



**MINUTES OF A SPECIAL COUNCIL MEETING OF THE EMFULENI LOCAL MUNICIPALITY HELD IN THE MAYOR'S PARLOUR, VANDERBIJLPARK ON THURSDAY, 27 AUGUST 2009 AT 16:00**

**ATTENDANCE – COUNCILLORS:**

HLONGWANE N G	(Speaker)
MSHUDULU S A	(Executive Mayor)
KUNENE M T	(Chief Whip)
MALISA D M	(Administration – including Corporate Services, Human Resources, IT and Legal)
MOEPADIRA T S	(Sports, Recreation, Arts and Culture)
MUIR M P	(Member of the Mayoral Committee: Local Economic Development, Tourism and Development Planning)
RONYUZA M T	(Public Transport, Roads and Public Works)
THABANE T J S	(Infrastructure, Electricity, Water and Sanitation)
THULO N R	(Waste Management, Refuse and Landfill)

BIKITSHA B M	MASEKO B P	NXONGO P N G
BRITZ N D	MASODISA M D M	PHEKO M B
COERTZE Y	MATSEI N P	PLAATJIE D J
DE WEERD S H	MNCUBE B	RABIE C
GODOLI V M	MNGUNI F M A	RADEBE A M
GQELOSHA M P	MOFOKENG P L	RAIKANE M D
GROENEWALD R H	MOGOTSI K A	RAMASHAMOLE M T
HLANYANE S J	MOKALE B A	RAPHUTI P
HOFFMAN D C J	MOKONO S H	RUELE M N E
JANSEN VAN RENSBURG N M	MOLEKO A	SALE M C
KARSTEN A S J	MOLLO D S	SEEMELO H D
KGOTLENG M G	MOOI N J	SENEKAL G M
KHOMOEASERA M L	MOQOBANE N N	TSHABALALA D E
KOLISANG M S	MOROLONG A M	TSOARI J J
LAMBAT A	MOSIA A N	TSOTETSI M J
LEBURU M M	MOTSIRI T S	TSUNKE J N
LEHLAKE R J	MUIR L A	WILLIAMS F V
LOUW P J	MXUNYA P S	XABA J N
MADUNA A B	NAKEDI M E	ZONDO P
MADUNA L J	NGUBANE L S	ZWANE G M
MAHAO J M	NKHI T E	
MAHOMED C	NQUBA T S	
MALHOU M L	NTLELE C P	
MAQUTYANA M	NTOMBELA K	

## **OFFICIALS**

Mr T W Moeti	- Acting Municipal Manager
Mr A Ramakolo	- Acting Deputy Municipal Manager: Basic Services
Mr A Lambat	- Chief Financial Officer
Dr H J Wiese	- Deputy Municipal Manager: Economic Development Planning
Mr J Basson	- Acting Deputy Municipal Manager: Public Safety and Community Development
Ms L M Mahlangu	- Deputy Municipal Manager: Corporate Services
Ms A M van Onselen	- Secretariat

### **A. OPENING AND WELCOME**

At the request of the Speaker, Councillor N G Hlongwane, Councillor D S Mollo opened the meeting with a prayer.

The Speaker, in her opening address, allowed Councillor Groenewald an opportunity to raise a concern regarding the late delivery of agendas of Council and mentioned that some Democratic Alliance (DA) Councillors' agendas were found in the driveways. The DA requested that it be noted that the Party reserved the right that items to be discussed on the Agenda, be revisited. Further, Councillor Groenewald mentioned that Agendas were not being delivered according to the Standing Orders and informed the Meeting that in future when Agendas are not delivered within the set time frames, the DA will not turn up for the Meeting. Councillor N M Jansen van Rensburg (Freedom Front Plus) supported the DA in this and mentioned that Administration must also adhere to the Standing Orders.

Councillor M P Gqelosha also raised a concern about Agendas being delivered late.

Councillor A S J Karstens made an enquiry regarding questions of which notice has been given to which the DA has not yet received responses. The DA requested an opportunity to discuss with the Chief Whip all the questions to be answered and note was taken that penalties were involved in terms of the Standing Orders.

The Speaker allowed the Executive Mayor to respond. The Executive Mayor informed the Meeting of Council's commitment. The Executive Mayor further mentioned that he will take the matter up with the Acting Municipal Manager and Administration to clear any misunderstanding.

Members noted the comments.

The Speaker requested the Acting Municipal Manager to read the notice convening the Meeting.

### **B. APPLICATION FOR LEAVE OF ABSENCE**

#### **RESOLVED THAT**

1. applications for leave of absence be granted to Councillors:

Letsoenyo M R  
Mogotsi K A  
Pitso S E  
Pooe N S

Qupe D C  
Ranake K J M  
Skelm P C  
Venter M  
Vundisa F N and

2. the following Councillors be granted early leave due to other commitments:

Hlanyane S J  
Khomoeasera M L  
Kolisang M S  
Mahomed C  
Pooe N S  
Qupe D C  
Ranake K J M  
Skelm P C

#### **C. CONDOLENCES**

The Speaker requested a moment of silence as Councillor F N Vundisa's mother passed away. The Speaker further requested that all women who passed away in August which is women's month also be remembered.

#### **D. OFFICIAL ANNOUNCEMENTS**

The Speaker, Councillor N G Hlongwane made the following announcements/comments:

1. SALGA invited women to a seminar at Stonehaven on 28 August 2009 at 11:00.
2. Workshops on Policies reviewal will be held on 10, 17 and 23 September 2009 according to clusters. Councillors were requested to attend on the mentioned dates.
3. A workshop on service delivery with Ward Committee Members will be held on 18 September 2009.

