

MINUTES

OF THE

**6th ORDINARY MEETING
FOR THE YEAR 2010**

of

MATJHABENG MUNICIPALITY

held on

TUESDAY, 31 AUGUST 2010

at

10:00

COUNCILLORS ATTENDANCE: COUNCIL MEETING: 31 AUGUST 2010

ANC

PROPORTIONAL			
1.	Ngangelizwe S (Executive Mayor)	14.	Radebe ML
2.	Baaitjies M (Absent)	15.	Ramaisa KA
3.	Dlova TW	16.	Senoge MM
4.	Humphries MF	17.	Sephiri MJ (Chief Whip)
5.	Masoleng NI	18.	Speelman NW
6.	Matlabe MMT	19.	Qwasha GL
7.	Sentle AN	20.	Thuthani ZA (Written Apology)
8.	Mbana MA	21.	Radebe MC
9.	ZP Noveld (Written Apology)	22.	Tihone ML
10.	Molefi MJ	23.	Tsubane ME
11.	Nyembe ME (Absent)	24.	Twanana M
12.	Petleki KI	25.	Vanga NM
13.	Qabela V	26.	Kotzee D
		27.	Majoe TS (Absent)
WARD			
28.	Phokwana SL	44.	Mphikeleli MA
29.	Kotzee AP	45.	Nakwa TA
30.	Mahloko NN	46.	Ntsala NS
31.	Makgowe PV	47.	Peterson E
32.	Vacant	48.	Phetise ME
33.	Manzana NR	49.	Radebe LLF
34.	Masienyane MD	50.	Rubulana L (Speaker)
35.	Mathebula MA	51.	Nteo SD
36.	Mfebe MSE	52.	Sejane LM
37.	Mkhusane NC	53.	Semela ME
38.	Moahloli MS (Absent)	54.	Sithole B
39.	Mokhuma MS	55.	Taliwe FE (Written Apology)
40.	Mokobori KE	56.	Themhani PP
41.	Monjovo NE	57.	Tsatsa SJ
42.	Montshioa BA		
43.	Motshabi MP (Until 13:00)		

II

DA

PROPORTIONAL			
58.	Edeling JH	62.	Mhlafu BD
59.	Fourie JJC	63.	Mokotedi TG
60.	Marais JS	64.	Neumann VH (Until 13:00)
61.	Meyer KL		
WARD			
65.	Beneke R	68.	Styger A
66.	Botha PF	69.	Van Rooyen HC
67.	Smit DC		

FF+

PROPORTIONAL	
70.	Coetzee BJA

ACDP

PROPORTIONAL	
71.	Meko MA

IND

WARD	
72.	Liphoko SJ (Absent)

OFFICIALS

Mr THE Pietersen	:	Municipal Manager
Mr S Makhubu	:	Executive Director: Strategic Support Services
Mr M Besani	:	Executive Director: Infrastructure
Mr MP Matsie	:	Acting Executive Director: Corporate Support Services
Mr E Motheoane	:	Acting Executive Director: Social Services and Law Enforcement
Mr LB de Bruyn	:	Acting Chief Financial Officer
Mr JKF Jankowitz	:	Administrative Officer (Corporate Services)

III

SECTION A

1. OPENING

The Speaker welcomed everybody present and requested Pastor MD Nyama of the Apostolic Faith Mission to open the meeting with Scripture reading and prayer.

2. APPLICATIONS FOR LEAVE OF ABSENCE

See Councillors Attendance List on **pages I and II.**

3. OFFICIAL ANNOUNCEMENTS

None.

4. MOTIONS OF SYMPATHY AND CONGRATULATIONS BY THE SPEAKER

None.

5. DISCLOSURE OF INTEREST

None.

6. DEPUTATIONS AND INTERVIEWS

The Speaker requested that the Deputations be handled as the last item on the agenda.

6.1 Presentation: Latitude – Restructuring and 2030 Strategy : Draft Close-out Report – Item A61/2010

6.2 Presentation: Ramathe Fivaz – Executive Summary

7. QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

None.

