

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, 25 JANUARY 2010** 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 (From 15h20)
Cllr T B Mkhize
Cllr A M Mthembu
Cllr S E Ndim
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 I Griddale	Chief 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.



2. **Applications for Leave of Absence**

Nil



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

The Mayor welcomed members of the Audit Committee to the meeting. She further advised that the Council had worked together in the past and expressed the wish that same would continue in the new year.

She further expressed the wish that the Council would also work together with the Section 57 Managers and other officials for the betterment of the community which the Council served.



4. **Minutes of the Previous Meeting**

RESOLVED

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

Ordinary Monthly Meeting: 7 December 2009



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

Nil



6. **Reports of the Executive Committee**

Nil



7. **Petitions**

Nil



8. **Motions**

See Item D 01/25/01/10 and D 02/25/01/10



9. **Presentations**



Part A

MATTERS FOR INFORMATION ONLY

A 01/25/01/10 COUNCILLORS ATTENDANCE OF COUNCIL AND EXCO MEETINGS (C7/1)

RESOLVED

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



A 02/25/01/10 Monthly Reports

A 02/25/01/10-1 MONTHLY REPORT: TRAFFIC (T4/6)

RESOLVED

THAT the monthly reports in respect of Traffic for the months November and December 2009 be noted.



A 02/25/01/10-2 MONTHLY REPORT: TESTING STATION (T4/1)

RESOLVED

THAT the monthly reports in respect of the Testing Station for the months of November and December 2009 be noted.



A 02/25/01/10-3 MONTHLY REPORT: RURAL METRO (F2/6)

RESOLVED

THAT the monthly reports, received from Rural Metro, in respect of Fire and Disaster Management for the months of November and December 2009, be noted.



A 02/25/01/10-4 **MONTHLY REPORT: TALANA MUSEUM** (M4/4)

RESOLVED

THAT the monthly reports in respect of Talana Museum for the months of November and December 2009, as well as the Minutes of the Board of Trustees of Talana Museum held on 3 December 2009, be noted.



A 02/25/01/10-5 **MONTHLY REPORT: DUNDEE PUBLIC LIBRARY** (L4/2/1)

RESOLVED

THAT the monthly reports in respect of the Dundee Public Library for the months of November and December 2009 be noted.



A 02/25/01/10-6 **MONTHLY REPORT: SIBONGILE LIBRARY** (L4/4)

RESOLVED

THAT the monthly reports in respect of the Sibongile Library for the months of November and December 2009 be noted.



A 02/25/01/10-7 **MONTHLY REPORT: GLENCOE PUBLIC LIBRARY** (17/4/6)

RESOLVED

THAT the monthly reports in respect of the Glencoe Public Library for the months of November and December 2009 be noted.



A 02/25/01/10-8 **MONTHLY REPORT: WASBANK PUBLIC LIBRARY** (L4/3/1)

RESOLVED

THAT the monthly reports in respect of the Wasbank Public Library for the months of November and December 2009 be noted.



A 02/25/01/10-9 **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 December 2009, be noted.



A 02/25/01/10-10 MONTHLY REPORT: MANAGER CORPORATE SERVICES – CLINIC (P4/5)

RESOLVED

THAT the monthly report in respect of the Manager Corporate Services – Clinic Services for the months of November and December 2009 be noted.



A 02/25/01/10-11 MONTHLY REPORT: MANAGER TECHNICAL SERVICES (R3/8)

RESOLVED

THAT the monthly report in respect of the Manager Technical Services for the months of November and December 2009 be noted.



A 03/25/01/10 STAFF OVERTIME (S7/7/1)

RESOLVED

THAT the overtime for the months of November and December 2009 as approved by the respective Heads of Departments under delegated powers, be noted.



A 04/25/01/10 INSTITUTE OF LOCAL GOVERNMENT MANAGEMENT [OF SOUTH AFRICA (ILGM)] (C4/2)

RESOLVED

THAT the topics as submitted by the Municipal Manager and attached to the agenda regarding a ILGM Conference that he attended on 18-20 November 2009, be noted.



A 05/25/01/10 MEETING REGARDING FINACIAL STATEMENTS (F1/1)

RESOLVED

THAT the meeting held with Kwanaloga on 19 January 2010 regarding the non-submission of financial statements be noted. It further be noted that a follow-up meeting will be held on Thursday, 28 February 2010 at 11h00.



