



STEVE TSHWETE LOCAL MUNICIPALITY

MINUTES

OF THE

ORDINARY COUNCIL

MEETING HELD ON

21 May 2024

11:18 am



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**MINUTES OF THE ORDINARY COUNCIL MEETING HELD IN
THE COUNCIL CHAMBER, MIDDELBURG ON TUESDAY,
21 MAY 2024 AT 11:18**

PRESENT

Cllr PM Masilela (Executive Mayor)
Cllr CS Mashiloane
Cllr BC Shabangu
Ald MJ Sekgwele
Cllr GNB Mathibela
Cllr MC Mphogo
Cllr LE Nkwana
Cllr MG Amigo
Cllr I Mahlangu
Cllr PV Malinga
Cllr ME Nyambi
Cllr WMM Phetla
Cllr LN Sibanda
Cllr JF Sithole
Cllr ML Shabangu
Cllr JM Shongwe
Cllr PE Williams
Cllr LJV Zondo
Cllr SW Zulu
Cllr EM Bruiners
Cllr HG De Klerk
Ald J Dyason
Ald AS Grobler
Cllr DD Klopper
Ald H F Niemann
Ald P Mobango

Ald SM Mogola
Cllr LS Qoka
Ald GHE Romijn
Cllr CM Soko
Ald A Struwig
Cllr DA Stuurman
Cllr AO Thabatha
Cllr DJ van der Merwe
Cllr EW Vermooten
Ald S Wait
Cllr N Bottoman
Cllr A Chego
Cllr OA Cossa
Cllr EP Mahlangu
Cllr JN Mthombeni
Cllr ZJ Ngubeni
Cllr NT Tshoane
Cllr BC Mashabela
Cllr MP Mogola
Cllr NZO Motla
Cllr H Pilodia
Cllr MC Skosana
Cllr JC Haarhoff
Cllr J Mentz
Cllr TR Mpye

ABSENT

None

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Officials

Mr SM Mnguni	(Municipal Manager)
Ms R Makgata	(Executive Director: Infrastructure Services)
Ms E Tshabalala	(Executive Director: Community Services)
Ms P Magutle	(Acting Executive Director: Corporate Services)
Mr S Mahlangu	(Acting Executive Director: Financial Services)
Mr M Masilela	(Director: Governance and Council Support)
Ms B Mabena	(Acting Chief Administrative Officer)
Mr S Malemone	(Senior Clerk)
Ms P Stuurman	(Clerk Grade 1)
Ms P Japal	(Clerk Grade 2)
Mr M Matlala	(Admin Aide)

Temporary absence from the meeting in terms of Section 45(2)(c)

Name of Cllr	From	To	Item
Cllr BC Shabangu	12:10	12:18	C23/05/2024
Ald MJ Sekgwele	11:53	11:56	C20/05/2024
Cllr PV Malinga	11:45	11:49	Motions
Ald J Skosana	11:34	11:36	Motions
Cllr LNJ Zondo	12:13	12:19	C23/05/2024
Cllr SW Zulu	12:15	12:19	C24/05/2024
Ald P Mobango	11:55	12:04	C20/05/2024
Cllr AO Thabatha	12:31	12:36	C03/05/2024
Cllr DJ van der Merwe	11:55	12:00	C20/05/2024
Cllr EP Mahlangu	12:08	12:12	C23/05/2024
Cllr JN Mthombeni	11:27	11:31	Motions
Cllr BC Mashabela	12:31	12:38	C03/05/2024
Cllr MC Skosana	11:39	11:41	Motions
Cllr MC Skosana	12:02	12:04	C21/0524

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1. OPENING AND WELCOME

- 1.1 The Municipal Manager, Mr SM Mnguni informed the meeting that the Speaker, Cllr ST Mathunyane has submitted a leave of absence and Council therefore, has to elect an Acting Speaker.

Proposals for an Acting Chairperson were then requested. Cllr JC Haarhoff proposed the name of Ald SM Mogola, the proposal was seconded by Cllr H Pilodia. Ald SM Mogola accepted the nomination.

