

**RESOLUTIONS ORIGINATING FROM THE REPORTS OF THE MAYORAL COMMITTEE IN TERMS OF NON-DELEGATED POWERS. COUNCIL MEETING HELD ON THURSDAY, 11 MAY 2017**

**A29/05/2017**

**2016/2017 FINANCIAL PERFORMANCE REPORT FOR QUARTER ENDED 31 MARCH 2017**

**(JMM)**

**(6/1/1-16/17)**

**RESOLVED**

1. That the 2016/2017 Financial Performance Report for the third quarter ending 31 March 2017, as contained in the Council meeting agenda dated 11 March 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 for the quarter ending 31 March 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 R9,953.569 (interest and penalties) has been incurred and will be reported in terms of the requirements of the MFMA.
5. That a request **BE TABLED** to Eskom to forego the interest and penalties on the payment of their account since the municipality has entered into a debt repayment agreement with them.
6. 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 11<sup>th</sup> of May 2017, in both a Council approved document and in electronic format.
7. That the 2016/2017 Financial Performance Report for the third quarter ending 31 March 2017, as contained in the Council meeting agenda dated 11 March 2017, **BE REFERRED** to the Municipal Public Accounts Committee for further scrutiny.
8. That the Director Technical Services **DEVELOP** a comprehensive programme to deal with electricity and water losses and that the programme **BE TABLED** at the next Council meeting for approval.

9. That the Director Technical Services **REQUEST** assistance from Eskom and Rand Water in how to best deal with electricity and water losses and how to improve the delivery of these services to the community.
10. That the Director Technical Services **REDUCE** the electricity and water losses by at least 25% in the 2017/2018 financial year and that this target **BE INCLUDED** in the SDBIP.
11. That the Chief Financial Officer **REDUCE** the Debt Book by at least 30% in the 2017/2018 financial year and that this target **BE INCLUDED** in the SDBIP.
12. That the Chief Financial Officer **DEVELOP** a reviewed programme for Operation Kodiko and that it **BE TABLED** to the Mayoral Committee before the end of May 2017.

**A30/05/2017**

**MOTION 8 OF 2016**

**(MEM)**

**(4/1/1)**

**RESOLVED**

1. That a detailed report on the implementation of all capital projects **BE TABLED** at the Council meeting scheduled for Thursday, 27 July 2017, and quarterly thereafter.
2. That the start and completion of each capital project **BE COMMUNICATED** to the community through press releases in the local media and directly to the members of the community where a specific project is being implemented in co-operation with the relevant Ward Councillor.
3. That a programme **BE DEVELOPED** for all councillors to do site visits at all capital projects.
4. That the Manager Monitoring & Evaluation continuously **REPORT** to the Executive Mayor on the implementation of capital projects.

**A31/05/2017**

**MOTION 9 OF 2016**

**(MEM)**

**(4/1/1)**

The following two proposals were tabled:

**Proposal 1:**

1. That it **BE ACKNOWLEDGED** that at the same Council meeting where Motion 9 of 2016 was tabled, a report on the establishment of ward committees was tabled by the Speaker as item A101/12/2016.
2. That it **BE ACKNOWLEDGED** that item A101/12/2016 inter alia dealt with the issue of objections and that a Dispute Resolution Committee was established to deal with any objections.
3. That point 7 of resolution A101/12/2016 **BE UPHELD** and that Motion 9 of 2016 **BE DISMISSED**:

*“7. That the disputes received **BE DISMISSED** and that the objectors be informed accordingly.”*

**Proposal 2:**

That Motion 9 of 2016 **BE REFERRED** to the Public Participation Committee to give consideration to the objections made by councillors on the election of Ward Committees.

