ENDUMENI MUNICIPALITY

MINUTES of an **ORDINARY MONTHLY** meeting of the **EXECUTIVE** Committee held in the Council Chamber, Civic Centre, 64 Victoria Street, DUNDEE on **MONDAY**, **29 JUNE 2009** at **15h00**

PRESENT

Executive Committee:

Cllr Ms W N Mbatha	(Chairperson – Mayor)
Cllr A M Raubenheimer	(Deputy Mayor)
Cllr Ms R T Nukani	

Councillors:

Cllr E M Adam
Cllr P M Bisram
Cllr P G Mabilisa
Cllr T B Mkhize
Cllr A M Mthembu
Cllr S E Ndima
Cllr Ms D P Nkosi
Cllr D Singh
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 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

1. **Opening**

The Deputy Mayor, Cllr A M Raubenheimer opened the meeting with prayer.

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2. **Applications for Leave of Absence**

Nil

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

The Senior Financial Officer advised the Committee that the budget had provided for 34% increase from Escom while an increase of 31.3% had been approved. The difference between the budgeted amount and the approved amount was less than 1c per kwh

After discussion, it was

RESOLVED

THAT the increase budgeted for electricity tariffs remain unchanged.

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4. **Minutes of the Previous Meeting**

RESOLVED

THAT the minutes of the following meeting of Exco be approved:

Ordinary Monthly Meeting:	25 May 2009
Special Meeting:	29 May 2009

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5. **Questions of Which Notice Has Been Given**

Nil

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6. **Reports of the Executive Committee**

Nil

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7. **Petitions**

See Items B 05/29/06/09 and C 04/29/06/09

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8. **Motions**

See Items D 01/29/06/09 and D 02/29/06/09

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9. **Presentations**

See Item B 01/29/06/09

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Part A
MATTERS FOR INFORMATION ONLY

A 01/29/06/09 **COUNCILLORS ATTENDANCE OF COUNCIL AND EXCO MEETINGS** **(C7/1)**

RESOLVED

THAT the report regarding the Councillors attendance of Council and Exco meeting be noted.

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A 02/29/06/09 **Monthly Reports**

A 02/29/06/09-1 **MONTHLY REPORT: TRAFFIC** **(T4/6)**

RESOLVED

THAT the monthly report in respect of Traffic for the month May 2009 be noted.

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A 02/29/06/09-2 **MONTHLY REPORT: TESTING STATION** **(T4/1)**

RESOLVED

THAT the monthly report in respect of the Testing Station for the month of May 2009 be noted.

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A 02/29/06/09-3 **MONTHLY REPORT: RURAL METRO** **(F2/6)**

RESOLVED

THAT the attached monthly report, received from Rural Metro, in respect of Fire and Disaster Management for the month of May 2009 be noted.

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A 02/29/06/09-4 **MONTHLY REPORT: TALANA MUSEUM** **(M4/4)**

RESOLVED

THAT the monthly report in respect of Talana Museum for the month of May 2009, be noted.

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A 02/29/06/09-5 **MONTHLY REPORT: DUNDEE PUBLIC LIBRARY** **(L4/2/1)**

RESOLVED

THAT the monthly report in respect of the Dundee Public Library for the month of May 2009 be noted.

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A 02/29/06/09-6 **MONTHLY REPORT: SIBONGILE LIBRARY** **(L4/4)**

RESOLVED

THAT the monthly report in respect of the Sibongile Library for the month of May 2009 be noted.

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A 02/29/06/09-7 **MONTHLY REPORT: GLENCOE PUBLIC LIBRARY** **(17/4/6)**

RESOLVED

THAT the monthly report in respect of the Glencoe Public Library for the month of May 2009 be noted.

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A 02/29/06/09-8 **MONTHLY REPORT: WASBANK PUBLIC LIBRARY** **(L4/3/1)**

RESOLVED

THAT the monthly report in respect of the Wasbank Public Library for the month of May 2009 be noted.

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A 02/29/06/09-9 **MONTHLY REPORT: MANAGER CORPORATE SERVICES – GLENCOE TOWN HALL & ACTIVITY ROOM** **(9/1/2/1)**

RESOLVED

THAT the monthly report from the Manager Corporate Services in respect of the Glencoe Town Hall and Activity Room, for the month of May 2009 be noted.

