

REPORT OF THE

14th / 2017

ORDINARY MEETING OF THE MAYORAL COMMITTEE
WHICH WAS HELD IN THE COUNCIL CHAMBER,
MUNICIPAL BUILDINGS, MIDDELBURG MPUMALANGA,
ON THURSDAY

2017/07/20

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NON delegated powers

C06/07/2017

**LAND: APPLICATION TO PURCHASE A PORTION OF THE REMAINDER OF ERF 9058
MHLUZI EXTENSION 06 FOR DAY CARE PURPOSES**

7/2/3/2/3; 17/2/1/2 (T)

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** the report by the Acting Executive Director: Infrastructure Services, be noted.
2. **THAT** Council confirms that a 3000m² portion of the Remainder of Erf 9058 Mhluzi Extension 6 ("the property") is not needed to render a minimum level of basic municipal services and that the property will not be required for the Municipality's own use at a later date.
3. **THAT** the Accounting Officer be authorised to sell a 3 000m² portion of the Remainder of Erf 9058 Mhluzi Extension 6 as an unsolicited bid.
4. **THAT** the market value for the property be determined at R85 000 (Eighty Five Thousand Rand) excluding VAT.
5. **THAT** the property be re-valued should a transaction not be concluded within 12 months from the date of valuation (12/10/2016).
6. **THAT** all costs, including advertisement, transfer and registration, rezoning-, consolidation-, subdivisional- and any other town planning costs, be for the account of the applicant.
7. **THAT** it be noted that the land is not serviced and therefore all Engineering Service Contribution and Service Connection Costs will be for the applicant's account.
8. **THAT** the proposed sale be advertised in terms of Section 79(18) of the Local Government Ordinance 17 of 1939, as amended, read together with Section 21 of the Municipal System Act 32 of 2000, as amended, Section 113 of the Municipal Finance Management Act, Act 56 of 2003 and Section 41 of Council's Supply Chain Management Policy.
9. **THAT** the expected loss of R182 000.00 be recognized in the statement of financial performance.
10. **THAT** the 3000m² portion of the Remainder of Erf 9058 Mhluzi Extension 6 be de-registered from the property, plant and equipment register once alienated.
11. **THAT** the purchase price be paid in cash as determined in terms of Section 47(3)(i)(aa) of Council's Supply Chain Management Policy.

C18/07/2017

LAND: APPLICATIONS TO LEASE COUNCIL'S LAND FOR PURPOSES OF EXISTING CELLULAR MASTS

7/2/1/3 (T)/yb

[MM 132271]

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** Council confirm that the following portions of properties upon which existing telecommunication masts and base stations are situated, are not needed to render the basic level of municipal services and is not needed for the Municipality's own use during the period for which the right to use, control or manage the asset is to be granted:
 - 1.1 Portion of Erf 3970 Middelburg Extension 11; and
 - 1.2 Portion of Erf 1974 Middelburg Extension 5.
2. **THAT** the Accounting Officer be authorized to lease the properties as unsolicited bids.
3. **THAT** written lease agreements be entered into subject to the following conditions:
 - 3.1 **That** the leases be for a period of 2 (two) years with an option to renew for further a period of 1 (one) year;
 - 3.2 **That** the rental in respect of the properties be determined as follows:
 - 3.2.1 Portion of Erf 3970 Middelburg, Extension 11: R3 400.00 (Three Thousand Four Hundred Rand) per month excluding VAT until 30 June 2017, subject to an annual escalation of 8% on 1 July every year and reviewable 3-yearly; and
 - 3.2.2 Portion of Erf 1974 Middelburg, Extension 5: R3 400.00 (Three Thousand Four Hundred Rand) per month excluding VAT until 30 June 2017, subject to an annual escalation of 8% on 1 July every year and reviewable 3-yearly.
 - 3.3 **That** the lease amount be reviewed should a Lease Agreement not be concluded within 12 months from the date of valuation (28/03/2017).
 - 3.4 **That** should the lessee require, but the property does not have access to engineering, water or electrical services, the bulk servicing, contribution and connection costs will be for the account of the lessee;
 - 3.5 **That** the lessee shall enter into a consumer agreement with Council for any services required and/or used and shall pay the necessary deposits upon signature of the consumer agreement and services shall be paid monthly in accordance with tariffs as determined from time to time and as promulgated in terms of Council's By-laws;
 - 3.6 **That** the properties be used for purposes of a telecommunication mast and base station only;

