



STEVE TSHWETE LOCAL MUNICIPALITY

MINUTES

OF THE

ORDINARY COUNCIL MEETING

MEETING HELD ON

28 September 2021

11:14 am



MINUTES OF THE ORDINARY COUNCIL MEETING HELD VIA VIRTUAL CONNECTION ON 28 SEPTEMBER 2021 AT 11:14

PRESENT

Cllr J Matshiane (Acting Executive Mayor)	Cllr J Skosana
Cllr AM Mabena	Cllr TR Vilakazi
Cllr MI Kgalema	Cllr LJN Zondo
Cllr SM Malepeng	Cllr P V Malinga
Cllr NC Mkhuma	Cllr CS Mashiloane
Ald MTE Mnguni	Cllr E M Bruiners
Cllr SD Nkadimeng	Cllr HG de Klerk
Cllr MJ Sekgwele	Ald E du Toit
Cllr AM Mahlangu	Cllr J Dyason
Cllr A Mathibela	Cllr AS Grobler
Cllr LK Mahlangu	Cllr P Mobango
Cllr RG Mamogale	Cllr SM Mogola
Cllr A B Marumo	Cllr H F Niemann
Cllr P M Masilela	Cllr GHE Romijn
Cllr M Masina	Cllr AO Thabatha
Cllr MN Mathibela	Cllr A Struwig
Cllr J Mitchell	Cllr DA Stuurman
Cllr T P Mnisi	Cllr DD Klopper
Cllr TN Morufane	Cllr S Wait
Cllr BP Ndala	Cllr N M Hadebe
Cllr TS Motloug	Cllr E Sebesho
Cllr M C Mphego	Cllr A Mangcotywa
Cllr D L Paul	Cllr LC Masemula
Cllr DJ Skhosana	Cllr NJ Mthombeni
Cllr M M Skhosana	Cllr J P Duvenage
	Cllr J Mentz

Absent

Cllr TE Motsepe
Cllr KJ Phasha
Cllr MC Mosoma
Cllr MF Mashaba

Officials

Mr B Khenisa	(Municipal Manager)
Mr M Khumalo	(Executive Director: Corporate Services)
Ms R Makgata	(Executive Director: Infrastructure Services)
Ms T Zulu	(Executive Director: Community Services)
Mr M Masilela	(Director: Governance & Council Support)
Ms S Madlopha	(Director: Development & Strategic Support)
Mr S Mothiba	(Chief Information Officer)
Mr N Tjia	(Chief Risk Officer)
Mr J Zulu	(Chief Administrative Officer)

T. R.

1. **OPENING AND WELCOME**

1.1. The Speaker welcomed all the Councillors and Officials present.

A moment of silence was observed.

2. **APPLICATIONS FOR LEAVE OF ABSENCE**

2.1 **Application for leave of absence in terms of Section 13 (1) of the Rules of Order**

2.1.1 **THAT** note be taken that Ald JP Pretorius has applied for leave of absence due to other obligations and it was approved.

2.2 **Application for leave of absence in terms of Section 13(2) of the Rules of Order**

Cllr SJ Roos
Cllr DJ Motsepe

3. **DECLARATION OF INTERESTS**

None

4. **ANNOUNCEMENTS (Motions of Sympathy and Congratulations by the Speaker and by other Councillors)**

4.1 The Speaker expressed the following motions of sympathy or congratulations:

4.1.1 Appreciated all Councillors for they have tried their utmost best to work for the community during their term of office and thanked the officials for their support.

4.1.2 Expressed a motion of sympathy to the family of the late Deputy Minister in the Presidency, Ms Hlengiwe Mkhize.

4.1.3 Congratulated Indoni South Africa for bringing the Indoni Miss Cultural 2021 to Nkangala Region and thanked them for bringing cultural identity and skills to the youth through the celebration of traditional African Cultural Heritage.

4.1.4 Thanked the MEC of Human Settlement in Mpumalanga for handing over the Title Deeds to the community of Steve Tshwete Local Municipality and hope they will continue with their hard work of serving the communities.



4.2 Motions and sympathy and congratulations by other Councillors:

4.2.1 Cllr P Mobango

Thanked Ald E du Toit, Cllr SJ Roos and Cllr JP Phasha who are now retiring but have served this Council and community with dignity, pride and utmost respect, and they have opted to not raise their hands again and avail themselves to become Councillors in the coming local elections, but will always be available to give valuable inputs into DA's growth.

Congratulated DA for always putting the communities first by always putting the peoples needs on top of their Agenda, and as it is their last term they pray and hope that the new DA Caucus will be strong and community driven as the last one.

4.2.2 Cllr S Wait

Expressed a motion of sympathy to all the residents of STLM who lost their loved ones.

Expressed a motion of sympathy with the residents and tax payers of STLM for the extremely bad service they have experienced in the last few months.

On behalf of DA she wished to sympathize with the public queuing long hours due to the Finance Department that could not manage to sort out their municipal bills problems.

4.2.3 Cllr J Matshiane (Acting Executive Mayor)

Congratulated the Department of Economic Development for a successful event that took place at the Industrial Park where the community of STLM and small business were demonstrating the work they are doing within the Steve Tshwete jurisdiction area.

