

## MOGALAKWENA LOCAL MUNICIPALITY

### COUNCIL

#### **MINUTES OF THE 24<sup>TH</sup> COUNCIL MEETING OF THE MOGALAKWENA MUNICIPALITY HELD IN THE COUNCIL CHAMBER, CIVIC CENTRE, MOKOPANE ON TUESDAY, 29 NOVEMBER 2011 AT 14:00**

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#### **PRESENT**

AS PER ATTACHED ATTENDANCE REGISTER.

#### **OFFICIALS**

|           |               |   |  |
|-----------|---------------|---|--|
| Messrs.   | S W KEKANA    | - | MUNICIPAL MANAGER                        |
|           | M H THOBEJANE | - | MANAGER: CORPORATE SUPPORT<br>SERVICES   |
|           | K J MPHAGO    | - | CHIEF FINANCIAL OFFICER                  |
|           | L J SEBOLA    | - | MANAGER: COMMUNITY SERVICES              |
|           | S T MOGASHOA  | - | MANAGER: TECHNICAL SERVICES              |
|           | J N FOURIE    | - | MANAGER: ELECTRICAL SERVICES             |
|           | G HUDSON      | - | MANAGER: TRAFFIC & EMERGENCY<br>SERVICES |
|           | M LLESHILO    | - | DIVISIONAL HEAD: LEGAL SERVICES          |
| Mesdames. | D E MAILULA   | - | MANAGER: DEVELOPMENTAL SERVICES          |
|           | K MOTSAI      | - | ACTING COUNCIL SECRETARIAT OFFICER       |

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#### **1. OPENING**

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The speaker welcomed all present and requested that a moment of silence be observed.

#### **2. APPLICATION OF MEMBERS FOR LEAVE OF ABSENCE**

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Applications for leave of absence were received from councillors R N Monene, S R Masipa and LC Kganyago.

#### **RESOLVED:**

THAT leave of absence from the 24<sup>th</sup> council meeting of the Mogalakwena Municipality held on 29 November 2011 be granted to councillors R N Monene, S R Masipa and L C Kganyago.

#### **3. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY THE SPEAKER**

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The speaker congratulated councillors who celebrated their birthdays during September, October and November 2011.

**4. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY OTHER MEMBERS**

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Cllr Montane congratulated councillor Mashamaite who will be celebrating his wedding on 3 December 2011.

Councillor Ramashala congratulated South Africa for hosting Cop17 whereby Maite Nkoana-Mashabane is the President.

Councillor Morkel-Brink congratulated Angling and Golf Team who won medals during the International Municipal Games in Swaziland.

Councillor Langa proposed condolences for the family of the former Bafana Bafana coach, Style Sephumo who passed on.

Councillor Maritz congratulated councillor Dekker for joining this Council.

The speaker indicated that the Ramashala's family thanked Council for the support during their bereaved time.

**5. MINUTES OF THE PREVIOUS MEETINGS**

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**RESOLVED:**

THAT the minutes of the 23rd council meeting held on 16 September 2011 (pages 162 to 185) be approved and signed.

**6. REPORT OF THE MUNICIPAL MANAGER**

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None.

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

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Councillor Smit raised a concern regarding a questionnaire he submitted previously which was not part of the agenda and requested that he be responded within two weeks.

**8. MOTIONS OR PROPOSALS DEFERRED FROM PREVIOUS MEETINGS**

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None.

**9. THE REPORT OF THE EXECUTIVE COMMITTEE FOR SEPTEMBER, OCTOBER AND NOVEMBER 2011**

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**SECTION A**

The mayor submitted the report of the executive committee (pages 3 to 17) and requested that it be considered.

**A : REPORT OF THE EXECUTIVE COMMITTEE FOR SEPTEMBER, OCTOBER AND NOVEMBER 2011 WITH REGARD TO MATTERS WHICH THE COUNCIL MUST CONSIDER**

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- 1. FINANCIAL INDICATORS: 30 JUNE 2011 (11/3/2) KJM**  
**(ITEM 5 AGENDA EC 20 SEPTEMBER 2011)**

**RESOLVED:**

THAT the content of the monthly finance report for June 2011 be noted.

