

MINUTES

of the

**4TH ORDINARY COUNCIL MEETING
FOR THE YEAR 2015**

of

MATJHABENG MUNICIPALITY

held on

TUESDAY, 30 JUNE 2015

at

14:00

**COUNCIL CHAMBERS, CIVIC CENTRE,
WELKOM**

I

**COUNCILLORS ATTENDANCE: 4TH ORDINARY COUNCIL MEETING
MINUTES: 30 JUNE 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 (Written apology)	17.	Sephiri MJ
7.	Mafa DM	18.	Speelman NW
8.	Mafongosi ZV	19.	Tihone ML (Written apology)
9.	Mbana MA	20.	Tsubane ME (Written apology)
10.	Menyatso KJ	21.	Vanga NM
11.	Motshabi MP	22.	Van Rooyen KV
WARD			
23.	Dali VN (Written apology)	38.	Morris VR (Absent)
24.	Khalipha TD	39.	Mosala MS
25.	Mabote TL	40.	Mothege MA
26.	Madumise MM (Written apology)	41.	Mphikeleli MA
27.	Makgowe PV	42.	Ntlele KI
28.	Masienyane MD	43.	Phetise ME
29.	Mbambo AX	44.	Qwasha GL
30.	Mfebe MSE (Written apology)	45.	Riet MI
31.	Meli S	46.	Sifatya Z
32.	Mokhomo HA	47.	Taliwe FE (Absent)
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 (Written apology)
54.	Badenhorst MJ	59.	Mholo PP
55.	Botha PF	60.	Mlangeni MG (Written apology)
56.	Fanie D	61.	Mokotedi TG (Written apology)
57.	Fourie JJC	62.	Styger A
WARD			
63.	Beneke R	66.	Smit DC
64.	De Villiers MT	67.	Van Rooyen MS
65.	Naude HJ	68.	Van Schalkwyk HCT

II

COPE

PROPORTIONAL			
69.	Malefane DE (Written apology)	71.	Pina NJ
70.	Matlebe MM (Absent)		

FF+

PROPORTIONAL	
72.	Taljaard SDM (Written apology)

OFFICIALS

Mr MF Lepheana	:	Municipal Manager
Mr T Makofane	:	Executive Director: Strategic Support Services
Mr FF Wetes	:	Executive Director: Corporate Services
Mr ET Tsoaeli	:	Chief Financial Officer
Mr X. Msweli	:	Executive Director: LED & Planning
Me M. Mogopodi	:	Executive Director: Community Services
Me H.B. Tlhabani	:	Executive Director: Infrastructure
Mr M. Atolo	:	Senior Manager: Council Admin
Ms PP Seleka	:	Admin Officer (Corporate Services)

III

(a)	Opening The Speaker welcomed everybody present at the 4 th Ordinary Council Meeting and declared the meeting open.
(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 A46/2015 – A52/2015, A60/2015 & A73/2015
(e)	Motions of sympathy and congratulations by the Speaker None
(f)	Motions of sympathy and congratulations by other Councillors <u>Sympathy</u> <ol style="list-style-type: none">1. Cllr NW Speelman conveyed a message of condolences to the families of the congregation that was shot by a young man during a church service in America.2. Cllr MP Motshabi conveyed a message of sympathy on behalf of Councillors to the Tsoela family for the passing away of Councillor Tsoela's mother.3. Cllr TD Khalipha conveyed a message of condolences to the Motsumi family for the passing away of their father.4. Cllr DC Smit conveyed a message of sympathy to the family at Karee Street whose house was destroyed by fire because of a delayed response by the Fire Brigade.5. Cllr MS Mosala conveyed a motion of sympathy to the Ntima and Sehloho family whose children were burnt to death in a fire and also thanked the Executive Mayor for his speedy response and assistance when he was informed about this incident. <u>Congratulations</u> <ol style="list-style-type: none">1. Cllr NW Speelman congratulated the Speaker and the Municipal Manager for the installation of the new sound system at the Council Chambers.2. He also congratulated the people of Lejweleputswa and Matjhabeng for the good work that was done at the funeral of the late Rev. Tsoela.3. He further congratulated the South African Government for the role they played towards the release of the Cuban 5 as well as giving them a heroic welcome.4. He also congratulated President Jacob Zuma for releasing the Marikana report.5. He further congratulated the Police Minister, Mr Nkosinathi Nhleko for the release of the Nkandla report in Parliament.