After this matter was put to the vote it was with a majority of 30 against 20:

**RESOLVED**

1. That it **BE ACKNOWLEDGED** that at the same Council meeting where Motion 9 of 2016 was tabled, a report on the establishment of ward committees was tabled by the Speaker as item A101/12/2016.
2. That it **BE ACKNOWLEDGED** that item A101/12/2016 inter alia dealt with the issue of objections and that a Dispute Resolution Committee was established to deal with any objections.
3. That point 7 of resolution A101/12/2016 **BE UPHELD** and that Motion 9 of 2016 **BE DISMISSED**:

*“7. That the disputes received **BE DISMISSED** and that the objectors be informed accordingly.”*

**A32/05/2017**

**MOTION 10 OF 2016**

**(MEM)**

**(4/1/1)**

**RESOLVED**

1. That it **BE ACKNOWLEDGED** that the Minister for Co-operative Governance & Traditional Affairs, under Government Notice No. 26, published in Government Gazette No. 24228, dated the 3<sup>rd</sup> of January 2003, authorized the municipality to perform the electricity distribution function within its jurisdiction and that it was reported to Council through item B38/02/2003
2. That it **BE ACKNOWLEDGED** that since the submission of Motion 10 of 2016 in December 2016, Council has approved the 2016/2017 Revenue Enhancement Plan, as contained in the Council meeting agenda dated 28 February 2017, through resolution A16/02/2017, to address the municipality's electricity problems.
3. That the following quarterly reports **BE TABLED** to Council:
  - 3.1. A report on the implementation of the 2016/2017 Revenue Enhancement Plan; and
  - 3.2. A report on the implementation of the programme (point 8 of resolution A29/05/2017) to curb electricity and water losses.

**A33/05/2017**

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

**(MEM)**

**(4/1/4/2)**

**RESOLVED**

That this matter **BE REFERRED BACK.**

**A34/05/2017**

**EMPLOYMENT EQUITY PLAN: IMPLEMENTATION REPORT**

**(MEM)**

**(5/10/8)**

**RESOLVED**

That the report on the implementation of the 2016/2017 Employment Equity Plan by the various departments **BE ACKNOWLEDGED.**

A35/05/2017

**ARSON REPORT: MUNICIPAL OFFICE KINROSS EXTENSION 25**

(MEM)

(7/3/2)

**RESOLVED**

1. That it **BE ACKNOWLEDGED** that the municipal offices in Kinross, Extension 25, were severely damaged by fire on the evening of the 29<sup>th</sup> of March 2017.
2. That it **BE ACKNOWLEDGED** that the probable cause of the fire is considered to be arson as the remains of burned tyres were found inside the building.
3. That it **BE ACKNOWLEDGED** that an arson case was opened with the Kinross SAPS and an insurance claim was lodged with the insurers.
4. That it **BE ACKNOWLEDGED** that Councillor ER Nkabinde's property was damaged by community members of the 28<sup>th</sup> of March 2017.
5. That whenever there is protest actions, security measures **BE INCREASED** in the affected areas to safeguard municipal property.
6. That automatic fire alarms and panic buttons **BE INSTALLED** in all municipal buildings.
7. That all applications received for marches **BE COMMUNICATED** to all councillors.
8. That security **BE PROVIDED** to councillors who may be affected by marches.



**A36/05/2017**

**DISASTER MANAGEMENT PLAN REVIEW**

**(ETZ)**

**(2/3/5)**

**RESOLVED**

That the reviewed Disaster Management Plan, as contained in the Council meeting agenda dated 11 May 2017, **BE APPROVED** subject to the correction of administrative errors.

**A37/05/2017**

**DESIGNATION OF WASTE MANAGEMENT OFFICER**

**(TZ)**

**(5/1/3/7)**

**RESOLVED**

1. That it **BE ACKNOWLEDGED** that Subsection 10(3) of the National Environmental Management Waste Act, Act 59 of 2008, stipulates that each municipality authorized to carry out waste management services by the Municipal Structures Act, Act 117 of 1998, must designate in writing a Waste Management Officer from its administration to be responsible for co-ordinating matters pertaining to waste management in that municipality.
2. That the Manager Waste Management Services **BE DESIGNATED** as the Waste Management Officer of the Govan Mbeki Municipality as contemplated in Section 10(3) of the National Environmental Management Waste Act, Act 59 of 2008.
3. That the National Department of Environmental Affairs **BE INFORMED** accordingly.

