

MINUTES

of the

**2nd ORDINARY COUNCIL MEETING
FOR THE YEAR 2015**

of

MATJHABENG MUNICIPALITY

held on

TUESDAY, 31 MARCH 2015

at

14:00

**COUNCIL CHAMBERS, CIVIC CENTRE,
WELKOM**

I

**COUNCILLORS ATTENDANCE: 2ND ORDINARY COUNCIL MEETING
MINUTES: 31 MARCH 2015**

ANC

PROPORTIONAL			
1.	Stofile B (Speaker)	12.	Ntsebeng MH
2.	Twala MJ (Chief Whip)	13.	Petleki KI
3.	Ngangelizwe S (Executive Mayor)	14.	Radebe MC
4.	Chaka CP	15.	Radebe ML
5.	Kabi M	16.	Rubulana L
6.	Kockera SC	17.	Sephiri MJ
7.	Mafa DM	18.	Speelman NW
8.	Mafongosi ZV	19.	Tlhone ML
9.	Mbana MA	20.	Tsubane ME
10.	Menyatso KJ	21.	Vanga NM
11.	Motshabi MP	22.	Van Rooyen KV
WARD			
23.	Dali VN	38.	Morris VR
24.	Khalipha TD	39.	Mosala MS
25.	Mabote TL	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.	Qweshu GL
30.	Mfebe MSE	45.	Riet MI
31.	Meli S	46.	Sifatya Z
32.	Mokhomo HA	47.	Taliwe FE
33.	Molelekoa PA	48.	Thateng MJ
34.	Molelekoa PMI	49.	Thelingoane TJ
35.	Molete TN (Absent)	50.	Tlake KR
36.	Molupe RT	51.	Tsatsa SJ
37.	Monjovo NE	52.	Tsubella KS

DA

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

II

COPE

PROPORTIONAL			
69.	Malefane DE	71.	Pina NJ
70.	Matlebe MM		

FF+

PROPORTIONAL	
72.	Taljaard SDM

OFFICIALS

Mr MF Lepheana	:	Municipal Manager
Mr T Makofane	:	Executive Strategic Support Services
Mr ET Tsoaeli	:	Chief Financial Officer
Mr M Atolo	:	Acting Executive Director: Corporate Services
Mr T Makofane	:	Acting Executive Director: Infrastructure
Ms DF Ramakhale	:	Acting Manager: Council Administration
Mrs PP Seleka	:	Admin Officer

III

(a)	Opening The Speaker welcomed everybody present at the 2 nd Ordinary Council Meeting and declared the meeting opened.
(b)	Applications for leave of absence See Councillors' attendance list on pages I and II of these minutes.
(c)	Official announcements of the Speaker None.
(d)	Reports received from the Speaker A16/2015 – A19/2015
(e)	Motions of sympathy and congratulations by the Speaker <u>Congratulations</u> The Speaker congratulated the South African Cricket team (Proteas) for qualifying for the semi-finals of the Cricket World Cup.
(f)	Motions of sympathy and congratulations by other Councillors <u>Sympathy</u> <ol style="list-style-type: none">1. Cllr DM Mafa conveyed a message of sympathy to the family of Motloun for the loss of their son, Mr M Motloun who worked as a security officer at Public Safety Department.2. Cllr MS Mosala conveyed a message of condolences to the family of ICT Manager, Mr V Kodisang for the passing away of his father.3. Cllr TD Khalipha conveyed a motion of sympathy to the families of two Police Officers who were attacked by the criminals on the N1 road in Gauteng Province.4. Cllr MJ Twala also conveyed a message of condolences to the families of the two Police Officers who passed away with Minister Collins Chabane.5. Cllr MJ Twala conveyed a motion of sympathy to the family of Mr D Mohale, Snr Manager at the Speaker's Office for the passing away of his father. <u>Congratulations</u> <ol style="list-style-type: none">1. Cllr MP Motshabi congratulated the ANC for winning the Ward 16 elections.2. He also congratulated Ms S Meli for being elected as a new Councillor for Ward 16.3. Cllr NW Speelman congratulated the ANC for bringing the bones of Messrs M. Kotane and JB Marks back to South Africa.4. Cllr ML Radebe also congratulated Ms S Meli as a woman Councillor.