IV

	<p>6. He finally congratulated the Baby Boks for making the country proud during their World Rugby Under-20 Championship.</p> <p>7. Cllr TD Khalipha congratulated Mr Steve Komphela on his appointment as a coach of Kaizer Chiefs.</p> <p>8. Cllr DM Mafa congratulated herself on achieving the 60th birthday and celebrating the 60th anniversary of the Freedom Charter.</p>
(g)	<p>Deputations and interviews</p> <p>None</p>
(h)	<p>Disclosure of interest</p> <p>The Speaker reminded Councillors to 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 his/her interest in the meeting.</p>
(i)	<p>1. Minutes of the previous meeting: 27 May 2015</p> <p>Council resolved (30 June 2015):</p> <p>1. That the minutes of the 3rd Ordinary Council meeting held on 27 May 2015 BE APPROVED in conjunction with the following corrections:</p> <p><u>Sympathy</u></p> <p>That Motion Number 4 be corrected to read as follows:</p> <p><i>Cllr PV Makgowe conveyed a message of condolences to the Ntoane family for the passing away of Mr Nelson Ntoane.</i></p> <p>A44/2015</p> <p><u>THE 2015-2016 ANNUAL BUDGET FOR THE MATJHABENG MUNICIPALITY (CFO) (6/1/1/1)</u></p> <p>That the first sentence in Resolution Number 2 be corrected to read as follows:</p> <p><i>“That the Capital Budget of R146 451 000 BE APPROVED.”</i></p>

V

<p>(j)</p>	<p>Matters arising from the minutes:</p> <p>Minutes of 31 March 2015</p> <p>A39/2015</p> <p><u>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)</u></p> <p><u>COUNCIL RESOLVED: (31 MARCH 2015)</u></p> <ol style="list-style-type: none">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 safe-guard 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.8. That the Municipal Manager IMPLEMENTS the proposal made by Cllr HCT van Schalkwyk. <p>Cllr HCT Van Schalkwyk raised his concern with regard to some of the above motions that were not implemented yet, such as, availability of traffic officers and dust bins.</p> <p>The Chief Whip indicated that progress was being made, as illegal vendors were removed and taxi vehicles were diverted to the other side.</p> <p><u>COUNCIL RECOMMENDED: (30 JUNE 2015)</u></p> <ol style="list-style-type: none">1. That the Office of Municipal Manager and Public Safety Department MUST ENSURE that traffic officers are available at the above-mentioned College during peak times.2. That follow-up on decisions taken is made and progress with regard to those decisions IS COMMUNICATED to the affected Councillor/s before the Council meeting.
<p>(k)</p>	<p>Questions of which notice were given</p> <p>A50/2015 – A52/2015</p>

VI

(l)	Report of the Executive Committee/Executive Mayor/Committee Reports A53/2015 – A79/2015 AND C5
(m)	Motions A78/2015
(n)	Closing The Speaker thanked everyone who participated in the meeting. The Speaker ended the meeting at 18:50 .

.....
CLLR B. STOFIE (SPEAKER)

.....
DATE

INDEX

ITEM NO	ITEM DESCRIPTION	PAGE
A46/2015	ELECTION OF COUNCILLOR REPRESENTATIVE(S) OF LOCAL AUTHORITIES TO THE GENERAL COMMITTEE OF VRYSTAAT MUNISIPALE PENSIOEN FONDS (SPEAKER) (5/4/4/1/1)	1
A47/2015	WARD COMMITTEES' REPORT FOR THE THIRD QUARTER OF 2014/2015 FINANCIAL YEAR (SPEAKER) (3/8/1/1)	1-2
A48/2015	CHAIR OF CHAIRS REPORT TO COUNCIL (SPEAKER) (12/1/1)	2
A49/2015	THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE'S ANNUAL WORK PROGRAMME FOR THE PERIOD JULY 2015 TO JUNE 2016 (MPAC) (6/12/2/1)	2-3
A50/2015	QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR PP MHOLO (MM) (3/1/3/2)	3
A51/2015	QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR PP MHOLO (MM) (3/1/3/2)	3
A52/2015	QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR PP MHOLO (MM) (3/1/3/2)	4
A53/2015	THREE MONTHS FINANCE REPORT- JANUARY - MARCH 2015 (CFO) (12/1/2/3)	4
A54/2015	MONTHLY FINANCE REPORT – APRIL 2015 (CFO) (12/1/2/3)	5
A55/2015	MONTHLY FINANCE REPORT – MAY 2015 (CFO) (12/1/2/3)	5
A56/2015	CURRENT STATUS OF MIG-FUNDED CAPITAL PROJECTS (PMU) (3/3/27)	6
A57/2015	PROGRESS REPORT ON MERRIESPRUIT PROJECT (ED: LED & P) (8/1/2/1)	6