A38/05/2017

**REPORT ON GRANT FUNDING RECEIVED FOR THE JOHANNES STEGMANN  
THEATRE**

**(ETZ)**

**(6/5/3)**

**RESOLVED**

That it **BE ACKNOWLEDGED** that the National Department of Arts & Culture made funding available for the upkeep of the Johannes Stegmann Theatre to the amount of R3 000 000-00.

A39/05/2017

**REPAIR OF WOODEN FLOOR AT NOMOYA MASILELA MUSEUM**

(ETZ)

(6/5/3)

**RESOLVED**

1. That it **BE ACKNOWLEDGED** that the Department Community Services approached the Mpumalanga Department of Culture, Sport & Recreation for assistance with the upkeep of the Nomoya Masilela Museum.
2. That it **BE ACKNOWLEDGED** that the Mpumalanga Department of Culture, Sport & Recreation repaired the floors at the Nomoya Masilela Museum.
3. That proof that the work was done as reported, **BE CIRCULATED** to all councillors.
4. That it **BE ACKNOWLEDGED** that the following items still needs urgent attention by the municipality and Mpumalanga Department of Culture, Sport and Recreation:
  - Leaking roof needs repair and maintenance;
  - Information boards need to be redone to preserve the information displayed;
  - Electrical repairs for internal and external lighting;
  - Replacement of the air conditioning system; and
  - Employment of the Museum Curator.

**A40/05/2017**

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

**(ZLM)**

**(6/11/1)**

**RESOLVED**

That this matter **BE REFERRED BACK.**

**A41/05/2017**

**REVIEW: ICT POLICIES**

**(ZLM)**

**(6/20/P)**

**RESOLVED**

1. That the following reviewed ICT policies as contained in the Council meeting agenda dated 11 May 2017, **BE ADOPTED** and **BE IMPLEMENTED**:
  - ICT Security Policy
  - ICT Strategy Policy
  - ICT Framework Policy
  - Business Continuity and Disaster Recovery Plan
  - Laptop Management Policy
  
2. That a workshop **BE ARRANGED** for all councillors on the above-mentioned policies.

**A42/05/2017**

**MOTION 7 OF 2016**

**(JMM)**

**(4/1/1)**

**RESOLVED**

1. That it **BE ACKNOWLEDGED** that free water is provided to indigent consumers in terms of Council's Policy as follows:
  - Water 10 k*l*
  - Electricity 50 kW
2. That water meters **BE RECALIBRATED** every 15 years.
3. That it **BE ACKNOWLEDGED** that meter readings are done on electronic hand held equipment and automatically uploaded on the financial system to produce a bill for the consumer; the accuracy will depend on the state of the meter and in cases of faulty meter and interim bill (based on the previous reading) will be produced and once correct readings are received and adjustment will be made on the account.
4. That a report **BE TABLED** at the Council meeting scheduled for Thursday, 27 July 2017, to explain the provision of free basic services.

**A43/05/2017**

**APPROVAL OF AMENDMENTS TO HIGH-LEVEL SCORECARD SDBIP 2016/2017  
AND DEVELOPED TECHNICAL DATA DEFINITIONS**

**(NSW)**

**(1/2/1/2)**

**RESOLVED**

That the amendments to the 2016/2017 High-level Scorecard SDBIP and Technical Definitions as contained in the Council meeting agenda dated 11 May 2017 **BE APPROVED.**



A44/05/2017

**PROGRESS REPORT: 2016/2017 SOCIAL AND LABOUR PLAN INVESTMENT PROJECTS**

(NSW)

(16/1/19)

**RESOLVED**

1. That the report on the progress made thus far with the implementation of the social and labour plan investment projects of the mining houses in the jurisdiction of the municipality for the 2016/2017 financial year **BE ACKNOWLEDGED**.
2. That a column **BE ADDED** to future reports to reflect the funding commitment date and the projected completion date for monitoring purposes.
3. That the Department Planning & Development **INVESTIGATE** the possibility to have other large companies contributing to the social economic development within the jurisdiction of the municipality.
4. That the criteria used for the allocation of social and labour plan investment projects **BE INCLUDED** in the next report.