- 2. FINANCIAL INDICATORS: 31 JULY 2011 (11/3/2)KJM**  
**(ITEM 6 AGENDA EC 20 SEPTEMBER 2011)**

**RESOLVED:**

THAT the content of the monthly finance report for July 2011 be noted.

- 3. MFMA SECTION 71 REPORT (SCHEDULE C) JULY 2011 (11/3/2)BLM**  
**(ITEM 7 AGENDA EC 20 SEPTEMBER 2011)**

**RESOLVED:**

THAT

- a) the section 71 report for July 2011 be noted.
- b) it be noted that the municipality will from now onwards be reporting in terms of Schedule C format.

218.  
29.11.11

**4. EXPENDITURE ON STAFF AND COUNCILLORS BENEFITS FOR FOURTH QUARTER OF 2010/2011 FINANCIAL YEAR (5/2/B)&(6/1/9/2)NE**  
**(ITEM 8 AGENDA EC 20 SEPTEMBER 2011)**

**RESOLVED:**

THAT the expenditure on staff and councillors benefits in terms of section 66 of MFMA, Act 53 of 2003 for January 2011 to March 2011, be noted.

**5. GREENEST MUNICIPALITY COMPETITION 2011 (17/2 & G11/2)MGM**  
**(ITEM 12 AGENDA EC 20 SEPTEMBER 2011)**

**RESOLVED:**

THAT

- a) the award received as a result of participation in the Greenest Municipality Competition for the Waterberg District, be noted.
- b) the amount of R25 000,00 be utilized for environmental and community awareness programmes.

**6. MOTOR VEHICLE ACCIDENT: CHC 093 L (8/2/B&G18)**  
**(ITEM 13 AGENDA EC 20 SEPTEMBER 2011)**

**RESOLVED:**

THAT

- a) the accident in which the front bumper of refuse truck with registration number CHC 093 L was damaged, be noted.
- b) Ms. R R Makhafola be taken for an advanced driving course and be tested by traffic and emergency services thereafter.
- c) attendance of advanced driving courses be included in the quarterly reports.

**7. ACCIDENT REPORT: BGL 013 L: TRAFFIC & EMERGENCY SERVICES (8/2/1/1)LB**  
**(ITEM 14 AGENDA EC 20 SEPTEMBER 2011)**

**RESOLVED:**

THAT

- a) the accident report for motor vehicle with registration number BGL 013 L, be noted.

219.  
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- b) it also be noted that an insurance claim was submitted to the council's insurance company.
- c) it also be noted that no negligence can be proven against traffic officer L B Mbatha who drove BGL 013 L and therefore no disciplinary action be instituted against her.

**8. 2010/2011 ANNUAL INSTITUTIONAL PERFORMANCE REPORT (5/14)LM**  
**(ITEM 15 AGENDA EC 20 SEPTEMBER 2011)**

**RESOLVED:**

THAT the 2010/2011 Non-Financial Institutional Performance Report be approved and submitted to the office of Auditor General.

**9. SETTLEMENT AGREEMENT: EDI HOLDINGS COMPANY (18/4/2)JNF**  
**(ITEM 6 AGENDA SPECIAL EC 23 SEPTEMBER 2011)**

**RESOLVED:**

THAT

- a) the action of the municipal manager to sign the settlement agreement as proposed by EDI Holdings Company due to time constraints be condoned.
- b) council note the settlement offer as presented by EDI Holdings Company as a full and final settlement of their obligation towards Mogalakwena Municipality in terms of the Tri-Party agreement between the municipality, EDI Holdings Company and Africon/3P Consulting as far as the funding of the Restructuring processes are concerned.
- c) the money received from the EDI be utilized to replace the air conditioning system of the main building and the closure of Makriel street.

**10. FINANCIAL INDICATORS: 31 AUGUST 2011 (11/3/2)KJM**  
**(ITEM 5 AGENDA EC 18 OCTOBER 2011)**

**RESOLVED:**

THAT the content of the monthly finance report for August 2011, be noted.