Congratulated the community of STLM who celebrated the Heritage month where different communities demonstrated the different ways of celebrating their cultures including in all churches where heritage were held.

Appreciated the MEC of Human Settlement for handing over 1000's (Thousands) of Title Deeds to the beneficiaries.

Expressed a motion of sympathy to the residence of STLM and apologised on behalf of Council with regard to the instability that is taking place in the community and called upon all the political parties within Council to try not to destabilise the municipality during the elections campaigns.



Expressed a motion of condolences to all who lost their loved ones due to COVID -19 and other causes.

A Moment of silence was observed

5. CONFIRMATION OF MINUTES FROM THE PREVIOUS MEETING

- 5.1 Ordinary Council meeting held on 27 July 2021, be approved subject to that the name of Ms T Zulu be included in the list of the officials who were present.
- 5.2 Urgent Special Council meeting held on 20 August 2021, be approved.
- 5.3 Special Council meeting held on 24 August 2021, be approved.

6. REPORTS OF THE SPEAKER IN TERMS OF RULES 15(1) AND 96(4)

None

7. APPLICATIONS AND APPEALS FROM COUNCILLORS IN TERMS OF RULES 14(1), 66 AND 71

None

8. REPORTS OF MPAC

- 8.1 Report of the 07th/2021 meeting of the Municipal Public Accounts Committee held on 18 August 2021 that served before Mayoral Committee on 09 September 2021.

C02/09/2021

MPAC: REPORT OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE MEETING WHICH WAS HELD ON 18 AUGUST 2021

3/2/4/1/17 (R)

RESOLVED BY COUNCIL

- 1. **THAT** the report on a Municipal Public Accounts Committee meeting held on 18 August 2021 as submitted by the Municipal Manager, be noted.
- 2. **THAT** the following recommendations taken at the above-mentioned meeting be considered by Council:

T.R.

Recommendation number	Heading	Recommendation by MPAC
MPAC01/08/2021	MPAC: Unforeseen & unavoidable expenditure – proof of necessary adjustment budget expenditure – July 2021	1. THAT note be taken that there were no new cases of unforeseen and unavoidable expenditure for July 2021.
MPAC02/08/2021	MPAC: Fruitless, wasteful, irregular & unauthorized expenditure – July 2021 (Eskom Account)	1. THAT note be taken that Steve Tshwete Local Municipality is still awaiting Eskom to reverse an amount of R850,48. 2. THAT it be noted that the application to finalize the reversal of interest is with Eskom management for final approval.
MPAC03/08/2021	MPAC: Quarterly Report: April to June 2021	1. THAT the report by the Executive Director: Financial Services on the quarterly financial report for April to June 2021 which served before Council on 27 July 2021, be noted.

T-R

9. **QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN**

None

T.R

**REPORT OF THE 15TH/2021 ORDINARY MEETING OF THE
MAYORAL COMMITTEE WHICH WAS HELD BY VIRTUAL
CONNECTION ON THURSDAY, 09 SEPTEMBER 2021**

NON DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT the report by the Executive Mayor in respect of item C03;C04;C05;C06;C07;C08; C09;C10;C11;C12;C13;C14;C15 & C16/09/2021 be considered.

C03/09/2021

**ENVIRONMENTAL EDUCATION AND AWARENESS STRATEGY AND
IMPLEMENTATION PLAN**

17/11/3/7 (F)

RESOLVED BY COUNCIL

1. **THAT** the report by the Executive Director: Community Services, be noted.
2. **THAT** the Council consider and approve the Environmental Education and Awareness Strategy and Implementation Plan.
3. **THAT** the Department make provision in their annual budget for the various campaigns and implementation of the strategy.
4. **THAT** the Executive Director: Community Services ensure the monitoring and progress of the implementation of the strategy.

C04/09/2021

FINAL APPROVAL OF DISASTER MANAGEMENT PLAN

17/9/1(C)/mm

RESOLVED BY COUNCIL

1. **THAT** Council take note of the report by the Executive Director: Community Services on final approval of the Disaster Management Plan.
2. **THAT** Council approve and adopt the reviewed Disaster Management Plan, attached as **ANNEXURE A** to the agenda, be noted.

3. **THAT** the plan be revised or reviewed on a three-year basis or as and when necessary.

C05/09/2021

BY-LAWS: FINAL APPROVAL OF THE REVIEWED INTEGRATED WASTE MANAGEMENT BY-LAWS

1/3/1/12 (C)/mm

RESOLVED BY COUNCIL

1. **THAT** Council approve and adopt the reviewed integrated Waste Management By-laws attached as **ANNEXURE A** to the agenda, be noted.
2. **THAT** the By-laws be promulgated in accordance with Section 13 of the Local Government: Municipal Systems Act 32 of 2000, as amended.