In view of the fact that no further nominations were received, Ald SM Mogola was elected as an Acting Chairperson for the Ordinary Council meeting held on 21 May 2024.

The Acting Speaker Ald SM Mogola welcomed everyone present and declared the meeting opened.

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 Cllr ST Mathunyane, Cllr J Segage and Cllr CJ Wolmarans have applied for leave of absence due to other obligations and they were approved.

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

2.2.1 **THAT** note be taken that Cllr P Malinga, Cllr MG Maseko, Ald J Skosana and Cllr MJ Mapheto have applied for leave of absence due to other obligations and they were approved.

3. DECLARATION OF INTERESTS

None

4. ANNOUNCEMENTS (MOTIONS OF SYMPATHY AND CONGRATULATIONS BY THE SPEAKER AND BY OTHER COUNCILLORS)

- 4.1 The Acting Speaker expressed the following Motions of Sympathy or Congratulations:

4.1.1 Expressed a motion of sympathy to the families of all those who have lost their loved one, particularly to those who lost their lives in hijackings, as hijackings are becoming more common in our communities. The Acting Speaker then requested that a moment of silence be observed for the departed souls.

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4.2 Motions and sympathy and congratulations by other Councillors:

4.2.1 Cllr PM Mogola

Congratulated the following schools who will be representing Steve Tshwete at a District level in the choral music competition, South African Schools Choral Eisteddfod (SASCE) Mphephethe Primary, Hendrina Primary School, Lingitjhudu Primary, Kwazamokuhle Secondary, Mkhulu Secondary and Steve Tshwete Boarding School.

4.2.2 Cllr CS Mashiloane

Passed a motion of sympathy to the families of the victims of the tragic event that resulted in the loss of thirty-three (33) lives due to the collapse of the George building in the Western Cape and wished a speedy recovery to the injured victims, also passed a motion of sympathy to the families of the victims of soil erosion in KwaZulu Natal. Additionally, Cllr Mashiloane passed a motion of sympathy to the family of a (five) 5-year-old Diteboho Junior Phalane from Soshanguve who was murdered during a hijacking. Furthermore, he passed a motion of sympathy to the African National Congress Councillors of which charges were laid against by enforcing the Rules of Order of Council.

Passed a motion of congratulations to Prudence Sekgodiso, for winning the 800 metres in 1 minutes 57 seconds. Cllr Mashiloane also congratulated the Springbok Women rugby club for winning the Rugby Africa Women's Cup which qualified them to compete in the 2025 Women's Rugby World Cup.

Moreover, Cllr Mashiloane congratulated the president of the Republic of South Africa, Cyril Ramaphosa on the historic achievement, his leadership and commitment to the universal health care, which gave all South Africans regardless of political affiliation, hope and access to quality health care.

4.2.3 Cllr LE Nkwana

Congratulated the ruling party African National Congress (ANC) for organising successful rallies. With just few days remaining before the National and Provincial elections, which the ANC will win and transform people's lives, the Muslim community will turn out in numbers on 29 May 2024 to vote for the ANC, the only party with ancestors in South Africa.

4.2.4 Ald Grobler

Passed motions expressing sympathy to the community of Steve Tshwete Local Municipality, particularly residents of Ward 29, who despite numerous reports, meetings and the Executive Mayor's visit on 06 April 2024, still struggle to receive basic services.

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4.2.5 Ald P Mobango

Congratulated Ald SM Mogola for being nominated as the Acting Speaker.

Passed a motion of sympathy to Councillors of this house as well as residence of Steve Tshwete Local Municipality for witnessing anarchy in Council and dishonourable behaviour which has been lambasted throughout the past month and expressed her hope that some arrests will take place soon.

4.2.6 Cllr JC Haarhoff

Congratulated all political parties and urged Councillors to abide by the rules. Furthermore, Cllr Haarhoff expressed his hope that other political parties would continue to conduct their campaigns in a positive manner until election day. Additionally, he pleaded Councillors to respect one another and not vandalise each other's properties.

