



RESOLUTIONS FOR THE 2017/2018 FINANCIAL YEAR

**RESOLUTIONS ORIGINATING FROM THE REPORTS OF THE MAYORAL
COMMITTEE IN TERMS OF NON-DELEGATED POWERS. MEETING HELD ON
THURSDAY, 27 JULY 2017**

A58/07/2017

**2016/2017 THIRD QUARTER REPORT ON THE IMPLEMENTATION OF
RESOLUTIONS: JANUARY TO MARCH 2017**

(MEM)

(4/1/4/2)

This report was withdrawn.

A59/07/2017

**2016/2017 FOURTH QUARTER REPORT ON THE IMPLEMENTATION OF
RESOLUTIONS: JANUARY TO MARCH 2017**

(MEM)

(4/1/4/2)

This report was withdrawn.

A60/07/2017

REPORT ON THE IMPLEMENTATION OF MITIGATION MEASURES ON THE FINDINGS OF THE AUDITOR-GENERAL

(MEM)

(6/13/3)

This matter falls under the delegated authority of the Executive Mayor in terms of point four of resolution A56/08/2017 and was dealt with under item B04/07/2017.

A61/07/2017

MUNICIPAL INFRASTRUCTURE GRANT 2016/2017 ANNUAL REPORT

(MEM)

(6/13/3)

RESOLVED

1. That the report on the implementation of all capital projects during the 2016/2017 financial year, and as contained in the Council meeting agenda dated 27 July 2017, **BE ACKNOWLEDGED**.
2. That the report on the implementation of all capital projects during the 2016/2017 financial year, and as contained in the Council meeting agenda dated 27 July 2017, **BE REFERRED** to the Municipal Public Accounts Committee.

A62/07/2017

2015/2016 AUDIT COMMITTEE ASSESSMENT

(MEM)

(6/1/1-15/16)

RESOLVED

1. That the following ad hoc committee **BE CONSTITUTED** to do the performance assessment of the Audit Committee as contemplated in Clause 8 of the Audit Committee Charter:
 - The Executive Mayor;
 - The Speaker;
 - Councillor MB Makola; and
 - The Chairperson of the Municipal Public Accounts Committee.

2. That the ad hoc committee's performance assessment report, together with the self-assessment report of the Audit Committee, **BE TABLED** to Council.

A63/07/2017

AUDIT COMMITTEE REPORT FOR THE 4TH QUARTER OF THE 2015/2016 FINANCIAL YEAR

(MEM)

(6/1/1-15/16)

The following two proposals were received:

Proposal 1:

That the report of the Audit Committee for the fourth quarter of the 2015/2016 financial year **BE ACKNOWLEDGED**.

Proposal 2:

That the report of the Audit Committee for the fourth quarter of the 2015/2016 financial year **BE REFERRED** back to the Audit Committee to provided detail of the work done by the committee.

After this matter was put to the vote is was with a majority of 32 against 15:

RESOLVED

That the report of the Audit Committee for the fourth quarter of the 2015/2016 financial year, as contained in the Council meeting agenda date 27 July 2017, **BE ACKNOWLEDGED**.

DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF DIFFERENT MEMBERS OF MUNICIPAL COUNCILS

(ZLM)

(6/11/1)

RESOLVED

1. That it **BE ACKNOWLEDGED** that on the 3rd of April 2017, the Minister of Co-operative Governance & Traditional Affairs published an amendment notice, Government Notice No. 313, in Government Gazette No. 40763, which repeals the determination of upper limits of salaries, allowances and benefits of different members of municipal councils promulgated under Government Notice No. 1600 in Government Gazette No. 40519, dated 21 December 2016.
2. That it **BE ACKNOWLEDGED** that sufficient provision was made in the 2016/2017 budget for the increases of salaries, allowances and benefits of councillors, therefore the implementation of the new upper limits will not result in a budget deficit.
3. That the stipulations of Government Gazette No. 40763 **BE IMPLEMENTED** accordingly.
4. That the resolution A01/01/2017 **BE REVOKED**:
 1. *That it BE ACKNOWLEDGED that the Minister of Co-operative Governance & Traditional Affairs promulgated the new upper limits of salaries, allowances and benefits of different members of municipal councils in Government Gazette No. 40519, dated 21 December 2016, under Government Notice No. 1600.*
 2. *That it BE ACKNOWLEDGED that sufficient provision was made in the 2016/2017 budget for the increases of salaries, allowances and benefits of councillors, therefore the implementation of the new upper limits will not result in a budget deficit.*
 3. *That the stipulations of the said Government Gazette BE IMPLEMENTED accordingly.*
 4. *That the implementation of the new upper limits with effect from the 1st of July 2016 BE APPROVED subject to consultation with the MEC for Co-operative Governance & Traditional Affairs in Mpumalanga in terms of the Remuneration of Public Office Bearers Act, Act 20 of 1998.*
 5. *That the MEC for Co-operative Governance & Traditional Affairs in Mpumalanga immediately BE INFORMED of Council's decision in this regard.*
 6. *That the new upper limits of salaries, allowances and benefits only BE IMPLEMENTED after the consultation process with the MEC has been concluded in compliance with the Remuneration of Public Office Bearers Act, Act 20 of 1998.*
4. That the Municipal Manger **ENSURE** that the Chairpersons of Council's Section 79 Committees are remunerated in accordance with the stipulations of the Government Notice No. 313, published in Government Gazette No. 40763.