Part B
MATTERS RESOLVED
BY COMMITTEE
UNDER DELEGATED POWERS

B 01/25/01/10 **ACCOUNTS PAID** **(F1/4)**

RESOLVED

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



B 02/25/01/10 **MINUTES OF WARD 2 WARD COMMITTEE MEETING: 7**
JANUARY 2010 **(B3/2)**

RESOLVED

THAT

- MTS**
MM
1. The Minutes be accepted as a reflection of the needs of the Community of Sithembile as prioritized;
 2. Costing of the projects be done with immediate effect and implemented forthwith.



B 03/25/01/10 **FORESTDALE COMMUNITY MEETING** **(B3/2)**

RESOLVED

THAT

- MTS**
MM
1. The Minutes of the meeting held with the community by Cllr T B Mkhize be accepted;
 2. The projects as prioritized by the Community be accordingly costed and implemented.



B 04/25/01/10

COMPUTER TRAINING FOR COUNCILLORS IN MICROSOFT OFFICE 2007 / INTERNET AND E-MAIL (S7/3/16)

RESOLVED

MM

THAT the names of all Councillors who are interested in undergoing the above mentioned training be submitted to the Municipal Manager, on or before 8 February 2010 and that the Councillors indicate whether a morning or afternoon session would suite them.



B 05/25/01/10

APPLICATION FOR LAND: DEPARTMENT OF HEALTH (L1/7)

RESOLVED

AHL&E

THAT the Health Sub-Committee and officials meet with representatives of the Department of Health to ascertain the Department's needs in terms of land for the future development of a larger clinic building to serve the residents of Dundee.



B 06/25/01/10

APPLICATION FOR REZONING: ERF 916, DUNDEE: FROM SPECIAL RESIDENTIAL TO GENERAL COMMERCIAL

[T3/1/3/57]

RESOLVED

THAT

AHL&E

1. The application for the amendment of the Dundee Town Planning Scheme in Preparation by the rezoning of Erf 916, Dundee from "Special Residential" to "General Commercial" in terms of Section 47 *bis* B of the Town Planning Ordinance No. 27 of 1949, as received from Messrs H S K Simpson & Partners on behalf of the owner thereof, being a Mr A Sema, be approved in principle;
2. The proposed amendment to the Dundee Town Planning Scheme in Preparation be made known by giving public notice thereof in terms of Section 47 *bis*A of the Town Planning Ordinance No 27 of 1949, as amended;
3. Should no objections against the proposed amendment be received, an application be lodged with the Development and Planning Commission for approval of the proposed amendment;
4. All costs involved in the processing and finalization of the application be borne by the applicant.



RESOLVED

THAT

**MM
MTS
CFO**

1. The Minutes of Ward 4 Ward Committee meeting held in the Sibongile Community Hall, Sibongile Township, Dundee, on Wednesday, 13 January 2010 at 10h00, be accepted as a reflection of the needs of the Sibongile Community as prioritized;
2. Costing of the projects be done with immediate effect and implemented forthwith;
3. R100 000.00 from Wards 1, 2, 3 and 4 which was allocated to the Wards be utilized to cut grass and that provision therefore be made in the Adjustment Budget.



MEMORANDUM WITH REGARD TO POOR SERVICE DELIVERY – CLLR S E NDIMA

[P3/15(a)]

The Manager Technical Services advised that all complaints at Sithembile were attended to.

He further advised that certain people are hindering municipal staff to work in Sithembile.

He further advised that 15 tampered meters have been found and that statements are being prepared.

He further requested that consideration should be given by the Council to institute criminal action against individuals who are hindering the Council’s employees from doing work in Sithembile.

Cllr S E Ndima was of the opinion that no officials were on duty during the festive season due to them being on leave.

He was further of the opinion that a letter should be addressed to the Provincial Administration advising it of the problems the Council is encountering with individuals hindering the Council’s employees to do their work in Sithembile.

RESOLVED

THAT

**MM
MTS**

1. It be noted that problems encountered in Sithembile was attended to;
2. The Council institute legal action against persons hindering the Council’s employees to work in Sithembile;
3. The Municipal Manager writes a letter to the Provincial Administration advising it of the problems encountered at Sithembile where Council’s officials are hindered in carrying out their duties at Sithembile.