3. **THAT** the Accounting Officer be authorised to lease both portions of the subject property by means of unsolicited bids as follows:
 - 3.1 Approximately 2500m² for crèche purposes to the current occupant at the market rental; and
 - 3.2 Approximately 70m² at no charge for purposes of a Youth Centre.
4. **THAT** the rental in respect of the 2500m² portion for crèche purposes be determined at R2 250 (Two Thousand Two Hundred and Fifty Rand) per month excluding VAT until 30 June 2017, subject to an annual escalation of 8% on 01 July every years and reviewable 3-yearly.
5. **THAT** the lease amount for crèche purposes be reviewed should a lease agreement not be concluded within 12 (twelve) months from date of valuation (22/12/2016).
6. **THAT** the Department: Municipal Buildings Services identify / demarcate the area to be utilized by the youth group.
7. **THAT** written lease agreements be entered into with the applicants in respect of both portions according to Regulation 45 of the Municipal Asset Transfer Regulations, subject to the following conditions:
 - 7.1 **That** the lease be limited to three (3) years;
 - 7.2 **That** it be noted that Erf 518 Somaphepha Village (Bankfontein) is located within the Eskom supply area and that Eskom must therefore be contacted directly for clarity on capacity and other rezoning requirements;
 - 7.3 **That** it be noted that Erf 518 has no access to civil engineering services;
 - 7.4 **That**, should the lessee require services, that all bulk services contributions and connection costs be for the account of the lessee.
 - 7.5 **That** the lessee enter into a consumer agreement with Council for any services required and/or used and shall pay the necessary deposits upon signature of the consumer agreement, and that services shall be paid monthly in accordance with the tariffs as determined from time to time and as promulgated in terms of Council's by-laws.;
 - 7.6 **That** the property be fenced off by and at cost of the lessee.
 - 7.7 **That** all advertisement costs and town planning costs, including rezoning, shall be for the applicant's account.
8. **THAT** the proposed leases of the property be advertised in terms of Section 79(18) of the Local Government Ordinance 17 of 1939 as amended, read together with Section 21 of the Municipal Systems Act 32 of 2000 as amended, Section 113 of the Municipal Finance Management Act 56 of 2003 and Section 41 of the Council's Supply Chain Management Policy.

- 2 **THAT** permission be granted to the Executive Director: Financial Services to submit the report in both an electronic and hard copy format to the National and Provincial Treasuries within five (5) working days after tabling in the Council.
- 3 **THAT** permission be granted to the Executive Director: Financial Services to place the quarterly report on the municipal website for the quarter ending 30 June 2017.

C29/07/2017

PMS: SIGNED 2017/2018 PERFORMANCE AGREEMENTS BY THE ACTING MUNICIPAL MANAGER AND THE SECTION 56 MANAGERS

3/5 (G)

RECOMMENDATION BY THE EXECUTIVE MAYOR

1. **THAT** the report by the Acting Municipal Manager on the signed 2017/2018 Performance Agreements for the Acting Municipal Manager as well as the Section 56 Managers, be noted.
2. **THAT** the Performance Agreements of the Acting Municipal Manager and the Section 56 Managers for the 2017/2018 financial year attached as **ANNEXURE B**, be noted.