5. CONFIRMATION OF MINUTES FROM THE PREVIOUS MEETING

5.1 Ordinary Council meeting held on 26 March 2024

5.2 Special Council meeting held on 03 April 2024

5.3 Special Council meeting held on 30 April 2024

5.4 Special Council meeting held on 13 May 2024

RESOLVED BY COUNCIL

5.1.1 **THAT** the minutes of the Ordinary Council meeting held on 26 March 2024, be approved.

5.1.2 **THAT** the minutes of the Special Council meeting held on 03 April 2024, be approved.

5.1.3 **THAT** the minutes of the Special Council meeting held on 30 April 2024, be approved.

5.1.4 **THAT** the minutes of the Special Council meeting held on 13 May 2024, be approved, however Ald MJ Sekgwele requested that it be recorded that he is against the approval of the minutes.

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

None

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

None

8. **REPORTS OF THE SECTION 79 COMMITTEE MEETINGS**

8.1 **REPORT OF THE 03RD/2024** meeting of the Municipal Public Accounts Committee meeting held on Wednesday, **13 March 2024**

8.2 **REPORT OF THE 04TH/2024** meeting of the Municipal Public Accounts Committee meeting held on Wednesday, **24 April 2024**

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REPORT OF THE 03RD/2024 meeting of the Municipal
Public Accounts Committee meeting held on
Wednesday, **13 March 2024**

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT the report by the Executive Mayor in respect of items C20; C21; C22; C23 & C24/05/2024, *be considered.*

C20/05/2024

MPAC: UNFORESEEN & UNAVOIDABLE EXPENDITURE – FEBRUARY 2024

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

RESOLVED BY COUNCIL

1. **THAT** note be taken that there were no new cases of unforeseen and unavoidable expenditure for February 2024.

C21/05/2024

MPAC: FRUITLESS, WASTEFUL, IRREGULAR & UNAUTHORIZED EXPENDITURE (UNDUE SALARIES PAYMENTS) - FEBRUARY 2024

3/2/4/1/17(C)/mm

RESOLVED BY COUNCIL

1. **THAT** the report on the erroneous salary payments made, be noted.
2. **THAT** it be noted that a letter requesting refund of the salary paid in error has been issued.
3. **THAT** it be noted that the amount as detected by the Auditor General, has been recovered through salary deductions in the months of December 2023 and January 2024.
4. **THAT** disclosure notes on fruitless and wasteful expenditure relating to these payments be made in the annual financial statements.

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C22/05/2024

**MPAC: FRUITLESS, WASTEFUL, IRREGULAR & UNAUTHORIZED
EXPENDITURE (PAYMENTS) - FEBRUARY 2024**

3/2/4/1/17(C)/mm

RESOLVED BY COUNCIL

1. **THAT** it be noted that a case of fraud was registered at the Middelburg Police Station, with reference number CAS433/12/2023.
2. **THAT** it be noted that the Financial Services Department is awaiting the report on the outcome of the investigation by the First Nation Bank (FNB) and a report will be submitted on receipt of the same.
3. **THAT** the fruitless and wasteful expenditure amounting to R3 007 587, 87 (Three Million Seven Thousand Five Hundred and Eighty Seven Rand and Eighty Seven Cents) be disclosed in the financial statements for the financial year ending 30 June 2024, in line with Section 32 of the MFMA.
4. **THAT** it be noted that a total amount of R2 380 687, 31 (Two Million Three Hundred and Eighty Thousand Six Hundred and Eight Seven Rand and Thirty One Cent) has been recovered through FNB Fraud Department (see **ANNEXURE D** to the Agenda).
5. **THAT** an amount of R626 900, 56 (Six Hundred and Twenty Six Thousand Nine Hundred Rand and Fifty Six cents) which is not recoverable and forfeited through fraudulent activities be written off by Council.
6. **THAT** the process of importing and capturing of payment batch be transferred to the Expenditure Section to minimize the risk of unauthorized access and tampering.
7. **THAT** an internal investigation be initiated and findings thereof be implemented.