C06/09/2021

ADMINISTRATION ADJUDICATION OF ROAD TRAFFIC OFFENCES (AARTO) ACT, NO 46 OF 1998, AS AMENDED: ROLL OUT FROM 01 JULY 2021 AS PRONOUNCED BY THE MINISTER OF TRANSPORT

4/4/3 (C)/mm

RESOLVED BY COUNCIL

1. **THAT** Council take note of the report by the Executive Director: Community Services on the implementation of the Administrative Adjudication of Road Traffic Offences (AARTO) Act 46 of 1998.
2. **THAT** the AARTO Act be implemented accordingly upon proclamation thereof.
3. **THAT** Council take note that this Municipality, with other seven (7) municipalities in Mpumalanga, is earmarked to kick-start AARTO on 01 October 2021, as proclaimed.

C07/09/2021

LAND: APPLICATION FOR A DONATION OF LAND FOR A YOUTH DEVELOPMENT CENTRE

7/2/3/2/4 (Z)

RESOLVED BY COUNCIL

1. **THAT** Council take note of the report by the Executive Director: Corporate Services.

T.R.

2. **THAT** the application to donate Portion 37 of Erf 7744 Middelburg Extension 23, for a youth development centre not be approved, based on the reasons supplied in the report.
3. **THAT** the applicant be informed accordingly.

C08/09/2021

LAND: RESCISSION OF COUNCIL RESOLUTION C29/02/2020

7/1/2/3 (T)

RESOLVED BY COUNCIL

1. **THAT** Council Resolution C29/02/2020 be rescinded.

C09/09/2021

COUNCIL ARRANGEMENTS: 01ST 2021/2022 POLITICAL MONITORING COMMITTEE REPORT FOR THE CORPORATE AND SUPPORT SERVICES PORTFOLIO: AUGUST 2021

3/2/4/1/21 (G)

RESOLVED BY COUNCIL

- 1 **THAT** the activities planned for August & September 2021 within the relevant Portfolio, be noted.
- 2 **THAT** the progress made with the achievement of key performance targets as determined by the performance plan in respect of the Executive Director: Corporate Services, be noted subject to the following:
 - 2.1 **That** a report be submitted regarding officials who sustained injuries while on duty.
- 3 **THAT** the report on vacant positions, be noted subject to the following:
 - 3.1 **That** reasons for delays with the filling of vacancies be stated on the remarks column.
- 4 **THAT** the progress made with the implementation of capital projects and with the SDBIP in respect of the relevant Portfolio, be noted.
- 5 **THAT** the progress made with the implementation of Council Resolutions referred to the relevant Portfolio, be noted subject to the following:

T-R

5.1 That the following resolutions be regarded as finalized and be removed from the outstanding list:

Corporate and Support Services:

RESOLUTION NUMBER	HEADING
C21/07/2019	LAND: PURCHASE OF PORTION 1 OF THE FARM RONDEBOSCH 405 JS
C19/10/2019	COUNCIL ARRANGEMENTS : 2ND 2019/2020 POLITICAL MONITORING COMMITTEE REPORT FOR THE CORPORATE AND SUPPORT SERVICES PORTFOLIO : OCTOBER 2019
C14/01/2020	CONTRACT MANAGEMENT: TERMINATION OF LEASE AGREEMENTS AND EVICTION OF LESSEES
C34/05/2020	BY-LAWS: DRAFT REVIEW OF NOISE AND NUISANCE BY-LAWS
C35/05/2020	DRAFT SAND MINING BY-LAWS
C31/06/2020	DRAFT REVIEWED ENVIRONMENTAL MANAGEMENT POLICY
C06/07/2020	LAND: APPLICATION TO ENTER INTO A FURTHER LEASE AGREEMENT FOR A PORTION OF PORTION 150 OF ERF 6321 REABOTHA (BLOCK B)
C25/07/2020	ELECTRICITY BY-LAWS AND THE POLICY ON SMALL SCALE EMBEDDED GENERATORS
C39/09/2020	LEGAL: CLAIM SETTLEMENT: ZINHLE PRECIOUS MTSWENI // STEVE TSHWETE LOCAL MUNICIPALITY: CASE NUMBER 205/19
C21/10/2020	PERSONNEL: CONVERSION OF THE POST OF THE REGISTRY CLERK TO RECORDS CLERK: DISPOSAL
C05/04/2021	COUNCIL ARRANGEMENTS: 04TH 2020/2021 POLITICAL MONITORING COMMITTEE REPORT FOR THE CORPORATE AND SUPPORT SERVICES PORTFOLIO: FEBRUARY 2021
SC17/04/2021	COUNCIL ARRANGEMENTS: SCHEDULE FOR COUNCIL, MAYORAL COMMITTEE AND COUNCIL COMMITTEE MEETINGS FOR THE 2021/2022 FINANCIAL YEAR
C03/05/2021	COUNCIL ARRANGEMENTS: 05TH 2020/2021 POLITICAL MONITORING COMMITTEE REPORT FOR THE CORPORATE AND SUPPORT SERVICES PORTFOLIO: APRIL 2021
C01/05/2021	MPAC: REPORT OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE MEETING WHICH WAS HELD ON 20 APRIL 2021
C20/05/2021	RULES AND ETHICS: REPORT ON THE ALLEGATIONS AGAINST COUNCILLOR M. MASINA FOR ISSUING FRAUDULENT OPERATIONAL PERMITS TO SHOP OWNERS
C21/05/2021	COUNCIL ARRANGEMENT: REPORT ON WARD COMMITTEE AND COMMUNITY MEETINGS: APRIL 2021

