

ENDUMENI MUNICIPALITY

MINUTES of an ORDINARY MEETING of the ENDUMENI TOWN COUNCIL held in the COUNCIL CHAMBER, CIVIC CENTRE, 64 VICTORIA STREET, DUNDEE on MONDAY, 22 FEBRUARY 2010 at 17h50

PRESENT:

Councillors:

Cllr D Singh	(Speaker - Chairman)
Cllr Ms W N Mbatha	Mayor
Cllr A M Raubenheimer	Deputy Mayor
Cllr E M Adam	
Cllr P M Bislam	
Cllr P G Mabilisa	
Cllr T B Mkhize	
Cllr A M Mthembu	
Cllr S E Ndimba	
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 I Grisdale	Chief Financial Officer
Mr C J Retief	Head: Legal & Estates
Ms B A Mbatha	Assistant Head: Admin (Dundee)



C 01/02/2010

Opening

As the Deputy Mayor opened the Exco Meeting with prayer prior to this meeting, the meeting was declared open.



C 02/02/2010

Applications for Leave of Absence

RESOLVED

THAT the apology received from the Manager Technical Services, Mr J B Maltman, be noted.



C 03/02/2010

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

The Chief Financial Officer requested to provide documentation re life insurance for Councillors.



C 04/02/2010

Confirmation of Minutes

RESOLVED

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

Ordinary Council Meeting 7 December 2009
Special Meeting 25 January 2010



C 05/02/2010

Questions Of Which Notice Has Been Given

Nil



C 06/02/2010

Reports Of The Executive Committee To The Council

RESOLVED

THAT the following reports of the Executive Committee to the Council be noted:

Ordinary Monthly Meeting	25 January 2010
Ordinary Monthly Meeting	22 February 2010



C 07/02/2010

Petitions

Nil



C 08/02/2010

Motions

Nil



C 09/02/2010

Presentation



ORDINARY MONTHLY MEETING: 22 FEBRUARY 2010

PART A

A 01/22/02/10 **COUNCILLORS ATTENDANCE OF COUNCIL AND EXCO MEETINGS** (C7/1)



A 02/22/02/10 **Monthly Reports**

A 02/22/02/10-1 **MONTHLY REPORT: TRAFFIC** (T4/6)



A 02/22/02/10-2 **MONTHLY REPORT: TESTING STATION** (T4/1)



A 02/22/02/10-3 **MONTHLY REPORT: RURAL METRO** (F2/6)



A 02/22/02/10-4 **MONTHLY REPORT: TALANA MUSEUM** (M4/4)



A 02/22/02/10-5 **MONTHLY REPORT: DUNDEE PUBLIC LIBRARY** (L4/2/1)



A 02/22/02/10-6 **MONTHLY REPORT: SIBONGILE LIBRARY** (L4/4)



A 02/22/02/10-7 **MONTHLY REPORT: GLENCOE PUBLIC LIBRARY** (17/4/6)



A 02/22/02/10-8 **MONTHLY REPORT: WASBANK PUBLIC LIBRARY** (L4/3/1)



A 02/22/02/10-09 **MONTHLY REPORT: MANAGER CORPORATE SERVICES – CLINIC** (P4/5)



A 02/22/01/10-10 MONTHLY REPORT: MANAGER CORPORATE SERVICES – GLENCOE TOWN HALL & ACTIVITY ROOM (9/1/2/1)



A 03/22/02/10 STAFF OVERTIME (S7/7/1)



PART B

B 01/22/02/10 ACCOUNTS PAID (F1/4)



B 02/22/02/10 LABOUR FORUM COMMITTEE MEETING {P3/16(a)}

B 02/22/02/10-1 DATES FOR THE LOCAL LABOUR FORUM MEETING



B 02/22/02/10-2 APPOINTMENT OF HUMAN RESOURCE MANAGER



B 02/22/02/10-3 FIXED TRAVELLING ALLOWANCE: SUPPLY CHAIN MANAGEMENT OFFICER.



B 02/22/02/10-4 TEMPORARY WORKERS MEMORANDUM OF AGREEMENT



B 02/22/02/10-5 PROMOTION OF MRS M S CARELSE



B 02/22/02/10-6 CREATION OF POST OF HANDYMAN ASSISTANT



B 03/22/02/10 MINUTES OF THE MUSEUM SUB-COMMITTEE MEETING (M4/2)



B 04/22/02/10 MUNICIPAL INFRASTRUCTURE FOR THE ERADICATION OF HOUSING BACKLOG 2009/10 ENDUMENI MUNICIPALITY (B3/4)



B 05/22/02/10 WARD 1 WARD COMMITTEE MEETING (B3/4)



B 06/22/02/10 WARD 5 WARD COMMITTEE MEETING (B3/4)



B 07/22/02/10 WARD 6 WARD COMMITTEE MEETING (B3/4)



B 08/22/02/10 UMZINYATHI FAMILY OF MUNICIPALITIES (G1/1)



B 09/22/02/10 LETTER OF COMPLAINT: CORONATION PARK [P3/15(a)]



B 10/22/02/10 MINUTES OF WATT ROAD/COAL TRANSPORTATION ROUTE MEETING (R3/1)



B 11/22/02/10 APPLICATION FOR EXHUMATION: LATE A J GOODCHILD (W1/5)



B 12/22/02/10 LETTER RECEIVED: COMPLAINT OF KWAKUNJE VILLAGE (M4/7)



Part C
MATTERS REFERRED TO COUNCIL
FOR CONSIDERATION

C 01/22/02/10 **GRANTS-IN-AID 2008/2009, 2009/2010** **(G2/1)**

RESOLVED

THAT

CFO

1. Council notes the minutes of the 2008/2009, 2009/2010 Grants-in-Aid Sub-Committee;
2. Council approves the grants as stipulated in the minutes together with the provisos indicated with the addition of Endumeni Dance Club in the amount of R10 000,00;
3. The 2008/2009 Grants be funded ex accumulated surplus / deficit account;
4. The 2009/2010 Grants be funded ex vote 116 255001.