II

A58/2015	REQUEST TO DISPOSE MUNICIPAL LAND FOR CHURCHES AND CRECHES (ED: LED & P) (8/1/1)	6-7
A59/2015	PROGRESS REPORT ON SCHOOL SITE (3401 & 3402) TOWNSHIP REVITALISATION/ RENEWAL IN PHOMOLONG (ED: LED & P) (8/3/2/51/1)	7
A60/2015	SCHEDULE OF MEETINGS FOR 2015/ 2016 FINANCIAL YEAR (ED: CSS) (3/1/3/1)	7
A61/2015	PROGRESS REPORT ON COUNCIL RESOLUTIONS (ED: CS) (2/2/2)	8
A62/2015	APPROVAL OF THE DRAFT TRADE AND INVESTMENT ATTRACTION AND RETENTION STRATEGY (ED: LED&P) (3/3/27)	8
A63/2015	URGENT REQUEST FROM THE OFFICE OF THE PREMIER FOR ALLOCATION OF SERVICED SITES FOR MILITARY VETERANS HOUSING ASSISTANCE PROGRAMME (MM) (20/14/4/3)	9
A64/2015	REPORT ON THE SITES TO BE DONATED TO HANI PARK COMMUNITY TRUST FOR SOCIO-ECONOMIC UPLIFMENT AND DEVELOPMENT PROJECTS IN HANI PARK (ED: LED & P) (8/1/2/1)	9-10
A65/2015	APPLICATION: OFFICE ACCOMMODATION VIRGINIA OFFICES, DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT (ED: CSS) (9/2/40)	10
A66/2015	VIRGINIA: KITTY (EXTENSIONS 10 AND 13) AND MERRIESPRUIT (EXTENSIONS 4 AND 8: DEVELOPMENTAL REPORT (ED: LED & P) (18/3/1/28)	10-11
A67/2015	APPLICATION FOR RE-LAYOUT OF THE THABONG INDUSTRIAL SITES IN CONSTANTIA STREET (ED:LED&P) (18/3/1/23)	11-12
A68/2015	APPLICATION FOR THE SUBDIVISION OF ERF 1116, 51 AURORA STREET, RIEBEECKSTAD (ED:LED&P) (18/4/2/1/4)	12

III

A69/2015	APPLICATION FOR THE SUBDIVISION OF ERF 5250, 119 GRAHAM STREET, EXTENSION 4 (DAGBREEK) (ED:LED&P) (18/4/2/1/7)	13
A70/2015	DEVELOPMENT OF THABONG INDUSTRIAL PARK FOR SMALL INDUSTRIES (ED: LED&P) (18/2/1)	13
A71/2015	SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN FOR 2015/16 FINANCIAL YEAR (ED: SSS) (6/1/1/1) (2015/16)	14
A72/2015	PROGRESS REPORT ON THE CRITICAL PATH TO CLEAN AUDIT FOR THE 2014/15 FINANCIAL YEAR (CFO) (5/2/1)	14
A72.1/2015	REPORT ON THE CORRECTED VALUATION ROLL FOR 2011-2015 (CFO) (6/22/2/1)	14-15
A72.2/2015	REPORT ON THE SERVICE TARIFF DIFFERENCES FOR THE 2014/15 FINANCIAL YEAR (CFO) (6/5/1/1)	15
A72.3/2015	DEBTOR'S WRITE-OFF (INDIGENTS 05/2015) (CFO) (6/10/1)	15-16
A72.4/2015	REPORT ON THE WRITING OFF OF MOVABLE ASSETS (CFO) (6/10/2)	16
A72.5/2015	REPORT ON THE FRUITLESS AND WASTEFUL EXPENDITURE INCURRED FOR THE FINANCIAL YEARS 2012/13, 2013/14, 2014/15 (CFO) (6/1/1/1/2)	16-17
A72.6/2015	REPORT ON THE IRREGULAR EXPENDITURE INCURRED FOR THE FINANCIAL YEARS 2012/13, 2013/14, 2014/15 (CFO) (6/1/1/1/2)	17
A73/2015	APPOINTMENT OF THE MEMBERS FOR THE MUNICIPAL PLANNING TRIBUNAL IN TERMS OF THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT (ED: LED & P) (1/1/40)	18
A74/2015	ADOPTION OF THE MUNICIPAL SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW AND APPOINTMENT OF AN AUTHORISED EMPLOYEE FOR THE IMPLEMENTATION OF THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT (ED: LED & P) (1/1/40)	18-19