C23/05/2024

**MPAC: FRUITLESS, WASTEFUL, IRREGULAR & UNAUTHORIZED
EXPENDITURE (SALARIES) - FEBRUARY 2024**

3/2/4/1/17(C)/mm

RESOLVED BY COUNCIL

1. **THAT** the report on fraudulent salaries related payments made between the period March 2022 to September 2023, be noted.
2. **THAT** it be noted that a criminal case has been registered with the Middelburg Police and has reference number CAS 309/10/2023.

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3. **THAT** disciplinary action be initiated against all involved and all the monies lost be recovered.
4. **THAT** salaries systems and processes audit be conducted to identify possible control weaknesses and recommendations for improvements thereof.
5. **THAT** the fruitless and wasteful expenditure amounting to R2 668 878,05 (Two Million Six Hundred and Sixty Eight Thousand Eight Hundred and Seventy Eight Rand and Five Cents) be disclosed in the financial statements for the financial year ending 30 June 2024, in line with Section 32 of the MFMA.

C24/05/2024

FEEDBACK ON PRECAUTIONARY SUSPENSION OF THE EXECUTIVE DIRECTOR: FINANCIAL SERVICES (CFO)

5/14/2/5 (K)

RESOLVED BY COUNCIL

1. **THAT** based on the report by the Forensic Investigators and Internal Audit, Municipal Public Accounts Committee (MPAC) take note that the compliance with the guidelines on irregular expenditure and 7 (seven) pillars of procurement has been fulfilled.
2. **THAT** note be taken that the Council decision to institute both disciplinary hearing and criminal cases, are supported.

S-T

**REPORT OF THE 04TH/2024 meeting of the Municipal
Public Accounts Committee meeting held on
Wednesday, 24 April 2024**

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT the report by the Executive Mayor in respect of items C25/05/2024 & C26/05/2024 *be considered.*

C25/05/2024

MPAC - OVERSIGHT REPORT ON THE ANNUAL REPORT 2022-2023

9/1/2 (A)

RESOLVED BY COUNCIL

1. **THAT** the matter be referred back in order for the Department of Strategic Support and Development to provide the following information to the Municipal Public Accounts Committee (MPAC):
 - Records of activities,
 - Report on performance against the budget,
 - Additional comments from various stakeholders and
 - Information on contracts awarded to contractors that did not qualify for contracts in accordance with Section 18(1) of the CIDB Act and CIDB Regulations.

C26/05/2024

**MPAC: REPORT OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE MEETING
WHICH WAS HELD ON 24 APRIL 2024**

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

RESOLVED BY COUNCIL

1. **THAT** the report on a Municipal Public Accounts Committee meeting held on 24 April 2024 as submitted by the Municipal Manager, be noted.
2. **THAT** the following recommendations taken at the above-mentioned meeting be considered by Council:

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Recommendation number	Heading	Recommendation by MPAC
MPAC01/04/2024	MPAC - Oversight Report on the Annual Report 2022-2023	A detailed report submitted to Council for consideration.
MPAC02/04/2024	MPAC: Quarterly Report: Disciplinary Actions Instituted in Terms of MFMA: 01 January 2024 – 31 March 2024	THAT note be taken that there were no disciplinary actions instituted in terms of the MFMA for the period 01 January 2024 to 31 March 2024.
MPAC03/04/2024	MPAC: Fruitless, Wasteful, Irregular & Unauthorized Expenditure – March 2024	THAT note be taken that no new cases of fruitless, wasteful, irregular and unauthorised expenditure for March 2024.
MPAC04/04/2024	MPAC: Unforeseen & Unavoidable Expenditure – March 2024	THAT note be taken that there were no new cases of unforeseen and unavailable expenditure for March 2024.

9. QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

QUESTIONS RECEIVED TO BE INCLUDED IN THE COUNCIL AGENDA DATED 21 MAY 2024

- 9.1 **THAT** note be taken of the question submitted by Cllr EM Bruiners as well as the reply which was prepared by the Executive Director: Infrastructure Services on behalf of the Executive Mayor as contained in the Council Agenda.
- 9.2 **THAT** note be taken of the question submitted by Cllr DJ Van der Merwe as well as the reply which was prepared by the Executive Director: Infrastructure Services on behalf of the Executive Mayor as contained in the Council Agenda.
- 9.3 **THAT** note be taken of the question submitted by Ald HF Niemann as well as the reply which was prepared by the Acting Executive Director: Financial Services on behalf of the Executive Mayor as contained in the Council Agenda.

