



# MSUKALIGWA LOCAL MUNICIPALITY



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## MSUKALIGWA LOCAL MUNICIPALITY

### ACTION TAKEN REPORT ON THE IMPLEMENTATION OF COUNCIL RESOLUTIONS: FROM OCTOBER TO DECEMBER 2013



#### OFFICE OF THE ACTING MUNICIPAL MANAGER

RESOLUTION TYPE AND NUMBER	MEETING	DESCRIPTION	DATE	RESPONSIBLE DEPARTMENT(S)	ACTION TAKEN
LM 463/10/2013	Special Council meeting	Report on the proposal for the appointment of rand water for water services support to Msukaligwa Local Municipality	11 October 2013	Office of the acting Municipal Manager	<ul style="list-style-type: none"> <li>The letter of appointment for Rand water was issued on November 5, 2013.</li> <li>Rand Water was appointed as an implementing agent by Msukaligwa Local Municipality for Support in Operation and Maintenance, upgrading of the Northern and Southern Water Treatment works, Dessilting of the Douglas dam and Water loss management.</li> <li>The Project will be finalized in February 2014</li> </ul>
LM 462/10/2013	Special Council meeting	Resignation of the chief financial officer and possible appointment of an official to act as director Finance	11 October 2013	Office of the Municipal Manager/Corporate Services (HR)	COGTA was requested to second an official to act as Director Finance for a period of three not exceeding three months, still waiting for the response.
A-62 LM 466/11/2013	2 <sup>ND</sup> Ordinary Council	Report on the appointment of grant Thorton to assist Msukaligwa Local Municipality on the organizational structure.	12 November 2013	Office of the Acting Municipal Manager	The report was withdrawn

A-65 LM 467/11/2013	2 <sup>ND</sup> Ordinary Council meeting	Report on state of Municipal readiness for the 2014 Provincial and National elections	12 November 2013	Office of the Speaker and Legal Section under Corporate Services Department	Council NOTED the report on the state of readiness for the 2014 Provincial and National elections therefore Council will be kept abreast with the latest developments on the state of readiness for the year 2014 Provincial and National elections through Party Liaison Committee (PLC).
C-20 LM 480/11/2013	2 <sup>nd</sup> ordinary Council meeting	Possible appointment of the Director Community Services	12 November 2013	Office of the Acting Municipal Manager/Corporate Services (HR)	Mr B.C. Sibeko was appointed as the Director Community Services with effect from December 01, 2013 and the Performance Agreement will be signed in due course pending the conclusion of the changes to be effected in certain aspects of the organizational structure affecting Technical Services and Community Services Departments.
C-21 LM 481/11/2013	2 <sup>nd</sup> Ordinary Council meeting	Possible appointment of the Director Technical Services	12 November 2013	Office of the Acting Municipal Manager/Corporate Services (HR)	Mr S.R. Magudulela was appointed as the Director Technical Services with effect from December 01, 2013 and the Performance Agreement will be signed in due course pending the conclusion of the changes to be effected in certain aspects of the organizational structure affecting Technical Services and Community Services Departments.
C-22 LM 482/11/2013	2 <sup>nd</sup> Ordinary Council meeting	Possible appointment of the short listing and interview panel for the post of the Municipal Manager	12 November 2013	Office of the Acting Municipal Manager/Corporate Services (HR)	The Executive Mayor, 2 members of the Mayoral Committee (MMC's) was delegated as panel members.
A-76 LM 506/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Request to grant leave to employees on the 27 of December 2013.	17 December 2013	Office of the Acting Municipal Manager	The Council Resolution was implemented and service delivery was not affected as a result of leaves being granted to the employees with the exclusion of the employees working on essential services.
A-71 LM 492/12/2013	3 <sup>th</sup> Ordinary Council meeting	report on the human immunodeficiency Virus (HIV) and Acquired Immunodeficiency Syndrome (AIDS)Policy	17 December 2013	Acting Municipal Manager/Corporate Services (Office of the Executive Mayor)	The Municipal HIV policy is being implemented subject to be reviewed in every financial year.
C-24 LM 503/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Report on the settlement proposal with Mr T.B.W. Dlamini the former Municipal Manager	17 December 2013	Acting Municipal Manager/Corporate Services (HR)	Council resolved to pay Mr. T.B.W. Dlamini, former Municipal Manager an amount equal to six (6) month's pay of R 263 999.99, exclusive of income tax in a lump sum to be completed and implemented by the end of January 2014.
C-25 LM 504/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Report on possible appointment of the short listing and interview panel	17 December 2013	Acting Municipal Manager/Corporate	The report was withdrawn