#### **E. REPORTS OF THE MAYORAL COMMITTEE**

Given the circumstances mentioned in the opening address, the Executive Mayor, Councillor S A Mshudulu did not deliver his speech and the Meeting continued by discussing the reports.

#### **ITEM A1136**

**IDP REVIEW & BUDGET PROCESS PLAN FOR 2010/2011  
(IDP STEERING COM 12-08-09) (MC 25-08-09)**

7/1/2/1

#### **RESOLVED THAT**

1. the Council note the content of the IDP Review and Budget Process Plan and

2. the Council approve and recommend the IDP and Budget Process Plan for 2010/2011 and two outer years.

**ITEM A1137**

**ANNUAL FINANCIAL STATEMENTS 2008-2009 FINANCIAL YEAR**

**[Auditor-General's Queries and Write-off's]**

**(R/MM/AA6/FINANCE/790)**

**(SECTION 80 FIN 13-08-09) (DMMs 17-08-09) (MC 25-08-09)**

**8/2/1 2008/9**

**RESOLVED THAT**

1. Council note the actions undertaken by the Chief Finance Officer in attending to the preparation of the Annual Financial Statements for 2008/2009 financial year;
2. Council delegate authority to the Chief Finance Officer to do all things necessary and perform the required corrective accounting actions on long outstanding, and/or irreconcilable items that he may deem necessary and address queries raised by the Auditor-General;
3. Council be informed of the actions taken as referred to in 2 above and
4. a consolidated report be submitted to Council in due course on the shortages of electricity vendors.

**ITEM A1138**

**CONSOLIDATED AUDIT AND AFS ACTION PLAN FOR 2008/2009**

**(R/MM/AA6/FINANCE/789) (SECTION 80 FIN 13-08-09) (DMMs 17-08-09)**

**(MC 25-08-09)**

**8/13/2/2**

**RESOLVED THAT**

1. Council take note of the contents of the report and the progress made to date;
2. Council approve initiatives undertaken by the Chief Financial Officer and
3. Council adopt the revised consolidated and updated Audit and AFS 2008/2009 Action plan attached to the report as **Annexure (pages 23 - 31)**.

**ITEM A1139**

**CREDITORS – LONG OUTSTANDING PAYMENTS**

**(R/MM/AA6/FINANCE/801)**

**(SECTION 80 FIN 13-08-09) (DMMs 17-08-09) (MC 25-08-09)**

**RESOLVED THAT**

1. the long outstanding creditors as per **Annexure (pages 39 - 43)**, attached to the report, be paid via the direct payment option of the creditors module in the financial system;

2. proper internal control procedures be developed and the Chief Financial Officer to ensure that these procedures be followed at all cost and in all circumstances to avoid the recurrence of documentation lost or not timely approved and submitted for payment;
3. the CFO implement the directives of National Treasury Circular 49 attached to the report as **Annexure (pages 34 - 38)**;
4. monthly reconciliations of all creditor statements be done and certified as correct by the Chief Financial Officer or his delegate/s and
5. all outstanding invoices be followed up by the staff in the Creditors' Section and it be assured that all payments are done within 30 days from Invoice or Statement as per the stipulations of the Municipal Finance Management Act, Act 56 of 2003 and National Treasury Circular 49.

**ITEM A1140**

**TENDERS ISSUED AND DEVIATIONS FOR THE YEAR 2008/9  
(R/MM/AA6/FINANCE/794)  
(SECTION 80 FIN 13-08-09) (DMMs 17-08-09) (MC 25-08-09)**

**RESOLVED THAT**

1. Council note the contents of the report and
2. **the report be referred to all the respective Section 80 Committees for noting.**

**ITEM A1141**

**DRAFT STRATEGIC BUDGET POLICY REPLACEMENT  
(R/MM/AA6/FINANCE/808)  
(SECTION 80 FIN 13-08-09) (DMMs 17-08-09) (MC 25-08-09)**

**RESOLVED THAT**

1. the contents of the draft strategic budget policy be noted and
2. Council note that changes to the Budget Policy were necessitated by issuance of the new Budget Regulation 31804, specific inclusions of Chapter 4 of the MFMA on Municipal Budget and Good Financial Management Practices around Budget Management.

**ITEM A1142**

**LOCAL GOVERNMENT MUNICIPAL PROPERTY RATES POLICY  
(MC 25-08-09)**

**RESOLVED THAT**

1. the proposed amendments to the final Municipal Property Rates Policy be approved and
2. the final Municipal Property Rates Policy be amended accordingly.

**ITEM A1143**  
**REPORT ON THE CLASSES OF INSURANCE - FINANCIAL YEAR 2009-10**  
**(MC 25-08-09)**

**RESOLVED THAT**

1. the report be **deferred** to address the following:
  - clarity on the specified schedules in respect of cover on specific benefits be given;
  - schedule on damage to properties be updated and
2. the amended report be submitted to Council for consideration and approval.

**ITEM A1144**  
**EMFULENI LOCAL MUNICIPALITY QUARTERLY STAFF COST REPORT FROM**  
**THE MUNICIPAL MANAGER FOR THE PERIOD ENDED 30 JUNE 2009**  
**(R/MM/AA6/FINANCE/807)**  
**(SECTION 80 FIN 13-08-09) (DMMs 17-08-09) (MC 25-08-09) 8/2/1 2008/2009**

**RESOLVED THAT**

1. the contents of the report be noted and
2. Council adopt the report in terms of section 66 of the Municipal Finance Management Act of 2003.

**F. CLOSURE**

The Meeting closed at 16:45.

**CERTIFIED AS CORRECT**

**COUNCILLOR N G HLONGWANE**  
**SPEAKER**

Date: .....



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