8. MINUTES OF THE PREVIOUS MEETING

COUNCIL RESOLVED (31 AUGUST 2010)

1. That the minutes of the 5th Ordinary Council meeting held on 29 June 2010 **BE APPROVED** in conjunction with the following amendment:

Attendance Register: That the names of Cllrs MH Ntsebeng and TD Khalipha **be substituted with** MA Mbana and D Kotzee respectively.

IV

2. That the minutes of the 1st Extra-ordinary Council meeting held on 22 July 2010 **BE APPROVED**.
3. That the minutes of the Continuation of the 1st Extra-ordinary Council meeting held on 24 July 2010 **BE APPROVED** in conjunction with the following amendment:

(a) **ROLL CALL**

That Cllr MJ Sephiri's name **be substituted with** Cllr MP Motshabi.

- (b) That it **be noted** that the Chief Whip of the DA apologized for not being able to attend.

9. **MATTERS ARISING FROM THE MINUTES**

None.

10. **FORMAL SIGNING OF MINUTES**

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

SECTION B

11. **REPORTS OF THE SPEAKER IN TERMS OF RULES 15(1) AND 99(4)**

None

12. **REPORTS OF THE EXECUTIVE MAYOR**

A47/2010 – A61/2010

13. **MOTIONS**

None

14. **CLOSING REMARKS**

None.

15. **CLOSURE**

The Speaker terminated the meeting at **19:10**.

.....
L RUBULANA (SPEAKER)

.....
DATE

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A47/2010

MONTHLY FINANCIAL REPORT – MAY 2010 (ACFO) (12/1/2/3)

PURPOSE

To submit to Council the Financial Report for May 2010 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.

DISCUSSIONS

The Executive Mayor simultaneously presented items A47/2010 and A48/2010.

COUNCIL RESOLVED (31 AUGUST 2010)

1. That the Financial Report for May 2010 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, **BE NOTED**.
2. That the report **BE SUBMITTED** to National and Provincial Treasury.

A48/2010

MONTHLY FINANCIAL REPORT – JUNE 2010 (ACFO) (12/1/2/3)

PURPOSE

To submit to Council the Financial Report for June 2010 in terms of Section 71 of the Municipal Finance Management Act, Number 56 of 2003.

DISCUSSIONS

The Executive Mayor simultaneously presented items A47/2010 and A48/2010.

COUNCIL RESOLVED (31 AUGUST 2010)

1. That the Financial Report for May 2010 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, **BE NOTED**.
2. That the report **BE SUBMITTED** to National and Provincial Treasury.
3. That a full report explaining the word “**other**” in table 1 on the first page of the Monthly Financial Report **BE SUBMITTED** to the Section 80 Finance Committee.

A49/2010

PROGRESS REPORT OF THE AG AUDIT QUERIES RAISED IN 2008/09 AUDIT REPORT AND PREPARATION OF ANNUAL FINANCIAL STATEMENTS (ACFO) (3/1/4/3) (6/12/2/1)

PURPOSE

To submit to Council the progress report on the Audit Query Action Plan and the preparation of the Annual Financial Statements 2009/10.

DISCUSSIONS

The Executive Mayor presented the item.

COUNCIL RESOLVED (31 AUGUST 2010)

1. That the Audit Query Action Plan and the Annual Financial Statement Preparation Checklist in terms of Section 122, 126 and 131 of the Municipal Finance Management Act, number 56 of 2003, **BE NOTED**.
2. That it **BE INDICATED** in the Audit Query Action Plan Checklist that the Municipal Manager is responsible for the implementation of the Plan and that the Municipal Manager **MUST SUBMIT** a report on same at every Council meeting.

A50/2010

LOCAL ECONOMIC DEVELOPMENT: PRINCIPLES AND STRATEGY IN RELATION TO A REVISED INCENTIVE SCHEME FOR MATJHABENG (SP) (6/25)

PURPOSE OF REPORT

The purpose of the report is to motivate a new approach to the implementation of Council's current incentive scheme for Matjhabeng.