		for the post of the Director Finance		Services (HR)	
C-26 LM 505/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Report on cost of living salary adjustment for Section 57 Managers	17 December 2013	Acting Municipal Manager/Corporate Services(HR)	The total package of Directors was adjusted by a percentage increase of 6.3% after completion of a period of 12 months from the date of appointment
C-27 LM 508/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Report on the refund of Unemployment Insurance fund (UIF) contributions for Municipal Councillors	17 December 2013	Acting Municipal Manager/Corporate Services	UIF contributions for Municipal councillors were refunded to all councillors.
C-28 LM 509/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Report on the correction of the fixed term of Directors: Community Services and Technical Services	17 December 2013	Acting Municipal Manager/Corporate Services (HR)	The report was withdrawn

### CORPORATE SERVICES DEPARTMENT

#### ACTION TAKEN REPORT ON THE IMPLEMENTATION OF COUNCIL RESOLUTIONS: FROM OCTOBER TO DECEMBER 2013

RESOLUTION TYPE AND NUMBER	MEETING	DESCRIPTION	DATE	RESPONSIBLE DEPARTMENT(S)	ACTION TAKEN
<b><u>A-57 LM 451/10/2013</u></b>	2 <sup>nd</sup> ordinary Council meeting	Report on the action taken in the implementation of Council Resolutions from July to September 2013	12 November 2013	Corporate Services	Certificates were issued to various departments for effective implementation.
B-17 MC 461/10/2013	2 <sup>nd</sup> Ordinary Council meeting	Report on progress on intervention plan	12 November 2013	Corporate Services	Implementation of the Council Resolution is in progress.
B-18 MC 472/11/2013	2 <sup>nd</sup> Ordinary Council meeting	Report on cut-offs for the month of September 2013	12 November 2013	Finance Services Department	Ward Councillors shall intervene through civic education to instill a culture of payment of municipal services amongst communities as part of civic responsibility.
B-19 LM 479/11/2013	2 <sup>ND</sup> Ordinary Council meeting	Report on the 1 <sup>st</sup> quarter of the Msukaligwa Municipality for the month of July to September 2013	12 November 2013	Corporate Services	The report was referred to various Section 79 Committees for oversight and information verification and the report was said to be presented in the next sitting of Council.
C-20 LM 480/11/2013	2 <sup>nd</sup> ordinary Council meeting	Possible appointment of the Director Community Services	12 November 2013	Office of the Acting Municipal Manager/Corporate Services (HR)	Mr. B.C. Sibeko was appointed as the Director Community Services with effect from December 01, 2013 and contract of employment was signed.
C-21 LM 481/11/2013	2 <sup>nd</sup> Ordinary Council meeting	Possible appointment of the Director Technical Services	12 November 2013	Office of the Acting Municipal Manager/Corporate Services (HR)	Mr S.R. Magudulela was appointed as the Director Technical Services with effect from December 01, 2013 and contract of employment was signed.
C-22 LM 482/11/2013	2 <sup>nd</sup> Ordinary Council	Possible appointment of the short	12 November 2013	Office of the Acting	The Executive Mayor, 2 members of the Mayoral