**11. MFMA SECTION 71 REPORT (SCHEDULE C) AUGUST 2011 (11/3/2)BLM**  
**(ITEM 6 AGENDA EC 18 OCTOBER 2011)**

**RESOLVED:**

THAT the section 71 of the MFMA, 2003 report for August 2011 as per Schedule C format be noted.

**12. APPLICATION FOR MEDICAL DISABILITY: NKUNA K F (5/7/2 & 02820202)MFM**  
**(ITEM 8 AGENDA EC 18 OCTOBER 2011)**

**RESOLVED:**

THAT council applies for the constitution of medical board in terms of section 34 (1) of the rules of the Municipal Employees Pension Fund, to determine the medical fitness of Mr Nkuna K F.

**13. REQUEST FOR THE CLOSURE OF MAKRIEL STREET : SOETDORING FLATS**  
**(17/4/7)I**  
**(ITEM 9 AGENDA EC 18 OCTOBER 2011)**

**RESOLVED:**

THAT the request of the elderly residents of Soetdoring Flats & Houses to close the street entrance from Makriel Street into Pretorius Street be approved subject to the following conditions:

- a) the provisions of section 67 of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) regarding the permanent closure of the entrance be adhered to; and
- b) the necessary palisade fencing be erected to close the street and the necessary signs be erected to indicate that Makriel Street is a cul-de-sac.

221.  
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**14. TOWN PLANNING: APPLICATION FOR THE ESTABLISHMENT OF A SETTLEMENT AREA ON A PORTION OF THE REMAINDER OF THE FARM DELAGOA 809 - LR, LIMPOPO PROVINCE TO BE KNOWN AS MUTAPA SAFARI LODGE (17/3/4)SH**  
**(ITEM 12 AGENDA EC 18 OCTOBER 2011)**

**RESOLVED:**

THAT in terms of the provisions of the Development Facilitation Act and its Regulations (Act 67 of 1995) the application for the establishment of a settlement area to be known as Mutapa Safari Lodge on the Remainder of the Farm Delagoa 809 – LR in terms of section 49 of the Development Facilitation Act, 1995 (Act 67 of 1995); the approval of settlement plan and the establishment and land use conditions for the proposed settlement area; the approval of the subdivision of the farm to create the settlement area; the suspension of the provision of section 24 (7) (f) of the National Environmental Management Act, 1998, in terms of section 33 (2) (j) (iv) of the Development Facilitation Act, 1995 (Act 67 of 1995); the suspension of the provisions of the Subdivision of Agricultural land Act, 1970 (Act 70 of 1970) in terms of section 33 (2) (j) (iv) of the Development Facilitation Act, 1995 (Act 67 of 1995); the suspension of the provisions of the Advertising on Roads and Ribbon Development Act, 1940 (Act 21 of 1940) in as far as it may be required; and the suspension of conditions A and B from Deed of Transfer T061138/2003 be supported subject to the following conditions:

- a) The development controls be submitted to the local authority by way of amendment and the extension of the boundary of the Town Planning Scheme in operation or its successor in title, as the proposed development will have an impact on the current scheme;
- b) The development controls be known as Greater Potgietersrus Town Planning Scheme, 1997 Amendment Scheme number 300 (Annexure 97) be submitted for approval by the local municipality before the promulgation of the land development area as an approved land development;
- c) The consent of the Minister of Agriculture be obtained and submitted to the Local Authority;
- d) A Service Level Agreement be entered into between the developer and the municipality with regard to the provision of refuse removal and electricity, subject to the availability of resources and that it is done at a cost basis.
- e) All municipal services which are needed, and which have to be altered or to be moved as a result of the proposed development will be for the account of the developer;
- f) The developer pays to the municipality engineering levies for each and every electrical connection connected to the electricity supply at the rates applicable at the time of making the connection;