IV

(g)	<p>Deputations and interviews</p> <p>None.</p>
(h)	<p>Disclosure of interest</p> <p>The Speaker reminded that Councillors must update their declaration forms at the office of the Municipal Manager, however if a Councillor has a personnel/financial interest on any matter for consideration by Council, such Councillor has to declare interest in the meeting.</p>
(i)	<p>Taking of the oath of office by new Councillor</p> <p>1. The Speaker announced that Councilor S Meli would be sworn in. The Speaker therefore handed to the Chief Magistrate Me Motlakar, to administer the process.</p>
(j)	<p>Minutes of the previous meeting:</p> <p>Council resolved (27 January 2015):</p> <p style="padding-left: 40px;">1. That the minutes of the 6th Ordinary Council meeting held on 25 November 2015 BE APPROVED in conjunction with the following corrections :</p> <p>That the date “25 November 2015”, be corrected to read - 25 November 2014.</p>
(k)	<p>Matters arising from the minutes:</p> <p>Minutes 27 January 2015</p> <p>A43/2014</p> <p><u>SOUTH AFRICAN POLICE SERVICE: APPLICATION TO PURCHASE A PORTION OF ERF 2591, KUTLWANONG FOR THE DEVELOPMENT OF A COMMUNITY POLICE STATION (LED) (8/3/2/47/5)</u></p> <p>Council Resolved (25 November 2014):</p> <p>That the following point be added on the resolution:</p> <p>5. That the valuation report BE SUBMITTED to Council.</p> <p>With regard to the above resolution, the Executive Mayor explained that the valuation report was not submitted to Council due to the fact that the items were to be referred to the Mayoral Committee before being submitted to Council.</p>
(l)	<p>Questions of which notice were given</p> <p>A19/2015</p>

V

(m)	Report of the Executive Committee/Executive Mayor/Committee Reports A20/2015 - A43/2015 – C3/2015 and C4/2015
(n)	Motions A39/2015
(o)	Closing The Speaker thanked everyone who participated in the meeting The Speaker ended the meeting at 19:40.

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CLLR B. STOFILÉ (SPEAKER)

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DATE

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1

The Speaker requested Council to appoint an acting Speaker in order to present items A16/2015 - A19/2015 and A39/2015 to Council.

Cllr P Chaka was unanimously appointed as acting Speaker.

The Speaker welcomed the members of the Public in the Council sitting.

A16/2015

**DEMARCATIION COMMITTEE REPORT (SPEAKER'S OFFICE) (18/1/1)
(Pg 1: 1 – 38: ANNEXURES – SEPARATE COVER)**

PURPOSE

To submit the Demarcation Committee report to Council for consideration and noting.

DISCUSSION

The Speaker presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015

1. That the Council **TAKES NOTE** of the work done by the Demarcation Committee.

A17/2015

DISSOLUTION OF THE AUDIT COMMITTEE (SPEAKER'S OFFICE) (6/12/3/2/1)

PURPOSE

To recommend to Council for endorsement of the dissolution of the Audit Committee.

DISCUSSION

The Speaker presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015

1. That Council **APPROVES** the dissolution of the Audit Committee;
2. That the Council **APPROVES** the advertisement calling for applications for the new Audit Committee.
3. That the services of the Lejweleputswa District Audit Committee be utilised until the new Audit Committee is appointed.
4. That the Speaker be allowed to headhunt in order to get people who are suitable to sit in the Audit Committee to speed up the process.

A18/2015

OVERSIGHT REPORT IN RESPECT OF THE 2013/2014 DRAFT ANNUAL REPORT FOR THE MATJHABENG LOCAL MUNICIPALITY (MPAC Chairperson) (4/1/2/2) (Pg 4: 1 – 14: ANNEXURES)

PURPOSE

To submit to council a report of the Municipal Public Accounts Committee (MPAC) regarding public participations processes undertaken on the draft annual report of the Municipality for the 2013/2014 financial year.