C30/07/2017

REQUEST TO HOST SOUTHERN AFRICA INTER-MUNICIPAL SPORTS ASSOCIATION 2017 GAMES FROM 24-29 SEPTEMBER 2017

6/2/1/4 (L)/nm

RECOMMENDATION BY THE EXECUTIVE MAYOR

- 1 **THAT** the Council agrees and approves the hosting of the Southern Africa Inter-Municipal Sports Association 2017 games from 24 to 29 September 2017.
- 2 **THAT** the sporting facilities be made available free of charge for the games and that the municipality to assist SAIMSA with the golf course availability in consultation with the Middelburg Country Club on the date/s to be indicated by SAIMSA.
- 3 **THAT** as per the delegated powers the Executive Mayor be requested to host the opening ceremony on 24 September 2017 which includes a Gala Dinner for fundraising and the closing ceremony on 29 September 2017.
- 4 **THAT** a Senior Official at the Municipality's Events Department and the Municipal Sports and Recreation Club in conjunction with the LOC be required to co-ordinate the availability of logistics through the office of the Municipal Manager in order to assist with the things required for the games.
- 5 **THAT** R100 000.00 (One Hundred Thousand Rand) be made available to the Municipal Sports and Recreation Club for their expenditure regarding the logistics of the games.

Delegated powers

M07/07/2017

LAND: APPLICATION TO PURCHASE ADDITIONAL LAND ON PORTION 148 OF THE FARM MIDDELBURG TOWN AND TOWNLANDS 287 JS FOR DEPOT PURPOSES

7/2/3/2/3 (H)/yb

[MM 124540]

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** Council takes note of the report by the Acting Executive Director: Corporate Services.
2. **THAT** the application to alienate a portion of Portion 148 of the farm Middelburg Town and Townlands 287 JS "the property" for depot purposes be declined due to reason that the property is needed by the municipality to accommodate the rapid growth of the illegal light industrial activities and other businesses being carried out on residential stands.

M08/07/2017

MOTION 107: REPORT ON THE STATUS OF THE MUNICIPAL ACCOUNTS OF COUNCILLORS ON THE PROPERTIES MENTIONED IN THEIR ANNUAL DECLARATION OF INTEREST

3/2/1/1 (G)

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the report by the Acting Municipal Manager on Motion 107, be noted.
2. **THAT** in view of the fact that the residential addresses as declared by Councillors are confidential, Motion 107 **cannot** be implemented.

M09/07/2017

COUNCIL ARRANGEMENTS: 03RD/2017 POLITICAL MONITORING COMMITTEE REPORT FOR THE SPATIAL DEVELOPMENT & HUMAN SETTLEMENT PORTFOLIO: JUNE 2017

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

RESOLVED BY THE EXECUTIVE MAYOR

- 1 **THAT** the activities planned for June & July 2017 within the relevant Portfolio, be noted subject to the following:
 - 1.1 **That** the Department Town Planning provide a list of the departments that are taking longer than 7 days to comment on items to the Acting Municipal Manager, in order for his office to deal with the matter administratively.
 - 1.2 **That** note be taken that Councillors who require information on RDP beneficiaries were advised to approach the relevant MMC or the Executive Director: Community Services for information.

- 5 **THAT** progress made with the implementation of Council Resolutions referred to the relevant Portfolio, be noted subject to the following:
- 5.1 **That** progress report be provided on the implementation of paragraph 4 of Resolution SM44/06/2014 regarding conducting a workshop on the SDBIP for all Councillors, CDW's and Ward Committees.
- 6 **THAT** the responses provided by the Executive Director: Financial Services in respect of matters raised by the Ward Committees, be noted.
- 7 **THAT** the responses as indicated in the monitoring report by the relevant Portfolio on matters raised in complaint and suggestion boxes, be noted subject to the following:
- 7.1 **That** the possibility to have more cashiers at the pay points on pensioners day be investigated.
- 7.2 **That** the Prepaid 24 campaigns be rolled out to strategic areas around Steve Tshwete Local Municipality.