**A45/05/2017**

**LOCAL ECONOMIC DEVELOPMENT FORUM: TERMS OF REFERENCE FIRST AMENDMENT**

**(NSW)**

**(4/3/1)**

**RESOLVED**

1. That Local Economic Development Forum Terms of Reference First Amendment, as contained in the Council meeting agenda dated 11 May 2017 **BE ADOPTED** for implementation by the Department Planning & Development.
2. That the Department Planning & Development **INVESTIGATE** the composition of the Local Economic Development Forum with the aim of broadening participation in the forum.
3. That a Local Economic Development Policy **BE DEVELOPED** and **BE TABLED** for approval.

**A46/05/2017**

**DONATION OF A PORTION OF STAND 3601 KINROSS EXTENSION 21**

**(NSW)**

**(E/K/3601)**

This report was withdrawn.

A47/05/2017

## TRANSFER OF STANDS IN THE RECENTLY PROCLAIMED TOWNSHIPS

(NSW)

(E/FILE)

### RESOLVED

1. That the legal occupants of the stands in the recently proclaimed townships of eMbalenhle, Extension 19 and 24 and eMzinoni, Extension 7, 9, and 11 **BE SCREENED** to determine which of the occupants are indigent and qualify for an RDP subsidy.
2. That once it has been determined which of the legal occupants of the stands in the recently proclaimed townships of eMbalenhle, Extension 19 and 24 and eMzinoni, Extension 7, 9, and 11 qualifies for RDP subsidies, an application **BE LODGED** with the Department of Human Settlements to grant RDP subsidies to the qualifying occupants.
3. That the stands in the recently proclaimed townships of eMbalenhle, Extension 19 and 24 and eMzinoni, Extension 7, 9, and 11 **BE SOLD** at a fair value of R10 000-00 to the legal occupants who can afford it and who does not qualify as indigents.
4. That the legal occupants of the residential stands in the recently proclaimed townships of eMbalenhle, Extension 19 and 24 and eMzinoni, Extension 7, 9, and 11 who decided to purchase the stands **BE LIABLE** for the transfer costs.
5. That the legal occupants of the residential stands in the recently proclaimed townships of eMbalenhle, Extension 19 and 24 and eMzinoni, Extension 7, 9, and 11 who are not interested in purchasing the stands must **RENT** same from the municipality at a value to be determined by the municipal valuer.
6. That an amnesty period of six months **BE GRANTED** to all residents in the recently proclaimed townships of eMbalenhle, Extension 19 and 24 and eMzinoni, Extension 7, 9, and 11 who have erected permanent buildings without approved building plans to submit buildings plans for approval.
7. That the affected community **BE INFORMED** of the need to submit building plans for a notice in the local press.
8. That the residents in the recently proclaimed townships of eMbalenhle, Extension 19 and 24 and eMzinoni, Extension 7, 9, and 11 who have not submitted building plans within the amnesty period **BE PROSECUTED**.
9. That in future should the Department Planning & Development finalized the proclamation of the townships with a similar history, transfer of residential stands **BE DONE** under the same conditions as stipulated above.
10. That the Ward Councilors **NOTIFY** the legal occupants on the relevant townships of this resolution.



**A48/05/2017**

**LEBOHANG EXTENSION 24 TOWNSHIP ESTABLISHMENT**

**(NSW)**

**(16/1/1)**

**RESOLVED**

1. That the application for Township Establishment as submitted by MIB Infrastructure Development on behalf of Afcol, for the development of Lebohang Extension 24 (Ekuthuleni), **BE ACKNOWLEDGED**.
2. That the proposed Lebohang Extension 24 Township, with its low cost housing component, **BE SUPPORTED** as it forms part of the economic viable needs as identified in the Spatial Development Framework of the Govan Mbeki Municipality.
3. That a service level agreement **BE ENTERED INTO** with Afcol for the construction of a reservoir at their cost to provide water to the new township.