DISCUSSION

The MPAC Chairperson presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That Council, having fully considered the 2013/2014 annual report of the Municipality and representations thereon, adopts the oversight report and **APPROVES** the annual report without reservations.
2. That MPAC Committee resolution **BE IMPLEMENTED** and related quarterly reports **BE DRAFTED** and submitted for consideration before scheduled committee meetings.
3. That the Oversight Report by MPAC **BE MADE** Public in accordance with Section 129(3) of the Municipal Finance Management Act 56 of 2003.
4. That the Oversight Report by MPAC **BE SUBMITTED** to COGTA, Provincial Treasury, National COGTA and National Treasury as required by Section 132(2) of the Municipal Finance Management Act 56 of 2003.
5. That all unauthorized, irregular or fruitless and wasteful expenditure incurred by the Municipality **BE REFERRED BACK** to MPAC to investigate recoverability or non-recoverability of the expenditure.
6. That a report **BE SUBMITTED** to Council.

A19/2015

QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR PP MHOLO (3/1/1) (MM) (3/1/3/2) (Pg 6: 15 – 16: ANNEXURES)

PURPOSE

To submit the questions raised by Cllr PP Mholo and the response thereon by the Municipal Manager.

DISCUSSION

The Speaker presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

That the questions raised by Cllr PP Mholo and the response thereon by the Municipal Manager **BE NOTED**.

//The Speaker resumed his position

A20/2015

MONTHLY FINANCE REPORT – JANUARY 2015 (CFO) (12/1/2/3) (Pg 7: 17 – 27: ANNEXURES)

PURPOSE

To submit to Council the Monthly Finance Report for January 2015 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the Finance Report for January 2015 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, **BE NOTED**.
2. That the report **BE SUBMITTED** to the Provincial COGTA and National Treasury.

4

A21/2015

MONTHLY FINANCE REPORT – FEBRUARY 2015 (CFO) (12/1/2/3) (Pg 10: 28 – 38: ANNEXURES)

PURPOSE

To submit to Council the Monthly Finance Report for February 2015 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the Finance Report for February 2015 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, **BE NOTED**.
2. That the report **BE SUBMITTED** to the Provincial COGTA and National Treasury.

A22/2015

REPORT ON BACK TO BASICS PROGRAMME (ED: SSS) (13/2/1/1) (Pg 13: 39 – 94: ANNEXURES)

PURPOSE

The report is submitted to Council in order to provide background information on the concept and provide progress in relation to back to basics activities in the Municipality.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That Council **TAKES NOTE** of the report on “Back to Basics Programme” in the Municipality.
2. That the Workshop on Back to Basics Programme for Councillors **BE CONDUCTED**.

A23/2015

PROGRESS REPORT: PLANNING AND PEGGING OF RESIDENTIAL ERVEN IN MATJHABENG (OUTCOMES BASED PROJECT (ED: LED&P) (8/3/2) (Pg 15: 95 – 105: ANNEXURES)

PURPOSE

The purpose of the report is to present to Council the progress of the Outcomes Based project, which involves township establishment in 10 different areas of Matjhabeng in order to officially create a target of 7000 erven.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the progress on township establishment processes for the various planning areas as depicted on Page 95 to 105 of the Annexures **BE NOTED**.
2. That the Municipal Manager must develop living waiting lists and submit same at the next Council meeting for **APPROVAL**.
3. That all Councillors **SHOULD SUBMIT** their outstanding waiting lists as soon as possible.

A24/2015

PROGRESS REPORT: PROJECT PROPOSAL FOR THE DEVELOPMENT OF 500 MEGAWATT SOLAR POWER AS WELL AS THE SOLAR PANELS MANUFACTURING FACTORY BY SUNELEX (ED: LED&P) (19/3/2/1) (Pg 18: 106: ANNEXURES)

PURPOSE OF REPORT

The purpose of the report is to present to Council the progress of the project.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the progress on the development of the SUNELEX project **BE NOTED**.

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A25/2015

CURRENT STATUS OF CAPITAL PROJECTS FOR MIG IN MATJHABENG LOCAL MUNICIPALITY (CFO)(6/4/1) (Pg 23: 107 - 110: ANNEXURES)

PURPOSE

To present before the Council the current status and/or progress report on the implementation of capital projects for the financial year 2014/2015.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

That the Council **TAKES NOTE** of the Current Status of Capital Projects for MIG in Matjhabeng Local Municipality report.

