

MAKHADO LOCAL MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE FIFTY SEVENTH (57th) MEETING OF THE MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 28 OCTOBER 2010 AT 17:00 IN THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, KROGH STREET, LOUIS TRICHARDT.

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PRESENT

Councillors

BOPAPE M B	MATUMBA N J
CHAYA A A	MAUBA K D
DU PLOOY A	MUFAMADI M R
GUNDULA A S	MUKHAHA A J
HOORZUK J	MULOVHEDZI M D
KENNEALY A	MUNUNGUFHALA M L
KUMALO J D	MUVHUMBE M A
LERULE M M	NCHAUBA T G
MABILA M N	NDHLIWAYO B T
MABOHO N K	NEKHUMBE L M
MABOHO T E	NEPHAWE K P
MACHOVANI R G	NGOBENI E H
MAGUGA S G	NKANYANI R G
MAHANI M F	NTHULANE L T
MAHWAI S J	RADAMBA M S
MAKHADO M M	REKHOTSO S M
MAKHUBELE R T	RIKHOTSO F J
MANGANYI S D S	SELEPE , R
MAPHALA O S	SIPHUMA A L
MASHAMBA H A	TSHAVHUYO T G
MATODZI A N	

Traditional Leaders

HOSI MAJOSI N N	KHOSI NETSIANDA M W
KHOSI NESENGANI T P	KHOSI MASHAU T R V

Officials

A S TSHIKALANGE	(MUNICIPAL MANAGER)
E L MUGARI	(DIRECTOR COMMUNITY SERVICES)
M D SINTHUMULE	(DIRECTOR DEVELOPMENT & PLANNING)
R H MALULEKE	(DIRECTOR FINANCE)
N C KHARIDZHA	(ACTING DIRECTOR CORPORATE SUPPORT & SHARED SERVICES)
H J LUKHELI	(ASSISTANT MANAGER COUNCILLORS AFFAIRS)
M D MUNYAI	(ADMINISTRATIVE OFFICER: COMMITTEES)
T E SHIRINGANI	(ADMINISTRATIVE OFFICER: COMMITTEES)

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 –

1. THAT leave of absence be granted in accordance with the provisions of paragraph 5 of the Council's Rules and Orders, 2007 in respect of the Council meeting held on 28 October 2010 to Cllrs S Masuka, G Ramashia, P Baladzi, M A Makhera, M J Murovhi, M A Helm, M D Mboyi, H V Mahlaule, S D Ramudzuli, P Phaswana, N S Matamela, T J Mudau, L B Lowane, F D Mutavhatsindi, L P Mashau, E Maduwa, M Makananise, D Malete, N E Ngobeni, F F Rumani and P Q Reyneke.

2. THAT it be noted that Cllrs R S Baloyi., J Dzhombe, B F Hlongwane, X N C Honwana, M E Lebea, S E Makhomisane, W N Mashele, K Mavhungu, P R J Nemalegeni, A G Ngwana and F F Rumani as well as Hosi M S Bungeni, Khosi S A Mulima, Khosi M C Masakona, Khosi N T L Mashamba, Khosi S T Mukhari, Hosi J Baloyi and Khosi V C Ramabulana were absent from the meeting and leave of absence was not granted in accordance with the provisions of sub-paragraph 5(1)(a) of the Council's Rules and Orders published under Provincial Gazette Notice no. 1391 dated 31 August 2007 in respect of the Council meeting held on 28 October 2010.

3. OFFICIAL ANNOUNCEMENTS

The Speaker, Cllr J Hoorzuk announced that a devastating disaster of rain and wind storms hit the villages of Elim, Mpheni, Vleifontein, Munzhedzi, Maila, Nthabalala and Mpofu on Sunday night, 24 October 2010 and 228 households were destroyed/severely affected. Residents were left without shelter when the heavy storm destroyed their houses. Makhado Municipality, Vhembe District Municipality and the Department of Local Government and Housing and community members were assisting with handing out food parcels, blankets and to recover some of their belongings. The three year old Andile Maliba from Maila Village was killed when a brick fell on her head.

4. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY THE SPEAKER

The Speaker, Cllr J Hoorzuk proposed condolences to the family of the three year old child Andile Maliba from Ha-Maila Village who died when a brick fell on her head during the disaster storm on Sunday, 24 October 2010. The funeral would be on Saturday, 30 October 2010 at 06:00 at Ha-Mathitha Village. May her soul rest in peace.

5. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY COUNCILLORS

None

6. CONFIRMATION OF MINUTES

6.1. REMARK:

Upon proposal by Cllr M R Mufamadi, duly seconded by Cllr A G Tshavhuyo, it was -

RESOLVED -

THAT the minutes of the 56th Meeting of the Council held on 29 July 2010, 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 3, paragraph 6.1

The initials of Cllr Matodzi be correct to "A N".