Office of the MM:

RESOLUTION NUMBER	HEADING
C56/05/2019	REVIEW OF ICT DOCUMENTS: POLICIES, FRAMEWORKS, AND TERMS AND REFERENCES, PLANS AND PROCEDURES
C28/01/2021	REPORT: 2019-2020 DRAFT ANNUAL REPORT
C31/01/2021	FINANCES: MID-YEAR BUDGET AND PERFORMANCE ASSESSMENT : 2020/2021 FINANCIAL YEAR
C11/03/2021	REPORT ON THE AMENDED INTEGRATED DEVELOPMENT PLAN FOR THE 2020/2021 FINANCIAL YEAR
SC30/03/2021	REPORT ON THE TABLED REVIEWED DRAFT INTEGRATED DEVELOPMENT PLAN FOR THE 2021/22 FINANCIAL YEAR
SC20/04/2021	MPAC: REPORT OF THE SPECIAL MUNICIPAL PUBLIC ACCOUNTS COMMITTEE MEETING WHICH WAS HELD ON 28 APRIL 2021
SC21/04/2021	COUNCIL: REPORT OF THE AUDITOR-GENERAL ON THE FINANCIAL STATEMENTS, ANNUAL PERFORMANCE REPORT, COMPLIANCE WITH LEGISLATION AND OTHER LEGAL AND REGULATORY REQUIREMENTS OF STEVE TSHWETE LOCAL MUNICIPALITY FOR THE YEAR ENDED 30 JUNE 2020
SC22/04/2021	ANNUAL AUDIT AND PERFORMANCE COMMITTEE REPORT FOR 2019/2020 FINANCIAL YEAR TO COUNCIL
C22/05/2021	MUNICIPAL ACTION AUDIT PLANS ON 2019/2020 AUDITOR- GENERAL OF SOUTH AFRICA REPORT

T-R

C35/05/2021	REPORT ON THE TABLED FINAL INTEGRATED DEVELOPMENT PLAN FOR THE 2021/2022 FINANCIAL YEAR AND THE CORE COMPONENTS
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- 5.2 That a progress report be submitted to Council regarding the donation of Naledi/Lesedi to Steve Tshwete Local Municipality.
- 5.3 That a report be submitted to Council regarding the uncompleted houses built by South 32 at Newtown.
- 6 THAT the progress given on the Ward Committee report, be noted.
- 7 THAT the progress given on the Complaints and Suggestion report, be noted.

C10/09/2021

COUNCIL ARRANGEMENTS: 01ST 2021/2022 POLITICAL MONITORING COMMITTEE REPORT FOR FINANCIAL SERVICES PORTFOLIO: AUGUST 2021
3/2/4/1/21 (G)

RESOLVED BY COUNCIL

- 1 THAT the activities planned for August & September 2021 within the relevant Portfolio, be noted.
- 2 THAT the progress made with the achievement of key performance targets as determined by the performance plan in respect of the Executive Director: Financial Services, be noted.
- 3 THAT the report on vacant positions, be noted.
- 4 THAT the progress made with the implementation of capital projects and with the SDBIP in respect of the relevant Portfolio, be noted.
- 5 THAT the progress made with the implementation of Council Resolutions referred to the relevant Portfolio, be noted provided that the following resolutions be regarded as finalized and be removed from the outstanding list:

RESOLUTION NUMBER	HEADING
SM44/06/2014	FINANCES: SERVICE DELIVERY & BUDGET IMPLEMENTATION PLAN (SDBIP) 2014/2015 FINANCIAL YEAR
C09/03/2020	REQUEST TO WRITE OFF THE AMOUNT OWED BY AFRICAST (PTY) LTD OVER PORTIONS 117, 118, 163, 164, 165, & 166 OF ERF 13177 MIDDELBURG EXTENSION 22
M01/04/2021	FINANCES: FINANCIAL MONTHLY REPORT FOR MARCH 2021