C 02/22/02/10 **SALE OF VACANT IMMOVABLE MUNICIPAL**
PROPERTIES **(L1/7)**

RESOLVED

THAT

AHL&E

1. In response to the increased demand for vacant immovable properties from the general public, the vacant immovable properties as reflected on the schedules as attached to the agenda be approved for sale, in principle, 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;
2. The Council's valuers, being Messrs H S K Simpson & Partners of Dundee, be requested to provide the Council with estimated fair market related sales prices in respect of these properties, upon which the Council is to further consider the sales thereof in terms of Section 14 of the Municipal Finance Management Act No. 56 of 2003.



C 03/22/02/10 **5 PENGUIN PLACE, LOT 3690, EXT 24 DUNDEE**
(L1/5/19/2)

RESOLVED

CFO **THAT** a Sub-Committee comprising of Cllrs T B Mkhize, P M Bisram and E M Adam be delegated to investigate the circumstances relating to occupation and allocation of the property and to report back at the next Council meeting.



C 04/22/02/10 **ENDUMENI MUNICIPALITY RECORDS**
MANAGEMENT POLICY **(A7/1)**

RESOLVED

MCS **THAT** Council approves and adopts the Endumeni Municipality Records Management Policy so as to be in compliance with the National Archives & Records Service of South Africa Act, No. 43 of 1996.



C 05/22/02/10 **PROPOSED SALE OF ERF 1946, GLENCOE BY PUBLIC**
BID PROCESS **(1946; L1/7)**

RESOLVED

THAT

- AHL&E**
1. In response to an expressed interest in Erf 1946, Glencoe, the said property be advertised for sale by public bid in terms of the general principles of Section 14 of the Municipal Finance Management Act No 56 of 2003, and the Council's approved Supply Chain Management Policy;
 2. It be recorded that this immovable property is not needed to provide the minimum level of basic municipal services, as it is zoned for General Industrial purposes, and service infrastructure in the area is well established;
 3. It be noted that the anticipated cost to the municipality in disposing of this immovable property will be approximately R 3 500,00, which amount includes the anticipated advertising costs and the Valuer's fees for the preparation of a market related valuation of the property;

4. It further be recorded that the Council is of the opinion that the sale of this property to private owners, and the returns Council will receive in the form of rates and service charges there from, will be beneficial as it will cause an otherwise inactive asset to generate revenue for Council;
5. The estimated fair current market values of this property, as determined by the Council's valuers, Messrs H S K Simpson & Partners, as expressed in their report dated November 2009, which was enclosed with the agenda of the meeting, be noted, and that the estimated current market values of R33 000.00 be utilized as upset prices for such immovable property when it is advertised for sale by public bid;
6. It be noted that this property will not be suitable for general development purposes as a result of the historical burial of animal waste in trenches thereon, and the cumulative effect that the decomposition of these remains has on the soil thereof, and that these detrimental factors affecting the general suitability of the property for development purposes be made known to the general public whenever the property is advertised for sale by public bid process;
7. Any successful bidder 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 bidder 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 bidder;
9. Should the successful bidder 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. 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;
11. 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 06/22/02/10

MID-YEAR BUDGET AND PERFORMANCE ASSESSMENT (F1/1)

RESOLVED

CFO

THAT a workshop with the Chief Financial Officer and all Councillors be arranged for 1 March 2010 in order for the Chief Financial Officer to explain the contents of the Mid-Year Budget and Performance Assessment.



C 07/22/02/10

INFORMATION ON ADJUSTMENTS BUDGETS (F1/1)

RESOLVED

CFO

THAT Council note the information contained in the report on Adjustments Budgets submitted by the Chief Financial Officer



C 08/22/02/10 REQUEST FOR BUYING BACK PROPERTY REPOSESSED BY COUNCIL: 1821 LINDELANI - SIBONGILE (H1/4/3)

RESOLVED

THAT

MM
MTS
CFO

1. The request from Mr Siphon Stanley Langa that House No. 1821, Lindelani, Sibongile be transferred to him be acceded to;
2. Prior to registration of transfer the arrear amounts in terms of rates and services be paid by Mr Langa.
3. A housing audit of RDP housing be done to determine ownership of these houses.



C 09/22/02/10 APPLICATION FOR LAND IN INDUSTRIAL AREA: IMPELA TRADING CC (L1/7)

RESOLVED

AHL&E

THAT Impela Trading CC be invited to make a presentation to Council.



C 10/22/02/10 APPLICATION TO PURCHASE VACANT LAND: SAREL CILLIERS HIGH SCHOOL: ERF 1637/REM, GLENCOE (L1/7)

RESOLVED

AHL&E

THAT this item be referred to Council's next meeting and that officials in the meantime enquire what purpose the School wishes to utilize the property for.



C 11/22/02/10 REMOVAL OF COUNCILLORS FOR NON-ATTENDANCE OF THREE CONSECUTIVE MEETINGS (C7/1)

RESOLVED

MM

THAT the report submitted by the Speaker on the removal of Councillors for non-attendance of three consecutive meetings, be noted and that the apologies received from Cllr Ms R T Nukani for her non-attendance of three consecutive Exco meetings, be accepted.