6.2. REMARK:

Upon proposal by Cllr J D Kumalo duly seconded by Cllr O S Maphala, it was -

RESOLVED -

THAT the minutes of the 68th Meeting of the Special Council held on 9 September 2010, 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

REMARK:

Cllr A du Plooy raised an issue of a second batch of questions which were not included in the Council agenda. The Speaker ruled that it would be included and replied to at the next ordinary Council meeting scheduled for 27 January 2011. (DCSS)

7.1 QUESTION RECEIVED FROM CLLR A KENNEALY ON 22 SEPTEMBER 2010

The questions that were received were dealt with under the provisions of clause 35 of the Council's Rules and Orders published in Provincial Gazette No. 1391 dated 31 August 2007. The Speaker acknowledged receipt of the following questions:

"In terms of Section 35(1)(b) of the Council's Rules and Orders, promulgated under Local Authority Notice 228 in Provincial Gazette no. 1391 dated 31 August 2007, the following questions are put:

Question 1:

Provide us with a list of all potholes in Louis Trichardt CBD and all Residential areas within Louis Trichardt, including the R293 Townships.

Question 2:

How many bags of tar to fix potholes are on stock and what will the Rand value be of the material? If we have stock, why are we not fixing the potholes? If we do not have stock, why don't we have stock of this material?

Question 3:

Provide us with a maintenance plan on potholes and an action list on when these potholes will be fixed.

PROPOSED: Cllr. A Kennealy"

REMARK:

In terms of the provisions of the Rules and Orders these questions will be replied to by the Chairperson of the Executive Committee at the next ordinary Council meeting scheduled for 27 January 2011. (DCSS)

7.2 QUESTION RECEIVED FROM CLLR A DU PLOOY ON 27 SEPTEMBER 2010

The questions that were received were dealt with under the provisions of clause 35 of the Council's Rules and Orders published in Provincial Gazette No. 1391 dated 31 August 2007. The Speaker acknowledged receipt of the following questions:

“In terms of Section 35(1)(b) of the Council's Rules and Orders, promulgated under Local Authority Notice 228 in Provincial Gazette no. 1391 dated 31 August 2007, the following questions are put:

There seems to be a serious challenge on the unavailability of material on general maintenance and new connections.

Question 1:

Supply us with a full written report of all electrical materials not in the store on general electrical and water and sewerage maintenance.

Question 2:

Provide us with a full report on monies paid for all new electricity or upgrades of connections. If there are any connections outstanding, what seems to be the reason?

Question 3:

Because of the unavailability of general maintenance of material, electricity points are bridged out. What is the financial loss to Council in this regard? Who will be held responsible and who will carry these losses? What will the steps be to recover these losses?

Question 4:

I refer to the Supply Chain Management Policy on Logistic Management. The current rules are not enforced and the prescribed regulations are not adhered to, what will the reason for this be? What steps or action will be taken to enforce the prescribed regulations?

PROPOSED: Cllr A du Plooy”

REMARK:

In terms of the provisions of the Rules and Orders these questions will be replied to by the Chairperson of the Executive Committee at the next ordinary Council meeting scheduled for 27 January 2011. (DCSS)

8. MOTIONS OR PROPOSALS DEFERRED FROM PREVIOUS MEETING

None

9. REPORT OF THE EXECUTIVE COMMITTEE: OCTOBER 2010

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 August 2010 to October 2010

The report of the 267th Executive Committee meeting held on 12 August 2010.
 The report of the 268th Executive Committee meeting held on 7 September 2010.
 The report of the 269th Executive Committee meeting held on 9 September 2010.
 The report of the 270th Executive Committee meeting held on 20 October 2010.
 The report of the 271st Executive Committee meeting held on 28 October 2010.

A.61.09.09.10 (originally A61.28.10.10)

(COUNCIL LAND) PROPOSED PURCHASE, SUBDIVISION, REZONING OF LAND SITUATED BETWEEN HILLSIDE COMBINED SCHOOL AND ERVEN 1895-1897, DZANANI TOWNSHIP
(7/3/2/1 & 7/4/1/4)

REMARK

This item was already considered at the 68th Special Council meeting held on 9 September 2010.

ITEM A.62.09.09.10 (originally A.62.28.10.10)

SUBMISSION OF BLOCKED PROJECTS TO BE UNBLOCKED: (1084) VARIOUS AREAS
(17/4/1 & 17/20)

REMARK:

This item was referred as item B.54.12.08.10.

ITEM A.63.09.09.10 (originally A.63.28.10.10)

FINANCES: REQUEST FOR THE APPROVAL OF THE REVIEWED CELLPHONE POLICY
(5/5/3/B)

REMARK

This item was already considered at the 68th Special Council meeting held on 9 September 2010.

ITEM A.64.09.09.10 (originally A.64.28.10.10)

FINANCES: 2011/2012 IDP AND BUDGET TIME SCHEDULE
(6/1/1 2011/2012 & 15/7/1)

REMARK

This item was already considered at the 68th Special Council meeting held on 9 September 2010.

ITEM A.65.09.09.10 (originally A.65.28.10.10)

**FINANCES: WRITE-OFF OF INVENTORY ITEMS THAT COULD NOT BE VERIFIED
(8/1/3/1)**

REMARK:

This item was referred as item B.55.12.08.10.

ITEM A.66.09.09.10 (originally A.66.28.10.10)

**PERSONNEL: EXISTING TRANSPORT ALLOWANCE AS SERVICE BENEFIT TO SENIOR STAFF AND OTHER STRATEGIC POSTS WHO PRESENTLY PARTICIPATE IN THE TRANSPORT ALLOWANCE SCHEME: AMENDMENT
(5/5/5/4; 5/5/3/B; 5/1/1/B; 5/1/1/2/2)**

REMARK

This item was already considered at the 68th Special Council meeting held on 9 September 2010.

