

MINUTES

of the

**3rd ORDINARY COUNCIL MEETING
FOR THE YEAR 2011**

of

MATJHABENG MUNICIPALITY

held on

WEDNESDAY, 20 JULY 2011

at

16:00

**COUNCILLORS ATTENDANCE: 3RD ORDINARY COUNCIL MEETING
MINUTES: 20 JULY 2011**

ANC

PROPORTIONAL			
1.	Ngangelizwe S (Executive Mayor)	12.	Ntsebeng MH (Absent)
2.	Chaka CP	13.	Petleki KI
3.	Kotzee D	14.	Radebe MC
4.	Lande ME	15.	Radebe ML
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	19.	Themhani PP (Absent)
9.	Mkhusane NC	20.	Tihone ML
10.	Molefi MJ	21.	Tsubane ME (Written Apology)
11.	Motshabi MP (Written Apology)	22.	Vanga NM
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
28.	Masienyane MD (Written Apology)	43.	Phetise ME
29.	Mbambo AX	44.	Qwasha GL
30.	Mfebe MSE	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 (Absent)	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 (Absent)
64.	Meyer KL	67.	Van Rooyen MS
65.	Naude HJ	68.	Van Schalkwyk HCT



COPE

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

FF+

PROPORTIONAL	
72.	Taljaard SDM

OFFICIALS

Mr. G Ramathebane	:	Municipal Manager
Mr. M Atolo	:	Acting Director Corporate Support Services
Mr. M Besani	:	Executive Director Infrastructure
Mr. E Motheoane	:	Acting Executive Director Social Services
Mr. P Sefuthi	:	Executive Director LED & IDP
Me L Williams	:	Acting Chief Financial Officer
Me G Smith	:	Corporate Services: Council Admin
Me T Lenong	:	Corporate Services: Admin Officer
Mr. W Makhobotloane	:	Corporate Services: Council Admin

III

SECTION A

1. OPENING

The Speaker requested Rev Ben Joubert of the NG Church, Riebeeckstad, to open the meeting with a prayer.

2. APPLICATIONS FOR LEAVE OF ABSENCE

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

3. OFFICIAL ANNOUNCEMENTS OF THE SPEAKER

None

4. MOTIONS OF SYMPATHY AND CONGRATULATIONS BY THE SPEAKER

None

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 (20 JULY 2011)

8.1 That the minutes of the 2nd Ordinary Council Meeting held on 21 April 2011 **BE APPROVED.**

8.2 That the minutes of the Inaugural Council Meeting held on 31 May 2011 **BE APPROVED.**

IV

8.3 That the minutes of the 2nd Special Council Meeting held on 13 June 2011 **BE APPROVED** on condition of the following corrections:

Cllr HCT Van Schalkwyk, Cllr KI Petleki and Cllr KI Ntlele were present at the said meeting.

8.4 That the minutes of the 3rd Special Council Meeting held on 14 July 2011 **BE APPROVED** on condition of the following corrections:

3. Official Announcements of the Speaker

3.1 To be corrected as: The Speaker informed Councillors that they would be informed about the arrangements for 18 July 2011, i.e. Mandela Day.

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FREE STATE MUNICIPAL PENSION FUND: ELECTION OF COUNCILLOR REPRESENTATIVES TO THE GENERAL COMMITTEE OF THE FREE STATE MUNICIPAL PENSION FUND (4/1/2/2) (Office of the Speaker)

That the word **elected** under purpose be changed to **appointed**.

9. MATTERS ARISING FROM THE MINUTES

21 April 2011

Page 2 : Matters Arising from the Minutes

A20/2011

PROPOSAL TO ESTABLISH THE MATJHABENG LOCAL MUNICIPALITY WATER ENTITY (ED: SSS) (19/2/1/1)

The Executive Mayor indicated that the report was not yet finalized and a special Council meeting would be convened for that report.

10. FORMAL SIGNING OF MINUTES

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

V

11. ANNOUNCEMENTS

None.

12. CLOSURE

The Speaker ended the meeting at **18:20**.

.....
B STOFIE (SPEAKER)

.....
DATE

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1

//Council resolved to appoint Cllr SJ Tsatsa to act as Presiding Officer in order to enable the Speaker to present his items.

The Speaker welcomed the Councillors and the public in the gallery.//

A27/2011

CIRCULAR 1/2011: REDETERMINATION OF MUNICIPAL BOUNDARIES BY MUNICIPAL DEMARCATIION BOARD (18/1//1) (Office of the Speaker)

PURPOSE

To submit Circular 1/2011 pertaining to the re-determination of Municipal boundaries by the Municipal Demarcation Board, to Council.

DISCUSSIONS

The Speaker presented the item to Council.

COUNCIL RESOLVED (20 JULY 2011)

1. That Council **TAKES NOTE** of Circular 1/2011.
2. That a committee, chaired by the Speaker and consisting of the 7 under mentioned Councillors, **BE ESTABLISHED** to attend to all matters pertaining to the demarcation and report to Council for decision:

ANC - Cllr Stofile B (**Speaker**)
Cllr Radebe MC
Cllr Riet MI
Cllr Tlake KR
Cllr Masienyane MD

DA - Cllr Mlangeni MG

COPE - Cllr Matlebe MM

3. That Council **ENDORSES** the proposed meeting scheduled with the Municipal Demarcation Board on 7 September 2011.

A28/2011

ESTABLISHMENT OF THE RULES COMMITTEE (4/1/2/2) (Office of the Speaker)

PURPOSE

To submit to the Council the proposal from the Speaker regarding the establishment of the Rules Committee.

DISCUSSIONS

The Speaker presented the item to Council.