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A 02/29/06/09-10 **MONTHLY REPORT: MANAGER CORPORATE SERVICES – CLINIC** **(P4/5)**

RESOLVED

THAT the monthly report in respect of the Manager Corporate Services – Clinic Services for the month of May 2009 be noted.

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A 02/29/06/09-11 **MONTHLY REPORT: MANAGER TECHNICAL SERVICES** **(R3/8)**

RESOLVED

THAT the monthly report in respect of the Manager Technical Services for the month of May 2009 be noted.

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A 03/29/06/09 **STAFF OVERTIME** **(S7/7/1)**

RESOLVED

THAT the overtime for the month of May 2009 as approved by the respective Heads of Departments under delegated powers be noted.

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A 04/29/06/09 **WARD 1 AND 2 WARD COMMITTEE BUDGET 2009/2010 MEETING** **(B3/2)**

RESOLVED

THAT the minutes of Ward 1 and Ward 2 Ward Committee 2009/2010 Budget meeting held at the Sithembile Community Hall, Sithembile Township, Glencoe on Tuesday, 12 May 2009, at 10:00, be noted.

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A 05/29/06/09 **WARD 3 AND 6 WARD COMMITTEE BUDGET 2009/2010 MEETING** **(B3/2)**

RESOLVED

THAT the minutes of Ward 3 and Ward 6 Ward Committee 2009/2010 Budget meeting held at the Moth Hall, King Edward Street, Dundee on Wednesday, 13 May 2009, at 10:00, be noted.

A 06/29/06/09 **WARD 4 AND 5 WARD COMMITTEE BUDGET 2009/2010 MEETING** **(B3/2)**

RESOLVED

THAT the minutes of Ward 4 and Ward 5 Ward Committee 2009/2010 Budget meeting held at the Sibongile Hall, Sibongile Township, Dundee on Tuesday, 12 May 2009, at 14:30, be noted.

Part B
MATTERS RESOLVED BY COMMITTEE UNDER DELEGATED POWERS

B 01/29/06/09 **KWAKUNJE CULTURAL VILLAGE** **(M4/7)**

The Museum Curator reported on how the Kwakunje Cultural Village came to be constructed and the purpose of the village.

The project entailed construction of a Zulu Cultural Village and associated facilities, within the empty Talana Museum property.

The proposed village was planned to be a living exhibition where Zulu families would actually live in a homestead within the Cultural Village, where there will be cultural and historic events held and traditional Zulu cuisine available to tourists visiting the restaurant.

The proposed development is envisaged providing a Zulu cultural experience to attract tourists to the Battlefields area.

The village consists of the following infrastructure:

A restaurant
Three exhibition rooms
A reception and information centre
Two accommodation staff units
A staff kitchen

The kitchen has been provided with a fridge, microwave oven, stove and utensils.

At present there is no security, no public liability coverage and the persons renting the village have to date not paid any rent. An amount of R25 000,00 has been spent by the Museum Trust to advertise the village which has now become an embarrassment to the Council as it is not functioning as a cultural village.

After further discussion, it was

RESOLVED

THAT the presentation by the Museum Curator pertaining to the Kwakunje Cultural Village be noted.

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B 02/29/06/09 **LABOUR FORUM COMMITTEE MEETING** **{P3/16(a)}**

RESOLVED

THAT the following recommendations as contained in the minutes of the Local Labour Forum meeting held on 1 June 2009, be adopted as resolutions of the Executive Committee:

B 02/29/06/09-1 **MATTERS ARISING**

WITHDRAWAL OF INTEREST RATE SUBSIDY ON VEHICLE LOANS **(S7/3/6)**

RESOLVED

CFO **THAT** it be noted that a Advocate has been appointed and that legal advice regarding the Motor Car Subsidy Scheme is pending.

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B 02/29/06/09-2 **SENIOR MECHANIC: G VAN DER MERWE**

RESOLVED

MTS **THAT** this item be tabled at the Local Labour Forum meeting in September 2009 and that the Manager Technical Services locate savings subject to the relevant salary vote.

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B 02/29/06/09-3 **REVIEW SALARY LEVEL: N P KHUMALO**

RESOLVED

MTS **THAT** this item be tabled at the Local Labour Forum meeting in September 2009 and that the Manager Technical Services locate savings subject to the relevant salary vote.

