

ENDUMENI MUNICIPALITY

MINUTES of a SPECIAL MEETING of the ENDUMENI TOWN COUNCIL held in the COUNCIL CHAMBER, CIVIC CENTRE, 64 VICTORIA STREET, DUNDEE on MONDAY, 31 MAY 2010 at 16h55

PRESENT:

Councillors:

Cllr D Singh	(Speaker - Chairman)
Cllr Ms W N Mbatha	Mayor
Cllr E M Adam	
Cllr P M Bisram	
Cllr P G Mabilisa	
Cllr T B Mkhize	
Cllr A M Mthembu	
Cllr S E Ndim	
Cllr Ms D P Nkosi	
Cllr Ms R T Nukani	
Cllr Ms J A Tshabalala	

In Attendance:

Mr D B Cebekhulu	Municipal Manager
Mr S Perumall	Manager Corporate Services
Mr J B Maltman	Manager Technical Services
Mr I Grisdale	Chief Financial Officer
Mr G Esterhuizen	Senior Financial Officer
Mr A J van Wyk	Head: Administration
Mr C J Retief	Head: Legal & Estates
Ms B A Mbatha	Assistant Head: Admin (Dundee)
Mr J Rajkumar	Chairperson: Audit Committee



C 01/05/2010

Opening

As Cllr T B Mkhize opened the Special Exco Meeting with prayer prior to this meeting, the meeting was declared open



C 02/05/2010

Applications for Leave of Absence

RESOLVED

THAT the apology received for Cllr A M Raubenheimer be noted.



C 03/05/2010

**Official Announcements by Speaker/Chairperson
/Municipal Manager**

Nil



C 04/05/2010

Confirmation of Minutes

Nil



C 05/05/2010

Questions Of Which Notice Has Been Given

Nil



C 06/05/2010

Reports Of The Executive Committee To The Council

Nil



C 07/05/2010

Petitions

Nil



C 08/05/2010

Motions

Nil



C 09/05/2010

Presentation



Part C
MATTERS REFERRED
TO COUNCIL
FOR CONSIDERATION

C 01/31/05/10

RATES POLICY REVISION: 2010

(V1/6)

RESOLVED

THAT, in terms of Section 5 of the Municipal Property Rates Act No. 6 of 2004, the following amendments be effected to the Endumeni Municipality's Rates Policy adopted in terms of Section 3 of the Act, to be effective from 1 July 2010:

1. Clause 5 of the Rates Policy be amended by the addition of a clause 5.11 to read as follows:

“That the Council reaffirms its decision, in terms of section 7(2)(a) of the Act, to not levy rates on properties of which the municipality is the owner, unless such property is occupied by a person, entity or party other than the municipality itself”;

2. In terms of section 8 of the Act, a new category of property known as “CEM – Cemetery (Private)” be inserted into Appendix 1 of the Council's Rates Policy, and that such category of property be fully exempted from property rates in terms of section 15 of the Act;
3. Under the definitions in the Council's Rates Policy, the following definition of a “Cemetery (Private)” be inserted:

“a burial ground in private ownership”

4. In accordance with the requirements of new regulations pertaining to the Municipal Property Rates Act, as published in the 12 March 2010 issue of the Government Gazette No 33016, a new category of property known as “PBP - Public Benefit Organisation Property” be inserted into Appendix 1 of the Council's Rates Policy;
5. Under the definitions in the Council's Rates Policy, the following definition of a Public Benefit Organisation Property be inserted:

4. In terms of Section 14 of the Municipal Property Rates Act the rates for the financial year 2010/2011 be approved as follows:

CATEGORY DESCRIPTION	RANDAGE
Agriculture properties used for agricultural purposes	0.34c/R
Agricultural properties used for other business and commercial purposes	3.62c/R
Smallholding used for agricultural/residential purposes	1.18c/R
Smallholdings used for business / commercial / industrial purposes	3.62c/R
Business & Commercial properties (with residential usage)	3.62c/R
Business and Commercial properties	3.62c/R
Industrial properties	3.63c/R
Informal settlements	-
Industrial properties (with residential usage)	3.63c/R
Land reform properties	-
Mining Properties	3.62c/R
Municipal Properties	-
Public Benefits Organisation Properties	0.34c/R
Public Service Infrastructure	0.34c/R
Privately owned town serviced by the owner	-
Residential Properties	1.35c/R
Schools (Private and State)	4.11c/R
State owned properties	4.11c/R
Vacant land (other than residential)	8.32c/R
Vacant land zoned residential	8.32c/R
Public Worship	-
Worship Residential	-

5. All rebates, reductions and exemptions be approved as stipulated in the Rates Policy as approved by Council;

The above rebates are conditional and will be forfeited if the rates are not paid within sixty days of date of issue of account;

6. In accordance with Section 167 of the Local Authorities Ordinance No. 25 of 1974 the rate accruing as in recommendation 2 shall be payable in twelve monthly installments within 30 days of date of issue of account;

7. In terms of section 24(2)(c)(i) and (ii) of the Municipal Finance Management Act, 56 of 2003 and sections 74 and 75A of the Local Government: Municipal Systems Act, Act 32 of 2000 as amended, the tariffs as reflected in the tariffs of charges (page 220-234 of the Budget document) be approved and advertised to be effective from 1 July 2010. Tariffs for electricity and refuse removal will be effective from the first account rendered after 1 July 2010;
8. The 2010/2011 estimates of revenue and expenditure as well as the capital budget be submitted to National and Provincial Treasury;
9. Notices as required in terms of the Municipal Systems Act, Municipal Finance Management Act and the Local Authorities Ordinance of 1974 be placed in the Northern Natal Courier.



C 03/31/05/10

PURPORTED BREACH OF CODE OF CONDUCT:
CLLR P M BISRAM **(Confidential)**

RESOLVED

THAT

1. The contents of the letter received from Cllr P M Bisram be noted;
2. Item C 01/17/05/10 be amended to read as follows:
 - “1. In terms of Section 13 and 14 of Schedule 1 of the Municipal Systems Act No. 32 of 2000 relating to the breaches of the Code of Conduct of Councillors and breaches of the Endumeni Sexual Harassment Policy & Procedures, a Committee consisting of the following persons be appointed to investigate allegation of misconduct against Cllr P M Bisram:

Mr C Arndt
 Mr R S Soni
 Cllr Ms D P Nkosi
 Cllr T B Mkhize
 Cllr A M Mthembu

2. Messrs C Arndt and R S Soni be paid a maximum amount of R700.00 per hour.”



C 04/31/05/10 APPLICATION TO RENT LOT 2, SIBONGILE (L1/6)

RESOLVED

THAT the possibility of renting Lot 2, Sibongile to Dr N P Ngidi for a surgery be further investigated and a report be submitted to the Council for further investigation.



There being no further matters for consideration, the Chairperson declared the meeting closed at **17h10**

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CHAIRPERSON

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DATE