IV

A75/2015	SUBMISSION OF THE BACK TO BASIC ACTION PLAN FOR CONSIDERATION (ED: SSS) (3/7/1/7)	19
A76/2015	THREE YEAR INTERNAL AUDIT PLAN (ED: SSS) (6/12/1)	19
A77/2015	APPROVAL OF THE BANKING FACILITIES AND OVERDRAFT OFFERED BY ABSA BANK LIMITED FOR THE 2015/16 FINANCIAL YEAR (CFO) (6/3/1/2)	20
A78/2015	MOTION BY COUNCILLOR SDM TALJAARD: VANDALISM OR DAMAGE TO OBJECTS OF HERITAGE (ED:CS) (20/19)	20
A79/2015	REPORT ON THE PROPOSAL FOR THE DEVELOPMENT OF LEJWELEPUTSWA HERITAGE CENTRE BY LETSEMA LA TSELA IN PARTNERSHIP WITH MATJHABENG LOCAL MUNICIPALITY (ED: LED & P) (20/9/2/2)	21
C5/2015	EMPLOYMENT AND PERFORMANCE CONTRACT OF THE MUNICIPAL MANAGER (EXECUTIVE MAYOR) (5/3/2/1)	21

1

Cllr M. I. Riet was appointed to preside in order to allow the Speaker to present Items A46/2015 – A52/2015, A60/2015 & A73/2015 to Council.

A46/2015

ELECTION OF COUNCILLOR REPRESENTATIVE(S) OF LOCAL AUTHORITIES TO THE GENERAL COMMITTEE OF VRYSTAAT MUNISIPALE PENSIOEN FONDS (SPEAKER) (5/4/4/1/1)

PURPOSE

To table a letter inviting nominations of Councillors to be elected in the General Committee of Vrystaat Munisipale Pensioen Fonds.

DISCUSSION

The Speaker presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **RE-CONFIRMS** the following Councillors who were previously serving in this Committee during the last Financial Year:
 - 1.1 Cllr L. Rubulana
 - 1.2 Cllr DM Mafa
 - 1.3 Cllr PV Makgowe
 - 1.4 Cllr MI Riet
 - 1.5 Cllr MT De Villiers

A47/2015

WARD COMMITTEES' REPORT FOR THE THIRD QUARTER OF 2014/2015 FINANCIAL YEAR (SPEAKER) (3/8/1/1)

PURPOSE

To present the quarterly report of Ward Committees to Council in line with the SDBIP and the dictates of the "Back to Basics" Programme as expected from the Speaker.

DISCUSSION

The Speaker presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **TAKES NOTE** of the quarterly report on public participation for the third quarter of 2014/2015.

A48/2015

CHAIR OF CHAIRS REPORT TO COUNCIL (SPEAKER) (12/1/1)

PURPOSE

To present the report of Chair of Chairs to Council.

DISCUSSION

The Speaker presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council directs the CFO and the Municipal Manager **TO INVESTIGATE** the National Treasury funding and advise the Speaker within 14 days of this resolution.
2. That the Municipal Manager **IDENTIFIES AND ADVISE** the Speaker on the suitable venue for training of young people in ICT and report to both the Speaker and the Executive Mayor within 14 days of this resolution.

A49/2015

THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE'S ANNUAL WORK PROGRAMME FOR THE PERIOD JULY 2015 TO JUNE 2016 (MPAC) (6/12/2/1)

PURPOSE

The purpose of the report is to submit the Annual Work Programme for the period July 2015 to June 2016 to Council for consideration.

DISCUSSION

The MPAC Chairperson presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **APPROVES** the MPAC Annual Programme for implementation during July 2015 to June 2016.

3

2. That the Municipal Manager **SHOULD INSTRUCT** all officials who are called to appear before MPAC to do so and emphasize that non-attendance would not be tolerated.
3. That as MPAC invites officials to their meetings, Political Heads of the affected officials should **BE INFORMED** that their departments are invited to appear.
4. That consequential management should **BE APPLIED** if officials are not doing what they are supposed to do.

A50/2015

QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR PP MHOLO (MM) (3/1/3/2)

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: (30 JUNE 2015)

1. That Council **TAKES NOTE** of the Municipal Manager's response.
2. That the Municipal Manager **GIVES FEEDBACK** on those Managers who complied with the Minimum Competency Level of Section 56 Managers as well as those who did not comply at the next Council meeting.

A51/2015

QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR PP MHOLO (MM) (3/1/3/2)

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: (30 JUNE 2015)

1. That Council **TAKES NOTE** of the Municipal Manager's response.

A52/2015

QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR PP MHOLO (MM) (3/1/3/2)

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: (30 JUNE 2015)

1. That Council **TAKES NOTE** of the Municipal Manager's response.

//The Speaker resumed his position

A53/2015

THREE MONTHS FINANCE REPORT – JANUARY - MARCH 2015 (CFO)
(12/1/2/3)

PURPOSE

To submit to Council the three Months Finance Report for January - March 2015 in terms of Section 52(d) of the Municipal Finance Management Act, No. 56 of 2003.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the Finance Report for the period of three Months (January - March 2015) in terms of Section 52(d) of the Municipal Finance Management Act, No. 56 of 2003, **BE NOTED**.
2. That the report **BE SUBMITTED** to the Provincial and National Treasury.

