



**RESOLUTIONS ARISING FROM THE EXTRAORDINARY  
MEETING HELD ON TUESDAY, 14 MARCH 2017**

A19/03/2017

**EXTENSION OF SECONDMENT OF THE MANAGER LEGAL SERVICES & MUNICIPAL COURT TO THE DIPALESENG MUNICIPALITY**

(ZLM)

(2/1/5)

**RESOLVED**

1. That it **BE ACKNOWLEDGED** that the Honourable MEC for Co-operative Governance & Traditional Affairs in Mpumalanga, Ms. RM Mtshweni, has seconded the Manager Legal Services & Municipal Court, Mr. SL Netshivhale, to the Dipaleseng Municipality as Acting Municipal Manager, with effect from the 1<sup>st</sup> of March 2016.
2. That it **BE ACKNOWLEDGED** that the MEC for Co-operative Governance & Traditional Affairs in Mpumalanga has for a third time extended the period of Mr. Netshivhale's secondment for a further three months until the 31<sup>st</sup> of May 2017.
3. That the MEC for Co-operative Governance & Traditional Affairs in Mpumalanga **BE INFORMED** that Mr. Netshivhale's secondment negatively impacts the performance of the Department Corporate Services.
4. That the Executive Mayor **BE MANDATED** to engage the MEC for Co-operative Governance & Traditional Affairs in Mpumalanga on the appointment of the Municipal Manager at the Dipaleseng Municipality in order for Mr. Netshivhale to return to his position at the municipality as soon as possible.

**A20/03/2017**

**ESKOM: DEBT AND REPAYMENT PLAN AGREEMENT**

**(MEM)**

**(6/10/12)**

**RESOLVED**

1. That it **BE ACKNOWLEDGED** that the municipality was unable to honour the repayment of its current accounts related to the winter period as stipulated in Section 5 of the Eskom Debt Acknowledgement and Repayment Plan Agreement, entered into with Eskom during June of 2016.
2. That it **BE ACKNOWLEDGED** that due to the fact that the municipality was unable to meet its obligation, Eskom issued a final notice, dated 16 February 2017, on the interruption of the municipality's electricity supply with effect from the 13<sup>th</sup> of March 2017.
3. That it **BE ACKNOWLEDGED** that a meeting was held with Eskom on the 9<sup>th</sup> of March 2017 to prevent the interruption of the municipality's electricity supply.
4. That the following agreement with Eskom **BE APPROVED**:
  - 4.1. That the municipality will pay R100 million towards its main Eskom account as follows:
    - 4.1.1. Current account of approximately R41 million when it becomes due on the 16<sup>th</sup> of March 2017;
    - 4.1.2. Full payment from equitable share when it is received from the National Treasury on the 17<sup>th</sup> of March 2017; and
    - 4.1.3. The balance to be paid by the 30<sup>th</sup> of March 2017.
  - 4.2. That the balance of the arrear debt be rephrased until the 31<sup>st</sup> of December 2017 and that a new schedule be tabled to Eskom.
  - 4.3. That all future accounts will be paid in full and on time.
  - 4.4. That the municipality will give consideration to making daily payments towards the arrear debt.
  - 4.5. That a task team be established between the municipality and Eskom to develop long term sustainable solutions for a profitable electricity business within the municipality.
  - 4.6. That the task team will have a steering committee and streams looking at different key performance indicators within the municipality.

5. That the municipality's equitable share **BE PLEDGED** as a guarantee to the repayment plan to Eskom.
6. That the repayment plan as contained in the agenda of the Extraordinary Mayoral Committee meeting agenda dated 13 March 2017, **BE APPROVED**.
7. That the implementation of the new agreement and the progress thereon **BE REPORTED** to Council at every meeting until the arrears are paid in full and the Eskom account is current and the report is to include, but will not be limited to, the following:
  - 7.1. Eskom agreement arrears debt vs payments made towards the agreement; and
  - 7.2. Eskom monthly current account vs payments made toward the monthly current account.