

MINUTES

of the

**2ND SPECIAL COUNCIL MEETING
FOR THE YEAR 2016**

of

MATJHABENG MUNICIPALITY

held on

TUESDAY, 01 MARCH 2016

at

14h00

**COUNCIL CHAMBERS, CIVIC CENTRE,
WELKOM**

**COUNCILLORS ATTENDANCE: 2ND SPECIAL COUNCIL MEETING MINUTES:
01 MARCH 2016**

PROPORTIONAL			
1.	Stofile B (Speaker) (Apology)	19.	Mlangeni MG
2.	Twala MJ (Council Whip)	20.	Mokotedi TG (Apology)
3.	Ngangelizwe S (Executive Mayor)	21.	Motshabi MP (Apology)
4.	Badenhorst MJ	22.	Ntsebeng MH (Absent)
5.	Banyane ME (Absent)	23.	Nqeobo EM
6.	Botha PF	24.	Petleki KI
7.	Chaka CP	25.	Pina NJ
8.	Fanie D	26.	Radebe MC
9.	Fourie JJC	27.	Radebe ML
10.	Kabi M	28.	Rubulana L (Apology)
11.	Kockera SC (Apology)	29.	Sephiri MJ (Apology)
12.	Mafa DM (Apology)	30.	Speelman NW (Absent)
13.	Mafongosi ZV	31.	Styger A
14.	Malefane DE (Apology)	32.	Taljaard SDM (Apology)
15.	Marais JS	33.	Tihone ML (Apology)
16.	Mbana MA	34.	Tsubane ME (Apology)
17.	Menyatso KJ (Apology)	35.	Vanga NM
18.	Mholo PP	36.	Van Rooyen V
WARD			
37.	Beneke R (Apology)	55.	Mosala MS
38.	De Villiers MT (Apology)	56.	Mothege MA (Absent)
39.	Dali VN (Absent)	57.	Mphikeleli MA
40.	Khalipha TD	58.	Naude HJ (Apology)
41.	Mabote TL	59.	Ntlele KI
42.	Madumise MM (Absent)	60.	Phetise ME
43.	Makgowe PV	61.	Qwasha GL (Absent)
44.	Masienyane MD	62.	Riet MI (Leave)
45.	Mbambo AX	63.	Sifatya Z
46.	Meli S	64.	Taliwe FE (Apology)
47.	Mfebe MSE	65.	Thateng MJ
48.	Mokhomo HA	66.	Thelingoane TJ (Apology)
49.	Molelekoa PA	67.	Tlake KR
50.	Molelekoa PMI	68.	Tsatsa SJ
51.	Molete TN	69.	Tsubella KS
52.	Molupe RT	70.	Smit DC (Absent)
53.	Monjovo NE	71.	Van Rooyen MS (Apology)
54.	Morris VR	72.	Van Schalkwyk HCT



OFFICIALS

Mr MF Lepheana	:	Municipal Manager
Mr X. Msweli	:	Executive Director: LED, P & HS
Me M. Mogopodi	:	Executive Director: Community Services
Mr T. Makofane	:	Executive Director: Strategic Support Services
Me H.B. Tlhabani	:	Executive Director: Infrastructure
Ms S. Nkungwana	:	Senior Manager: Compliance
Ms PP Seleka	:	Admin Officer (Corporate Services)



(a)	Opening and Welcome <p>The Municipal Manager announced that the Speaker of Matjhabeng Local Municipality, Cllr B. Stofile has submitted an apology for the meeting and requested Council to consider appointing an Acting Speaker.</p> <p>Cllr M.D. Masienyane was then appointed to act as Speaker for the 2nd Special Council meeting held on 01 March 2016.</p> <p>Cllr M.D. Masienyane welcomed everybody present and declared the meeting open.</p>
(b)	Applications for leave of absence <p>See Councillors' attendance list on page I of these minutes.</p>
(c)	Official Announcements by the Speaker <p>1. The Acting Speaker, Cllr M.D. Masienyane informed the members about the schedule of Public meetings embarked upon by MPAC which started on the 29th February 2016 until the 8th March 2016 and requested the Councillors to attend the meetings that are held near their residential areas.</p>
(d)	Motions of Sympathy and Congratulations <u>Sympathy</u> <p>1. The Council Whip, Cllr M.J. Twala conveyed a message of condolences to the family of Reverend Leseba, a vibrant Pastor for Thabong Methodist Church who was shot in a hijacking at a robot as he passed Bongani Hospital.</p> <p>2. She also conveyed a message of condolences to the family of Cllr M.I. Riet for the passing away of his mother who would be buried at Saturday, the 5th of March 2016 at Odendaalsrus.</p> <p>3. Cllr P.V. Makgowe conveyed a message of condolences to the Mbobo family whose 21 year old daughter (born in 1994) committed suicide and also poisoned her twin babies named Taelle Boitumelo and Taelle Keitumetse.</p> <p>4. Cllr J.S. Marais conveyed a motion of sympathy to the family of Mr Vernon Neumann, a former Councillor who served in the previous term until 2011, being a member of their caucus, who passed away on the 16th February 2016.</p>
(e)	Disclosure of interest <p>None</p>
(f)	Matters for Discussion SA2/2016 – SA9/2016
(g)	Announcements <p>None</p>
(h)	Closing <p>The Speaker thanked everyone who participated in the meeting and ended the meeting at 15h00.</p>