COUNCIL RESOLVED (20 JULY 2011)

1. That the Rules Committee, consisting of the 10 (ten) under mentioned members, **BE ESTABLISHED** by the Council in order to execute the powers and functions mentioned in the report:

ANC	-	Cllr Stofile B (Speaker) Cllr Chaka CP Cllr Mafongosi ZV Cllr Mafa DM Cllr Molupe RT Cllr Riet MI
DA	-	Cllr Fourie JJC Cllr Moholo PP
COPE	-	Cllr May FG
FF+	-	Cllr Taljaard SDM

A29/2011

ESTABLISHMENT OF AN OVERSIGHT COMMITTEE (4/1/2/2) (Office of the Speaker)

PURPOSE

To request Council to establish an Oversight Committee.

COUNCIL RESOLVED (20 JULY 2011)

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

A30/2011

ESTABLISHMENT OF A DISPUTE RESOLUTION COMMITTEE (4/1/2/2) (Office of the Speaker)

PURPOSE

To submit to the Council the proposal from the Speaker, regarding the establishment of a Dispute Resolution Committee.

DISCUSSIONS

The Speaker presented the item to Council.

COUNCIL RESOLVED (20 JULY 2011)

1. That Council **APPROVES** the establishment of a Dispute Resolution Committee consisting of the under mentioned Councillors in terms of Section 79 of the Municipal Structures Act (No 117 of 1998):

ANC - Cllr Masienyane MD (**Chairperson**)
Cllr Mokhomo HA
Cllr Monjovo NE
Cllr Molupe RT
Cllr Phetise ME

DA - Cllr Naude HJ
Cllr Van Rooyen MS

A31/2011

ESTABLISHMENT OF THE CHAIRPERSONS COMMITTEE (4/1/2/2) (Office of the Speaker)

PURPOSE

To request Council to establish a Chairpersons Committee.

DISCUSSIONS

The Speaker presented the item to Council.

COUNCIL RESOLVED (20 JULY 2011)

1. That Council **ESTABLISHES** a Chairpersons Committee in terms of Section 79(1) of the Municipal Structures Act.
2. The Cllr MD Masienyane **BE APPOINTED** as Chairperson of this committee.

A32/2011

ESTABLISHMENT OF THE AUDIT COMMITTEE (4/1/2/2) (Office of the Speaker)

PURPOSE

To obtain approval from the Council on the establishment of the Audit Committee as required by the Municipal Finance Management Act, No. 56 of 2003.

DISCUSSIONS

The Speaker presented the item to Council.

COUNCIL RESOLVED (20 JULY 2011)

1. That Council **APPROVES** the establishment of the Audit Committee.
2. That the Committee **BE COMPOSED** of five members who are not in the employ of the Council.
3. That advertisements **BE PLACED** according to the applicable legislation.
4. That process **MUST BE COMPLETED** within 90 days (3 months).

5

THE SPEAKER RESUMED HIS POSITION

A33/2011

MUNICIPAL PROPERTY RATES BY-LAW (6/18/5) (MM)

PURPOSE

To submit to Council the Property Rates By-Law for adoption.

DISCUSSIONS

The Executive Mayor presented the item to Council.

ClIr JS Marais raised a concern of the word “Final” in the recommendations and indicated that it should be removed.

After a lengthy discussion, the Executive Mayor referred the house to the Annexures where the word “Final” was part of the title.

COUNCIL RESOLVED (20 JULY 2011)

1. That Council **ADOPTS** the Final Property Rates By-Law.
2. That the Property Rates By-Law **BE PROMULGATED** in the Provincial Gazette.

A34/2011

MONTHLY BUDGET REPORT – MAY 2011 (12/1/2/3) (MM)

PURPOSE

To submit to Council the Budget Report for May 2011 in terms of Section 71 of the Municipal Finance Management Act 56 of 2003.

COUNCIL RESOLVED (20 JULY 2011)

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

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A35/2011

PURCHASING OF FARMS SITUATED IN ODENDAALSRUS, WELKOM AND RIEBEECKSTAD AREAS FOR MATJHABENG LOCAL MUNICIPALITY (8/3/3/5) (MM)

PURPOSE

This serves to inform the Council about the intention to request the Department of Rural Development and Land Reform to purchase the following farms:- **Melkkraal No. 458, Remainder of Melkkraal No. 458, Hilton No. 449, Vlakplaats No. 125, Farm Helderwater No. 494.**

DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED (20 JULY 2011)

That the Department of Rural Development and Land Reform **BE REQUESTED** to purchase the farms **Melkkraal No. 458, Remainder of Melkkraal No. 458, Hilton No. 449, Vlakplaats 125 and Helderwater No. 494**, all situated in Matjhabeng Local Municipality.

A36/2011

SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN FOR THE 2011/12 FINANCIAL YEAR (6/18/1) (MM)

PURPOSE

To table the Matjhabeng Local Municipality's Service Delivery and Budget Implementation Plans (SDBIP's), as well as Operational Plans (Ops) before Council for noting as per the prescripts of Section 53(1)(c)(ii) of the Municipal Finance Management Act (MFMA) Act No. 56 of 2003 as amended.

DISCUSSIONS

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED (20 JULY 2011)

That Council **TAKES NOTE** of the Service Delivery and Budget Implementation Plans (SDBIP's), as well as Operational Plans (Ops) for the 2011/2012 Financial Year.

A37/2011

SALA PENSION FUND : ELECTION AND APPOINTMENT OF FUND TRUSTEES
(4/1/2/2) (Office of the Speaker)

PURPOSE

To inform Council on the representative nominated to serve on SALA Pension Fund.

DISCUSSIONS

The Speaker presented the item to Council.

COUNCIL RESOLVED (20 JULY 2011)

That Council **NOMINATES** Cllr Maureen Madumise to represent Council on the SALA Pension Fund.