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**REPORT OF THE 09TH/2024 ORDINARY MEETING OF
THE MAYORAL COMMITTEE WHICH WAS HELD IN
THE MAYOR'S BOARDROOM ON THURSDAY, 09
MAY 2024**

DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY THE EXECUTIVE MAYOR

THAT Council take note of Resolution M01/05/2024 taken by the Executive Mayor in terms of Delegated Powers.

M01/05/2024

FINANCES: FINANCIAL MONTHLY REPORT FOR APRIL 2024

9/3/1 (S)

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the monthly in-year report for April 2024 as submitted by the Acting Executive Director: Financial Services, be noted.
2. **THAT** permission be granted to the Acting Executive Director: Financial Services to submit the report in both an electronic and hard copy format to the National and Provincial Treasury.
3. **THAT** permission be granted to the Acting Executive Director: Financial Services to place the monthly in-year report April 2024 on the municipal website.
4. **THAT** permission be granted to the Acting Executive Director: Financial Services to upload the monthly report for April 2024 on the National Treasury portal.

S-T

**REPORT OF THE 10TH/2024
ORDINARY MEETING OF THE MAYORAL COMMITTEE
WHICH WAS HELD IN THE MAYOR'S BOARDROOM ON
THURSDAY, 16 MAY 2024**

NON DELEGATED POWERS

With the consideration of this report, the Executive Mayor informed the meeting that items C14/05/2024 and C15/05/2024 are referred back.

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT the report by the Executive Mayor in respect of items C03; C04; C05; C06; C07; C08; C09; C10; C11; C12; C13; C14; C15; C16; C17; C18; & C19/05/2024, be considered.

C03/05/2024

**MPAC: REPORT OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE
MEETING WHICH WAS HELD ON 14 FEBRUARY 2024**

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

RESOLVED BY COUNCIL

1. **THAT** the report on a Municipal Public Accounts Committee meeting held on 14 February 2024 as submitted by the Municipal Manager, be noted.
2. **THAT** the following recommendations taken at the above-mentioned meeting be considered by Council:

Recommendation number	Heading	Recommendation by MPAC
MPAC01/02/2024	MPAC: Fruitless, wasteful, irregular & unauthorized expenditure – January 2024	1. THAT MPAC take note of the report by the Acting Executive Director: Financial Services regarding the Fruitless, Wasteful, Irregular &

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		<p>Unauthorized Expenditure – January 2024.</p> <p>2. THAT note further be taken of a verbal report by the Acting Executive Director: Financial Services and that a detailed report will be submitted at the next MPAC meeting.</p>
MPAC02/02/2024	MPAC: Unforeseen & unavoidable expenditure – January 2024	<p>1. THAT note be taken that there were no new cases of unforeseen and unavoidable expenditure for January 2024.</p>

3. **THAT** the submission of Section 79 Committee reports be submitted direct to Council for consideration with affect from 01 July 2024.

C04/05/2024

FINANCES: DEBTORS ANALYSIS REPORT 31 JANUARY 2024

9/3/1 (M) /dp

With the consideration of the matter Cllr H Pilodia submitted the following proposal which was seconded by Cllr BC Mashabela:

"That a proposal be made to Government to make more regular payments, at least quarterly, if not monthly, on outstanding amounts, especially the provincial hospitals. As well as Cllrs outstanding for more than 3 months to be summoned and Middelburg Housing Association to be forced to make arrangements for payment."

Ald HF Niemann requested a 10 minutes caucus period which was granted by the Acting Speaker at 12:40 and the meeting resumed at 12:53.

Subsequent to the proposal on the matter, and based on the advice by the Municipal Manager that the proposal does not comply with Rule 19 of the Rules of Order the Acting Speaker made a Ruling and rejected the proposal by Cllr H Pilodia in terms of Rule 19.