ITEM A.67.09.09.10 (originally A.67.28.10.10)

**FINANCES: REQUEST FOR THE APPROVAL OF THE WRITE-OFF OF THE RECONCILING ITEMS FOR EXPENDITURE AND INCOME
(6/1/1(04/09))**

REMARK:

This item was referred as item B.56.12.08.10.

ITEM A.68.09.09.10 (originally A.68.28.10.10)

**ESSENTIAL SERVICES: REVISED ELECTRIFICATION PLAN 2010/11:
(16/2/1 & 16/2/B)**

REMARK

This item was already considered at the 68th Special Council meeting held on 9 September 2010.

ITEM A.69.09.09.10

**INTERNAL AUDIT & RISK MANAGEMENT: RISK, ANTI-FRAUD AND AUDIT MANAGEMENT STRATEGY, PLANS, POLICIES, INTERNAL AUDIT AND AUDIT COMMITTEE CHARTERS
(6/13/1/2/1 & 4/11/2)**

REMARK

This item was already considered at the 68th Special Council meeting held on 9 September 2010.

ITEM A.70.09.09.10

**AUDIT COMMITTEE: REPORT TO COUNCIL: 2009/2010 FINANCIAL YEAR
(4/11/2)**

REMARK

This item was already considered at the 68th Special Council meeting held on 9 September 2010.

ITEM A.71.09.09.10

**PARTICIPATION IN INTER-MUNICIPAL GAMES: GREATER TZANEEN
MUNICIPALITY
(12/3/3/78)**

REMARK

This item was already considered at the 68th Special Council meeting held on 9 September 2010.

ITEM A.72.09.09.10

**FINANCES: REQUEST FOR THE APPROVAL OF THE WRITE-OFF OF THE ASSETS
THAT COULD NOT BE VERIFIED
(8/1/3/3)**

REMARK

This item was already considered at the 68th Special Council meeting held on 9 September 2010.

ITEM A.73.09.09.10

**FINANCES: WRITE-OFF OF INVENTORY ITEMS THAT COULD NOT BE VERIFIED
(8/1/3/1)**

REMARK

This item was already considered at the 68th Special Council meeting held on 9 September 2010.

ITEM A.74.09.09.10

**AUDIT COMMITTEE: REPORT TO COUNCIL: 2009/2010 FINANCIAL YEAR UP TO
AUGUST 2010
(4/26/1/1 & 4/11/2)**

REMARK

This item was already considered at the 68th Special Council meeting held on 9 September 2010.

ITEM A.75.09.09.2010

**FINANCE: SARS CIRCULAR ON CAR ALLOWANCE TAXATION
(5/5/2/1)**

REMARK

This item was already considered at the 68th Special Council meeting held on 9 September 2010.

ITEM A.76.09.09.10**FINANCES: FUNDING OF MUNICIPAL STUDY TOUR TRIP TO ZIMBABWE AND ZAMBIA FROM 25 SEPTEMBER 2010 TO 4 OCTOBER 2010-09-07 (12/3/3/2)****REMARK**

This item was already considered at the 68th Special Council meeting held on 9 September 2010.

ITEM A.77.09.09.2010**FINANCE: SARS CIRCULAR ON CAR ALLOWANCE TAXATION (5/5/2/1)****REMARK**

This item was already considered at the 68th Special Council meeting held on 9 September 2010.

ITEM A.78.28.10.10**COUNCIL, EXECUTIVE AND PORTFOLIO COMMITTEE MEETINGS: PROGRAMME OF MEETINGS: JANUARY 2011 TO JUNE 2012 (4/2/1 & 4/3/1)**

RESOLVED A.78.28.10.10 –

1. THAT Council approves the program of Council, Executive Committee and Portfolio Committee meetings for the year 2011 and the financial year 2011/2012 as follows:

2011		
Portfolio Committee	Executive Committee	Council
15:00 and onward	15:00	17:00
	20 January	27 January
31 January, 1 & 2 February 14, 15 & 16 February	24 February	
28 February, 1 & 2 March 14, 15 & 16 March	24 March	31 March (Draft Budget)
28, 29 & 30 March 11, 12 & 13 April	21 April	28 April
25, 26 & 27 April 9, 10 & 11 May	19 May	26 May (Final Budget)
6, 7 & 8 June 20, 21 & 22 June	24 June	
11, 12 & 13 July	21 July	28 July

1, 2 & 3 August		
15, 16 & 17 August	25 August	
5, 6 & 7 September		
19, 20 & 21 September	29 September	
10, 11 & 12 October	20 October	27 October
31 October, 1 & 2 November		1 December
14, 15 & 16 November	24 November	(Special Council)

2012

Portfolio Committee 15:00 and onward	Executive Committee 15:00	Council 17:00
9, 10 & 11 January	19 January	26 January
30, 31 January & 1 February		
13, 14 & 15 February	23 February	
27, 28 & 29 February		
12, 13 & 14 March	22 March	29 March (Draft Budget)
26, 27 & 28 March		
9, 10 & 11 April	19 April	26 April
30 April, 2 May		
14, 15 & 16 May	24 May	31 May (Final Budget)
4, 5 & 6 June		
18, 19 & 20 June	28 June	

(DCSS)

2. THAT the Special Council meetings to approve the draft budget and the final budget 2011/2012 be held on 31 March 2011 and 26 May 2011 respectively.