A26/2015

PROGRESS REPORT ON COUNCIL RESOLUTIONS (AED: CS) (2/2/2) (Pg 24:111 – 128: ANNEXURES)

PURPOSE

To submit a progress report to Council on Council Resolutions, for noting.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the progress report on Council resolutions Audit **BE NOTED**.

//Item A27/2015 and A28/2015 were discussed simultaneously\\

A27/2015

REVIEWED DRAFT INTEGRATED DEVELOPMENT PLAN FOR THE FINANCIAL YEAR 2015/2016 (ED: SSS) (18/1/18) (Pg 25: SEPARATE COVER)

PURPOSE

To present to the Council meeting the reviewed Draft Integrated Development Plan (IDP) for the Financial Year 2015/2016 for consideration in terms of Chapter 5 of the Municipal Systems Act.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the Council **APPROVES** the Reviewed Draft IDP for the Financial Year 2015/2016 as representing work in progress.
2. That the IDP **BE SUBJECTED** to Public Participation processes as contained in an approved IDP Process Plan.

A28/2015

THE 2015-2016 ANNUAL BUDGET FOR THE MATJHABENG MUNICIPALITY (CFO) (6/1/1/1) (2015 – 2016) (Pg 27: SEPARATE COVER)

PURPOSE

To submit to Council the annual budget for the 2015/2016 financial year.

DISCUSSIONS

The Executive Mayor presented the item to Council, indicating that **Items A27/2015 and A28/2015** would be presented simultaneously.

The Executive Mayor presented Points to Note in the item to Council and indicated that the projected revenue for the financial year 2015-2016 was based on a projected pay rate of 80% which was informed by the average collection rate of the past months.

The Executive Mayor further indicated that the proposed tariff rates for 2015-2016 financial year would increase according to the following percentages:

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- a) Water tariffs would be increased by 4%;
- b) Electricity tariffs would be increased by 12,29%;
- c) The assessment rates would be increased by 4,8%;
- d) Refuse and sewerage would be increased by 4,8%

The Executive Mayor also emphasized that the Municipality should work harder and smarter in order to deliver services to citizens as envisaged by the Back to Basics approach for the local government.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the Budget of **R 2 039 171 246**[**R 1 758 147 286**(**billing revenue**) **less anticipated bad debts and depreciation**] of **R 280 662 937** **BE NOTED**.
2. The **Capital Budget of R 116 451 000** **BE APPROVED**. The funding sources of the Capital Budget is as follows:

Municipal Infrastructure Grant	R 114 651 000
Integrated National Electrification Programme Grant	R 1 800 000
Total Capital Funding:	R 116 451 000
3. That the Draft Budget for **2015/2016** financial year **BE SUBJECTED** to Public Participation processes.
4. That a workshop **BE ORGANIZED** for Councillors pertaining matters raised on Draft Budget Policies.

// Items A29/2015 and A30/2015 were discussed simultaneously\\

A29/2015

REQUEST FOR APPROVAL OF RISK MANAGEMENT STRATEGY FOR THE YEAR 2014/15 (ED: SSS) (6/12/2/1) (Pg 30: 129 - 150: ANNEXURES)

PURPOSE

To present to Council Risk Management Strategy for the year 2014/15 for consideration.

DISCUSSIONS

The Executive Mayor presented the item to Council.

9

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the Risk Management Strategy for 2014/15 **BE APPROVED**.
2. That Council **TAKES NOTE** of the progress on the implementation of the Risk Management Strategy for the year 2014/15.

A30/2015

REQUEST FOR APPROVAL OF RISK MANAGEMENT IMPLEMENTATION PLAN FOR THE YEAR 2014/15 (ED: SSS) (6/12/2/1) (Pg 31: 151 - 154: ANNEXURES)

PURPOSE

To present to Council the Risk Management Implementation Plan for the year 2014/15 for consideration.

DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the Risk Management Implementation Plan for 2014/15 **BE APPROVED**.

A31/2015

APPLICATION TO BUY THE REMAINDER OF ERF 1244 BRONVILLE (ED: LED&P) (8/3/2/6) (Pg 32: 155: ANNEXURES)

PURPOSE

To solicit Council's approval for the disposal of the Remainder of Erf 1244, Bronville.

DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That Council **APPROVES** the disposal of the Remainder of Erf 1244, Bronville at a price of R550 000.00 as it is not required to provide minimum services.

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2. That the Municipal Manager **BE AUTHORIZED** to dispose of the Remainder of Erf 1244, Bronville in compliance with the relevant legislation framework.
3. That the Municipal Manager **SUBMITS** the report upon completion of the process to Council.

A32/2015

VENTERSBURG: PURCHASE OFFER FROM SANRAL IN RELATION TO MUNICIPAL PROPERTY REQUIRED TO ACCOMMODATE THE UPGRADING OF THE N1 ROAD IN VENTERSBURG (ED: LED&P) (8/3/2) (Pg 35: 156: - 209 ANNEXURES)

PURPOSE OF REPORT

This item served before the Mayoral Committee on 17 September 2014 but was referred back for additional information. The sale of land to SANRAL could however not proceed since Council did not resolve on the matter yet.

DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the alienation of the Municipal owned land portions to SANRAL, which were required for the re-layout and upgrading of the N1 road through Ventersburg as depicted in the report of the Valuer as enclosed on **158 to 207 of the annexures, BE APPROVED** to the total value of R2 730 636.
2. That the Municipal Manager **BE AUTHORIZED** to finalize the land sale transaction with SANRAL.
3. That the principle **BE SUPPORTED** that the income derived from the selling of the land required for the re-layout of the N1 by SANRAL, **BE ALLOCATED** in the Budget towards the following aspects of the project:
 - a) Construction of the tennis courts.
 - b) Re-building of the most critical damaged roads in Ventersburg.
4. That the Task Team **SUPPORTS** SANRAL in the completion of all outstanding aspects of the project as contemplated in Par. 2.2.9 of the report.

A33/2015

APPLICATION FOR THE SUBDIVISION AND CONSOLIDATION OF PORTIONS 1 AND 2 OF THE FARM ST HELENA 42, PORTION 4 OF SAAIPLAAS 690, THE REMAINDER OF SAAIPLAAS 771, THE REMAINDER AND PORTION 5 OF THE FARM LA RIVIERA 289 AND PORTION 30 AND THE REMAINDER OF THE FARM LA RIVIERA 289 AND AMENDMENT OF THE TOWN PLANNING SCHEME OF VIRGINIA NO. 1/1992 BY THE CREATION OF: THE ZONING “MINING”; AS MINING. (ED: LED&P) (18/1/6/1) (Pg 210: 217: ANNEXURES)

PURPOSE OF THE REPORT

To solicit the approval of the Council for the subdivision and consolidation, as well as the change of land-use, in order to formalise the existing mining activities on the premises and be in a position to transfer these assets to Mining Company.

DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the subdivision of land and **CONSOLIDATION** of certain portions of land in terms of section 20 of the Free State Townships Ordinance 1969 (Ordinance 9/1969) as indicated in schedule 1;
2. The **AMENDMENT** of the Virginia Town Planning Scheme 1/1992 in terms of section 30, read with section 27 of the Township Ordinance, 1969 (Ord. 9/69), by the addition in section 1 paragraph 1 of the definition of “Mining Purposes” as contained in schedule 2;
3. The **AMENDMENT** of Table A with the addition of one new zoning as contained in schedule 3;
4. The addition of Supplement “H” “Special conditions applicable to zoning XXII “Mining” being the conditions **APPLICABLE** to the created zoning as in Schedule 4;
5. The **INCORPORATION** of the proposed subdivisions and consolidation into the Virginia Town Planning Scheme area as indicated in Schedule 1;
6. The **ZONING** of the proposed subdivisions and consolidations, to Mining as indicated in Schedule 5; **BE APPROVED.**