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B 02/29/06/09-4 **ADDITIONAL CASHIER CLERK GRADE F EXAMINER OF DRIVERS LICENCES AT TESTING STATION**

RESOLVED

THAT

CFO
HRO

1. The additional Cashier Clerk Grade F Examiner of driver's licences be approved and added to the existing organogram;

2. The Cashier Clerk Grade F Examiner of Driver's licences post be advertised internally and externally and be filled during the 2009/2010 financial year.

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B 02/29/06/09-5 **MINIMUM SERVICE LEVEL AGREEMNETS**

RESOLVED

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THAT the essential services and minimum service agreement be approved and that the said agreement be signed by the Municipal Manager and the two recognized trade unions.

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B 02/29/06/09-6 **EMPLOYMENT POLICY FOR TEMPORARY WORKERS**

RESOLVED

THAT

CFO
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1. The employment policy for temporary workers be changed to a Memorandum of Agreement for Temporary workers;

2. The agreement be effective from the 01st July 2009 to 30th June 2012 and that it be signed by the Municipal Manager and the two recognized Trade unions, SAMWU and IMATU respectively;

3. The Memorandum of Agreement for temporary workers be approved subject to the following amendments:

Section one (1): the heading be amended to read as Aims and Objectives and the word policy in line 2 be changed to "agreement". The following be added after the word employees in line 3 "but to discourage the continued use of temporary workers on a permanent basis"

Section two (2): the following be added as 2.5 "the finance department must ensure that all temporary workers be paid on time at the end of each month worked and that the finance department consider a different method for the payment of temporary workers from that of permanent workers"

Section Thirteen (13): the heading be amended to read "Administrative upkeep of the agreement".

The word policy in sub section 13.1 and 13.1.1 be amended to read "agreement".

The following be added as 13.1.3 "if any party makes a submission with regards to the agreement, such submission will be considered by the Local Labour Forum and Council"

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B 03/29/06/09 **REQUEST FOR DONATION – THE GANDHI WALK COMMITTEE** **(G2/1)**

RESOLVED

CFO **THAT** the Council sponsor the Gandhi Walk Committee with an amount of R1 500.00 for the Gandhi Walk from a vote to be determined by the Municipal Manager in consultation with the Chief Financial Officer.

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B 04/29/06/09 **ORGANISATIONAL DEVELOPMENT SERVICES** **[T3/1(b)]**

RESOLVED

THAT it be noted that this item was considered together with Item D 01/29/06/09 of the Agenda.

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B 05/29/06/09 **AMENDMENT TO CREDIT CONTROL POLICY** **(A1/4)**

RESOLVED

THAT

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1. The Credit Control Policy be not amended;

2. The Provincial Administration be approached to assist persons who cannot afford to pay for essential services.

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B 06/29/06/09 **MINUTES OF SUB COMMITTEE PERTAINING WELCOME WALLS THAT TOOK PLACE ON 09 JUNE 2009 AT 15H00, 64 VICTORIA STREET DUNDEE** **(P5/1)**

RESOLVED

THAT

MTS

1. The minutes of the Welcome Wall Sub Committee held at 15h00 on 09 June 2009 in the Small Committee Room be noted;

2. The Welcome Wall Sub Committee to reconvene and in conjunction with a signage expert are to provide proposals inclusive of estimated costing for the further consideration of the Endumeni Executive Committee.

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B 07/29/06/09 **360 BOYS CLUB: MINUTES OF A MEETING THAT TOOK PLACE IN THE SMALL COMMITTEE ROOM, 64 VICTORIA STREET, DUNDEE ON TUESDAY, 09 JUNE 2009 AT 09H00** **(A4/1)**

RESOLVED

MTS

THAT The 360 Boys Club further motivate the establishment of a car track at the Show Grounds, Dundee, and that a further meeting be held with the Club.

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B 08/29/06/09 **INVITATION TO ATTEND SITHEMBILE MEETING** **(C8/2/3[a], M3/1)**

RESOLVED

MTS

THAT the "Sithembile Working Class" be advised to discuss matters of concern via their Ward Committee.

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B 09/29/06/09 **CAPITAL PROJECTS – PRIORITIZING AND FUND SOURCING** **(P3/17/1)**

RESOLVED

MTS **THAT** the Endumeni Municipality establish a Sub Committee consisting of Ward Councillors, in order to provide detailed specifications in respect of Capital Projects prioritized in draft form per Council Resolution.