- g) Upgrading of the Bellevue 11KV overhead line will be for the cost of the applicant;
- h) The current national drive to make use of alternative energy sources must be implemented by the developer in order to decrease the consumption of electricity;
- i) Energy efficient appliances lights fittings, waterheating, air conditioning and other electrical equipment must be installed according to SANS 10400 XA.
- j) The installation of all services adheres to all applicable standards and specifications of the Mogalakwena municipality at all the times;
- k) The land development area comprises of the following zonings/ and land uses:
  - **1 Erf** : Office, Restaurant, recreation and parking, 4 residential (2beds) units, 6 residential (4 beds) units.
  - **30 Erven** : Residential with a density of 1 dwelling per portion (1 – 1.5 ha)
  - **2 Erven** : Private roads & engineering services
  - **2 Erven** : Nature conservation and engineering services
- l) No fencing or building of walls on all erven be allowed in order to preserve the character of the area;
- m) All erven zoned “Residential 1” shall have a density of one (1) dwelling unit per erf unless stipulated in the relevant Annexure and Schedules of the Town Planning Scheme;
- n) All erven for purposes of Office, Restaurant, Recreation and Parking have a zoning of “Special”, and shall have a maximum coverage not exceeding 60% and shall be subjected to all development controls as stipulated in the Town Planning Scheme in operation or its successor in title.
- o) The parking requirements for use zoned for “Special” for Office, be two (2) parking spaces per 100m<sup>2</sup> of the gross floor area; Restaurant shall be eight (8) parking space per 100m<sup>2</sup> of the gross floor area; and residential Units shall be one (1) parking space per bed/leasable room, plus six (6) parking spaces per 100m<sup>2</sup> public floor area for public use;
- p) No building be erected so as to cover a greater proportion of its erf or site than is permitted in terms of the Town Planning Scheme, and that outbuildings and second dwellings shall be included in the calculation of coverage;

- q) No building be erected so as to exceed the floor area ratio as prescribed in the Town Planning Scheme
- r) A detailed site development plan (SDP) as per the provisions of the Greater Potgietersrus Town Planning Scheme, 1997 be prepared for all erven on which buildings have/are to be erected in Use Zones "Special" for Office, Restaurant and Residential units facilities;
- s) A site development plan (SDP) drawn to scale be submitted to the local authority prior to submission of any building plans and no building shall be erected on the erf before approval of such site development plan by the local authority and the entire development on the erf shall be in accordance with the approved site development plan; provided that the plan may from time to time be amended with the written consent of the local authority; provided further that alterations or additions to buildings, which in the opinion of the local authority, will have no influence on the overall development of the Erf, may be exempted from written consent procedures;
- t) Access to and from the land development area shall be made subject to the conditions imposed by the approving authority (Road Agency Limpopo);
- u) Disposal of stormwater from the land development area shall be in accordance to all the applicable standards and to the satisfaction of the local authority;
- v) All necessary documentation (i.e. Approved General Plan, Consolidation plan, and Settlement plan, conditions of establishment) be submitted to the Local Authority within 30 days of the approval by the Limpopo Development Tribunal and Surveyor General Office.
- w) The applicant shall satisfy the local authority that the necessary documentation, scheme clauses, map 3's, annexure regarding the relevant Amendment Scheme as contemplated in terms of the Town Planning and Township Ordinance (Ordinance 15 of 1986) are in order and be published simultaneously with the notice of declaration of the land development area as an approved land development area;
- x) Proclamation and opening of the land development area register be to the account of the applicant, and copies of all notification in the Provincial Gazette be provided to the local authority within seven (7) days of publication.

**15. TOWN PLANNING: TOWNSHIP ESTABLISHMENT REBONE A EXTENSION 1**  
**(17/5/2/10)SPN**  
**(ITEM 13 AGENDA EC 18 OCTOBER 2011)**

**RESOLVED:**

THAT the application made in terms of section 96 (1) read together with section 66 (1) of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986) for the establishment of the township to be known as Rebone A Extension 1 comprising of ±600 erven be approved subject to the following conditions:

- a) the development controls be submitted to the local authority by way of amendment and the extension of the boundary of the Town Planning Scheme in operation or its successor in title, as the proposed development will have an impact on the current scheme;
- b) the development controls be known as Greater Potgietersrus Town Planning Scheme, 1997 Amendment Scheme number 00 (Annexure 00) be submitted for approval by the local municipality before the promulgation of the land development area as an approved township development;
- c) services of the township development should where needs be, be provided by the municipality;
- d) all municipal services which are needed, and which have to be altered or to be moved as a result of the proposed development should be for the account of the municipality;
- e) the installation of all services shall adhere to all applicable standards and specifications of the Mogalakwena municipality at all the times;
- f) the township development shall be comprised of the zonings/ and land uses as per the attached layout plan to be amended and as will be determined by the outcome of the community participation;
- g) all erven zoned "Residential 1" shall have a density of one (1) dwelling unit per erf and shall have a maximum coverage not exceeding 50% unless stipulated in the relevant Annexure and Schedules of the Town Planning Scheme;
- h) all erven for purposes of church and crèche shall have a zoning of "Institution", and shall have a maximum coverage not exceeding 60% and shall be subjected to all development controls as stipulated in the Town Planning Scheme in operation or its successor in title.
- i) all erven for purposes of "Public Open Space" shall have a zoning of "Public Open Space", shall be subjected to all development controls as stipulated in the Town Planning Scheme in operation or its successor in title.

- j) all erven for purposes of business shall have a zoning of "Business 1", and shall have a maximum coverage not exceeding 90% and shall be subjected to all development controls as stipulated in the Town Planning Scheme in operation or its successor in title.
- k) No building shall be erected so as to cover a greater proportion of its erf or site than is permitted in terms of the Town Planning Scheme, and that outbuildings and second dwellings shall be included in the calculation of coverage;
- l) no building shall be erected so as to exceed the floor area ratio as prescribed in the Town Planning Scheme
- m) a detailed site development plan as per the provisions of the Greater Potgietersrus Town Planning Scheme, 1997 shall be prepared for all erven on which buildings are to be erected in Use Zones "Institution" and "Business";
- n) a site development plan drawn to scale shall be submitted to the local authority prior to submission of any building plans and no building shall be erected on the erf before approval of such site development plan by the local authority and the entire development on the erf shall be in accordance with the approved site development plan; provided that the plan may from time to time be amended with the written consent of the local authority; provided further that alterations or additions to buildings, which in the opinion of the local authority, will have no influence on the overall development of the erf, may be exempted from written consent procedures;
- o) access to and from the land development area shall be made subject to the conditions imposed by the approving authority;
- p) disposal of stormwater from the land development area shall be in accordance to all the applicable standards and to the satisfaction of the local authority;
- q) all necessary documentation (i.e. Approved General Plan, Consolidation plan, and Settlement plan, conditions of establishment) must be submitted to the Local Authority within 30 days of the approval by the local municipality;
- r) the applicant shall satisfy the local authority that the necessary documentation, scheme clauses, map 3's, annexure regarding the relevant Amendment Scheme as contemplated in terms of the Town Planning and Townships Ordinance (Ordinance 15 of 1986) are in order and be published simultaneously with the notice of declaration of the area as an approved township development;

- s) proclamation and opening of the land development area register be to the account of the applicant, and copies of all notification in the Provincial Gazette be provided to the local authority within seven (7) days of publication;
- t) Eskom be involved in the process from the start and a proper engineering services report be drafted by a professional electrical engineer and it be submitted to Eskom.

**16. MFMA SECTION 71 REPORT (SCHEDULE C) SEPTEMBER 2011 (11/3/2)BLM  
(ITEM 7 AGENDA EC 15 NOVEMBER 2011)**

**RESOLVED:**

THAT

- a) the section 71 report for September 2011 be noted.
- b) it be noted that the municipality is reporting in terms of the Schedule C format.

**17. DEVIATION OF ORDERS FROM DATABASE IQUAL SYSTEM APRIL TO JUNE 2011 (9/3/B)PM  
(ITEM 8 AGENDA EC 15 NOVEMBER 2011)**

**RESOLVED:**

THAT

- a) the orders deviated from database processes during April to June 2011, be noted.
- b) the Auditor General and National Treasury be notified in writing of the deviation.