A54/2015

MONTHLY FINANCE REPORT – APRIL 2015 (CFO) (12/1/2/3)

PURPOSE

To submit to Council the Monthly Finance Report for April 2015 in terms of Section 71 of the Municipal Finance Management Act, No. 56 of 2003.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the Finance Report for April 2015 in terms of Section 71 of the Municipal Finance Management Act, No. 56 of 2003, **BE NOTED**.
2. That the report **BE SUBMITTED** to the Provincial and National Treasury.

A55/2015

MONTHLY FINANCE REPORT – MAY 2015 (CFO) (12/1/2/3)

PURPOSE

To submit to the Council the Monthly Finance Report for May 2015 in terms of Section 71 of the Municipal Finance Management Act, No. 56 of 2003.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the Finance Report for May 2015 in terms of Section 71 of the Municipal Finance Management Act, No. 56 of 2003, **BE NOTED**.
2. That the report **BE SUBMITTED** to the Provincial and National Treasury.

6

A56/2015

CURRENT STATUS OF MIG-FUNDED CAPITAL PROJECTS (PMU) (3/3/27)

PURPOSE

To present before 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: (30 JUNE 2015)

1. That Council **TAKES NOTE** of the report.

A57/2015

PROGRESS REPORT ON MERRIESPRUIT PROJECT (ED: LED&P) (8/1/2/1)

PURPOSE

To submit before Council progress report with regard to Merriespruit Community Residential Unit Project (CRU).

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **TAKES NOTE** of the progress report on Merriespruit Hostel Project.

A58/2015

REQUEST TO DISPOSE MUNICIPAL LAND FOR CHURCHES AND CRECHES (ED: LED & PLANNING) (8/1/1)

PURPOSE

To solicit the Council's approval to dispose the portions of Municipal land to current occupants through leasing and payment of services rendered by the Municipality.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the item **BE REFERRED BACK**.

A59/2015

**PROGRESS REPORT ON SCHOOL SITE (3401 & 3402) TOWNSHIP
REVITALISATION/ RENEWAL IN PHOMOLONG (ED: LED & PLANNING)
(8/3/2/51/1)**

PURPOSE

The purpose of the report is to present current status of Housing Revitalisation/Renewal project in school site, Phomolong to the Council.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **TAKES NOTE** of the report.

A60/2015

**SCHEDULE OF MEETINGS FOR 2015/ 2016 FINANCIAL YEAR (SPEAKER)
(3/1/3/1)**

PURPOSE

To submit the Schedule of Meetings for 2015/ 2016 Financial Year

DISCUSSION

The Speaker presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the Schedule of meetings for the 2015/16 Financial Year **BE ADOPTED** subject to the inclusion of Community Services which was omitted by mistake.
2. That the schedule for Community Services be presented at the next Council meeting.

8

A61/2015

PROGRESS REPORT ON COUNCIL RESOLUTIONS (ED: CS) (2/2/2)

PURPOSE

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

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

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

A62/2015

APPROVAL OF THE DRAFT TRADE AND INVESTMENT ATTRACTION AND RETENTION STRATEGY (ED: LED&P) (3/3/27)

PURPOSE

To request Council to adopt the proposed Trade and Investment Attraction and Retention Strategy.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **ADOPTS** the Draft of the Trade and Investment Attraction and Retention Strategy.
2. That the Draft **BE SUBJECTED** to Public Participation and thereafter be submitted to Council for approval.

A63/2015

URGENT REQUEST FROM THE OFFICE OF THE PREMIER FOR ALLOCATION OF SERVICED SITES FOR MILITARY VETERANS HOUSING ASSISTANCE PROGRAMME (MM) (20/14/4/3)

PURPOSE

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

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **DONATES** the attached list of 21 erven to the Provincial Department of Human Settlements for Military Veterans Housing Assistance Programme.
2. That Provincial Department of Human Settlements and the Infrastructure Services Department **BE RESPONSIBLE** for all costs associated for town planning and transfer costs of the sites referred to above erven.
3. That in the event in which the Provincial Department of Human Settlements decides not to continue with the planned development, the Province **WILL TRANSFER** the property back to Matjhabeng Local Municipality.
4. That the Municipal Manager **BE AUTHORIZED** to sign for the transfer of the erven upon approval by Council and if other beneficiaries are disqualified for any other reason, the Council should be notified.
5. That if the donated sites **ARE NOT USED** for the intended purpose or are not developed within a period of 10 years, the sites should be transferred back to Council.

A64/2015

REPORT ON THE SITES THAT ARE DONATED TO HANI PARK COMMUNITY TRUST FOR SOCIO-ECONOMIC UPLIFTMENT AND DEVELOPMENT PROJECTS IN HANI PARK (ED: LED &P) (8/1/2/1)

PURPOSE OF THE REPORT

The purpose of the report is to solicit the approval of Council to donate erven 32375, 31631, 34638, 31028 and 31002 to the community of Hani Park under the auspices of Community Trust.