RESOLVED BY COUNCIL

1. **THAT** Council note the report on the outstanding debt older than 150 days.
2. **THAT** a targeted approach be instituted for the top ten business account outstanding to resolve the matter of non-payment.

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3. **THAT** a task team be established to deal with estate accounts and accounts still registered in the municipality's name.
4. **THAT** Council note that debt collection files have been handed over to the debt collectors and Council Attorneys in January 2024.
5. **THAT** debt collection matters with regard to Eskom stands in Ward 17 be held in abeyance.
6. **THAT** the Acting Executive Director: Financial Services be requested to draft an item regarding the bridged electricity meters for consideration at the next Mayoral Committee.

C05/05/2024

APPROVAL OF THE ADOPT-A-SPOT POLICY

1/1/1/R (C)/mm

RESOLVED BY COUNCIL

1. **THAT** Council take note of the report by the Executive Director: Community Services on the approval of the Adopt-A-Spot Policy.
2. **THAT** Council approve and adopt the Adopt-A-Spot Policy attached herein as **ANNEXURE A**.

C06/05/2024

REVIEW OF THE REVIEW PERFORMANCE MANAGEMENT SYSTEM FRAMEWORK AS WELL AS THE REVIEW PERFORMANCE MANAGEMENT AND DEVELOPMENT SYSTEM FOR THE FINANCIAL YEAR 2024/2025

3/5 (S)/pj

RESOLVED BY COUNCIL

1. **THAT** the Reviewed Performance Management System Framework for Financial Year 2024/2025 as contained in **ANNEXURE A** be considered and noted.
2. **THAT** the Reviewed Performance Management Development System Framework for Financial Year 2024/2025 as contained in **ANNEXURE B** be considered and noted.
3. **THAT** the STLM 2024/2025 Technical Definitions Indicators be noted for implementation as it recognises the strategic alignment that must exist between various planning concepts and models in local government as outlined. Thus, see attached the STLM 2024/2025 Technical Definitions Indicators as **ANNEXURE C** be considered and noted, supported by the below attachments, namely:

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- 3.1 That the Addendum 5 to the MFMA Circular No. 88 Municipal Finance Management Act No. 56 of 2003 – Rationalization of Planning, Budgeting and Reporting Requirements for the MTREF: Addendum 5 be considered and noted as ANNEXURE D.
- 3.2 That the Consolidated indicator overview for Circular 88 be considered and noted as ANNEXURE E.
- 3.3 That the indicator changes overview be considered and noted as ANNEXURE F.

C07/05/2024

**COUNCIL ARRANGEMENTS: REPLACEMENT OF CLLR ST MATHUNYANE BY
CLLR BC MASHABELA AS REPRESENTATIVE TO NKANGALA DISTRICT
MUNICIPALITY COUNCIL**

2/4/13 (A)

RESOLVED BY COUNCIL

1. THAT the report by the Acting Executive Director: Corporate Services regarding the replacement of Cllr ST Mathunyane by Cllr BC Mashabela from Middelburg and Hendrina Residents Front (MHRF) to Nkangala District Municipality Council, be noted.
2. THAT Council confirms that Cllr BC Mashabela will replace Cllr ST Mathunyane as a representative Councillor of Steve Tshwete Local Municipality within Nkangala District Municipality Council.

C08/05/2024

**AUDIT & PERFORMANCE COMMITTEE REPORT FOR 3RD QUARTER
2023/2024 TO MAYORAL COMMITTEE**

5/14/1 (A)

RESOLVED BY COUNCIL

1. THAT the content of the Audit and Performance Committee 3rd Quarter report be recommended to Council for adoption.

C09/05/2024

**FRAUDULENT TRANSACTIONS IN THE NATIONAL ADMINISTRATION TRAFFIC
INFORMATION SYSTEM (NaTIS) HENDRINA AND MIDDELBURG REGISTERING
AUTHORITY**

5/14/2/5(H)/tn

With the consideration of this matter Ald S Wait submitted the following proposal which

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was seconded by Ald A Struwig:

"THAT a full report on alleged irregularities and fraudulent transaction at the licensing department Middelburg and Hendrina that's been investigated must serve on the agenda at the next ordinary Council meeting."