	meeting	listing and interview panel for the post of the Municipal Manager		Municipal Manager/Corporate Services (HR)	Committee (MMC's), representative from Cooperative Governance and Traditional Affairs (COGTA) as well as Gert Sibande District Municipality were delegated as panel members to participate in the short listing and interviewing process in the position of the Municipal Manager and still awaiting for the exact date of the interviews.
A-67 LM 485/12/2013	4 <sup>th</sup> Ordinary Council meeting	Report on the schedule of Council Year plan for 2013/2014	17 December 2013	Corporate Services(Admin)	ADOPTED by Council and currently implemented
A-77 LM 507/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Report on the suspension of the Municipal By-Laws on the hanging of posters for the period leading to the 2014 National and Provincial Elections	17 December 2013	Corporate Services (Admin)	Council APPROVED the suspension of the by-laws for the period leading up to the 2014 elections through Resolution LM 507/12/2013 and the Municipal By-laws have been relaxed in which communication between the municipality and Party Liaison Committee (PLC) shall be facilitated through the Office of the Speaker and Office of the Chief Whip of Council.
LM 510/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Deferred motion: Pruning of Municipal Trees from Cllr G.S. Greyling and responses thereof	17 December 2013	Corporate Services (Admin)	A motion was presented by Councillor G.S. Greyling and the administration presented the responses thereof.
LM 511/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Deferred motion: Inefficient or dysfunctional streetlight network from Cllr G.S. Greyling and responses thereof.	17 December 2013	Corporate Services (Admin)	A motion was presented by Councillor G.S. Greyling and the administration then presented the detailed responses.

#### FINANCE DEPARTMENT

#### ACTION TAKEN REPORT ON THE IMPLEMENTATION OF COUNCIL RESOLUTIONS: FROM OCTOBER TO DECEMBER 2013

RESOLUTION NO.	MEETING	DESCRIPTION	DATE	RESPONSIBLE DEPARTMENT	ACTION TAKEN
A-59 LM 453/10/2013	2 <sup>ND</sup> Ordinary Council meeting	Report on Deviation and ratification of minor breaches of procurement process supply chain management policy: July 2013	12 November 2013	Corporate Services Department	MPAC has not concluded the matter for oversight and reports are still expected in the next scheduled meetings.
A-60 LM 452/10/2013	2 <sup>ND</sup> Ordinary Council meeting	Report on Deviation and ratification of minor breaches of procurement process supply chain management policy: August 2013	12 November 2013	Corporate Services Department	To report on the Deviation and ratification of minor breaches of procurement process supply chain management Policy: July 2013 was referred to MPAC to exercise an oversight
A-63 LM 476/11/2013	2 <sup>nd</sup> Ordinary Council meeting	Report on the Disposal of obsolete stock and scrapped assets	12 November 2013	Office of the Municipal Manager, Corporate Services Department and Finance Department	The report was referred to MPAC for oversight and MPAC then resolved that administration should advertise for the disposal of redundant and obsolete inventory and assets to allow

					competitive bidding for openness and transparency, Communication Unit has been instructed to place an advert in the mainstream media for effective implementation of the MPAC recommendations.
A-64 LM 477/11/2013	2 <sup>nd</sup> ordinary Council meeting	Report on unauthorized, irregular or fruitless and wasteful expenditure	12 November 2013	Corporate Services Department	The report was referred to MPAC for oversight
A-66 LM 478/11/2013	2 <sup>nd</sup> ordinary Council meeting	Report on stated benefit insurance	12 November 2013	Finance and Corporate Services Departments	The permission was granted to the administration to pay to the beneficiaries any excess amount after recovering the costs to Council
A-69 LM 490/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Report on the from Eskom to operate as a water service provider	17 December 2013	Finance	Council approved the operation of Eskom as a water service provider within its jurisdiction and the Acting Municipal Manager shall sign the agreement with Eskom for the period of 3 years with an option to renew the agreement.
A-72 LM 496/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Report on the adjustment of the Budget in terms of Section 28 of the Municipal Finance Management Act (MFMA) Adjustment Budget 2012/2012	17 December 2013	Finance	The adjustment budget of 2012/2013 financial year contained adjusted operational and capital budget APPROVED by Council. The Acting Municipal Manager shall submit to both National and Provincial treasuries the adjusted budget in both electronic and printed formats in terms of Section 22(b)(i) of the MFMA OF 2003
B-20 MC 501/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Report on the Eskom Outstanding Account for the month ending October 2013	17 December 2013	Finance	Council NOTED that there are measures that were put in place to minimize the escalation of Eskom Outstanding account
C-23 LM 502/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Report on extension of period of acting of the current Municipal Manager for the period of 3 months	17 December 2013	Finance	The Mpumalanga MEC for Cooperative Governance and Traditional Affairs (COGTA) has acceded to the Council's request for the extension of the acting period of Mr. M.W. Zungu for additional three month period until March 2014.