TOP LEVEL ORGANIZATIONAL STRUCTURE REVIEW

(ZLM)

(5/10/9)

RESOLVED

1. That it **BE ACKNOWLEDGED** that the top level organizational structure has been amended in terms of point 3 of resolution A52/05/2017:
 3. *That the Reviewed Organizational Structure, as contained in the Council meeting agenda dated 26 May 2017, BE APPROVED, subject thereto that energy and infrastructure remain at Technical Services under a single Director.*
2. That the top level organizational structure **BE AMENDED** as follows:
 - 2.1. That the position of “Service Delivery Manager” in the Office of the Executive Mayor remain as “Manager Monitoring & Evaluation”.
 - 2.2. That positions be created in the Department Special Projects for a Youth Co-ordinator and a Women Co-ordinator.
3. That it **BE ACKNOWLEDGED** that departmental organizational structure submissions have been received for consolidation and costing whereafter proposed submissions will be forwarded to all Portfolio Committees.
4. That a session **BE ARRANGED** for all departments to present their proposed changes on the micro organizational structure.

2017/2018 BUDGET POLICIES

(JM)

(6/1/1-17/18)

RESOLVED

1. That the following Budget Policies **BE APPROVED** for the 2017/2018 financial year:
 - Virement
 - Accounting
 - Supply Chain Management
 - Credit Control & Debt Management
 - Investment Policy
 - Property Rates
 - Tariff Policy
 - Asset Management
 - Short Term Risk & Liabilities
 - Funding Reserves
 - Budget Policy
 - Borrowing Policy
 - Black Listing
 - Indigent Management
 - Traveling and Subsistence
 - Provision for Doubtful Debt & Debt Write-off
 - Unclaimed Deposit
 - Retention Policy

2. That a workshop **BE ARRANGED** for all councillors on the above-mentioned policies.

A67/07/2017

2016/2017 FINANCIAL PERFORMANCE REPORT FOR THE FOURTH QUARTER ENDED 30 JUNE 2017

(JM)

(6/1/1-16/17)

RESOLVED

1. That the 2016/2017 Financial Performance Report for the fourth quarter ending 30 June 2017, as contained in the Mayoral Committee meeting agenda dated 20 July 2017, and submitted in terms of Sections 52(d) and 71 of the Local Government: Municipal Finance Management Act, Act 56 of 2003, and Section 28 of the Government Notice No. 32141, **BE ACKNOWLEDGED**.
2. That the deviations from the Supply Chain Management Regulations as contained in the quarterly report **BE ACKNOWLEDGED** and **BE DISCLOSED** as a note to the Annual Financial Statements as prescribed in Section 36(2) of the Local Government Municipal Finance Management Act, Act 56 of 2003, and the Supply Chain Management Policy.
3. That purchases above R100 000-00 amounting to R6 256 459 for the quarter ending 30 June 2017 **BE ACKNOWLEDGED**.
4. That it **BE ACKNOWLEDGED** that as a result of the late payment of creditors, fruitless and wasteful expenditure in the amount of R7,004,584.23 (interest and penalties) has been incurred and will be reported in terms of the requirements of the MFMA.
5. That in order to comply with Section 31(1) of the Government Gazette No. 32141 of 17 April 2009, this report **BE SUBMITTED** to the National Treasury and the relevant Provincial Treasury within five days from the 11th of May 2017, in both a Council approved document and in electronic format.

A68/07/2017

**WRITE-OFF OF MOVABLE AND IMMOVABLE ASSETS FOR THE PERIOD
ENDING 30 JUNE 2017**

(JM)

(10/1/33)

RESOLVED

1. That a total number of 1 258 assets with a carrying value of R13 337 061 **BE WRITTEN OFF**.
2. That the 440 new properties as a result of sub-divisions, amounting to R30 800 000, **BE RECOGNIZED** as additions on the Fixed Asset Register.
3. That the Annual Financial Statements and Fixed Asset Registers **BE UPDATED** accordingly, prior to submission to the Auditor-General.
4. That the Office of the Executive Mayor **VERIFY** and **APPROVE** the information provided on the write-off of movable and immovable assets for the period ending 30 June 2017.
5. That all the land related items **BE SUBJECT** to a land audit.
6. That the theft at the Kinross Storeroom **BE REFERRED** to the Municipal Public Accounts Committee.

