

MINUTES

of the

**2nd ORDINARY COUNCIL MEETING
FOR THE YEAR 2012**

of

MATJHABENG MUNICIPALITY

held on

TUESDAY, 27 MARCH 2012

at

15:00

**COUNCILLORS ATTENDANCE: 2ND ORDINARY COUNCIL MEETING
MINUTES: 27 MARCH 2012**

ANC

PROPORTIONAL			
1.	Ngangelizwe S (Executive Mayor)	12.	Ntsebeng MH (Written Apology)
2.	Chaka CP	13.	Petleki KI
3.	Kotzee D (Written Apology)	14.	Radebe MC (Written Apology)
4.	Vacant	15.	Radebe ML (Written Apology)
5.	Mafa DM	16.	Sephiri MJ (Chief Whip)
6.	Mafongosi ZV	17.	Speelman NW (Written Apology)
7.	Mbana MA	18.	Stofile B (Speaker)
8.	Menyatso KJ (Written Apology)	19.	Tlhone ML (Written Apology)
9.	Mkhusane NC	20.	Tsubane ME
10.	Molefi MJ (Written Apology)	21.	Twanana M (Written Apology)
11.	Motshabi MP	22.	Vanga NM
WARD			
23.	Dali VN	38.	Morris VR (Written Apology)
24.	Khalipha TD	39.	Mosala MS (Written Apology)
25.	Mabote TL (Written Apology)	40.	Mothege MA
26.	Madumise MM	41.	Mphikeleli MA
27.	Makgowe PV	42.	Ntlele KI (Absent)
28.	Masienyane MD	43.	Phetise ME
29.	Mbambo AX	44.	Qwasha GL
30.	Mfebe MSE (Written Apology)	45.	Riet MI
31.	Mokausi LC	46.	Sifatya Z
32.	Mokhomo HA	47.	Taliwe FE
33.	Molelekoa PA	48.	Thateng MJ
34.	Molelekoa PMI	49.	Thelingoane TJ
35.	Molete TN	50.	Tlake KR
36.	Molupe RT	51.	Tsatsa SJ
37.	Monjovo NE	52.	Tsubella KS

DA

PROPORTIONAL			
53.	Banyane ME	58.	Marais JS
54.	Beneke R	59.	Mholo PP
55.	Botha PF	60.	Mlangeni MG
56.	Fanie D	61.	Mokotedi TG
57.	Fourie JJC	62.	Styger A
WARD			
63.	De Villiers MT	66.	Smit DC
64.	Meyer KL (Absent)	67.	Van Rooyen MS
65.	Naude HJ	68.	Van Schalkwyk HCT

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COPE

PROPORTIONAL			
69.	Matlebe MM	71.	Thoabala TE
70.	May FG		

FF+

PROPORTIONAL	
72.	Taljaard SDM

OFFICIALS

Mr G Ramathebane	:	Municipal Manager
Mr S Makhubu	:	Executive Director Strategic Support Services
Me F Ntlemeza	:	Executive Director Corporate Support Services
Me M Mogopodi	:	Executive Director Social Services
Mr X Msweli	:	Executive Director LED & IDP
Mr LB de Bruyn	:	Acting Chief Financial Officer
Miss L Ramakhale	:	Admin Officer (Corporate Services)
Mr W Makhobotloane	:	Committee Clerk (Corporate Services)

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SECTION A

1. OPENING

The Speaker welcomed everybody present and declared the meeting opened.

2. APPLICATIONS FOR LEAVE OF ABSENCE

See Councillors Attendance List on **pages I and II** of these minutes.

The Speaker was requested to submit a report at the next Council meeting on reasons for Councillors not attending the Council meeting.

3. OFFICIAL ANNOUNCEMENTS OF THE SPEAKER

None

4. MOTIONS OF SYMPATHY AND CONGRATULATIONS BY THE SPEAKER

The Speaker informed the meeting about the following persons who have passed away:

A relative of Cllr J Sephiri, Cllr ME Tsubane's mother and a former Deputy Mayor of Welkom TLC, Cllr Van Wyk.