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B 10/29/06/09 **SUBMISSION GLENCOE BUSINESSMEN** **(P3/15[a])**

The Committee is of the opinion that the Glencoe Businessmen should consult with the Council directly or through its Ward Committees and not through the Courier.

RESOLVED

MM **THAT** the Courier be advised that the Council will not entertain letters written to the Courier by the Glencoe Businessmen but only letters written to the Council or matters of concern dealt with via the Council's Ward Committees.

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B 11/29/06/09 **COMPLAINTS MUNICIPAL HOUSING SITHEMBILE** **(H1/1)**

RESOLVED

MTS **THAT** the Housing Department table a report relating to complaints tabled by Councillor Ndima in respect of the following homes at the Endumeni Executive Committee meeting to be in July 2009:

1. 521 Van Rensburg Street
2. 530 Van Rensburg Street
3. 217 Vikhelani Street
4. 396 Thuleni Street

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B 12/29/06/09 **MINUTES OF CRAIGSIDE MIG PROJECT SUB COMMITTEE THAT TOOK PLACE IN THE COUNCIL CHAMBER, CIVIC CENTRE, DUNDEE AND MOVED TO CRAIGSIDE ON WEDNESDAY 10 JUNE 2009** **[P3/1(b]**

RESOLVED

THAT

1. The Minutes of Craigside MIG Project Sub Committee that took place in the Council Chamber, Civic Centre Dundee on Wednesday 10 June 2009 be noted;

2. Progress reports concerning the contract awarded to Sukuma (Pty) Limited be submitted to the Council for information.

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B 13/29/06/09 **MINUTES OF A SUB COMMITTEE MEETING HELD IN THE COUNCIL CHAMBER, 64 VICTORIA STREET, AT 15H00 ON 23 MARCH 2009 PERTAINING ISSUES RAISED BY DUNDEE COUNTRY CLUB** **(F1/10; S6/2)**

RESOLVED

THAT

MTS

1. The Minutes of a Sub Committee meeting held in the Council Chamber, 64 Victoria Street, Dundee at 15h00 on 23 March 2009 pertaining issues raised by Dundee Country Club be noted;

2. The proposed layout of 42 Medium Density Housing Erven as proposed by HSK Simpson and Partners in respect of a Dundee Country Club Medium Density Housing Development be noted;

3. The cost estimate of civil infrastructure services as prepared by Sukuma Civil Engineers be noted;

4. The Pro Forma Land Development protocol be prepared by Acutts and tabled for consideration by Exco during July 2009.

B 14/29/06/09 **MINUTES OF THE HOUSING SUB COMMITTEE MEETING HELD IN THE COUNCIL CHAMBER, 64 VICTORIA STREET, DUNDEE ON WEDNESDAY, 17 JUNE 2009 AT 10H00** **(3/17/8)**

RESOLVED

MTS **THAT** the Minuets of the Housing Sub Committee held in the Council Chamber, 64 Victoria Street, Dundee on Wednesday, 17 June at 10h00 be noted.

B 15/29/06/09 **MINUTES OF A SUB COMMITTEE PERTAINING DEPARTMENT OF HOUSING INITIATIVE AT LIVENGELI SCHOOL THAT COMMENCED AT 09H00 IN THE COUNCIL CHAMBER, CIVIC CENTRE DUNDEE** **(P3/17/8)**

RESOLVED

MTS **THAT** the Minutes of a Sub Committee pertaining a Department of Housing initiative at Livengeli School be noted.

B 16/29/06/09 **MUNICIPAL INFRASTRUCTURE GRANT PRIORITIZATION MODEL** **[T3/1(b)]**

RESOLVED

THAT

MTS

1. The Endumeni Municipality having approved projects in respect of the Municipal Infrastructure Grant for fiscal year 2009/2010 and 2010/2011.