(DCSS/DDP/CFO)

3. THAT the Special Council meetings to approve the draft budget and the final budget 2012/2013 be held on 29 March 2012 and 31 May 2012 respectively.

(DCSS/DDP/CFO)

4. THAT a Special Council meeting before Council recession during December 2011, be held on 1 December 2011 in order to consider any outstanding issues before the commencement of the 2nd and last half of the 2011/2012 financial year.

(DCSS)

ITEM A.79.28.10.10**FINANCES: WRITE-OFF AND DISPOSAL OF PROPERTY, PLANT AND EQUIPMENT
(8/1/3/1)**

RESOLVED A.79.28.10.10 -

1. THAT the write-off of Property, Plant & Equipment of assets listed in **Annexure A** attached to the report in this regard and disposal thereof by means of public auction as required by the Supply Chain Management Policy be approved and that a qualified Auctioneer be authorized to proceed with all the necessary steps for the disposal. (CFO)
2. THAT an inspection in loco be held by the Portfolio Committee Finance before the qualified Auctioneer proceed with steps for disposal of assets by means of public auction, and that the assets register be available at the inspection. (CFO)
3. THAT a Disposal Committee and Assets Committee be established and a full Municipal Finance Management Act be submitted at the next Portfolio Committee Finance meeting for the purpose of accurate reference to a Disposal Committee. (MM/CFO)
4. THAT the Portfolio Committee Finance proposal that a moratorium be placed on all further write-off of assets from October 2010 (excluding those listed in Annexure A) until a Disposal Committee is duly constituted, be approved. (CFO)

WriteOffFixedAssets_itm

ITEM A.80.28.10.10**ESSENTIAL SERVICES: WASTE MANAGEMENT FACILITY: ACQUISITION OF LAND
BY WAY OF DONATION: PORTION 8 OF DOORNSPRUIT 41LT: SUTHERLAND R F
(16/4/1/B, 16/4/1/2 & 7/2/1/1)**

RESOLVED A.80.28.10.10 –

1. THAT it be noted that the approval of the acquisition of a portion of Portion 8 of the farm Doornspruit 41 LT will enable the Department of Technical Services to fast track the development of a refuse transfer station for Waterval/Elim towns which will aid in minimizing waste for transfer to the landfill site and illegal dumping will also be minimized, as communities will have waste management facilities which are easy to reach. (DTS)

2. THAT the offer of donation of 5ha land on a portion of Portion 8 of farm Doornspruit 41LT which was received from Mr R Sutherland as set out in Annexure B attached to the report in this regard be approved, and that the Director Corporate Support and Shared Services proceed with legal formalities to conclude such transaction: Provided it be without creating a precedent and it be accepted as a bona-fide offer in good faith. (DCSS)
3. THAT the funds which are budgeted for the development of the Waterval Refuse Transfer Station, pending the availability of suitable land be utilized. (DTS/CFO)

AcquisitionLandForRefuseSite_itm

ITEM A.81.28.10.10

**TOWNPLANNING AND CONTROL: ALLOCATION OF STREET NAMES IN DZANANI TOWNSHIP: DZANANI REGION
(16/5/4; 7/4/1/4)**

REMARK:

This item was referred as item B.66.20.10.10.

ITEM A.82.28.10.10

**TOWN PLANNING AND CONTROL: AMENDMENT OF CONDITIONS OF THE PROPOSED BUSHVALLEY TOWNSHIP: PORTION 101 FORMERLY PORTIONS 89 TO 95 (PORTIONS OF PORTION 44) OF THE FARM VONDELING 285 L.S.
(15/3/15 & 15/4/2/2/1/211)**

RESOLVED A.82.28.10.10 -

THAT the request received from Geoland Land Surveyors on behalf of their client Mr. I McDonald to amend the conditions of Bushvalley township be approved. (DDP)

BushvalleyConditions_itm

ITEM A.83.28.10.10

**FINANCES : REQUEST FOR CONDONATION OF SPENDING: UNSPENT PORTION OF CONDITIONAL GRANTS AS AT 30 JUNE 2010 TO FUND OPERATIONAL ACTIVITIES
(6/1/1(09/10); 6/5/7)**

RESOLVED A.83.28.10.10 -

1. THAT Council condones the spending of an amount of R32, 244,519.00 from conditional grant funds to finance operational activities during the 2009/2010 financial year and that it be noted that the situation was cleared upon the receipt of R 77 million equitable share in July 2010. (CFO)

2. THAT Council takes note that the following remedial actions will be imposed during the 2010/2011 financial year to prevent the recurring of spending conditional grants to finance operational expenditure:
- 2.1 The approved operational and capital estimates for the 2010/2011 financial year will be revised during budget adjustments as per Section 28 of the Municipal Finance Management Act, 2003 to recover the gap identified where necessary.
- 2.2 The timing on cash outflows on a monthly basis, and reconciliation of conditional grants, and ring fencing of the cash thereof. (CFO)