B 09/25/01/10

ENDUMENI INVOICES: LAYOUT AND TOWNSHIP ESTABLISHMENT: DLAMINI VILLAGE AND FORESTDALE

[L1/7/5(b)]

RESOLVED

**MTS
CFO**

THAT the Endumeni Municipality after considering Exco resolution B 14/18/07/05 read in conjunction with B 05/06/2001 authorise the payment of SSI Endumeni invoices relating to layout planning and township establishment claims in respect of Dlamini Village and Forestdale as detailed in SSI correspondence of 1 December 2009. The Chief Financial Officer be authorized to make payment ex Housing Project Cost Centre.



B 10/25/01/10

POINTS OF PEDESTRIAN INGRESS AND EGRESS 49 WILSON STREET DUNDEE (R3/4)

RESOLVED

MTS

THAT the Council not accede to the request from Odhavjee Properties (Pty) Limited to remove the extended ramps in front of 49 Wilson Street, Dundee.



B 11/25/01/10

THE MINUTES OF 2ND IDP REPRESENTATIVE FORUM HELD IN THE ACTIVITIES ROOM, GLENCOE LIBRARY, BIGGAR STREET, GLENCOE ON WEDNESDAY, 13 JANUARY 2010 (P3/17)

RESOLVED

MTS

THAT the Endumeni Municipality note Minutes of the 2nd IDP Representative Forum held in the Activities Room, Glencoe Library, Biggar Street, Glencoe on Wednesday, 13 January 2010 at 14h00.



B 12/25/01/10

ENVIRONMENTAL HEALTH HAZARD COAL TRANSPORTATION WATT ROAD (R3/1)

RESOLVED

THAT

MTS

1. The Council support the idea that the Municipal Infrastructure grant be utilized to upgrade Watt Road;
2. The Sub-Committee already established by the Council meet with Slater Coal to further discuss the problems regarding the use of Watt Road by heavy duty vehicles.



Part C

MATTERS REFERRED TO COUNCIL FOR CONSIDERATION

C 01/25/01/10 NON ATTENDANCE OF THREE CONSECUTIVE EXCO MEETINGS: CLLR MS R T NUKANI (C7/1)

Cllr Ms R T Nukani recused herself from the meeting. After the parties in the Council caucused, it was

RESOLVED TO RECOMMEND

MM **THAT** the Council obtain a legal opinion from its Attorneys regarding the apology received from Cllr Ms R T Nukani and that a Special Council meeting be convened on 29 January 2010, to discuss same.



C 02/25/01/10 QUARTERLY REPORT ON WITHDRAWALS IN TERMS OF THE MFMA (L3/3/22; 1/4/1/30)

RESOLVED TO RECOMMEND

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



C 03/25/01/10 ELECTRICITY TARIFFS 2009/2010 (E1/1)

RESOLVED TO RECOMMEND

CFO **THAT** Council note the process and status quo situation regards the electricity tariffs for 2009/2010



C 04/25/01/10

POLICY: PAYMENT OF CONSUMER DEPOSITS

(A1/5)

The attached Policy in respect of the payment of consumer deposits was tabled at the meeting.

RESOLVED TO RECOMMEND

CFO

THAT the attached Policy in respect of Payment of Consumer Deposits be re-submitted to the Council for further discussion regarding the payment of a deposit in respect of consumers with conventional electricity meters.



C 05/25/01/10

DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF COUNCILLORS

(C8/3)

RESOLVED TO RECOMMEND

THAT

CFO

1. The contents of circular no 58/2009 received from SALGA and Government Notice R1225 dated 21 December 2009, be noted;
2. Council approve the upper limits of salaries, allowances and benefits allowed for a Grade 3 municipality;
3. Council request the MEC for Local Government & Traditional Affairs to authorise payment of salaries, allowances and benefits at 100% of the upper limits with effect from 1 July 2009;
4. Council note that adequate funding is available on the operational budget for the current financial year to finance the additional expenditure of R162 395.