   1.1 Craigside Roads and Stromwater No. R/KZ/5814/09/10 - R4 361 673.06 MIG Allocation R3 956 600 (2009/2010)

   1.2 Karellandman Street No. R/KZ/5020/09/10 - MIG Allocation R2 501 667 (2009/2010)

2. The Endumeni Municipality further authorize the Municipal Manager to register the following projects for consideration and approval by the Municipal Infrastructure Grant Unit in fiscal year 2010/2011 and 2011/2012.

   a) Sithembile Gravel Roads
   b) Sibongile Phase two and three Gravel Roads

3. Councillors are further requested to submit additional project proposals for consideration as potential Municipal Infrastructure Grant projects.

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B 17/29/06/09 **MINUTES OF A MEETING PERTAINING COAL TRANSPORTATION ROUTE WATT ROAD : MAIN COMMITTEE ROOM, CIVIC CENTRE DUNDEE ON TUESDAY 09 JUNE AT 10:00** **(R3/1)**

RESOLVED

THAT

MTS

1. The minutes of the meeting pertaining Coal Transportation Route Watt Road, held in the Main Committee Room, Civic Centre, Dundee at 10h00 on 09 June 2009 be noted.

2. The Endumeni Municipality supports a meeting to be held at the Moth Hall on 15 July 2009 at 14h00. The following parties are to provide report backs to the meeting in question:

   a. Mr M Ndlovu – Endumeni Traffic : Presentation
      1. Traffic signage (30KmPH Watt Road)
      2. Traffic Law Enforcement Report Watt Road

   2.2 Mr. K De Haas : Presentation
   Installation of Stand Pipes

2.3 Department of Transport Representative : Presentation

1. Budgetary Provision for Provincial Routes Dundee as per DOT medium term expenditure frame work.
   2009/2010
   2010/2011
   2011/2012

2.4 Slater Coal – Mr Tim Swanepoel
Report on truck movements in Watt Road between 22h00 and 06h00 during June and July.

2.5 Slater Coal – Mr Tim Swanepoel
Measures taken by Slater Coal to control dust in Watt Road.

2.6 Department of Mineral and Energy Affairs: Presentation
Report on approval of Watt Road Transportation Route by DME and way forward.

2.7 Chairperson Watt Road Residents: Mr K A Chetty
Submission by Mr Chetty visa vee Watt Road Coal Transportation Route.

2.8 Chairperson Dundee CBD
Submission Business Owners visa vee Coal Transportation Route via CBD

2.9 Way Forward

B 18/29/06/09 **MR P L FERREIRA – 77 KERK STREET GLENCOE: APPLICATION FOR SPEED HUMP** **(T4/2)**

RESOLVED

MTS **THAT** speed humps be installed in Kerk Street.

B 19/29/06/09 **ACCOUNTS PAID** **(F1/4)**

RESOLVED

CFO **THAT** the bank reconciliation for the month of May 2009 together with the schedule of accounts paid for the month of May 2009, as well as the reports submitted in terms of Government Gazette No. 18435 be approved and confirmed.

B 20/29/06/09 **EXTENSION OF WORKING HOURS AT EMPATHE CLINIC** **(P4/8)**

RESOLVED

THAT

HHS
PHSM

1. The working hours of Empathe Clinic be extended to be open on Saturdays/Sundays from 08h00 to 14h00 with effect from 1 July 2009;

2. The payment of relief staff, who will render such service, be claimed via Primary Health Care Services subsidy received from Department of Health – KZN.

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B 21/29/06/09 **AMAJUBA FET SATELLITE CAMPUS DELEGATION** **(L1/7)**

RESOLVED

MTS

THAT the Endumeni Executive Committee note correspondence directed to Provincial Authorities in respect of a request to visit the Minister of Local Government and Traditional Affairs as detailed per resolution C 05/25/05/09.

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B 22/29/06/09 **SPORT & RECREATON SUB-COMMITTEE MEETING** **(11/3/3/1)**

RESOLVED

THAT the following recommendations as contained in the minutes of the Sport & Recreation Sub-Committee meeting held on 24 June 2009, be adopted as resolutions of the Executive Committee:

B 22/29/06/09-1 **MEETING WITH DUNDEE X1 EXPERIENCE**

RESOLVED

AMSD

THAT The minutes for a meeting held between Dundee x1 Experience, and the Council`s Social Development Department, dated the 3rd June 2009, and the correspondence between the two parties, be noted.

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B 22/29/06/09-2 **BOOKING OF SPORTSFIELDS**

RESOLVED

AMSD

THAT the report received from the Manager Corporate Services pertaining to difficulties, encountered when allocating sports facilities, be noted.