UnspentConditionalGrant2010_itm

ITEM A.84.28.10.10

FINANCES: REQUEST FOR THE APPROVAL OF THE WRITE-OFF OF THE RECONCILING ITEMS FOR EXPENDITURE AND INCOME (6/1/1(04/09))

RESOLVED A.84.28.10.10 –

THAT Council approves the write-off of the reconciling items for both expenditure and income until the 30th of June 2009. (CFO)

Bank Reconciliation item

ITEM A.85.28.10.10

PERSONNEL: ANNUAL SALARY INCREASE: MUNICIPAL MANAGER AND MANAGERS ACCOUNTABLE TO THE MUNICIPAL MANAGER (5/5/2/1)

REMARK:

This item was referred as item B.69.28.10.10. (DCSS)

ITEM A.86.28.10.10

PARTICIPATION OF THE TRADITIONAL LEADERS IN MUNICIPAL COUNCIL: INCREASE ON PAYMENT OF ALLOWANCES AND PROVISION OF MOBILE CELLPHONES AND AIRTIME FOR TRADITIONAL LEADERS (5/5/3 & 3/5/2)

REMARK:

This item was referred as item B.70.28.10.10. (DCSS)

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9.2 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 May 2010 to July 2010

**The report of the 267th Executive Committee meeting held on 12 August 2010.
 The report of the 268th Executive Committee meeting held on 7 September 2010.
 The report of the 269th Executive Committee meeting held on 9 September 2010.
 The report of the 270th Executive Committee meeting held on 20 October 2010.
 The report of the 271st Executive Committee meeting held on 28 October 2010.**

ITEM B.47.12.08.10

**TOWN-PLANNING AND CONTROL: APPLICATION FOR SPECIAL CONSENT USE:
 ERF 1011, LOUIS TRICHARDT EXTENSION 2 TOWNSHIP: GRANNY FLAT
 (15/3/8; E1011/R)**

RESOLVED B.47.12.08.10 –

THAT the application for special consent use submitted by Mr S Lorden to utilize remainder of erf 1011, Louis Trichardt Township for the purposes of erecting a granny flat be approved in terms of section 16 of the Louis Trichardt Scheme, 2000 subject to the following terms and conditions:

1. No development may commence without approved building plans.
2. The development must comply with the Makhado Land Use Scheme, 2009 in operation.
3. All costs that may arise as a result of this approval be for the account of the applicant.
4. 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.
5. The building to be erected must comply with municipal By-laws and National Building regulations as well as minimum requirements for a granny flat namely:
 - 5.1 The maximum floor area must not exceed 70m², outbuildings excluded
 - 5.2 The granny flat must at least consist of a kitchen, bathroom and living/bedroom.
 - 5.3 Only one connection point per service per erf will be provided
 - 5.4 The granny flat may not be subdivided unless it is situated in an area that allows for densification
 - 5.5 Building plans must be submitted and approved before the granny flat may be build
6. No additional municipal services will be provided on the property and connections must be made from the existing dwelling.

ITEM B.48.12.08.10**TOWN-PLANNING AND CONTROL:**

- 1. SUBDIVISION OF ERF 348 LOUIS TRICHARDT TOWNSHIP**
- 2. CONSOLIDATION OF REMAINDER OF ERF 348 WITH ERF 350 AND ERF 351, LOUIS TRICHARDT TOWNSHIP**
(15/3/8; E 348 & 15/3/36, E 350 & E 351)

RESOLVED B.48.12.08.10 –

THAT the application of Geoland Surveys on behalf of their client Mr. D Schnehage to subdivide erf 348, Louis Trichardt township and the subsequent consolidation of Remainder of erf 348 with erf 350 and erf 351, Louis Trichardt township be approved in terms of section 92 of the Town-planning and Townships Ordinance, 15 of 1986, subject to the following conditions:

1. Each erf must have its own water, sewer and electrical connection.
2. The applicant will not be liable to pay engineering services contributions as no new erf is created and no new service connection will be required.
3. 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 must comply with the Makhado Land-Use Scheme, 2009.
4. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
5. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
6. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
7. The proposed subdivision and subsequence consolidation must be registered in the Deeds Office within two years from date of approval of the application.
8. The applicable contents of Council Resolution 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.49.12.08.10**TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 458, LOUIS TRICHARDT TOWNSHIP
(15/3/8; E 458)**

RESOLVED B.49.12.08.10 –

THAT the application of Geoland Surveys on behalf of their client Mr. T L Lordan to subdivide erf 458, Reitz Street, Louis Trichardt township into two portions be approved in terms of section 92 of the Town-planning and Townships Ordinance, 15 Of 1986, subject to the following conditions:

1. Each house must have its own water and sewer connection for which installation cost and normal standard 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 applicant must take note that the municipality will not be able to provide additional electricity supply capacity.
3. The applicant is liable to pay engineering services contributions for water and sewer to the amount of R4 775, 94 and an amount of R4 736,00 for electrical services which amounts are based on the 2010/11 tariff and if paid after 30 June 2011 an annual % increase will be payable.
4. A right of way servitude 3.70m wide must be registered over the southern boundary of Portion 1 in favor of the Remainder.
5. The registered owner of the panhandle 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 owner of the panhandle portion 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. No buildings or structure except such walls and barriers shall be erected in the panhandle.
8. Any restrictive conditions as embodied in the Title Deed of the erf and/or the Township Establishment Conditions will apply.
9. 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 must comply with the Makhado Land Use Scheme, 2009.

10. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
11. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipal.
12. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services
13. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
14. The applicable contents of Council Resolution 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.

SubdivisionErf458_itm

(DDP)

ITEM B.50.12.08.10

TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 462, LOUIS TRICHARDT TOWNSHIP (15/3/8; E 462)

RESOLVED B.50.12.08.10 –

THAT the application of Geoland Surveys on behalf of their client Mr. T Lordan to subdivide erf 462, corner of Celliers and Joubert Street, Louis Trichardt township into two portions be approved in terms of section 92 of the Town-planning and Townships Ordinance, 15 of 1986, subject to the following conditions:

1. Each house must have its own water and sewer connection for which installation cost and normal standard 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 applicant must take note that the municipality will not be able to provide additional electricity supply capacity.
3. 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

must comply with the Makhado Land Use Scheme, 2009.

4. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
5. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipal.
6. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services
7. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
8. The applicable contents of Council Resolution 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.

SubdivisionErf462_itm

(DDP)

ITEM B.51.12.08.10

**TOWNPLANNING AND CONTROL: SUBDIVISION OF PORTION 3 OF ERF 608,
TSHIKOTA TOWNSHIP
(TE 608/3 & 7/3/2/1)**

RESOLVED B.51.12.08.10 –

THAT the matter be referred back for clarity and inspection in loco and resubmission to the Portfolio Committee for consideration.

(DDP)

ITEM B.52.12.08.10

TOWN-PLANNING AND CONTROL:

1. **PROPOSED SUBDIVISION OF ERF 2070 LOUIS TRICHARDT EXTENSION 2 TOWNSHIP**
2. **CONSOLIDATION OF PORTION 1 OF ERF 2070 AND ERF 2072 LOUIS TRICHARDT EXTENSION 2 TOWNSHIP**
(15/3/8; E 2070 & 15/3/36, E 2072)

RESOLVED B.52.12.08.10 –

THAT the matter be referred back for clarity and inspection in loco and resubmission to the Portfolio Committee for consideration.

(DDP)

ITEM B.53.12.08.10**TOWN-PLANNING AND CONTROL:**

- 1. PROPOSED SUBDIVISION OF ERF 3007, LOUIS TRICHARDT EXTENSION 9 TOWNSHIP**
- 2. CONSOLIDATION OF ERF 3007 WITH ERF 3008, LOUIS TRICHARDT EXTENSION 9 TOWNSHIP**
(15/3/8; E 3007 & 15/3/36, E 3008)

RESOLVED B.53.12.08.10 –

THAT the application of Geoland Surveys on behalf of their client Mrs. Leshi to subdivide erf 3007, Louis Trichardt Extension 9 and the subsequent consolidation of Portion 1 of erf 3007, with erf 3008 Louis Trichardt extension 9 township be approved in terms of section 92 of the Town-planning and Townships Ordinance, 15 of 1986, subject to the following conditions:

1. Each erf must have its own water, sewer and electrical connection.
2. 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 must comply with the Makhado Land Use Scheme, 2009.
3. The proposed subdivision and subsequence consolidation must be registered in the Deeds Office within two years from date of approval of the application.
4. The applicable contents of Council Resolution 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.
5. The registered owner of the panhandle portion shall, when required by the local municipality, at his own expense pave the panhandle to the satisfaction of the local municipality prior to or simultaneously with the erection of any building on the Erf and such roadway shall thereafter be maintained dust free to the satisfaction of the local municipality.
6. The registered owner of the panhandle portion shall, when required by the local municipality, erect screen walls or dense barriers along the satisfaction of the local municipality. The extent, material, design, height, position and maintenance of such screen walls or barriers shall be the satisfaction of the local municipality.
7. No buildings or structure except such walls and barriers shall be erected in the panhandle.
8. Not more than one household, together with two other persons, or a maximum of eight persons may live on a permanent basis in one dwelling unit. If the number of persons exceeds above-mentioned, written consent must be obtained.
9. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.

10. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipal.
11. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.

Subdivision_Erf3007

(DDP)

ITEM B.54.12.08.10**SUBMISSION OF BLOCKED PROJECTS TO BE UNBLOCKED: (1084) VARIOUS AREAS (17/4/1 & 17/20)****REMARK:**

This item was referred from item A.62.28.10.10.

RESOLVED B.54.12.08.10 -

THAT the matter be referred back pending the provision of full information regarding to the number of allocations, number of units completed, number of units outstanding, villages as well as the developers concerned including Ace of Hearts and others, and a progress report for Tshikota, Shongozwi and Padkamp must form part of the report before the end of August 2010.

BlockedProjects_itm

(DDP)

ITEM B.55.12.08.10**FINANCES: WRITE-OFF OF INVENTORY ITEMS THAT COULD NOT BE VERIFIED (8/1/3/1)****REMARK:**

This item was referred from item A.65.28.10.10.