**A49/05/2017**

**ASSET MAINTENANCE MANAGEMENT POLICY**

**(MHM)**

**(7/1/P)**

**RESOLVED**

That the Asset Maintenance Management Policy, as contained in the Council meeting agenda dated 11 May 2017, **BE APPROVED.**

**RESOLUTIONS OF THE EXECUTIVE MAYOR IN TERMS OF DELEGATED  
AUTHORITY. MAYORAL COMMITTEE MEETING HELD ON MONDAY, 27  
MARCH 2017**

**B01/03/2017**

**LOCAL ECONOMIC DEVELOPMENT FORUM: TERMS OF REFERENCE FIRST  
AMENDMENT**

**(NSW)**

**(4/3/1)**

**RESOLVED**

That this matter **BE REFERRED BACK.**



**RESOLUTIONS ORIGINATING FROM THE REPORTS OF THE MAYORAL COMMITTEE IN TERMS OF NON-DELEGATED POWERS. MEETING HELD ON THURSDAY, 11 MAY 2017**

**CA07/05/2017**

**SALARY AND WAGE INCREASE FOR THE PERIOD 01 JULY 2017 TO 30 JUNE 2018: SALGBC CIRCULAR NO. 2 OF 2017**

**(ZLM)**

**(5/2/2/1)**

**RESOLVED**

1. That the SALGBC Salary and Wage Increase Circular 2 of 2017 **BE IMPLEMENTED** with effect from 01 July 2017.
2. That the Salary and Wage Increase of 7.36% for the 2017/2018 financial year **BE IMPLEMENTED** from 01 July 2017.

CA08/05/2017

**EXTENSION OF ACTING PERIOD: ACTING MUNICIPAL MANAGER**

(NFMB)

(5/3/3/1)

**RESOLVED**

1. That the appointment of the Acting Municipal Manager, Mr. ME Michele, **BE EXTENDED** for a further period not exceeding three months from the 18<sup>th</sup> of May 2017.
2. That should the appointment of a new Municipal Manager be finalized within the next three months, the acting appointment will **TERMINATE** on the day of appointment of the new Municipal Manager.
3. That an application for the approval of this appointment **BE LODGED** with the MEC for Co-operative Governance & Traditional Affairs in compliance with Section 54A(2A)(b) of the Local Government: Municipal Systems Amendment Act, Act 7 of 2011.

## **REMARKS OF EXECUTIVE MAYOR AT MAYORAL COMMITTEE MEETING HELD ON 9 MAY 2017**

The Executive Mayor requested management to give operational matters the attention it deserves and to give consideration to the decentralization of machinery and equipment so that each zone will have the required operational tools available within its boundaries to deliver effective services.

The Executive Mayor raised the concern that the municipality's mechanical workshop is turning into a scrapyards and that there seems to be a general lack of control and management over its operation.

The Executive Mayor requested the Acting Municipal Manager to investigate allegations that municipal employees are assisting members of the community in defrauding the municipality. She made specific reference to municipal assets discovered at the home of a member of the SAPS residing at 17 Twistdraai Street, Secunda, and requested that a progress report be tabled to her by Friday, 12 May 2017.

The Executive Mayor requested that a plan be developed for the allocation of houses at Extension 11, Bethal, and that a meeting be arranged with residents to explain the process. She also requested that a plan be developed for the installation of bulk services in this extension.

The Executive Mayor requested that future Employee Wellness Days be scheduled so as to not interfere with service delivery.

The Executive Mayor requested the Chief Financial Officer to monitor the progress of VESTA to ensure the smooth migration to MSCOA come the 1<sup>st</sup> of July 2017. She also requested that the implementation of MSCOA be discussed at personnel meetings and that personnel must receive the necessary training on VESTA's system before it becomes operational.

In closing the Executive Mayor indicated that SASOL made R30 million available to the municipality and requested the Acting Municipal Manager to ensure that a memorandum of understanding is entered into with them regarding the allocation of the funds.