Property description	Sketch plan designation	Proposed Subdivision Area	Proposed Remainder Area	Mining Entity	Proposed Consolidation	Incorporation / rezoning required
Ptn. 1 St Helena 42	A.1		533.5ha			No
	A.2	320ha		STH123	A.2 and B.2 289.5ha	Yes
Ptn. 2 St Helena 42	B.2	46.5ha				
	B.1		84.5ha			No
Ptn 4 Saaiplaas 690	E.1					No
	E.2	224.1ha		Brand A		Yes
Rem. Saaiplaas 771	F.2	23.6ha		Saaiplaas Plant		Yes
	F.1		783.2ha			No
	F.3	6.5ha		Dam 21	F.3 and H.2 and G.2: 366.5ha	Yes
Ptn 5 La Riviera 289	H.2	46.3ha				
	H.1		125ha			No
Remainder La Riviera 289	G.1		200.2ha			No
	G.2	313.7		Dam 21	With F.3 and H.2	Yes
	G.3	285ha		H1	G.3 and J.2: 289.2ha	Yes
Ptn 30 Harmony 222	J.2	4.2ha				
	J.1		97ha			No

Schedule 2

Interpretation and Definitions of Terminology	<i>In this approval, except where the context otherwise requires, or it is otherwise expressly provided, the following words and expressions have the respective meanings, and interpretations hereby assigned to them.</i>
<u>Mining Purposes:</u>	Means the extraction of minerals and raw materials in terms of the relevant mining legislation and associated business operations, and includes any other building, structure or land use which is necessary to carry out such activities, and further includes dwelling houses, residential quarters and the associated recreational facilities for employees. The meaning and interpretation of “associated business operations”, when it is used in connection with Mining Purposes, shall include activities and land uses as defined and described in the Mineral and Petroleum Resources Development Act, Act 8 of 2002, or its successors.

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Schedule 3

Zone	Map indication	Allowable land Utilisation Practices	Reconcilable Practices subject to Application to and approval from the Council
XXII Mining	Light Brown Cross Hatching with red outlines.	Mining Purposes	Agricultural Purposes

Schedule 4

Supplement “H”

Special conditions applicable to the zoning Mining

The following general principles and conditions are applicable to each and every application for the zoning Mining:

The application must be accompanied by a plan showing the intended mining infrastructural development. This plan must indicate the infrastructure or mining activities that will affect the use of the area, to a proven depth or height that will have no residual impacts on the surface.

There must be liaison meetings, on at least an annual basis but preferably biannually, between the holder of the mining right and the Municipality with the purpose to co-ordinate short, medium and long term planning of infrastructure development, affecting the surface as described in sub-paragraph (i) as well as the end state of the infrastructure on mine closure.

Schedule

Property description	Sketch plan designation	Proposed Subdivision Area	Proposed Remainder Area	Mining Entity	Proposed Consolidation	Proposed Zoning Schedule 3
Ptn. 1 St Helena 42	A. 1		533.5ha			No
	A. 2	320ha		STH123	A.2 and B.2 289.5ha	Mining
Ptn. 2 St Helena 42	B.2	46.5ha				
	B.1		84.5ha			No
Ptn 4 Saaiplaas 690	E.1		298.6ha			No
	E.2	224.1ha		Brand A		Mining

Rem. Saaiplaas 771	F.2	23.6ha		Saaiplaas Plant		Mining
	F.1		783.2ha			No
	F.3	6.5ha		Dam 21	F.3 and H.2 and G.2: 366.5ha	Mining
Ptn 5 La Riviera 289	H. 2	46.3ha				
	H. 1		125ha			No
Rem. La Riviera 289	G. 1		200.2ha			No
	G. 2	313.7ha		Dam 21	With F.3 and H.2	Mining
	G. 3	285ha		H1	G.3 and J.2: 289.2ha	Mining
Ptn 30 Harmony 222	J.2	4.2ha				
	J.1		97ha			No

A34/2015

THE SUBDIVISION AND CONSOLIDATION OF MINING LAND IN TERMS OF SECTION 20; THE AMENDMENT OF THE TOWN PLANNING SCHEME OF VIRGINIA NO. 1/1992 AND THE REZONING OF PORTION 12 OF THE FARM DANKBAARHEID 187 (ED:LED&P) (18/1/6/1) (Pg 53: 218: ANNEXURES)

PURPOSE

To solicit the approval of the Council for the subdivision, consolidation and rezoning of mining land and the amendment of the town planning scheme of Virginia no. 1/1992.

DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the application to:
 - a. **CREATE** the zoning “Community Residential” in the Virginia Town planning Scheme;
 - b. **INCORPORATE** Masimong hostel into the Virginia Town Planning Scheme;
 - c. **ZONE** Masimong Hostel to Community Residential;

- d. acquire the necessary consent uses to complete the zoning of Masimong host **BE APPROVED.**

A35/2015

AUDITOR GENERAL ACTION PLANS (CFO) (6/12/2/1) (Pg 65: 219-252: ANNEXURES)

PURPOSE OF THE REPORT

The purpose of the report is to request the Council to approve the Action Plan aimed at addressing the disclaimer issues raised in the Audit Report from the Auditor General for the 2013/14 Financial Year.

DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the Action Plan for improvement of Systems and Controls **BE ADOPTED.**
2. That the Progress report on the implementation of the Action Plan **BE SUBMITTED** to Council on quarterly basis.

//At 17:59 the ANC requested a 5 minutes caucus, which was granted.

A36/2015

REQUEST TO ALIENATE SITES 4589 MELODING, 12890 MELODING, 5428 DAGBREEK, 4988 K6 KUTLWANONG, 91312 AND 91313 K1 KUTLWANONG, 914 K3 KUTLWANONG, 2595 K5 KUTLWANONG AND PORTION OF 14099 THABONG (ED:LED&P) (8/3/2/50/4) (8/3/2/16) (8/3/247/5) (Pg 66: 253-255: ANNEXURES)

PURPOSE

To request Council to dispose of the following erven in accordance with Council resolution.

4589 Meloding, 12890 Meloding, 5428 Dagbreek, 4988 K6 Kutlwanong, 91312 and 91313 K1 Kutlwanong, 914 K3 Kutlwanong, 2595 K5 Kutlwanong and a portion of Erf 14099 in Thabong.

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DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the item **BE REFERRED BACK** to the Department in order to submit each application with its valuation certificate separately.

A37/2015

URGENT REQUEST FROM THE OFFICE OF THE PREMIER FOR ALLOCATION OF SERVICED SITES FOR MILITARY VETERANS HOUSING ASSISTANCE PROGRAMME (MM) (3/1/3/2) (Pg 66: 256-258: ANNEXURES)

PURPOSE

To present to Council a request received from the Office of the Premier for allocation of 21 serviced sites for Military Veterans Housing Assistance Programme for approval.

DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the item **BE REFERRED BACK** and sites be the allocated in Naudeville instead of Thabong.

A38/2015

PROPOSAL FOR THE RENAMING OF CERTAIN STREETS IN MATJHABENG LOCAL MUNICIPALITY (EXECUTIVE MAYOR) (19/4/3) **(Pg 73: 259-284: ANNEXURES)**

PURPOSE

The purpose of the item is to submit a proposal for consideration by council on the renaming of certain streets in Matjhabeng.

DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That Council **TAKES NOTE** of the proposed name changes as per the report of the applicants.
2. That the report with the proposed names **BE SUBMITTED** to the naming and renaming committee for processing and public participation.
3. That the report of the applicants **BE SUBMITTED** to the Provincial Geographical Names Committee for their comments and advice.
4. That the final report **BE SUBMITTED** to council for consideration.

A39/2015

MOTION BY COUNCILLOR HCT VAN SCHALKWYK : IMPROVED TRAFFIC MANAGEMENT AND CONTROL OF VENDORS AROUND THE GOLDFIELDS FET COLLEGE (AED:CSS) (3/1/3/2) (Pg 76: 285-286: ANNEXURES)

PURPOSE

To submit to Council the motion received from Cllr HCT Van Schalkwyk for consideration.

DISCUSSIONS

The Speaker presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That Council **ADOPTS** the motion by Cllr HCT van Schalkwyk as follows:
2. That a proper **INVESTIGATION** must be made regarding the taxi vehicle situation around Goldfields FET College.
3. That the Traffic Department **ENFORCES** relevant traffic rules to rectify the situation.
4. That Traffic Officers **BE PLACED** on duty during peak times, to control traffic and safeguard pedestrians.
5. That speed humps as well as necessary road signs **BE ERECTED** in Petrus Bosch Street.
6. That illegal vendors **BE REMOVED** and the ones with permission be moved to the pavement of the FET College at Toronto Road.
7. That dust bins **BE PLACED** at the pavement to avoid littering.