5. DISCLOSURE OF INTEREST

None

6. DEPUTATIONS AND INTERVIEWS

None

7. QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

None

8. MINUTES OF PREVIOUS MEETINGS

COUNCIL RESOLVED (27 MARCH 2012)

8.1 That the minutes of the 1st Ordinary Council meeting held on 31 January 2012 **BE APPROVED.**

8.2 That the minutes of the 1st Special Council meeting held on 9 February 2012 **BE APPROVED.**

IV

8.3 That the minutes of the 1st Extra-Ordinary Council meeting held on 7 March 2012 **BE APPROVED**.

8.4 That the minutes of the Continuation of the 1st Extra-Ordinary Council meeting held on 11 March 2012 **BE APPROVED** in consideration with the following corrections:

That the name of Cllr Motshabi **BE CHANGED** to read Mmilwane under the Roll Call and **THE ADDITION** of the following: The Speaker announced a vacancy on the PR List of the ANC.

9. MATTERS ARISING FROM THE MINUTES

Minutes 31 January 2012

A61/2011

REPORT ON PORTIONS OF MUNICIPAL LAND AS WELL AS PROPERTIES AVAILABLE FOR DISPOSAL

Cllr Marais wanted to know when the report would be submitted to Council.

The Municipal Manager indicated that as soon as the valuations were finalized the report would be presented to Council.

10. FORMAL SIGNING OF MINUTES

The Speaker indicated that he would sign the minutes after the meeting.

SECTION B

11. REPORTS OF THE SPEAKER IN TERMS OF RULES 15(1) AND 99(4)

A13/2012 – A14/2012

12. REPORTS OF THE EXECUTIVE MAYOR

A15/2012 – A21/2012

13. MOTIONS

None

14. CLOSING REMARKS

None

V

15. CLOSURE

The Speaker ended the meeting at **19:05**

.....
CLLR B STOFIE (SPEAKER)

.....
DATE

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//Cllr MA Mphikeleli was unanimously appointed to Chair the meeting in order to enable the Speaker to present his items//

A13/2012

ELECTION OF COUNCILLOR REPRESENTATIVES TO THE FREE STATE MUNICIPAL PENSION FUND (4/1/2/2) (EDCSS)

PURPOSE

To submit an item for the election of Councillor Representatives to the Free State Municipal Pension Fund.

DISCUSSIONS

The Speaker, Cllr B Stofile, presented the item.

COUNCIL RESOLVED (27 MARCH 2012)

That the following five Councillors **BE ELECTED** to serve on the General Committee of the Free State Municipal Pension Fund:

Cllr PF Botha
Cllr B Stofile
Cllr SDM Taljaard
Cllr ZV Mafongosi
Cllr MI Riet

A14/2012

DRAFT OVERSIGHT REPORT OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (3/1/3/4) (Chairperson of MPAC)

PURPOSE

To report to Council the findings of the Municipal Public Accounts Committee on their mandate which was to consider the Annual Report, receive input from various role players and to prepare a draft Oversight Report for consideration by Council.

DISCUSSIONS

The Chairperson of the Municipal Public Accounts Committee, Cllr ZV Mafongosi, presented the item.

The ruling party requested a caucus at 16:50 which was granted.
The meeting resumed at 17:18

COUNCIL RESOLVED (27 MARCH 2012)

1. That Council **ACCEPTS** the Annual Report without reservations.
2. That all recommendations, per department, **BE IMPLEMENTED** immediately and **REPORT BACK** by departments be done quarterly.
3. That the Executive Mayor **BE REQUESTED** to report on a regular basis on decisions taken under his Delegated Powers.
4. That Council allows MPAC **TO INVESTIGATE** issues raised by the Auditor-General.
5. That the Municipal Manager **BE REQUESTED** to urgently resolve the Auditor-General's query under par. 4(a) with regard to the Asset Register.
6. That the Municipal Manager **BE REQUESTED** to submit a report on irregular expenditure as indicated under par. 19 of the Auditor-General's report (R80 103 962) to Council and that MPAC, as a committee of Council, considers the recoverability of the expenditure and report back to Council.
7. That the Municipal Manager **BE REQUESTED** to submit a report on unauthorized expenditure as indicated under par. 23 of the Auditor-General's report (R619 645 905) to Council to decide if it could be authorized.
8. That Lease Agreements to the amount of R10 383 120 as per par. 25 of the Auditor-General's report **BE MADE AVAILABLE**.
9. That a disclosure of interest **BE DONE** annually by officials as well as Councillors.
10. That the procurement of goods **MUST BE IN-LINE** with the Supply Chain Policy and a list of all contractors/suppliers to Council be compiled.
11. That the Municipal Manager **MUST REPORT** all alleged cases of irregular expenses, theft and fraud to the SAPS as per par. 83 of the Auditor-General's Report.
12. That Members of the Mayoral Committee **MUST OVERSEE** the implementation of recommendations made in the report.