B 22/29/06/09-3 **ENDUMENI YOUTH SUMMIT**

RESOLVED

AMSD

THAT an amount of R96 990, from vote number 111/260 555, be paid by the Council to cover the costs for the Youth Summit to be held on the 26-28 June 2009, at the Lalalapha Hotel in Glencoe.

B 22/29/06/09-4 **PROVINCIAL INDIGENOUS GAMES-UGU MUNICIPALITY**

RESOLVED

AMSD

THAT Her Worship the Mayor, Cllr W N Mbatha, Cllr P G Mabilisa, Cllr D P Nkosi, and the following officials, Mr W T Ndlela, Mr J A Mbatha, Ms E P Tsotetsi and Mr D C Z Mtshali, be authorized to attend the Provincial Indigenous Games, to be held in Port Shepstone, on the 3-5 July 2009, hosted by Ugu Municipality, and the subsistence and travelling allowances be paid by Council.

B 22/29/06/09-5 **GRANT FUNDING FROM THE DEPARTMENT OF SPORTS AND RECREATION**

RESOLVED

THAT

AMSD
CFO

1. The grant funding in the amount of R1 500 000,00, received from the Department of Sports and Recreation, KZN, be used as follows:

   1.1 The upgrading of the horse race track (R100 000,00)
   1.2 The construction of two combi-courts in Forestdale(R200 000,00)
   1.3 The upgrading of the Setraal Sportsfield in Glencoe(The remainder of the Grant)

2. A business plan for the development of sports facilities in the entire Endumeni area, be compiled by the consultant.

B 22/29/06/09-6 **TRADITIONAL RURAL HORSE RIDING FESTIVAL**

RESOLVED

THAT

AMSD
CFO

1. Endumeni Municipality provide catering for dignitaries who will attend the Provincial Traditional Rural Horse Riding Festival, to be held on the 25 July 2009, at Endumeni Sports and Recreation Grounds.

2. Marquees for dignitaries, dining, craftwork, officials, artists, and for the ferrie and the vet, be provided by Endumeni Municipality for the same event.

B 22/29/06/09-7 **INFORMATION CENTRE**

RESOLVED

AMSD

THAT Council provide SIFE with the following:

1. A letter of assurance in terms of providing a facility (The old library in Sithembile to be provided as it is and that all changes to the building to be at SIFE`s cost.)
2. Providing of water and electricity, and
3. Providing the existing plan of the area.

B 22/29/06/09-8 **SALGA GAMES – 2009**

RESOLVED

THAT

AMSD
CFO

1. Subject to following procument and Council policies, the Plan of Action submitted in respect of implementation of Kwanaloga / Salga Games, be approved;

2. Messrs W T Ndlela, J A Mbatha, and Ms E P Tsotetsi be permitted to attend Kwanaloga Games which will be held on the 11-15 December 2009, at Pietermaritzburg, hosted by UMgungundlovu District Municipality, and the applicable S & T be paid to them accordingly;

3. Councilors and members of the Management, who wish to attend the abovementioned games, be permitted. S & T, be also paid accordingly;

4. Since the provision of accommodation is always a challenge in this games, those who wish to attend, must complete the necessary form so that their booking can be arranged as early as possible;

5. Any suitable vehicle, be made available for the usage by some Councilors and staff members during proceedings of the games;

6. If there are any injuries during the proceedings of any Municipal Games, it remain the responsibility of the Municipality to consider and take a decision about the cost incurred by the athletes during the proceedings of the games;

7. All athletes participating in all Municipal Games, must complete an indemnity form to prevent any claim which may be laid against the Municipality.

B 22/29/06/09-9 **PLAN OF ACTION 2009/2010**

RESOLVED

AMSD **THAT** the program of action, for sporting events received from the office of the Assistant Manager Social Development, be approved.

B 23/29/06/09 **WORKPLACE SKILLS PLAN AND TRAINING REPORT** **(S7/3/16)**

RESOLVED

HRO **THAT** the Workplace Skills Plan and Training Report as compiled, be approved and same be submitted to LGSETA in order to receive funds.