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8. That the Municipal Manager **IMPLEMENTS** the proposal made by Cllr HCT van Schalkwyk.

A40/2015

BENEFITS OF DIFFERENT MEMBERS OF COUNCIL (CFO) (5/1/1/1) (Pg1 ADDENDUM: 285-286: ANNEXURES)

PURPOSE

To submit to Council the benefits of different members of Council in terms of the Government Notice No. R January 2015 – Remuneration of Public Office Bearers Act, 1998.

DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the benefits of different members of Council **BE NOTED**.

A41/2015

REPORT OF THE REPRESENTATIVES OF MATJHABENG TO FREE STATE MUNICIPAL PENSION FUND (SPEAKER'S OFFICE)(5/4/4/1/1) (Pg4 ADDENDUM)

PURPOSE

To keep the Municipality informed of the activities of the Free State Municipal Pension Fund.

DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the item **BE NOTED**.

A42/2015

DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF DIFFERENT MEMBERS OF MUNICIPAL COUNCIL (CFO) (6/6/2)
(Pg 6 ADDENDUM: SEPARATE COVER)

PURPOSE

To submit to Council the upper limits of salaries, allowances and benefits of different members of Municipal Council as per Government Gazette No 38608, dated 25 March 2015.

DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the increase of 6%, backdated from 1 July 2014, **BE APPROVED**.
2. That the salary **INCREASE** for Councillors is budgeted for the 2014/15 financial year.
3. That the Executive Mayor and Municipal Manager **BE AUTHORIZED** to write a letter to the MEC of COGTA to solicit the concurrence of the MEC for the implementation of upper limits.
4. That the salary increase of the Councillors be paid with **IMMEDIATE EFFECT**.
5. That the Management **MUST CORRECT** the calculations reflected on the new upper limits as determined in the Gazette.
6. That the Municipal Manager and the Chief Financial Officer **MUST SUBMIT** a report with correct calculations at next Council meeting.

//At 19:03 the DA requested a 10 minutes caucus, which was granted.

A43/2015

AUTHORITY OF THE MUNICIPAL MANAGER TO LITIGATE ON BEHALF OF THE MUNICIPALITY (MM) (5/1/2/1/3) (Pg 8 ADDENDUM)

PURPOSE

To submit the above-mentioned application for the Municipal Manager to be given authority to litigate on behalf of the Municipality.

COUNCIL RESOLVED: (31 MARCH 2015)

1. The power to:
 - 1.1 consider and take whatever action he **MAY DEEM** necessary in all legal actions, legal applications and arbitrations;
 - 1.2 take all action necessary **TO CONDUCT** litigation and arbitration in the best interests of the Council and perhaps most pertinently, in the circumstances in which, in his opinion, immediate action is required, to protect the interests of the Council or to enforce the regulations, tariffs or Town Planning Scheme of the Council by way of interdict, mandamus or other court order;
 - 1.3 to institute or intervene in any legal proceedings **INCLUDING** criminal prosecutions or in any court of law **BE APPROVED**.

C3/2015

REPORT OF THE SELECTION PANEL ON THE FILLING OF THE POSITION OF EXECUTIVE DIRECTOR CORPORATE SERVICES (SECTION 57) AT MATJHABENG LOCAL MUNICIPALITY (MM) (5/1) (CONFIDENTIAL)

PURPOSE

To table the report of the Selection Panel on the filling of the position of Executive Director: Corporate Services.

DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the candidate who obtained the highest score, namely Mr Wetes **BE APPOINTED** as Executive Director: Corporate Services.

C4/2015

REPORT OF THE SELECTION PANEL ON THE FILLING OF THE POSITION OF EXECUTIVE DIRECTOR: INFRASTRUCTURE (SECTION 57) AT MATJHABENG LOCAL MUNICIPALITY (MM) (5/1) (CONFIDENTIAL)

PURPOSE

To table the report of the Selection Panel on the filling of the position of Executive Director: Infrastructure.

DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (31 MARCH 2015)

1. That the candidate who obtained the highest score, namely Mrs H.B. Tlhabani **BE APPOINTED** as Executive Director: Infrastructure.