C02/04/2021	COUNCIL ARRANGEMENTS: 04TH 2020/2021 POLITICAL MONITORING COMMITTEE REPORT FOR FINANCIAL SERVICES PORTFOLIO: FEBRUARY 2021
C08/04/2021	MPAC: REPORT OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE MEETING WHICH WAS HELD ON 17 MARCH 2021
SC11/04/2021	FINANCES: EXEMPTIONS, REBATES & REDUCTIONS: 30 JUNE 2020
SC15/04/2021	FINANCES: FINANCIAL QUARTERLY REPORT: MARCH 2021
SC16/04/2021	QUARTERLY REPORT FOR SUPPLY CHAIN MANAGEMENT: THIRD QUARTER (FROM JANUARY TO MARCH 2021)
C04/05/2021	COUNCIL ARRANGEMENTS: 05TH 2020/2021 POLITICAL MONITORING COMMITTEE REPORT FOR FINANCIAL SERVICES PORTFOLIO: APRIL 2021
C18/05/2021	FINANCES: SUPPLY CHAIN MANAGEMENT MONTHLY REPORT: SECTION 36 DEVIATION MONTHLY REPORT FOR APRIL 2021
C19/05/2021	FINANCES: WRITING OFF OF BAD DEBTS AS IRRECOVERABLE FOR FINANCIAL YEAR ENDING 30 JUNE 2021
C27/05/2021	MPAC: REPORT OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE MEETING WHICH WAS HELD ON 12 MAY 2021
C30/05/2021	CONTRACTS: EXTENSION OF FINANCIAL SYSTEM CONTRACT: MUNSOFT
C33/05/2021	FINANCES: SECTION 19: CAPITAL PROJECTS 2021/2022
C34/05/2021	FINANCES: ANNUAL FINANCIAL STATEMENTS 2019/2021: UNAUTHORISED EXPENDITURE
C36/05/2021	FINANCES: ANNUAL BUDGET 2021/2022 FINANCIAL YEAR
C37/05/2021	PROPOSAL TO PARTNER WITH STEVE TSHWETE LOCAL MUNICIPALITY TO SETUP AN SME ENTERPRISE DEVELOPMENT FUND

- 6 **THAT** the progress given on the Ward Committee report, be noted.
- 7 **THAT** the progress given on the Complaints and Suggestions report, be noted subject to the following:
- 7.1 **That** the Executive Director: Financial Services be requested to submit a report on the Contractor that was appointed to do data cleansing as well as the progress made with the cleansing.
- 7.2 **That** the Executive Director: Financial Services be requested to submit Council Policy on Indigent as well as the criteria to qualify for indigent.
- 8 **THAT** the Executive Director: Financial Services be requested to arrange a meeting between the MMC for Corporate Services and the Water Meter Readers Team to address the water readings complaints.

T-R

C11/09/2021

**COUNCIL ARRANGEMENTS: 01ST 2021/2022 POLITICAL MONITORING COMMITTEE
REPORT FOR THE SPATIAL DEVELOPMENT & HUMAN SETTLEMENT PORTFOLIO:
AUGUST 2021**

3/2/4/1/21 (G)

RESOLVED BY COUNCIL

- 1 **THAT** the activities planned for August & September 2021 within the relevant Portfolio, be noted.
- 2 **THAT** the progress made with the achievement of key performance targets as determined by the performance plan in respect of the Director: Town Planning and Human Settlement, be noted.
- 3 **THAT** the report on vacant positions, be noted.
- 4 **THAT** it be noted that no implementation of capital projects was recorded.
- 5 **THAT** progress made with the implementation of Council Resolutions referred to the relevant Portfolio, be noted provided that the following resolutions be regarded as finalized and removed from the outstanding list:

RESOLUTION NUMBER	HEADING
M06/11/2018	TOWN PLANNING: REZONING OF A PORTION OF THE REMAINDER OF ERF 2794 MIDDELBURG EXTENSION 7 TOWNSHIP: AMENDMENT SCHEME 603
C06/01/2021	COUNCIL ARRANGEMENTS: 03 RD 2020/2021 POLITICAL MONITORING COMMITTEE REPORT FOR THE SPATIAL DEVELOPMENT & HUMAN SETTLEMENT PORTFOLIO: DECEMBER 2020
C04/04/2021	COUNCIL ARRANGEMENTS: 04 TH 2020/2021 POLITICAL MONITORING COMMITTEE REPORT FOR THE SPATIAL DEVELOPMENT & HUMAN SETTLEMENT PORTFOLIO: FEBRUARY 2021

- 6 **THAT** the progress given on the Ward Committee report, be noted subject to the following:
 - 6.1 **That** the Director: Town Planning and Human Settlement engage with the department dealing with the painting of street names to repaint street names which are no longer visible.
 - 6.2 **That** Councillors be advised to propose street names for unnamed streets during ward community meetings and thereafter submit such names to the municipality for consideration by the relevant Council Committee.
- 7 **THAT** note be taken that no updated report was received on matters raised in complaint and suggestion boxes.

T-R

C12/09/2021

**COUNCIL ARRANGEMENTS: 01ST 2021/2022 POLITICAL MONITORING COMMITTEE
REPORT FOR THE INFRASTRUCTURE DEVELOPMENT SERVICES PORTFOLIO:
AUGUST 2021**

3/2/4/1/21 (G)

RESOLVED BY COUNCIL

- 1 **THAT** the activities planned for August & September 2021 within the relevant Portfolio, be noted subject to the following:
 - 1.1 **That** all trenches which were opened around the Municipal area for conducting work activities, be closed.
- 2 **THAT** the progress made with the achievement of key performance targets as determined by the performance plan in respect of the Executive Director: Infrastructure Services, be noted.
- 3 **THAT** the report on vacant positions, be noted.
- 4 **THAT** the progress made with the implementation of capital projects and with the SDBIP in respect of the relevant Portfolio, be noted.
- 5 **THAT** the progress made with the implementation of Council Resolutions referred to the relevant Portfolio, be noted provided that the following resolutions be regarded as finalized and be removed from the outstanding list:

RESOLUTION NUMBER	HEADING
C02/11/2020	MPAC: REPORT OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE MEETING WHICH WAS HELD ON 21 OCTOBER 2020
C25/07/2020	ELECTRICITY BY-LAWS AND THE POLICY ON SMALL SCALE EMBEDDED GENERATORS
C07/05/2021	COUNCIL ARRANGEMENTS: 05 TH 2020/2021 POLITICAL MONITORING COMMITTEE REPORT FOR THE INFRASTRUCTURE DEVELOPMENT SERVICES PORTFOLIO: APRIL 2021

- 6 **THAT** the progress given on the Ward Committee report, be noted.
- 7 **THAT** the progress given on the Complaints and Suggestions report, be noted.

T.R.

C13/09/2021

COUNCIL ARRANGEMENTS: 01ST 2021/2022 POLITICAL MONITORING COMMITTEE REPORT FOR THE ARTS, CULTURE & ENVIRONMENTAL HEALTH PORTFOLIO: AUGUST 2021

3/2/4/1/21 (G)

RESOLVED BY COUNCIL

- 1 **THAT** the activities planned for August & September 2021 within the relevant Portfolio, be noted.
- 2 **THAT** the progress made with the achievement of key performance targets as determined by performance plans in respect of the Executive Director: Community Services, be noted.
- 3 **THAT** the report on vacant positions, be noted.
- 4 **THAT** the progress made with the implementation of capital projects and with the SDBIP in respect of the relevant Portfolio, be noted.
- 5 **THAT** the progress made with the implementation of Council Resolutions referred to the relevant Portfolio, be noted provided that the following resolutions be regarded as finalized and be removed from the outstanding list:

RESOLUTION NUMBER	HEADING
C11/09/2020	COUNCIL ARRANGEMENTS: 01 ST 2020/2021 POLITICAL MONITORING COMMITTEE REPORT FOR THE ARTS, CULTURE & ENVIRONMENTAL HEALTH PORTFOLIO: JUN2E - AUGUST 2020
C19/01/2021	FINAL APPROVAL OF ENVIRONMENTAL MANAGEMENT POLICY
C03/04/2021	COUNCIL ARRANGEMENTS: 04 TH 2020/2021 POLITICAL MONITORING COMMITTEE REPORT FOR THE ARTS, CULTURE & ENVIRONMENTAL HEALTH PORTFOLIO: FEBRUARY 2021
C02/05/2021	COUNCIL ARRANGEMENTS: 05 TH 2020/2021 POLITICAL MONITORING COMMITTEE REPORT FOR THE ARTS, CULTURE & ENVIRONMENTAL HEALTH PORTFOLIO: APRIL 2021

- 6 **THAT** the progress given on the Ward Committee report, be noted.
- 7 **THAT** the progress given on the Complaints and Suggestions report, be noted.

T. R.

C14/09/2021

**COUNCIL ARRANGEMENTS: 01ST 2021/2022 POLITICAL MONITORING COMMITTEE
REPORT FOR THE COMMUNITY SAFETY PORTFOLIO: AUGUST 2021**

3/2/4/1/21 (G)

RESOLVED BY COUNCIL

- 1 **THAT** the activities planned for August & September 2021 within the relevant Portfolio, be noted subject to the following:
 - 1.1 **That** the activation of the online services system for renewing licenses be speed up.
- 2 **THAT** the progress made with the achievement of key performance targets as determined by the performance plan in respect of the Executive Director: Community Services, be noted.
- 3 **THAT** the report on vacant positions, be noted.
- 4 **THAT** the progress made with the implementation of capital projects and with the SDBIP in respect of the relevant Portfolio, be noted.
- 5 **THAT** the progress made with the implementation of Council Resolutions referred to the relevant Portfolio, be noted provided that the following resolution be regarded as finalized and be removed from the outstanding list:

RESOLUTION NUMBER	HEADING
C08/05/2021	COUNCIL ARRANGEMENTS: 05TH 2020/2021 POLITICAL MONITORING COMMITTEE REPORT FOR THE COMMUNITY SAFETY PORTFOLIO: APRIL 2021

- 6 **THAT** the progress given on the Ward Committee report, be noted.
- 7 **THAT** note be taken that no updated report was received on matters raised in complaint and suggestion boxes.

C15/09/2021

ABLUTION FACILITIES AT NGWAKO STREET

17/17/R(C)/mm

RESOLVED BY COUNCIL

1. **THAT** Council take note of the report by the Executive Director: Infrastructure Services regarding ablution facilities at Ngwako Street in Mhluzi.
2. **THAT** Council approve the proposal to lease the building for business purposes to enhance Local Economic Development.

3. **THAT**, before the leasing, the building be renovated and all sanitary fittings be removed.