**18. DEVIATION OF ORDERS FROM DATABASE IQUAL SYSTEM JULY 2011 TO SEPTEMBER 2011 (9/3/B)PM  
(ITEM 9 AGENDA EC 15 NOVEMBER 2011)**

**RESOLVED:**

THAT

- a) the orders deviated from database processes during 4 July 2011 to 29 September 2011, be noted.
- b) the National Treasury be notified in writing of the deviation.

227.  
29.11.11

19. **MOGALAKWENA MUNICIPAL LIBRARIES: PROCEDURE MANUAL (19/4/2)RM**  
**(ITEM 11 AGENDA EC 15 NOVEMBER 2011)**

**RESOLVED:**

THAT the library procedure manual attached as pages 68 to 93 to the executive committee agenda dated 15 November 2011, be approved.

20. **EXPENDITURE ON STAFF AND COUNCILLORS BENEFITS FOR FIRST QUARTER**  
**OF 2011/2012 FINANCIAL YEAR (5/2/B)&(6/1/9/2)NE**  
**(ITEM 13 AGENDA EC 15 NOVEMBER 2011)**

**RESOLVED:**

THAT the expenditure on staff and councillors benefits in terms of section 66 of MFMA, Act 56 of 2003 for July 2011 to September 2011, be noted.

21. **FIRST QUARTER LOCAL ECONOMIC DEVELOPMENT PROJECTS PROGRESS**  
**REPORT: JULY TO SEPTEMBER 2011 (17/3/5)MS**  
**(ITEM 14 AGENDA EC 15 NOVEMBER 2011)**

**RESOLVED:**

THAT the first quarter local economic development projects progress report for the period July to September 2011, be noted.

22. **FIRST QUARTER REPORT OF LED FORUM TO COUNCIL FOR 2011/2012**  
**(17/3/5)MS**  
**(ITEM 15 AGENDA EC 15 NOVEMBER 2011)**

**RESOLVED:**

THAT the first quarter report regarding the LED Forum, be noted.

23. **FIRST QUARTER REPORT ON EMPLOYMENT CREATION FOR JULY TO**  
**SEPTEMBER 2011 (17/3/5)MS**  
**(ITEM 16 AGENDA EC 15 NOVEMBER 2011)**

**RESOLVED:**

THAT

- a) the first quarter report on employment creation for the period July to September 2011, be noted.

- b) database of unemployed people be compiled by ward councillors and ward committee members.
- c) corporate support services assist in creating a form in respect of b) *supra*.

**24. TOWN PLANNING: TOWNSHIP ESTABLISHMENT ON A PORTION OF A FARM ROOIBOKFONTEIN – GA-PUKA EXTENTION 2 (17/5/2/10)SPN (ITEM 17 AGENDA EC 15 NOVEMBER 2011)**

**RESOLVED:**

THAT an application made in terms of section 96 (1) read together with section 66 (1) of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986) for the establishment of the township to be known as Ga-Puka Extension 2 comprising of ±500 erven be approved subject to the following conditions:

- i) the development controls be submitted to the local authority by way of amendment and the extension of the boundary of the Town Planning Scheme in operation or its successor in title, as the proposed development will have an impact on the current scheme;
- ii) the development controls be known as Greater Potgietersrus Town Planning Scheme, 1997 Amendment Scheme number 00 (Annexure 00) be submitted for approval by the local municipality before the promulgation of the land development area as an approved township development;
- iii) services of the township development should where needs be, be provided by the municipality as and when the necessary funding is provided;
- iv) all municipal services which are needed, and which have to be altered or to be moved as a result of the proposed development be for the account of the municipality as and when the necessary funding is provided;
- v) the installation of all services when provided adhere to all applicable standards and specifications of the Mogalakwena municipality at all the times;
- vi) the township development comprised of the zonings/ and land uses as per the attached layout plan to be amended;
- vii) all erven zoned “Residential 1” have a density of one (1) dwelling unit per erf and have a maximum coverage not exceeding 50% unless stipulated in the relevant Annexure and Schedules of the Town Planning Scheme;
- viii) all erven for purposes of church and crèche have a zoning of “Institution”, and have a maximum coverage not exceeding 60% and be subjected to all development controls as stipulated in the Town Planning Scheme in operation or its successor in title.

