

CONFIDENTIAL MINUTES

of the

**3rd SPECIAL COUNCIL MEETING
FOR THE YEAR 2013**

of

MATJHABENG MUNICIPALITY

held on

WEDNESDAY, 3 APRIL 2013

at

14:00

**COUNCILLORS ATTENDANCE: 3rd SPECIAL COUNCIL MEETING MINUTES:
3 APRIL 2013**

ANC

PROPORTIONAL			
1.	Ngangelizwe S (Executive Mayor)	12.	Radebe MC
2.	Chaka CP	13.	Radebe ML
3.	Kotzee D	14.	Rubulana L
4.	Mafa DM (Written Apology)	15.	Sephiri MJ (Chief Whip)
5.	Mafongosi ZV	16.	Speelman NW
6.	Mbana MA	17.	Stofile B (Speaker)
7.	Menyatso KJ	18.	Tlhone ML
8.	Semela MJ	19.	Tsubane ME
9.	Motshabi MP (Written Apology)	20.	Twanana M
10.	Ntsebeng MH	21.	Vanga NM
11.	Petleki KI	22.	Van Rooyen KV
WARD			
23.	Dali VN (Absent)	38.	Morris VR
24.	Khalipha TD	39.	Mosala MS
25.	Mabote TL (Written Apology)	40.	Mothege MA (Absent)
26.	Madumise MM	41.	Mphikeleli MA
27.	Makgowe PV	42.	Ntlele KI
28.	Masienyane MD	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 (Absent)
54.	Badenhorst MJ	59.	Mholo PP (Absent)
55.	Botha PF	60.	Mlangeni MG
56.	Fanie D	61.	Mokotedi TG
57.	Fourie JJC (Absent)	62.	Styger A (Written Apology)
WARD			
63.	De Villiers MT	66.	Smit DC
64.	Beneke R	67.	Van Rooyen MS
65.	Naude HJ (Written Apology)	68.	Van Schalkwyk HCT

II

COPE

PROPORTIONAL			
69.	Matlebe MM	71.	Thoabala TE
70.	May FG (Written Apology)		

FF+

PROPORTIONAL	
72.	Taljaard SDM (Written Apology)

OFFICIALS

Mr G Ramathebane : Municipal Manager
Mr S Makhubu : Executive Director Strategic Support Services
Mr J Molawa : Acting Executive Director Corporate Support Services
Mr JKF Jankowitz : Snr Admin Officer (Corporate Services)

III

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.

3. OFFICIAL ANNOUNCEMENTS OF THE SPEAKER

None

4. DISCLOSURE OF INTEREST

None

5. MOTION OF SYMPATHY AND CONGRATULATIONS

Sympathy

Cllr NW Speelman conveyed condolences to the South African Soldiers that lost their lives in a Peace Keeping Mission in Central African Republic.
The Speaker conveyed condolences to the family of late Mary Ikaneng, former Deputy Mayor of the WelkomTLC.

6. TAKING OF OATH OF OFFICE BY NEW COUNCILLOR

The Chief Magistrate administer the taking of oath by Cllr MJ Semela

7. MATTERS FOR DISCUSSION

C1/2013 – C3/2013

8. ANNOUNCEMENTS

None

IV

9. CLOSURE

The Speaker ended the meeting at **16:30**.

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CLLR B STOFIE (SPEAKER)

.....
DATE

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The Speaker requested all Officials and Public members in the gallery to excuse themselves, as the items on the agenda was confidential

C1/2013

APPOINTMENT OF AN ACTING CHIEF FINANCIAL OFFICER (MM) (5/3/2/7)

PURPOSE

The purpose of the item is to request Council to appoint an Acting Chief Financial Officer (ACFO)

COUNCIL RESOLVED (3 APRIL 2013)

1. That Council **APPOINTS** Me. L Williams as acting Chief Financial Officer.
2. That the Municipal Manager **MUST EXPEDITE** the process of the appointment of the CFO within the period of three (3) months from the date hereof.
3. That the Municipal Manager **ACKNOWLEDGED** the work done by Mr. LB de Bruin during his term as Acting CFO.

C2/2013

APPOINTMENT OF EXECUTIVE DIRECTOR CORPORATE SERVICES (MM)(5/3/2/1)

PURPOSE

To submit to Council the name of recommended candidate for the post of Executive Director Corporate Services, for appointment by Council.

DISCUSSION

The Municipal Manager was requested to advice on the matter of the recommended candidate's compliance to regulation 29967. The Municipal Manager advised that the Municipality could approach National Treasury for concurrence to appoint a person who does not have the minimum competencies in accordance to the MFMA circular 60 or cause that there should be a process of determining the recognition of prior learning of candidate. He further advised that the MEC for CoGTA be notified of the Council compliance to the Municipal System Act. However, the Municipal Manager did not respond to the question of whether the recommended candidate complies with the regulations as he argued that recognition of prior learning process will be determine that.

During the discussion of this item the ANC requested a caucus which was granted.

After Caucus the ANC proposed as follows:

1. That the recommendations as submitted by the Executive Mayor be adopted.
2. That the document that was distributed as additional separate cover should be withdrawn as it was not sanctioned by the Speaker.

Cope supported the motion on proviso, that provision be made in the performance contract for the incumbent to attain necessary unit standards within a prescribe period

The DA rejected the recommended candidate. They argued that according the document that was circulated as additional separate cover in the meeting he did not possess minimum competencies required and should not been short listed.

The matter on whether the candidate met minimum competencies was put on vote and 44 votes were obtained in favour of the recommendation against 11 votes opposing the recommendation.

COUNCIL RESOLVED (3 APRIL 2013)

Based on the points scored in the interview it is recommended:

1. That Council **APPOINTS** Mr. MF Lepheana as the Executive Director Corporate Services of Matjhabeng Local Municipality with immediate effect.
2. That the Municipal Manager be **DELEGATED** the function of negotiating the remuneration package with the appointed Executive Director Corporate Services and report to Council for ratification.
3. That the Municipal Manager **FINALIZES** the contract of employment, performance agreement and financial disclosure form with the appointed Executive Director Corporate Support Services.

C3/2013

STATUS OF SECTION 57 MANAGER'S CONTRACTS: MESSRS S MAKHUBU AND M BESANI (MM)(5/3/2/1)

PURPOSE

To inform Council regarding the current status of existing Section 57 Manager's contracts that were entered into before the general municipal elections of 18 May 2011 and to request

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the approval of the council for the extension of Mr. MS Besani's Contract on month-to-month basis until he completes his SAICA course.

COUNCIL RESOLVED (3 APRIL 2013)

1. That the employee be given an **OPPORTUNITY** for extension of his contract with a three (3) months renewal contract.
2. That all reports on Management Performance be **SUBMITTED** to the next Council meeting.