RESOLVED B.55.12.08.10 –

THAT the matter be referred back for a compilation of a revised report that would reflect the inventory of items to be written off in each Department and that the report be tabled for consideration at a Special Council to be held within two weeks from the date of this Council Resolution (DF)

WriteOffStock_itm

ITEM B.56.12.08.10**FINANCES: REQUEST FOR THE APPROVAL OF THE WRITE-OFF OF THE RECONCILING ITEMS FOR EXPENDITURE AND INCOME (6/1/1(04/09))****REMARK:**

This item was referred from item A.67.28.10.10.

RESOLVED B.56.12.08.10 –

THAT the matter be referred back to the Department of Finance for a comprehensive report to be tabled at the Special Council meeting to be held within two weeks from the date of this Council Resolution. (DF)

Bankreconciling_itm

ITEM B.57.20.10.10**FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 31 JULY 2010 (6/1/1(2009/10) ;10/1/5/2)**

RESOLVED B.57.20.10.10 -

1. THAT the in-year monitoring financial report for the month of July 2010 be noted. (CFO)
2. THAT the Chief Financial Officer submits a separate report about the status of debt collection by external service providers, as well as proposed mechanisms on collection of larger amounts from debtors in order to decrease the growth in outstanding debtors.

MonitoringJuly2010_itm

(CFO)

ITEM B.58.20.10.10**FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 31 AUGUST 2010 (6/1/1(2009/10); 10/1/5/2)**

RESOLVED B.58.20.10.10 -

1. THAT the in-year monitoring financial report for the month of August 2010 be noted. (CFO)
2. THAT the CFO submits to Executive Committee a separate report of the status of debt collection through the external service providers, specifically in view thereof that the monthly growth in debtors is reason for concern. (CFO)

3. THAT quarterly reports must indicate all projects, even where consultants were appointed, and expenditure of all projects be reflected fully. (CFO)

MonitoringAugust2010_itm

ITEM B.59.20.10.10

REPORTS AND SURVEYS: SDBIP PROGRESS REPORT: 2009/10 FINANCIAL YEAR: DEPARTMENT FINANCES (10/1/4/1; 10/1/2)

RESOLVED B.59.20.10.10 -

THAT the Portfolio Committee Finances takes note of the SDBIP Progress Report of the Department Finances for the 2009/2010 financial year attached to the report in this regard.

ProgressFinance_itm

(CFO/DCSS)

ITEM B.60.20.10.10

REPORTS AND SURVEYS: SDBIP PROGRESS REPORT: 2009/10 FINANCIAL YEAR: DEPARTMENT TECHNICAL SERVICES (10/1/4/1; 10/1/2)

RESOLVED B.60.20.10.10 -

THAT the matter be referred back to the Portfolio Committee: Technical Services for consideration with a view of making a recommendation to the Executive Committee. (DCSS)

Progress SDBIP DTS 09-10_itm

ITEM B.61.20.10.10

REPORTS AND SURVEYS: SDBIP PROGRESS REPORT: 2009/10 FINANCIAL YEAR: DEPARTMENT COMMUNITY SERVICES (10/1/4/1; 10/1/2)

RESOLVED B.61.20.10.10 -

THAT the Portfolio Committee for Community Services takes note of the SDBIP Progress Report of the Department Community Services for the 2009/2010 financial year attached to the report in this regard. (DCOMS)

ProgressSDBIPDcoms09-10_itm

ITEM B.62.20.10.10**REPORTS AND SURVEYS: SDBIP PROGRESS REPORT: 2009/10 FINANCIAL YEAR:
DEPARTMENT DEVELOPMENT PLANNING
(10/1/4/1; 10/1/2)**

RESOLVED B.62.20.10.10 -

THAT the matter be referred back to the Portfolio Committee: Development & Planning for consideration with a view of making a recommendation to the Executive Committee. (DCSS)

ProgressSDBIPddp09-10_itm

ITEM B.63.20.10.10**COMMUNITY SERVICES: SUBMISSION OF BLOCKED HOUSING PROJECTS TO BE
UNBLOCKED: (1084) VARIOUS AREAS
(17/4/1 & 17/20)**

RESOLVED B.63.20.10.10 –

1. THAT Council takes note of the list of blocked projects which the Office has already submitted to the Department of Local Government and Housing for unblocking purposes. (DDP)
2. THAT the concerns and frustrations that the political and administrative components are experiencing on the ground from beneficiaries concerning incomplete projects be submitted to the Head of the Department Local Government and Housing. (DDP)

BlockedProjects_itm(2)

ITEM B.64.20.10.10**TOWN-PLANNING AND CONTROL: APPLICATION FOR CONSOLIDATION ERVEN 25
AND 26, WATERVAL-A (ELIM)
(7/4/1/3 & 15/3/6)**

RESOLVED B.64.20.10.10 -

THAT the application received from Geoland Surveys for the consolidation of erven 25 and 26, Waterval A township to become erf 2208, be considered favourably subject thereto that:

1. the consolidation be registered in the Deeds Office within two years;
2. the development must comply with the Makhado Land Use Scheme, 2009.
3. a servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed;
4. no building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality;

5. the Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services;
6. the Department of Local Government and Housing be informed of Council's recommendation.
7. erven may only be used in accordance with its approved land use zone as determined in the Makhado Land Use Scheme, 2009. (DDP)

Consolidation25-26Waterval_itm

ITEM B.65.20.10.10

TOWN-PLANNING AND CONTROL: APPLICATION FOR CONSOLIDATION: ERVEN 746 AND 747, VUWANI TOWNSHIP (7/4/1/3 & 15/3/6)

RESOLVED B.65.20.10.10 -

THAT the application received from Geoland Surveys for the consolidation of Erf 747 and Erf 746, Vuwani Extension 1 township to become Erf 1618, be considered favourably, subject thereto that:

1. the consolidation be registered in the Deeds Office;
2. the development must comply with the Makhado Land Use Scheme, 2009;
3. a servitude of 2,0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed;
4. no building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality;
5. the Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services;
6. the Department of Local Government and Housing be informed of Council's recommendation.