Part C
MATTERS REFERRED TO COUNCIL FOR CONSIDERATION

C 01/29/06/09 **QUARTERLY REPORT ON WITHDRAWALS IN TERMS OF THE MFMA** **(L3/3/22; 1/4/1/30)**

RESOLVED TO RECOMMEND

CFO **THAT** Council notes the withdrawals for the quarter ended 31 March 2009 in terms of Section 11(4) of the Municipal Finance Management Act.

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C 02/29/06/09 **REPORT ON BUDGET IMPLEMENTATION AND FINANCIAL STATUS FOR THE QUARTER ENDED 31 MARCH 2009** **(F1/1)**

RESOLVED TO RECOMMEND

CFO **THAT** Council notes the report on budget implementation and the financial status for the period ended 31 March 2009.

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C 03/29/06/09 **ORGANISATIONAL AND INDIVIDUAL PERFORMANCE MANAGEMENT SYSTEMS 2009/2010** **[P3/17(a)]**

RESOLVED TO RECOMMEND

THAT

MTS

1. The departmental scorecards of the Manager Corporate Services, Manager Finance and Manager Technical Services be approved in terms of the Endumeni Organizational framework for the period 1 July 2009 to 30 June 2010;

2. The Endumeni Organizational scorecard be approved in terms of the Endumeni Organizational framework for the period 1 July 2009 to 30 June 2010;

3. The performance agreements and performance plans in respect of Municipal Manager, Manager Corporate Services, Manager Finance and Manager Technical Services for the fiscal year 2009/2010 be approved;

4. In due course the Municipal Manager arrange for a workshop and that Mr Riaan van Vuuren of PriceWaterhouseCoopers be invited to address the meeting.

C 04/29/06/09 **SANCO: MEMORANDUM OF DEMANDS** **[T4/1(a)]**

RESOLVED TO RECOMMEND

MM

THAT the Municipal Manager in consultation with the Whips of the political parties represented on the Council draft a letter of reply to SANCO.

C 05/29/06/09 **ADJUSTMENT BUDGET 2008/2009** **(F1/1)**

RESOLVED TO RECOMMEND

THAT

CFO

1. The virement of line votes as scheduled in Annexure "A" as attached to the Agenda, be approved;

2. The annual budget for 2008/2009 be revised as per 1 above;

3. The adjustments budget for 2008/2009 be approved by Council.

C 06/29/06/09 **PROPOSED SALE / LEASE OF SIBONGILE BUSINESS PROPERTIES** **[L1/6(a)]**

RESOLVED TO RECOMMEND

THAT

AHL&E

1. In response to the increased interest expressed by members of the public in acquiring for sale and/or rental the abandoned business premises in Sibongile (known as Mfeka's Butchery and Mbatha's Shop on Erf 3055; Dlamini's Restaurant on Erf 3059; the Small Beer Hall on Erf 1063, and the old Paypoint Office at the Sibongile Hostel), the Council resolves to dispose of these mentioned immovable properties by means of sale and/or lease by public tender in terms of the Council's approved Supply Chain Management Policy, prepared in accordance with Section 111 of the Municipal Finance Management Act No. 56/2003, it being noted that the old Paypoint Office at the Sibongile Hostel will be for rental only;

2. It be recorded that the immovable properties described as Erven 1063, 3055 and 3059, Sibongile, is not needed to provide the minimum level of basic municipal services as these properties have been abandoned and vandalised due to non-occupation;

3. It be noted that the anticipated cost to the municipality in disposing of these immovable properties will be approximately R4 500.00, which amount includes the valuers fees for attending to the valuation, as well as the anticipated advertising costs;

4. It further be recorded that the Council is of the opinion that the development of these properties by private owners, and the returns Council will receive in the form of rates and service charges from this property, will be beneficial to the local economy and will stimulate local entrepreneurship;

5. The estimated fair current market sales and rental values of the properties, as determined by the Council's valuers, Messrs H S K Simpson & Partners, as contained in their report dated June 2009, which was enclosed with the agenda of the meeting, be noted as being:

Erf No.	Description	Rental Price (Excl. VAT)	Sales Price
3055	Mfeka's Butchery	R60.00 p.m.	R24 000.00
3055	Mbatha's Shop	R60.00 p.m.	(Part of above)
3059	Dlamini's Restaurant	R120.00 p.m.	R24 000.00
~	Paypoint Office/Hostel	R130.00 p.m.	~
1063	Small Beer Hall	R140.00 p.m.	R28 000.00