C16/09/2021

COGTA: ON THE STATE OF LOCAL GOVERNMENT REPORT (LOCAL GOVERNMENT SUPPORT PACKAGES) AND MUNICIPAL SUPPORT AND INTERVENTION PLAN FRAMEWORK

3/4 (A)

RESOLVED BY COUNCIL

1. **THAT** the COGTA report on the State of Local Government Report (Local Government Support Packages) as contained in **ANNEXURE A** attached to the Agenda be approved by Council.
2. **THAT** the Municipal Support and Intervention Plan Framework as contained in **ANNEXURE B** attached to the Agenda be approved by Council.

T. R.

DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY THE EXECUTIVE MAYOR

THAT Council take note of Resolution M01/09/2021 & M17/09/2021 taken by the Executive Mayor in terms of Delegated Powers.

M01/09/2021

MMC FOR INFRASTRUCTURE SERVICES PROVIDED A DETAILED REPORT REGARDING THE FALLING OF THE CEILING AT THE BANQUET HALL AND THAT IT BE RECOMMENDED TO COUNCIL THAT AN INDEPENDENT BUILDING ENGINEER BE APPOINTED TO ASSES THE ENTIRE STRUCTURE ON THE BANQUET HALL

17/17/2(C)/mm

[M-98][M-106]

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** Council take note of the report by the Executive Director: Infrastructure Services on the structural integrity of the Sydney Choma (Banquet) Hall.
2. **THAT** Council take note of the report by an independent structural engineer on the assessment of structural integrity of the Sydney Choma (Banquet) Hall.
3. **THAT** the rectification of any defects at the Sydney Choma Banquet Hall be fast - tracked in order to avoid the ballooning of payment/s.

M17/09/2021

FINANCES: FINANCIAL MONTHLY REPORT FOR AUGUST 2021

9/3/1 (S)

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the monthly in-year report for August 2021 as submitted by the Executive Director: Financial Services, be noted.
2. **THAT** permission be granted to the Executive Director: Financial Services to submit the report in both electronic and hard copy format to the National and Provincial Treasury.



3. **THAT** permission be granted to the Executive Director: Financial Services to place the monthly in-year report August 2021 on the municipal website.
4. **THAT** permission be granted to the Executive Director: Financial Services to upload the monthly report for August 2021 on the National Treasury portal.

T.R

**REPORT OF THE 16TH/2021 ORDINARY MEETING OF THE
MAYORAL COMMITTEE WHICH WAS HELD BY VIRTUAL
CONNECTION ON THURSDAY, 16 SEPTEMBER 2021**

NON DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT the report by the Executive Mayor in respect of item C18;C19;C20;C21;C22;C23;
C24;C25 & C26/09/2021 be considered.

C18/09/2021

**FINANCES: SUPPLY CHAIN MANAGEMENT: STORES STOCKTAKING AT YEAR END:
2020/21 FINANCIAL YEAR**

8/1/1 (M) / dp

RESOLVED BY COUNCIL

1. **THAT** the report by the Executive Director: Financial Services on the result of the financial year end 2020/2021 stocktaking, be noted.
2. **THAT** the net surplus of R462 836.62 be taken up against the vote for stores.

C19/09/2021

**FINANCES: SUPPLY CHAIN MANAGEMENT: MONTHLY REPORT SECTION 36
REPORT FOR AUGUST 2021**

9/2/2 (M)/dp

RESOLVED BY COUNCIL

1. **THAT** the Section 36 report by the Executive Director: Financial Services on the Supply Chain Management Policy for August 2021, be noted.



C20/09/2021**COUNCIL ARRANGEMENTS: REPORT ON WARD COMMITTEE MEETINGS: AUGUST 2021**

3/2/2/3 (M) /dp

RESOLVED BY COUNCIL

1. THAT Council take note of the report regarding Ward Committee meetings that took place after the Ordinary Council meeting which was held on 27 July 2021.
2. THAT the Council took a resolution that the Ward Committee meeting will be held but Covid -19 regulations be observed.
3. THAT out of 29 Wards, 28 Wards convened their Ward Committee meetings and 1 Ward did not convene a Ward Committee meeting.

C21/09/2021**LAND: APPLICATION TO PURCHASE ERF 3984 MIDDELBURG EXT 11 FOR BUSINESS PURPOSES**

7/2/3/2/4 (E)/iec

[MM 157579, 157729]

RESOLVED BY COUNCIL

1. THAT Council take note of the report by the Executive Director: Corporate Services.
2. THAT the application to purchase Erf 3984 Middelburg Ext 11 for business purposes is not supported based on the reasons supplied in the report.
3. THAT the applicant be informed accordingly.

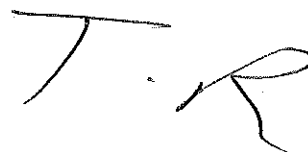
C22/09/2021**LAND: APPLICATION TO PURCHASE A STAND IN NEWTOWN FOR PRE-SCHOOL PURPOSES**

7/2/1/3 (E)/iec

[MM 146820, 155481, 162684]

RESOLVED BY COUNCIL

1. THAT Council confirm Erven 151, 617, 594 and 484 Newtown are not needed to render a minimum level of basic municipal services and that the erven will not be required for the municipality's own use at a later date.
2. THAT the Accounting Offer be authorised to alienate the subject properties through public bidding processes for church and creche purposes.