C 06/25/01/10

REPORT ON BUDGET IMPLEMENTATION AND FINANCIAL STATUS FOR THE QUARTER ENDED 31 DECEMBER 2009

(F1/1)

RESOLVED TO RECOMMEND

CFO

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



C 07/25/01/10

ORGANIZATIONAL PERFORMANCE MANAGEMENT SYSTEM

[P3/17(a)]

RESOLVED TO RECOMMEND

THAT

**MM
MTS**

1. The departmental scorecards of the Manager Corporate Services, Chief Financial Officer and Manager Technical Services be noted in terms of the Endumeni Organizational framework for the period 01 July 2009 to 30 December 2009;
2. The Endumeni Organizational scorecard be noted in terms of the Endumeni Organizational framework for the period 01 July 2009 to 31 December 2009.



C 08/25/01/10

ANNUAL PERFORMANCE REPORT 2008/2009

[P3/17(a)]

RESOLVED TO RECOMMEND

THAT

**MM
MTS**

1. Council note the Endumeni Annual Report for 2008/2009;
2. The report be forwarded to and tabled before the Audit Committee and the Oversight Committee and be further advertised for Public Comment.



C 09/25/01/10

SERVICE DELIVERY BUDGET IMPLEMENTATION PLAN: 1st & 2nd QUARTER REPORTS: SECTION 57 MANAGERS PERFORMANCE REPORTS 1st & 2nd QUARTER [P3/17/(a)]

RESOLVED TO RECOMMENDED

**MM
MTS**

THAT the Endumeni Municipality adopts the 1st& 2nd Quarter SDBIP Reports and 1st & 2nd Quarter Section 57 Performance reports for Manager Finance, Manager Corporate Services and Manager Technical Services in respect of fiscal year 2009/2010.



C 10/25/01/10

TENDER NO. 55/2009: CALL FOR PROVISION OF PROFESSIONAL SERVICES IN ORDER TO FACILITATE THE DEVELOPMENT OF A GOLF ESTATE (S6/2)

The Committee was of the opinion that the proposal for the development of the Golf Estate needed further refinement before the Council could consider same.

RESOLVED TO RECOMMEND

**MTS
CFO
HL&E**

THAT the stakeholders in respect of development of the Golf Estate meet to further refine its proposals regarding the development of the Golf Estate.



C 11/25/01/10

SUBMISSION OF FINANCIAL STATEMENTS 2008/2009 (F1/1)

RESOLVED TO RECOMMEND

CFO

THAT the report by the Chief Financial Officer pertaining to the submission of Financial Statements 2008/2009, be noted.



Part D

MOTIONS

D 01/25/01/10

MOTION: DEPARTMENT OF THE MUNICIPAL
MANAGER/IDP MANAGER (C7/10)

RESOLVED TO RECOMMEND

THAT

MM
MTS
CFO
MCS

1. All stakeholders mentioned in the Motion be complimented for their inputs and submission to the IDP Process;
2. A workshop be held to discuss the comments of the MEC which are categorized as follows:

Endumeni Municipality IDP matters of Emphasis and Observation

- Municipal Transformation and Institutional Development
 - Local Economic Development
 - Basic Service Delivery and Infrastructure Investment
 - Financial Viability and Financial Management
 - Spatial good Governance and Community Participation
 - Development Framework
3. Authority be granted to the Municipal Manager via the Supply Chain Management Policy to prepare a turn-around strategy and review and refine Endumeni IDP 2010/2011;
 4. A second Housing Summit be planned in due course which will deal with progress on all current projects as well as a report from the District Municipality on items which were identified in the Agenda of the first Summit which should rightfully have been reported by the district officials;
 5. Council endorse the Planned Housing Projects 2007/08 to 2011/12 as its priority housing list and that funding be requested for all projects in the order that the project appear within the IDP Planned Housing Projects as listed above;
 6. The Department be requested to fastrack the funding of all the said projects;
 7. Mr Mbonane be requested to report on funding and timeframes for the said housing projects both Urban and Rural;
 8. A Housing Forum be formed for Endumeni Municipality.



D 02/25/01/10

**MOTION: FORMATION OF PORTFOLIO COMMITTEES
LINKED TO ALL MUNICIPAL DEPARTMENTS** (C7/10)

RESOLVED TO RECOMMEND

MM **THAT** the Council support the establishment of Portfolio Committees.



There being no further matters for consideration, the Chairperson declared the meeting closed at **17h35**

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Mayor – Chairperson

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Date