**PUBLIC SAFETY**

**ACTION TAKEN REPORT ON THE IMPLEMENTATION OF COUNCIL RESOLUTIONS: FROM OCTOBER TO DECEMBER 2013**

<b>RESOLUTION TYPE AND NUMBER</b>	<b>MEETING</b>	<b>DESCRIPTION</b>	<b>DATE</b>	<b>RESPONSIBLE DEPARTMENT</b>	<b>ACTION TAKEN</b>
A-58 LM 454/10/2013	2 <sup>nd</sup> Ordinary Council meeting	Report on Msukaligwa Local Municipality reviewed disaster management plan	12 November 2013	Public Safety (Disaster)	Corrections were made and information was verified in which a report will be presented in the next sitting of Council in January 2014.

**TECHNICAL SERVICES DEPARTMENT**

**ACTION TAKEN REPORT ON THE IMPLEMENTATION OF COUNCIL RESOLUTIONS: FROM OCTOBER TO DECEMBER 2013**

<b>RESOLUTION TYPE AND NUMBER</b>	<b>MEETING</b>	<b>DESCRIPTION</b>	<b>DATE</b>	<b>RESPONSIBLE DEPARTMENT</b>	<b>ACTION TAKEN</b>
LM 450/10/2013	Special Council meeting	Report on proposal for amendment of 2013/14 financial year capital projects	11 October 2013	Technical Services (PMU)	The capital projects for 2013/2014 have already been directed to all water related projects.
A-61 LM 465/11/2013	2 <sup>ND</sup> Ordinary Council meeting	Report on status quo on the proposed ring road	12 November 2013	Technical Services (Town Planning)	The report was referred back to the Section 80 of Technical Services Committee to include a variety of options and scientific reasons behind the status quo in which a report detailing the public participation process is said to be presented in the aforementioned committee for information verification.
A-68 LM 486/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Report on the request for demolition of Municipal toilets next to Spur in Ermelo	17 December 2013	Technical Services(Town Planning)	The Council resolution is being implemented as a working progress in which alternatives in the same vicinity shall be identified to erect Public Toilets.
A-70 LM 491/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Report on the Budget shortfall for execution of water projects by Rand water	17 December 2013	Technical Services (PMU)	The Acting Municipal Manager was delegated to seek additional funding for the shortfall of R30 780 000, 00.
A-73 LM 493/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Report on the Implementation of the National Planning and Land Use Management Bill (MSPLUMB), and their implications for Municipal Readiness	17 December 2013	Technical Services (Town Planning)	The report on the upliftment of the moratorium on rezoning on areas where the upgrade of electricity has been completed shall be submitted in the next Council sitting.
A-74 LM 494/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Report on the construction of park homes at NM Cindi Clinic in Thusiville and the Ermelo Clinic within Msukaligwa Municipality property boundary	17 December 2013	Technical Services (Town Planning)	APPROVED by Council in which Emthonjeni community clinic shall be considered as it is also located within the jurisdiction of Msukaligwa local Municipality.
A-75 LM 495/12/2013	3 <sup>rd</sup> Ordinary Council meeting	Report on the request from the Department of Health for the Identification of sites for the Construction of a Day-Clinic and a community Health Centre (CHC)	17 December 2013	Technical Services (Town Planning)	Approved by Council. Council <u>CONSENT</u> to the proposed day-clinic on Erf 92/268 Nooitgedacht subject to the consent of the National Department of Public Works as the owner of the property. The Department of Health shall be liable for the subdivision and rezoning of the required extent for the clinic,