- ix) all erven for purposes of "Public Open Space" have a zoning of "Public Open Space", be subjected to all development controls as stipulated in the Town Planning Scheme in operation or its successor in title.
- ix) all erven for purposes of business have a zoning of "Business 1", and have a maximum coverage not exceeding 90% and shall be subjected to all development controls as stipulated in the Town Planning Scheme in operation or its successor in title.
- x) all erven for purposes of "Municipal" have a zoning of "Municipal" and be subjected to all development controls as stipulated in the Town Planning Scheme in operation or its successor in title.
- xi) no building be erected so as to cover a greater proportion of its erf or site than is permitted in terms of the Town Planning Scheme, and that outbuildings and second dwellings be included in the calculation of coverage;
- xii) no building be erected so as to exceed the floor area ratio as prescribed in the Town Planning Scheme;
- xiii) a detailed site development plan as per the provisions of the Greater Potgietersrus Town Planning Scheme, 1997 be prepared for all erven on which buildings are to be erected in Use Zones "Institution" and "Business";
- xiv) a site development plan drawn to scale be submitted to the local authority prior to submission of any building plans and no building be erected on the erf before approval of such site development plan by the local authority and the entire development on the erf be in accordance with the approved site development plan; provided that the plan may from time to time be amended with the written consent of the local authority; provided further that alterations or additions to buildings, which in the opinion of the local authority, have no influence on the overall development of the erf, may be exempted from written consent procedures;
- xv) access to and from the land development area be made subject to the conditions imposed by the approving authority;
- xvi) disposal of stormwater from the land development area be in accordance to all the applicable standards and to the satisfaction of the local authority;
- xvii) all necessary documentation (i.e. Approved General Plan, Consolidation plan, and Settlement plan, conditions of establishment) be submitted to the Local Authority within 30 days of the approval by the local municipality;

- xviii) the applicant satisfy the local authority that the necessary documentation, scheme clauses, map 3's, annexure regarding the relevant Amendment Scheme as contemplated in terms of the Town Planning and Townships Ordinance (Ordinance 15 of 1986) are in order and be published simultaneously with the notice of declaration of the area as an approved township development;
- xix) proclamation and opening of the land development area register be to the account of the applicant, and copies of all notification in the Provincial Gazette be provided to the local authority within seven (7) days of publication.

**25. SALARY AND WAGE INCREASE: 2011/2012 FINANCIAL YEAR (5/2/1)SM**  
**(ITEM 18 AGENDA EC 15 NOVEMBER 2011)**

**RESOLVED:**

THAT

- a) circular 37/2011 from the South African Local Government Association (SALGA) regarding salary and wage increment, be noted.
- b) the salary scales attached as pages 450 to 452 to the agenda of the executive committee were implemented from 1 July 2011.
- c) the same percentage of 6.08 be applicable to the Municipal Manager and managers directly accountable to the Municipal Manager.

**26. REQUEST FOR THE CLOSURE OF MUNICIPAL OFFICES ON 27, 28, 29 & 30 (5/2/3)SM**  
**DECEMBER 2011**  
**(ITEM 19 AGENDA EC 15 NOVEMBER 2011)**

**RESOLVED:**

THAT

- a) the closing of the municipal offices on 27, 28, 29 & 30 December 2011 be approved.
- b) emergency and essential services, as well as an emergency cashier service be rendered during the mentioned days and that such personnel be given time off at a later stage
- c) notices be placed in local newspapers and on the notice boards to notify the public of the closure of municipal offices.
- d) the library be closed on the dates in a) *supra*.

231.  
29.11.11

**27. POLICY ON PAYMENT OF ACTING ALLOWANCES FOR ACTING MUNICIPAL MANAGER AND ACTING SECTION 56 MANAGERS (5/11/2)I**  
**(ITEM 22 AGENDA EC 15 NOVEMBER 2011)**

**RESOLVED:**

THAT the Policy on Payment of Acting Allowances in respect of an acting Municipal Manager or acting Section 56 Managers attached as pages 503 to 504 to the executive committee agenda dated 15 November 2011 be approved.