In view of the fact that no other counter proposals were received, the proposal by Ald S Wait was therefore accepted.

RESOLVED BY COUNCIL

1. **THAT** Council takes note of the report by the Executive Director: Community Services, regarding the investigations into alleged fraudulent activities related to the payments of motor & vehicle licensing.
2. **THAT** Steve Tshwete Local Municipality officials who are implicated in the transactions herein, be subjected to internal investigation process.
3. **THAT** the implicated officials be barred from accessing the payment system until the investigation process is finalised.
4. **THAT** a full report on the investigation of the alleged irregularities and fraudulent transactions at licensing department Middelburg and Hendrina be submitted in the next Ordinary Council meeting.

C10/05/2024

FINANCES: SPECIAL ADJUSTMENT BUDGET FOR THE 2023/2024 FINANCIAL YEAR: RBIG & EPWP GRANT

5/1/2 (A)

RESOLVED BY COUNCIL

1. **THAT** the special adjustment budget as per the amended DoRA and in accordance with Section 28(2) of the MFMA be approved as follows:
 - Decrease the revenue budget with an amount of R25, 2- million.
 - Decrease of R25,0-million, under P2300058: Refurbishment & Upgrading Vaalbank
 - Decrease of R240 000, under vote 425 EPWP Programme: Street Cleaning: 392
 - Decrease of R1, 0-million against security services and R0, 5- million against vote 200/315 (consultant fees).
 - An increase of R1, 5-million for the sale of stands administration work.
 - An increase of R50, 0 –million, against revenue for the sale of stands.

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- An increase of R40, 0 –million, against expenditure for interest on borrowings.
2. **THAT** the special adjustment budget for the 2023/2024 financial year in accordance with Section 28(2) of the MFMA be approved as set out in the following adjustment budget tables (**ANNEXURE A**):
- Table B1 : Adjusted budget summary
 - Table B2 : Adjusted budget on financial performance by Standard classification
 - Table B3 : Adjusted budget of financial performance by vote
 - Table B4 : Adjusted budget on financial performance revenue by source and expenditure by type
 - Table B5 : Adjusted capital expenditure budget by vote and funding
 - Table B6 : Adjusted budget on financial position
 - Table B7 : Adjusted budget on cash flow
 - Table B8 : Cash backed reserves/accumulated surplus reconciliation
 - Table B9 : Asset management
3. **THAT** permission be granted to the Acting Executive Director: Financial Services to submit the special adjustment budget for 2023/2024 financial year to the National Treasury and Provincial Treasury within ten (10) working days after being tabled in the Municipal Council.
4. **THAT** permission be granted to the Acting Executive Director: Financial Services to make public the special adjustment budget for 2023/2024 financial year in accordance with Section 21A of the Municipal Systems Act within ten (10) working days after approval by Council and be placed on Council's website.

C11/05/2024

FINANCES: REVIEW OF THE INDIGENT REGISTER FOR AUDIT

8/1/1(C)/mm

RESOLVED BY COUNCIL

1. **THAT** the affected households be given until the 10 June 2024 to re-apply to confirm their current status.
2. **THAT** the applications not received by the due date be delisted with the June 2024 levy as per the policy.
3. **THAT** the members of the Non Profit Organisations who meet the requirements to be listed on the Indigent Register not be removed from the said Register.
4. **THAT** the Acting Executive Director: Financial Services be requested to draft letters to the affected households notifying the applicants of the necessary required documents to be submitted when re-applying.