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CLLR B. STOFILÉ
SPEAKER

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DATE

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SA2/2016

**SUBMISSION OF THE REVISED ESKOM PAYMENT PLAN FOR APPROVAL
CFO) (19/3/6/1)**

PURPOSE

To submit to Council the reviewed Eskom Payment Arrangement for approval.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (01 MARCH 2016)

1. That the Executive Mayor and the Municipal Manager should be authorized **TO NEGOTIATE** with ESKOM to write-off the compounded interest and the payments towards interest be allocated towards the arrears.
2. That the Executive Mayor and the Municipal Manager should be authorized **TO NEGOTIATE** with ESKOM that no interest should be levied on the outstanding amount.
3. That provision should **BE MADE** for the high peak seasons current account less interest from the Equitable Share.
4. That the proposed payment plan **BE APPROVED** by Council and submitted to Eskom and National Treasury for endorsement.
5. That a report for both Multi-Party Ad-hoc Committees on establishment of water and electricity utilities **IS SUBMITTED** at the next Council meeting.
6. That a report on pre-paid meters should **BE SUBMITTED** at the next Council meeting.

//The Executive Mayor proposed that Items SA3/2016 –SA8/2016 be dealt with in bulk//

SA3/2016

DISPOSAL OF CAPITAL ASSET – ALIENATION OF IMMOVABLE PROPERTY PORTION OF ERF: RESIDENTIAL SITES IN MATJHABENG (ED: LED, P & HS) (8/3/1)

PURPOSE

To obtain Council approval for the alienation of certain immovable properties that form part of Council's capital assets.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (01 MARCH 2016)

1. That the item **BE REFERRED BACK** to the next Council meeting.

SA4/2016

DISPOSAL OF CAPITAL ASSET – ALIENATION OF MUNICIPAL LAND FOR CHURCHES AND CRECHES (ED: LED, P & HS) (8/3/2/45/14)

PURPOSE

To obtain Council approval for the alienation of certain immovable property that forms part of Council's capital assets.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (01 MARCH 2016)

1. That the item **BE REFERRED BACK** to the next Council meeting.

SA5/2016

MOTIVATION FOR THE APPLICATION TO REZONE ERF 29153 THABONG FROM RESIDENTIAL TO BUSINESS AS WELL AS FOR THE REMOVAL OF RESTRICTIVE TITLE CONDITION (ED: LED, P & HS) (18/2/2/36)

PURPOSE OF THE REPORT

To solicit Council's favourable recommendation for the approval of the application by the Free State Provincial Government.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (01 MARCH 2016)

1. That the item **BE REFERRED BACK** to the next Council meeting.

SA6/2016

MOTIVATION FOR THE INVITATION OF DEVELOPMENT PROPOSALS FOR THE ALIENATION OF HIGH POTENTIAL COMMERCIAL AND INDUSTRIAL LAND VIA THE PUBLIC BIDDING PROCESS (ED: LED, P & HS) (8/3)

PURPOSE OF REPORT

The purpose of the report is to motivate the alienation of vacant municipal owned land for commercial and industrial development by means of the invitation of development proposals.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (01 MARCH 2016)

1. That the item **BE REFERRED BACK** to the next Council meeting.

SA7/2016

REPORT ON SALE OF COUNCIL PROPERTIES FOR THE PERIOD 07/08 – 08/09 AS WELL AS 09/10 FINANCIAL YEARS (ED: LED, P & HS) (8/1/1)

PURPOSE

To present before Council a report on the sale of properties that took place through the Land Alienation Committee (LAC) during the financial years 07/08, 08/09 as well as 09/10

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (01 MARCH 2016)

1. That the item **BE REFERRED BACK** to enable the Municipal Manager to investigate the irregularities and compile a detailed report that will enable Council to take informed decisions.

SA8/2016

REPORT ON THE IRREGULAR DISPOSAL OF MUNICIPAL SITES (ED: LED, P & HS) (18/2/2)

PURPOSE

The purpose of this report is to table findings with regard to the alienation of site **1597** including site **1598** as well as **1600** Riebeeckstad.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (01 MARCH 2016)

1. That the item **BE REFERRED BACK** to enable the Municipal Manager to investigate the irregularities and compile a detailed report that will enable Council to take informed decisions.

SA9/2016

IMPLEMENTATION OF LEGAL PROCEEDING AGAINST PERSONS CONTRAVENING THE NATIONAL BUILDING REGULATIONS, TOWN LAYOUT SCHEMES AND TITLE CONDITIONS (EDI) (18/4/6)

PURPOSE

Implementation of Legal proceeding against persons contravening the National Building Regulations and Building Standards Act 103 of 1977, Town Layout Scheme and Title conditions.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (01 MARCH 2016)

1. That the final notices **BE GIVEN** to Legal Services to take legal steps or to impose fines against home owners as stated in the Act 103 of 1977.
2. That Legal Services **SHOULD SUBMIT** a quarterly report to Council to advise Council of contraventions of the Building Regulations.
3. That notices should **BE PLACED** in local newspapers, libraries and public places notifying the community about measures taken by Council regarding compliance with Building Regulations.
4. That Law Enforcement **SHOULD ENSURE** that these Regulations are enforced.