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13. That Members of the Mayoral Committee **COMMUNICATE** problems/activities to Ward Committee Members.
14. That the Municipal Manager **MUST DEVELOP** an action plan on the recommendations submitted by MPAC

//The Speaker resumed his position.//

A15/2012

MONTHLY FINANCE REPORT – JANUARY 2012 (ACFO) (12/1/2/3)

PURPOSE

To submit to Council the Monthly Finance Report for January 2012 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.

DISCUSSIONS

The Executive Mayor presented the report.

COUNCIL RESOLVED (27 MARCH 2012)

That the Finance Report for January 2012 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, **BE NOTED.**

A16/2012

MONTHLY FINANCE REPORT – FEBRUARY 2012 (ACFO) (12/1/2/3)

PURPOSE

To submit to Council the Monthly Finance Report for February 2012 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.

DISCUSSIONS

The Executive Mayor presented the report.

COUNCIL RESOLVED (27 MARCH 2012)

That the Finance Report for February 2012 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, **BE NOTED.**

A17/2012

EXECUTIVE SUMMARY OF THE 2012-2013 ANNUAL BUDGET FOR THE MATJHABENG MUNICIPALITY (ACFO) (6/1/1 – 2012/2013)

PURPOSE

To submit to Council the draft executive summary of the 2012/2013 budget.

DISCUSSIONS

The Executive Mayor presented the item.

COUNCIL RESOLVED (27 MARCH 2012)

That the Operating Draft Budget of **R 1 299 241 470**[**R 1 627 383 484**(billing revenue) less anticipated bad debts due to 30% non collection of revenue] of **R 327 686 348** and the Capital Budget of **R 256 447 000** **BE APPROVED.**

The split up of Capital Budget allocation is as follows:

MIG	R 200 499 000
Own funding	R 35 000 000
Other:	
Integrated National Electrification Programme	R 10 448 000
Electricity Demand Side Management Grant	R 8 000 000
Integrated National Electrification Programme	R 2 000 000
Neighborhood Development Partnership	R 500 000

A18/2012

DRAFT INTEGRATED DEVELOPMENT PLAN (2012-2016) (EDSSS) (18/1/18)

PURPOSE

To request Council to consider the Draft Integrated Development Plan for 2012-2016 in terms of Chapter 5 of Municipal Systems Act No 32 of 2000

DISCUSSIONS

The Executive Mayor presented the item.

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COUNCIL RESOLVED (27 MARCH 2012)

1. That Council **TAKES NOTE** of the Draft IDP for 2012-2016 as work in progress.
2. That the Draft IDP for 2012-2016 **BE SUBJECTED** to a rigorous public participation programme as per the prescripts of applicable laws.
3. That further consultation with Provincial and National sector departments **BE UNDERTAKEN**.
4. That the Draft IDP for 2012-2016 **BE SUBMITTED** to relevant Provincial and National Departments.

A19/2012

DRAFT COMMUNICATIONS POLICY STRATEGY (2/B) (EDSSS)

PURPOSE

To submit to Council, for consideration, the proposed Draft Communications Policy.

DISCUSSIONS

The Executive Mayor presented the item.

COUNCIL RESOLVED (27 MARCH 2012)

1. That Council **TAKES NOTE** of the Draft Communications Policy.
2. That public participation processes **BE UNFOLD** for the adoption of the Communications Policy.

A20/2012

RISK MANAGEMENT & MITIGATION POLICY (20/2B) (EDSSS)

PURPOSE

To request Council to consider the proposed Draft Risk Management Policy.

DISCUSSIONS

The Executive Mayor presented the item.

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COUNCIL RESOLVED (27 MARCH 2012)

1. That Council **TAKES NOTE** of the Draft Risk Management Policy.
2. That public participation processes **BE UNFOLD** for the adoption of the Risk Management Policy.

A21/2012

APPOINTMENT OF EXECUTIVE DIRECTORS (2/1) (MM)

PURPOSE

To submit the Curriculum Vitae of the Municipal Manager and Executive Directors to Council for information.

DISCUSSIONS

The Executive Mayor presented the item.

COUNCIL RESOLVED (27 MARCH 2012)

That Council **TAKES NOTE** of the Curriculum Vitae of the Municipal Manager and Executive Directors.