3. **THAT** all connection costs will at the account of the successful bidders.
4. **THAT** the purchase prices be as follows:
 - 4.1 **That** Erf 151 Newtown for church purpose be R100 000.00 (One Hundred Thousand Rands)
 - 4.2 **That** Erf 617 Newtown for church purpose be R94 000.00 (Ninety Four Thousand Rands)
 - 4.3 **That** Erf 594 Newtown for creche purpose be R94 000.00 (Ninety Four Thousand Rands)
 - 4.4 **That** Erf 484 Newtown for creche purpose be R85 000.00 (Eighty Five Thousand Rands)
5. **THAT** all advertisement costs as well as registration costs be paid by the applicants.
6. **THAT** the portions once alienated be deregistered from the Inventory Register.
7. **THAT** the expected accounting gain of R320 801,32 from the erven being sold should be recognized in the statements of financial performance based on the condition it's sold in.
8. **THAT** the purchase price be paid in cash as determined by Section 47(3)(i)(aa) of the Supply Chain Management Policy.
9. **THAT** the properties be re-valued should a transaction not be concluded within 12 months from the date of valuation.

C23/09/2021

REPORT FOR SITES REQUIRED FOR THE ESTABLISHMENT OF WASTE STORAGE FACILITIES

17/1/3/3(C)/mm

RESOLVED BY COUNCIL

1. **THAT** Council take note of the report by the Executive Director: Community Services on sites required for the establishment of waste storage facilities.
2. **THAT** the following properties be approved for the establishment of waste storage facilities:

- 2.1 Erf 435 Mhluzi (located opposite OR Tambo Park aka "Mathole");
 - 2.2 Entrance to Middelburg Extension 24 (a portion of Portion 27 of the farm Middelburg Town and Townlands 287 JS;
 - 2.3 Corner of Mthunzini Ave. And Mandela Drive (Erven 7484 and 7488 Mhluzi Extension 4;
 - 2.4 Corner of Phillip Nhlapho Drive and 6th Ave (Erf 9057 Mhluzi Extension 6);
 - 2.5 Tlou Street (a portion of Portion 148 of the farm Middelburg Town and Townlands 287 JS opposite Erf 38 Mhluzi Proper); and
 - 2.6 Bellville Street (Erf 346 Nasaret).
3. **THAT** the sites be allocated as per the size of the required land accordingly to the attached as **ANNEXURE B** to the Agenda.
 4. **THAT** budgetary provisions be made for the outer years for this project.

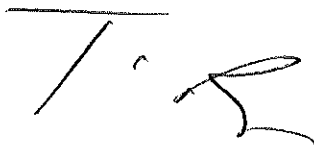
C24/09/2021

EXTENSION OF CONTRACT BA06/03/2018: PANEL OF MAXIMUM 10 CONSULTING ENGINEERS FOR THE PROVISION OF PROFESSIONAL SERVICES, PLANNING, DESIGN AND IMPLEMENTATION OF CIVIL ENGINEERING PROJECTS FOR A PERIOD OF 36 MONTHS AS AND WHEN REQUIRED

8/1/1 (T)

RESOLVED BY COUNCIL

1. **THAT** only the contracts with the consultants who currently have incomplete projects be extended in terms of Section 116(3) of the Municipal Finance Management Act on a month-to-month basis from date of expiry until date of completion of the project/s or for a period not exceeding 31 December 2021, whichever dates comes first.
2. **THAT** no new projects be allocated to the Service Providers during the extension period.
3. **THAT** the extension of the contract be published in the local media for public input.



C25/09/2021

**RISK: REPORT ON A FOURTH QUARTER RISK MANAGEMENT COMMITTEE
MEETING HELD VIRTUALLY ON 23 AUGUST 2021**

5/14/3/4(C)

RESOLVED BY COUNCIL

1. **THAT** Council take note of the report by the Municipal Manager on the Fourth Quarter Risk Management Committee meeting held virtually on 23 August 2021.
2. **THAT** the recommendations by the Risk Management Committee, be approved by Council.

C26/09/2021

CORRECTION OF BILLING ON WASTE REMOVAL TARRIFS

5/12/1 (C)/em

RESOLVED BY COUNCIL

1. **THAT** Council take note of the reversal of the Billing for Garden Waste removal in respect of the public benefit and government properties that was implemented in July 2021.
2. **THAT** the Garden Waste Service be discontinued due to majority of the recipients of the service being indigents and on rebates and cannot afford to pay for the service.
3. **THAT** paragraphs 1 and 2 of the Recommendation by the Municipal Manager be implemented with immediate effect after the Mayoral Committee of the 16 September 2021.
4. **THAT** the community make use of the designated waste facilities for the disposal of garden waste.
5. **THAT** the above be subject to ratification by the Council.



12. DEFERRED ITEMS

None

13. IN-COMMITTEE MATTERS

None

14. CLOSURE

Meeting closed at **12:07**

SIGNED AT MIDDELBURG ON: 31/01/2022

SPEAKER: 