C12/05/2024

THE ANNUAL PERFORMANCE AGREEMENTS OF SECTION 56 MANAGERS OF 2023/2024 FINANCIAL YEAR

3/5 (A)

RESOLVED BY COUNCIL

1. **THAT** the Annual Performance Plans for Section 56 managers, as contained in **ANNEXURE A** – Acting Chief Financial Officer, be noted and implemented in quarter 3 of the 2023/2024 Financial year.
2. **THAT** the Annual Performance Plans for Section 56 managers, as contained in **ANNEXURE B** – Executive Director: Community Services, be noted and implemented in quarter 4 and for the remainder of the 2023/2024 Financial year.
3. **THAT** permission be granted to the Director: Development and Strategic Support to publish the adjusted performance plans of Section 56 managers on the Municipal website.

C13/05/2024

FINANCES: SECTION 19: CAPITAL PROJECTS 2024/2025

5/1/1/18 (S)

RESOLVED BY COUNCIL

1. **THAT** in terms of Section 19(1) of the Municipal Finance Management Act, Act 56 of 2003, and all capital expenditure on the annual budget be implemented with effect from 1 July 2024.
2. **THAT** note be taken that the sources of funding once considered be made available still needs to be approved in the annual budget and it must not be committed for any other purpose than originally indicated.

C14/05/2024

ANNUAL BUDGET 2024/2025 FINANCIAL YEAR

5/1/1/18 (A)

RESOLVED BY COUNCIL

1. **THAT** note be taken that the matter was referred back by the Executive Mayor.

S.T

C15/05/2024

REPORT ON THE TABLED FINAL INTEGRATED DEVELOPMENT PLAN FOR THE 2024/2025 FINANCIAL YEAR AND THE CORE COMPONENTS

3/4 (S)

RESOLVED BY COUNCIL

1. **THAT** note be taken that the matter was referred back by the Executive Mayor.

C16/05/2024

APPROVAL OF METHODOLOGY FOR THE CLASSIFICATION AND TREATMENT OF LAND POLICY

7/1/P (C)

RESOLVED BY COUNCIL

1. **THAT** Council take note of the report of Methodology for the Classification and Treatment of Land Policy.
2. **THAT** Council approve the amended methodology on the classification and measurement of land registered in the name of the Municipality and all servitudes purchased and/or obtained through legislation by the Municipality.
3. **THAT** the methodology be approved retrospectively effective from 2022/2023 financial year.

C17/05/2024

PERSONNEL: PROPOSED RESTRUCTURING OF THE MUNICIPAL ORGANIZATIONAL STRUCTURE

4/1/1 (S)

RESOLVED BY COUNCIL

1. **THAT** Council take note and consider the report by the Acting Executive Director: Corporate Services.
2. **THAT** Council approve the restructuring of the Municipal Organizational Structure.
3. **THAT** only vacancies be filled where sufficient provision was made.
4. **THAT** after consultation with staff members in departments, a further report be submitted to Council.

S.7

C18/05/2024

PERSONNEL: PROPOSED CORRECTION OF BENCHMARKING AND GRADING DISCREPANCIES IMPACTING ON EMPLOYEES SALARIES AND PLACEMENT

4/5/1 (S)

RESOLVED BY COUNCIL

1. **THAT** Council take note and consider the report by the Acting Executive Director: Corporate Services.
2. **THAT** the total amount of approximately R48-million will be paid to the affected employees in the form of salary backpay on 24th July 2024 in addressing the discrepancies.
3. **THAT** employees will be paid at the corrected salary scales effective the 24th May 2024.
4. **THAT** note be taken that sufficient budget provision has been made in the 2024/2025 financial year to fund the backpay.

C19/05/2024

PERSONNEL: BASIC CONDITIONS OF EMPLOYMENT ACT (BCEA) EARNING THRESHOLD 2024

4/5 (A)

RESOLVED BY COUNCIL

1. **THAT** Council take note and consider the report by the Acting Executive Director: Corporate Services.
2. **THAT** Council approve the implementation of the new threshold limit of R254 371,67 (two hundred and fifty four thousand three hundred and seventy one rands sixty-seven cents) per annum.

11. NOTICE OF MOTION

None

12. DEFERRED ITEMS

None

13. IN-COMMITTEE MATTERS

None

S.T

14. CLOSURE

Meeting closed at 13:29

SIGNED AT MIDDELBURG ON: 22/08/24
[Signature]
SPEAKER