10

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the item **BE REFERRED BACK**.

A65/2015

APPLICATION FOR OFFICE ACCOMMODATION VIRGINIA OFFICES, DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT (ED: CSS) (9/2/40)

PURPOSE

To submit the above-mentioned application for Office Accommodation to Council for consideration.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That office 104, 106 and 206 **BE MADE AVAILABLE** to the Department of Agriculture and Rural Development for their officials at the approved tariff of R36-00 per square meter, per month, with an annual escalation of 5% per year.
2. That the Municipal Manager **SHOULD DRAW** a lease agreement.

A66/2015

VIRGINIA: KITTY (EXTENSIONS 10 AND 13) AND MERRIESPRUIT (EXTENSIONS 4 AND 8: DEVELOPMENTAL REPORT (ED: LED&P) (18/3/1/28)

PURPOSE OF THIS REPORT

To solicit Council's approval for the proposals as proposed by Sibanye Gold.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Sibanye Gold **CONSOLIDATES AND SUBDIVIDES** Subdivisions 22-33 and 37 of erf 3556, Merriespruit to erven not smaller than 500m²;
2. That Sibanye Gold **CONSTRUCTS** a show-house on Erf 5782, Kitty;
3. That Sibanye Gold **SWOP** erven 6007-6014, 6038 and 6039 (measuring 15,997m², with erven 5896, 5898-5904 and 5923-5927 measuring 20,183m²) owned by Matjhabeng Local Municipality.
4. That Sibanye Gold **CONSOLIDATES AND SUBDIVIDES** erven 5890, 5895, 5894, 5896 and 5898-5904, 5923-5937, Kitty to erven not smaller than 500m²; and
5. That Sibanye Gold **MUST EFFECT** the rezoning of erven 5778-5781 and 5812, Kitty for purposes of community facility, neighbourhood centre, crèche as well as land for SMME-projects in support of houses to be constructed.
6. That each subdivision **BE PROVIDED** with its own water, sewer, formalized road and electricity connections at the cost of the developer and to the satisfaction of the Council and that the developer verify beforehand that it will be possible to connect to the existing municipal sewer system.
7. That the applicant **RESOLVES** the electrical connection requirement of the electrical connection to the proposed development with the Electrical department of the Municipality.
8. That a Memorandum of Understanding **BE SIGNED** between Matjhabeng Local Municipality and Sibanye Gold once the Council approved the recommendations.
9. That the Director General, Free State Provincial Government **BE INFORMED** of the resolution of the Council.
10. That the development of the erf **BE DONE** in terms of the Virginia Town Planning Scheme No. 1 of 1980.
11. That building plans **BE SUBMITTED** for approval prior to commencing with the construction of any buildings on the erven.

A67/2015

APPLICATION FOR RE-LAYOUT OF THE THABONG INDUSTRIAL SITES IN CONSTANTIA STREET (ED: LED &P) (18/3/1/23)

PURPOSE

To solicit Council's approval for the proposed re-layout of the industrial Sites in Constantia Street, at the entrance to Thabong.

12

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the amendment of the General plan S.G. No. 1167/1996 of the town Thabong, being the re-layout of the area indicated on Sheets 2 and 3 of the subject Amending General Plan, comprising erven 30560 to 30624 and the connecting streets, in terms of Section 18 of the Free State Townships Ordinance (Ord. 9/69) **BE APPROVED**.
2. That the change of land use in terms of the Removal of Restrictions Act, (Act 84 of 1967), as outlined in Annexure F of the former Black Communities Development Act (Act 4 of 1984), being the allocation of the appropriate use zones to the proposed erven, in accordance with the proposed re-layout plan **BE APPROVED**.
3. That the LED Department **SHOULD CLARIFY** whether the businesses on the site are 19 or 24.

A68/2015

APPLICATION FOR THE SUBDIVISION OF ERF 1116, 51 AURORA STREET, RIEBEECKSTAD (ED: LED&P) (18/4/2/1/4)

PURPOSE

To submit an application received from the firm Laubscher, Slabbert & Brink on behalf of the owner G W C Horn of Erf 1116, Riebeeckstad, for the subdivision of the erf for approval.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the item **BE REFERRED BACK**.

A69/2015

APPLICATION FOR THE SUBDIVISION OF ERF 5250, 119 GRAHAM STREET, EXTENSION 4 (DAGBREEK) (ED: LED&P) (18/4/2/1/7)

PURPOSE

To submit an application received from the firm Laubscher, Slabbert & Brink on behalf of the owner, 34 Degrees South Properties CC of Erf 5250, Extension 4, for the subdivision of the erf, for approval.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the item **BE REFERRED BACK**.