6. that the estimated fair current market sales and rental values be utilized as upset price for such immovable properties when it is advertised for sale and/or lease by public tender;

7. Any successful tenderer shall be required to, immediately upon notification of the acceptance of the offer to purchase, sign the required sales agreement and pay a retaining fee of 10% of the purchase price so accepted, and thereafter be afforded a maximum of thirty (30) days within which to secure finance towards full payment of the purchase price;

8. Should the successful tenderer fail to arrange finance towards the payment of the full purchase price within the said thirty days, or for whatever reason fail to honour its commitments towards the payment of such purchase price within such thirty day period, the 10% retaining fee so paid be forfeited as a penalty for the breach of contract established in the Council's acceptance of the offer to purchase, and the property then be offered to the next highest qualifying tenderer;

9. Should the successful tenderer however secure finance for the purchase within the thirty-day period, the 10% retaining fee so paid then be set off against the final purchase price;

10. A clause be inserted in the standard lease agreement for these business premises to the effect that the successful bidder be afforded a one-year grace period from paying the fair market related rental, in order to afford the successful bidder the opportunity to renovate such building at their own cost, subject thereto that:

    10.1 the rental for the grace period of one-year be determined at R1.00 per month;

    10.2 the proposed renovations to the buildings, actually be carried out to the satisfaction of the Technical Services Department;

    10.3 any improvements made to the premises shall, upon termination of the lease, become the ownership of Council upon no compensation therefor to the lessee;

    10.4 Should the proposed renovations not be completed to the satisfaction of the Technical Services Department, the Council reserves the right to revoke the grace period afforded and demand full payment of the rental due.

11. In compliance with Provincial Notice No. 1369 dated 17 August 2006, as issued by the Member of the Executive Committee (MEC) of Kwazulu-Natal responsible for Local Government, the following information be submitted to the MEC for his comments: (a) the nature of the immovable property to be disposed of; (b) the fair market related values of the said immovable property; (c) the reasons for the disposal of the said immovable property; and (d) the anticipated cost to the municipality in disposing of the said immovable property;

12. In compliance with regulation 6(b) of the Municipal Asset Transfer Regulations, as promulgated in Government Gazette No. R.878 dated 22 August 2008, the matter be referred to the National and Provincial Treasury to solicit their views and recommendations thereon.

C 07/29/06/09 **INTEGRATED DEVELOPMENT PLAN REVIEW 2009/2010**

{P3/17; T3/1(a)}

RESOLVED TO RECOMMEND

MTS **THAT** the Endumeni Municipality adopt in terms of Section 5 of the Municipal Systems Act 2000 the review of the Endumeni Integrated Development Plan for the fiscal year 2009/2010 and following plans that form part of the IDP or alternatively sector plans:

1. Project Table
2. Organizational Performance Management System
3. Performance Management Scorecard Review
4. Spatial Development Framework
5. Institutional Plan
6. Transportation Plan
7. Housing Sector Plan
8. Poverty Reduction & Gender Equity Programme
9. Integrated Waste Management Plan
10. Communication and Participation Plan
11. Notes of Meetings with Service Providers
12. Disaster Management Plan
13. SDBIP
14. Financial Plan
15. Capital Investment Plan
16. Good Governance
17. Consolidated Infrastructure Plan
18. Environmental Management Plan

Part D
MOTIONS

D 01/29/06/09 **CONCERN ABOUT DELAY IN IMPLEMENTATION OF COUNCILS' TRANSFORMATION AND RESTRUCTURING PROGRAMME** **(C7/10)**

RESOLVED TO RECOMMEND

MM **THAT** the Council hold a Workshop to discuss the implementation of Council's transformation and restructuring programme.

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D 02/29/06/09 **REQUEST TO RESCIND COUNCIL RESOLUTION DEALING WITH KWAKUNJE CULTURAL VILLAGE** **(C7/10)**

RESOLVED TO RECOMMEND

MCS **THAT** the Council hold an inspection in-loco at the Kwakunje Cultural Villlage whereafter the Motion received from Cllr T B Mkhize be considered.

◈ ◘ ◈ ◘ ◈ ◘ ◈

There being no further matters for consideration, the Chairperson declared the meeting closed at **18h20**

Mayor – Chairperson: .....

Date: .....