M14/07/2017

**COUNCIL ARRANGEMENTS: 03RD/2017 POLITICAL MONITORING COMMITTEE
REPORT FOR THE INFRASTRUCTURE DEVELOPMENT SERVICES PORTFOLIO:
JUNE 2017**

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

RESOLVED BY THE EXECUTIVE MAYOR

- 1 **THAT** the activities planned for June & July 2017 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: Infrastructure Services, be noted.
- 3 **THAT** the report on vacant positions, be noted subject to the following:
- 3.1 **That** due to the delays with the filling of vacant positions, the recruitment process be fast tracked.
- 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** progress made with the implementation of Council Resolutions referred to the relevant Portfolio, be noted subject to the following:
- 5.1 **That** a further report be submitted to Council on the status of the game at Botshabelo.
- 5.2 **That** the implementation of paragraph 5.1 of Resolution M14/03/2016 regarding an inspection in loco to the Boskrans Purification Plan and Vaalbank Purification Plant be fast-tracked.

3 **THAT** the report on vacant positions, be noted subject to the following:

3.1 **That** note be taken that the MMC informed the Committee that the interviews for Executive Director: Financial Services and Executive Director: Infrastructure Services were held, awaiting interview dates for the Municipal Manager and Executive Director: Corporate Services.

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** progress made with the implementation of Council Resolutions referred to the relevant Portfolio, be noted subject to the following:

5.1 **That** a progress report on the implementation of Council Resolutions be provided to the Committee as per paragraph 5.1 of Resolution M23/03/2017.

5.2 **That** a further report be submitted to Council on the objection hearing held regarding the purchasing of a Portion of the Remainder of Portion 148 of the farm Middelburg Town and Townlands 287 JS for mixed use residential development as per Resolution M37/03/2017.

6 **THAT** the responses provided by the Executive Director: Corporate Services in respect of matters raised by the Ward Committees, be noted.

7 **THAT** the responses as indicated in the monitoring report by the relevant Portfolio on matters raised in complaint and suggestion boxes, be noted.

M20/07/2017

PROPOSAL TO ERECT A SLIDING GATE TO CURB INCREASING CRIME RATE AT PRESIDENTSRUS

8/1/1 (H)/yb

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** the matter be referred back for an Inspection in Loco to be arranged for the Members of the Mayoral Committee, whereafter a further report be submitted.

M21/07/2017

LAND: REQUEST FOR ADDITIONAL LAND ADJACENT TO PORTION 18 OF ERF 3967 MIDDELBURG FOR PARKING PURPOSES

17/3/3/3 (T)/yb

[MM 122465]

RESOLVED BY THE EXECUTIVE MAYOR

1. **THAT** note be taken of the report by the Acting Executive Director: Corporate Services regarding the request for additional land adjacent to Portion 18 of Erf 3967 Middelburg Extension 11 ("the property") for parking purposes.

URGENT
REPORT OF THE

MEETING OF THE MAYORAL COMMITTEE
WHICH WAS HELD IN THE COUNCIL CHAMBER,
MUNICIPAL BUILDINGS, MIDDELBURG MPUMALANGA,
ON TUESDAY

2017/07/25

C33/07/2017

COUNCIL ARRANGEMENTS : VACANCIES ON COUNCIL COMMITTEES: CHAIRPERSONS OF MPAC AS WELL AS SECTION 79 FINANCIAL SERVICES POLITICAL MONITORING COMMITTEE

3/2/3/1 (M)/ls

RECOMMENDATION BY THE EXECUTIVE MAYOR

1 **THAT** the report by the Acting Municipal Manager regarding the resignations of the following Chairpersons, be noted.

1.1 MPAC : Cllr Musa Masina

1.2 Section 79 Financial Services Political Monitoring : Cllr M Mbatiwe

2 **THAT** the following Chairpersons be elected for the Council Committees mentioned:

2.1 MPAC - Cllr/Ald _____

2.2 Section 79 Financial Services Portfolio Committee-Cllr/Ald _____