A70/2015

DEVELOPMENT OF THABONG INDUSTRIAL PARK FOR SMALL INDUSTRIES (ED: LED&P) (18/2/1)

PURPOSE

To solicit the approval of the envisaged development for light Industrial Park.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **APPROVES** the co-funding for the project pending the confirmation of the funding shortfall upon feedback from the possible funders.
2. That the required funding **BE CONSIDERED** during the adjustment budget.
3. That the project **BE IMPLEMENTED** in phases, in the first phase the project be implemented in the 2015/2016 Financial Year.
4. That the Executive Mayor **INTERACTS FURTHER** with the possible funders.

A71/2015

SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN FOR 2015/16 FINANCIAL YEAR (ED: SSS) (6/1/1/1) (2015/16)

PURPOSE

The purpose of this item is to submit Service Delivery and Budget Implementation Plan for 2015/16 Financial Year to the Council for approval.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the Service Delivery and Budget Implementation Plan, as approved by the Executive Mayor, **BE NOTED**.

A72/2015

PROGRESS REPORT ON THE CRITICAL PATH TO CLEAN AUDIT FOR THE 2014/15 FINANCIAL YEAR (CFO) (5/2/1)

PURPOSE

To submit to Council the Progress Report on the Critical Path to Clean Audit for the 2014/15 financial year for consideration.

DISCUSSION

The Executive Mayor presented the item to Council. He indicated that items **A72/2015 – A72.6/2015** would be discussed in bulk.

COUNCIL RESOLVED: (30 JUNE 2015)

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

A72.1/2015

REQUEST FOR APPROVAL ON THE CORRECTED VALUATION ROLL FOR 2011-2015 (CFO) (6/22/2/1)

PURPOSE

To request the Council to approve the revised Valuation Roll for 2011 – 2015.

15

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **TAKES NOTE** of the revised Valuation Roll for 2011-2015.

A72.2/2015

REQUEST FOR APPROVAL ON THE SERVICE TARIFF DIFFERENCES FOR THE 2014/15 FINANCIAL YEAR (CFO) (6/5/1/1)

PURPOSE

To request Council to approve the tariff differences between e-Venus financial system and the tariffs submitted for Council approval during 2014-2015 financial year end.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **TAKES NOTE** of the differences between the Tariffs approved by the Council for 2014-2015 financial year end and the Tariffs used to levy customers on e-Venus system.
2. That the Municipal Manager should request National Treasury **TO CONDONE** the differences between Tariffs approved by the Council for 2014-2015 financial year end and the Tariffs used to levy customers on e-Venus system.

A72.3/2015

DEBTOR'S WRITE-OFF ON (INDIGENTS' DEBTS 05/2015) (CFO) (6/10/1)

PURPOSE

To solicit Council's approval to write off the Indigents' Debts for 2014/15 financial year.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **APPROVES** the writing-off of the irrecoverable debt of the indigents to the amount of R 134 834 073,84.
2. That the debts of those who fraudulently registered themselves as Indigents **BE REINSTATED**.
3. That legal action **BE TAKEN** against transgressors.

A72.4/2015

REQUEST FOR APPROVAL ON THE WRITING OFF OF MOVABLE ASSETS (CFO) (6/10/2)

PURPOSE OF THE REPORT

To solicit the Council's approval on the writing off of Movable Assets.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the computer equipment is no longer needed to provide minimum level of basic municipal services therefore should **BE WRITTEN OFF**.
2. That the Council resolution from the 26 March 2013 meeting, for disposal of redundant fleet **BE IMPLEMENTED**.
3. That the Municipal Manager should follow due processes in line with the MFMA policies and **DONATE** the computers to the Department of Education first before selling them.
4. That the amount received from the sale of non-donated computer equipment should **BE DISCLOSED** to Council.

A72.5/2015

REQUEST FOR APPROVAL ON THE FRUITLESS AND WASTEFUL EXPENDITURE INCURRED FOR THE FINANCIAL YEARS 2012/13, 2013/14, 2014/15 (CFO)

PURPOSE

To solicit Council's approval on a report of the fruitless and wasteful expenditure incurred for the financial years 2012/13, 2013/14, 2014/15.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the 2012/13 and 2013/14 fruitless and wasteful expenditure be **WRITTEN-OFF** by Council.
2. That the 2014/15 fruitless and wasteful expenditure **BE REFERRED** to the Municipal Public Accounts Committee (MPAC) for investigation.

A72.6/2015

REQUEST FOR THE CONDONATION OF IRREGULAR EXPENDITURE INCURRED FOR THE FINANCIAL YEARS 2012/13, 2013/14, 2014/15 (CFO) (6/1/1/2)

PURPOSE

To solicit the condonation of Council for the Irregular expenditure incurred for the financial years 2012/13, 2013/14, 2014/15.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the irregular expenditure **BE WRITTEN-OFF** as follows; excluding the expenditure that was identified as recoverable by MPAC.