A69/07/2017

WATER AND ENERGY DISTRIBUTION LOSS MANAGEMENT PLAN

(MHM)

(6/12/1)

RESOLVED

1. That the Energy Revenue Plan, as contained in the agenda Council meeting agenda dated 27 July 2017, **BE APPROVED**.
2. That the Water and Sanitation Revenue Plan, as contained in the agenda Council meeting agenda dated 27 July 2017, **BE APPROVED**.

**RESOLUTIONS ORIGINATING FROM THE REPORTS OF THE MUNICIPAL
PUBLIC ACCOUNTS COMMITTEE IN TERMS OF NON-DELEGATED POWERS.
MEETING HELD ON THURSDAY, 27 JULY 2017**

A70/07/2017

**MPAC: OVERSIGHT REPORT ON THE 2015/2016 ANNUAL FINANCIAL
STATEMENTS**

This report was withdrawn.

A71/07/2017

**MPAC REPORT: 2016/2017 FINANCIAL PERFORMANCE REPORT FOR THE
FIRST QUARTER ENDED 30 SEPTEMBER 2016**

This report was withdrawn.

A72/07/2017

**MPAC REPORT: 2016/2017 FINANCIAL PERFORMANCE REPORT FOR THE
SECOND QUARTER ENDED 31 DECEMBER 2016**

This report was withdrawn.

A73/07/2017

**MPAC REPORT: 2016/2017 FINANCIAL PERFORMANCE REPORT FOR THE
THIRD QUARTER ENDED 31 MARCH 2017**

This report was withdrawn.

A74/07/2017

**MUNICIPAL PUBLIC ACCOUNTS COMMITTEE TERMS OF REFERENCE
REVIEW**

This report was withdrawn.

**RESOLUTIONS ORIGINATING FROM THE REPORTS OF THE SPEAKER IN
TERMS OF NON-DELEGATED POWERS. MEETING HELD ON THURSDAY, 27
JULY 2017**

A75/07/2017

**REPORT ON THE SPECIAL FUNERAL OF THE LATE HONOURABLE MMC
COUNCILLOR TA MTSWENI**

This report was withdrawn.

RESOLUTIONS OF THE MAYORAL COMMITTEE IN TERMS OF DELEGATED POWERS. MEETING HELD ON THURSDAY, 27 JULY 2017

B02/07/2017

ACCELERATED LOCAL ECONOMIC DEVELOPMENT FRAMEWORK

(NSW)

(4/3/1)

RESOLVED

1. That the proposal from Sinapi Global (Pty.) Ltd. for the development of Accelerated Local Economic Development Framework **BE ACKNOWLEDGED**.
2. That Sinapi Global (Pty.) Ltd. **BE INVITED** to make a presentation on their proposal to the Mayoral Committee Caucus.

B03/07/2017

SOCIAL LABOUR PLAN COMMITTEE

(NSW)

(18/5/2/3)

RESOLVED

1. That the Social Labour Plan Steering Committee constituted in terms of resolution B09/07/2013 **BE RENAMED** as the Social Labour Plan Committee.
2. That Social Labour Plan Committee **BE CONSTITUTED** as follows:
 - MMC Councillor for Planning & Development (Chairperson)
 - Director: Planning & Development (Deputy Chair and Administrative Convener)
 - Director: Technical & Engineering Services
 - Regional Managers
 - IDP Manager
 - A representative from the Legal Section
 - A representative from the Department Finance
 - SLP & Rural Development Co-ordinator (Secretariat)
 - Councillors MD Nhlapo, TR Mnisi, SI Sibanyoni and MJ Mtsweni

B04/07/2017

REPORT ON THE IMPLEMENTATION OF MITIGATION MEASURES ON THE FINDINGS OF THE AUDITOR-GENERAL

(MEM)

(6/13/3)

RESOLVED

That the report on the implementation of the mitigation measures on the findings of the Auditor-General, as contained in the Mayoral Committee meeting agenda dated 20 July 2017, **BE ACKNOWLEDGED.**

RESOLUTION ORIGINATING FROM THE REPORT OF THE MAYORAL COMMITTEE IN TERMS OF NON-DELEGATED POWERS. MEETING HELD ON THURSDAY, 27 JULY 2017

CA11/07/2017

FILLING OF THE POSITION OF THE MUNICIPAL MANAGER

(ZLM)

(5/3/3/1)

RESOLVED

1. That the MEC for Co-operative Governance & Traditional Affairs in Mpumalanga **BE REQUESTED**, in terms of Section 54A(6)(a) of the Local Government: Municipal Systems Act, Act 32 of 2000, to second a suitable person to act in the position of Municipal Manager until such time as a suitable candidate has been appointed.
2. That the position of Municipal Manager **BE RE-ADVERTIZED** in terms of Section 54A(5) of the Local Government: Municipal Systems Act, Act 32 of 2000, read with Section 10 of the Local Government: Regulations on Appointment and Conditions of Employment of Senior Managers.
3. That a new Municipal Manager **BE APPOINTED** before the 31st of October 2017.