(DDP)

ConsolidationE747-E746Vuwani_itm

ITEM B.66.20.10.10

TOWNPLANNING AND CONTROL: ALLOCATION OF STREET NAMES IN DZANANI TOWNSHIP: DZANANI REGION (16/5/4; 7/4/1/4)

REMARK:

This item was referred from item A.81.28.10.10.

RESOLVED B.66.20.10.10 –

THAT the matter be referred back pending clarity and rectification by the Political Head of Department Corporate Support and Shared Services. (DCSS)

StreetNamesDzanani_itm

ITEM B.67.28.10.10

REPORTS AND SURVEYS: SDBIP PROGRESS REPORT: 2009/10 FINANCIAL YEAR: DEPARTMENT TECHNICAL SERVICES (10/1/4/1; 10/1/2)

RESOLVED B.67.28.10.10 –

1. THAT note be taken of the SDBIP Progress Report of the Department Technical Services for the 2009/2010 financial year attached to the report in this regard. (DTS)
2. THAT the Department Technical Services must establish a Local Energy Forum and appoint suitable candidates in the critical vacant posts of Manager: Project Management Unit and Manager: Civil & Mechanical Engineering Services before 31 December 2010. (DCSS)

Progress SDBIP DTS 09-10_itm

ITEM B.68.28.10.10

REPORTS AND SURVEYS: SDBIP PROGRESS REPORT: 2009/10 FINANCIAL YEAR: DEPARTMENT DEVELOPMENT PLANNING (10/1/4/1; 10/1/2)

RESOLVED B.68.28.10.10 -

THAT note be taken of the SDBIP Progress Report of the Department Development Planning for the 2009/2010 financial year attached to the report in this regard. (DDP)

ProgressSDBIPddp09-10_itm

ITEM B.69.28.10.10

PERSONNEL: ANNUAL SALARY INCREASE: MUNICIPAL MANAGER AND MANAGERS ACCOUNTABLE TO THE MUNICIPAL MANAGER (5/5/2/1)

REMARK:

This item was referred from item A.85.28.10.10.

RESOLVED B.69.28.10.10 –

THAT the matter be referred back to the Portfolio Committee: Finance for their consideration and submission of a recommendation to the Executive Committee at a next meeting. (DCSS)

AnnualSalaryMM&Dir_itm

ITEM B.70.28.10.10

**PARTICIPATION OF THE TRADITIONAL LEADERS IN MUNICIPAL COUNCIL:
INCREASE ON PAYMENT OF ALLOWANCES AND PROVISION OF MOBILE
CELLPHONES AND AIRTIME FOR TRADITIONAL LEADERS
(5/5/3 & 3/5/2)**

REMARK:

This item was referred from item A.86.28.10.10.

RESOLVED B.70.28.10.10 –

THAT the matter be referred back to the Portfolio Committee: Corporate Services for further investigation regarding the applicable legislation on the subject matter, and that the names of all traditional leaders who had passed away be deleted, and re-submission to the Executive Committee for consideration at a next meeting.

AllowanceTradLeaders_itm

(DCSS)

ITEM B.71.28.10.10

**COMMUNITY SERVICES: PRELIMINARY REPORT: DISASTER STORM:
VLEIFONTEIN TOWNSHIP, MAILA, MUNZHEDZI, NTHABALALA, MPHENI AND
ELIM AREA: 24 OCTOBER 2010
(17/11/9)**

REMARK:

This item was tabled at the meeting.

RESOLVED B.71.28.10.10 –

1. THAT the Executive Committee takes note that the Mayor's Discretion Fund would be utilized to assist the poor family of the deceased child who was a victim of the disaster incident on 24 October 2010, and that special financial assistance be provided to the household of the disabled person, Mr Mulaudzi of Munzhedzi Village, where the roof of his two roomed house was blown away; the amount involved is R15 000,00 calculated as follows:
 - a. R10 000,00 for assistance with burial of the child; and
 - b. R5 000,00 for the repair of the damaged house of the disabled victim. (DComS/CFO)

- 2. THAT note be also taken that the Mayor, Cllr M M Lerule had approached the MEC for Local Government and Housing and the Minister of Human Settlements with a view to request assistance on behalf of the disaster victims as occurred at the affected villages on 24 October 2010. (DComS)
- 3. THAT the Vhembe District Municipality be requested to declare the areas affected in the above regard as District Disaster Area. (DComS)

* * * * *

10. PETITIONS

None

11. NEW MOTIONS

None

* * * * *

The meeting was closed and adjourned at 18h30.

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 the first following ordinary Council meeting of 27 January 2011.

CHAIRPERSON