2012/13	R 256 077 415.64
2013/14	R 85 126 150.23

2. That the 2014/15 R 46 645 843.28 irregular expenditure **BE REFERRED** to MPAC for further investigation and a report on the progress of recovery be submitted to Council.

A73/2015

APPOINTMENT OF THE MEMBERS FOR THE MUNICIPAL PLANNING TRIBUNAL IN TERMS OF THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT (SPEAKER) (1/1/40)

THE PURPOSE OF THIS REPORT

To request Council to appoint the members of the Municipal Planning Tribunal.

DISCUSSION

The Speaker presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **APPOINTS** the following members to constitute the Municipal Planning Tribunal:
 - 1.1 Mr T.J.A. Mongake : Chairperson
 - 1.2 Ms N.M. Mbhele : Deputy Chairperson
 - 1.3 Ms M.R. Nkhasi : Member
 - 1.4 Mr M. Radiopane : Member
 - 1.5 Mr K.P. van der Walt : Member
 - 1.6 Ms V.A. Mashiyane : Member
2. That the Office of the Speaker **MUST DEVELOP** Terms of Reference including their sitting allowance and present it at the next Council meeting.

A74/2015

ADOPTION OF THE MUNICIPAL PLANNING AND LAND USE BY LAW FOR THE IMPLEMENTATION OF THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT (ED: LED & PLANNING) (1/1/40)

THE PURPOSE OF THIS REPORT

To solicit Council's approval of the Municipal Planning By – Law.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **ADOPTS** the Municipal Planning and Land Use By-Law.

19

2. That Council **DELEGATES** the approval of all Category 2 applications to the Municipal Manager.
3. That the proposed tariffs for Land Use Applications **BE APPROVED**.
4. That all planning matters shall **BE PROCESSED** within the prescripts of this By-Law henceforth.

A75/2015

SUBMISSION OF THE BACK TO BASIC ACTION PLAN FOR CONSIDERATION **(ED: SSS) (3/7/1/7)**

PURPOSE

To submit the draft Back to Basics action plan to Council for consideration.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **APPROVES** the Back to Basic Action Plan.
2. That monthly reports should **BE SENT** to Provincial COGTA.

A76/2015

THREE YEAR INTERNAL AUDIT PLAN 2014-2017 (ED: SSS) (6/12/1)

PURPOSE

To submit the three year Audit Plan (2014 – 2017) to Council for noting.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **TAKES NOTE** of the Three-year Internal Audit Plan.

A77/2015

APPROVAL OF THE BANKING FACILITIES AND OVERDRAFT OFFERED BY ABSA BANK LIMITED FOR THE 2015/16 FINANCIAL YEAR (CFO) (6/3/1/2)

PURPOSE

To request approval for the banking facilities and overdraft offered by ABSA Bank Limited for the 2015/16 financial year.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That Council **APPROVES** the banking facilities and overdraft facilities of **R10 000 000** for the 2015/16 financial year commencing on the 1st July 2015 to 30 June 2016.

A78/2015

MOTION BY COUNCILLOR SDM TALJAARD: VANDALISM OR DAMAGE TO OBJECTS OF HERITAGE (ED: CSS) (20/19)

PURPOSE

To submit to Council the motion received from Cllr SDM Taljaard for consideration.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the item **BE DEFERRED** to the next Ordinary Council meeting.

A79/2015

REPORT ON THE PROPOSAL FOR THE DEVELOPMENT OF LEJWELEPUTSWA HERITAGE CENTRE BY LETSEMA LA TSELA IN PARTNERSHIP WITH MATJHABENG LOCAL MUNICIPALITY (ED: LED & PLANNING) (20/9/2/2)

PURPOSE

The purpose of the report is to request Council to approve a long term lease for the development of the LEJWELEPUTSWA HERITAGE CENTRE by Letsema La Tsela in partnership with Matjhabeng Local Municipality (MLM).

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the item **BE REFERRED BACK** and be re-submitted at the next Council meeting with detailed information about the Letsema La Tsela Organisation.

C5/2015

EMPLOYMENT AND PERFORMANCE CONTRACT OF THE MUNICIPAL MANAGER (EXECUTIVE MAYOR) (5/3/2/1)

PURPOSE

The purpose of this item is to submit the employment and Performance contracts of the Municipal Manager to Council for noting.

DISCUSSION

The Executive Mayor presented the item to Council.

COUNCIL RESOLVED: (30 JUNE 2015)

1. That the item **BE REFERRED BACK** and be re-submitted at the next Council meeting.