**28. OBSOLETE ASSETS TO BE WRITTEN - OFF (16/14/1)KJ**  
**(ITEM 23 AGENDA EC 15 NOVEMBER 2011)**

**RESOLVED:**

THAT

- a) obsolete assets indicated in Annexure A attached as pages 507 to 516, be approved for write- off and removed from the municipality's asset register.
- b) obsolete assets that were written-off by council in the past but not disposed off as indicated in Annexure B attached as page 517, be noted.
- c) obsolete assets that were physically identified but could not be traced back to the municipality's asset register as indicated in Annexure C attached as pages 518 to 523, be approved for write-off and be removed from the municipality's asset register.
- d) assets that are on the municipal premises and were not collected by their owners after notification by the municipality as indicated in Annexure D attached as page 524, be noted.
- e) assets indicated in Annexure A, B, C and D be disposed of through public auction.
- f) the Municipal Manager utilise other methods of disposal for assets that do not sell during the auction.
- g) it be noted that stricter measures are required against officials that are in custody of municipal assets but do not comply with the council's asset management policy.
- h) finance portfolio committee verify the obsolete assets.

**29. ACCIDENT REPORT: BGL 011 L: TRAFFIC & EMERGENCY SERVICES**  
**(ITEM 24 AGENDA EC 15 NOVEMBER 2011)** **(8/2/1/1)LB**

**RESOLVED:**

THAT

- a) the accident report for motor vehicle with registration number BGL 011 L, be noted.
- b) it also be noted that no insurance claim was submitted to the council's insurance company.
- c) it also be noted that no negligence could be proven against traffic officer L Mokgata who drove BGL 011 L and therefore no disciplinary actions be instituted against him.
- d) the vehicle be repaired by Mokopane Panel Beaters for R1 960,99.

**30. WATER AND WASTE WATER IMPLEMENTATION PLAN: INTEGRATED PLAN**  
**APPROACH FOR GREATER MOKOPANE – LONMIN OFFER** **(18/3/1)STM**  
**(ITEM 25 AGENDA EC 15 NOVEMBER 2011)**

**RESOLVED:**

THAT

- a) the offer made by Lonmin-Akanani (Proprietary) Limited as per their letter of offer dated 04 November 2011 be noted.
- b) the details of the off-take agreement to be worked out and submitted to the council for their approval.
- c) the direct capital contribution is used to fund the functional scheme and the waste water master plan.
- d) the possibility of raising loan which would be serviced by the sale of effluent (tariff raised) to be explored and details to be reported to the council for their approval.
- e) the council to be updated on the progress made on negotiations with the other mines.

233.  
29.11.11

## **SECTION B**

### **B: REPORT OF THE EXECUTIVE COMMITTEE FOR SEPTEMBER, OCTOBER AND NOVEMBER 2011 WITH REGARD TO MATTERS WHICH HAVE BEEN DELEGATED TO THE EXECUTIVE COMMITTEE FOR THE INFORMATION OF THE COUNCIL**

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The mayor submitted the report of the executive committee (pages 18 to 22) and requested that it be noted.

#### **RESOLVED:**

THAT the content of the reports of September, October and November 2011 of the executive committee with regard to matters which have been finalised in terms of its delegated powers, be noted.

### **10. PETITIONS**

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The Mayor indicated that the memo which was received will be dealt with in the next special Executive Committee and Council meetings.

Councillor Dekker indicated that he handed a petition to councilor Kgaphola on 4 October 2011 regarding service delivery at Extension 14, 19 and 20 and a response was not received and Councillor Montane responded that it must be submitted to IDP.

### **11. NEW MOTIONS**

**4/2/3**

Councillor Sekoala raised his concern that he handed a motion in the Municipal Manager's office and it was not part of the agenda and it was indicated that the motion was submitted to the Speaker's Office although it was not signed and seconded.

**The meeting terminated at 14:50.**

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**SPEAKER**

.....  
**DATE**