and that no interest was shown by qualified applicants and in the light of the above, the matter be further considered at the Executive Committee meeting to be held on Thursday, 30 October 2008.

SalaryTrafficOfficers_itm

(DCS)

* * * * *

10. **PETITIONS**

None

11. **NEW MOTIONS**

11.1 **MOTION NO. 216: RECEIVED ON 24 JULY 2008**

The following motion was received on 24 July 2008. This matter must be dealt with under the provisions of clause 40 of the Council's Rules and Orders published in Provincial Gazette

No. 1391 dated 31 August 2007.

“In accordance of Administration Notice dd August 2007 subsection 40:

December 2007 the council advertised 64 new positions in Technical department and close to 7000 possible candidates did submit their CV’s.

Councilors Mudau and Mashaba our Mayor has order the process to be stopped.

There are huge shortcomings in the Technical department.

The above councilors clearly interfered with the duties of the Section 57 Manager and overstep the guidelines set up by the Municipal Structures Act.

I therefore demand that any fruitless expenditure that could have derived as a result from their actions should be determent by the CFO and redeemed by council.

I also put a vote of no confidence in the Mayor and Councilor Mudau and ask that they should be relieved from their current positions.

Signed: Clr Smalle

Seconded: Clr Du Plooy”

REMARK:

The Speaker ruled that the motion be deferred to the next meeting.

RESOLVED -

THAT Motion no. 216 be deferred to the next Council meeting.

11.2 **MOTION NO. 217: RECEIVED ON 15 OCTOBER 2008**

The following motion was received on 15 October 2008. This matter must be dealt with under the provisions of clause 40 of the Council’s Rules and Orders published in Provincial Gazette No. 1391 dated 31 August 2007.

“In terms of clause 40 of the Rules and Orders of Council as promulgated under Local Authority Notice 228 dated 31 August 2007 in Provincial Gazette No. 1391 of 31 August 2007 and further

in accordance with the provisions of the Local Government Municipal Structures Act, 1998 (Act no 17 of 1998) and the Local Government Municipal Systems Act, 2000 (Act no 32 of 2000)

The illegal suspension of the Municipal Manager, Faith Muthambi had severe financial legal costs to the Municipality as determined by the Labour Court of South Africa.

This financial cost can not be for the Ratepayers of the Makhado Municipality as it was not a decision taken by them.

Council was not involved in this decision that was taken to suspend the Municipal Manager.

The person or persons that were liable for such a decision must be held liable for the legal cost in their personal capacity.

*Proposed:
CLR B DU PLOOY*

*Seconded:
CLR J SMALLE”*

REMARK:

The Speaker ruled that the motion be deferred to the next meeting.

RESOLVED -

THAT Motion no. 217 be deferred to the next Council meeting.

11.3 **MOTION NO. 218: RECEIVED ON 15 OCTOBER 2008**

The following motion was received on 24 July 2008. This matter must be dealt with under the provisions of clause 40 of the Council's Rules and Orders published in Provincial Gazette No. 1391 dated 31 August 2007.

"In terms of clause 40 of the Rules and Orders of Council as promulgated under Local Authority Notice 228 dated 31 August 2007 in Provincial Gazette No. 1391 of 31 August 2007 and further

in accordance with the provisions of the Local Government Municipal Structures Act, 1998 (Act no 17 of 1998) and the Local Government Municipal Systems Act, 2000 (Act no 32 of 2000)

It is essential that all employees for good Governance has some method of reporting back to their management structures.

Full time Councilors has been employed since the beginning of our term and no proper method of reporting has been lodge by them.

It is the submission of the Democratic Alliance 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 on the smooth running of the Municipality.

Proposed:
CLR B DU PLOOY

Seconded:
CLR J SMALLE"

REMARK:

The Speaker ruled that the motion be deferred to the next meeting.

RESOLVED -

THAT Motion no. 218 be deferred to the next Council meeting.

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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 29 January 2009.

CHAIRPERSON

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