DISCUSSIONS

The Executive Mayor presented the item.

COUNCIL RESOLVED (31 AUGUST 2010)

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

3

2. That a professional view on the implementation of the Incentive Scheme **BE OBTAINED** in order to craft a well thought-out policy.

A51/2010

PROGRESS REPORT: THE GOLDFIELDS MALL DEVELOPMENT (LED) (8/3/2/10)

PURPOSE

The purpose is to report is to provide basic information on the new development and to report on the progress with the development of the Goldfields Mall.

DISCUSSIONS

The Executive Mayor presented the item.

COUNCIL RESOLVED (31 AUGUST 2010)

That the report on the progress with the development of the Goldfields Mall **BE NOTED**.

A52/2010

REPORT ON PROGRESS WITH REGARD TO THE DEVELOPMENT OF SITE 8177, G-HOSTEL, THABONG (8/1/1) (SNR MANAGER TP HOUSING AND VALUATIONS)

PURPOSE

To present before Council progress regarding the demolition of G-Hostel as pronounced by the Honourable Premier of the Free State Mr Ace Magashule in his state of the Province address.

DISCUSSIONS

The Executive Mayor presented the item.

COUNCIL RESOLVED (31 AUGUST 2010)

1. That Council **TAKES NOTE** of the report.
2. That both the Provincial and Local political leadership **BE REQUESTED** to lead the process of consultation commencing this work.

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3. That a report **BE COMPILED** for the Provincial Executive Council, informing them of the current status in G-Hostel, the anticipated challenges as well as option 2 if it is available.
4. That sites **BE IDENTIFIED** for the relocation of G-Hostel dwellers.

A53/2010

SALARY AND WAGE COLLECTIVE AGREEMENT: JULY 2010 (5/4/1/2) (AEDCS)

PURPOSE

To inform Council about the annual increase in Wage, Salary, Medical Aid-, Pension/Provident Fund contributions and Housing Owners Allowance.

DISCUSSIONS

The Executive Mayor presented the item.

COUNCIL RESOLVED (31 AUGUST 2010)

That the Salary and Wage Collective Agreement **BE NOTED**.

A54/2010

MFMA CONSOLIDATED GENERAL REPORT – 2008/09 LOCAL GOVERNMENT AUDIT OUTCOMES (6/12/2/1) (ACFO)

PURPOSE

To submit to Council the MFMA Consolidated General Report – 2008/09 Local Government Audit Outcomes.

DISCUSSIONS

The Executive Mayor presented the item.

COUNCIL RESOLVED (31 AUGUST 2010)

That the MFMA Consolidated General Report – 2008/09 Local Government Audit Outcomes report **BE NOTED**.

A55/2010

BUDGET TIME TABLE 2011/2012 (6/1/1/1) (ACFO)

PURPOSE

To present to Council the Time Table for the compilation of the 2011/2012 budget in terms of section 21 (1)(b) of the Municipal Finance Management Act.

DISCUSSIONS

The Executive Mayor presented the item.

COUNCIL RESOLVED (31 AUGUST 2010)

That the Budget Time Table for 2011/2012 **BE APPROVED AND IMPLEMENTED.**

A56/2010

**QUARTERLY REPORT FOR QUARTER APRIL 2010 TO JUNE 2010 (ACFO)
(12/1/2/3)**

PURPOSE

To submit to Council the Quarterly Budget Report for the fourth quarter in terms of Section 52 of the Municipal Finance Management Act, Number 56 of 2003.

DISCUSSIONS

The Executive Mayor presented the item.

COUNCIL RESOLVED (31 AUGUST 2010)

That the Quarterly Budget Report for the fourth quarter in terms of Section 52(d) of the Municipal Finance Management Act, Number 56 of 2003 **BE NOTED.**

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A57/2010

PREPARATION OF THE ANNUAL FINANCIAL STATEMENTS FOR THE 2009/10 FINANCIAL YEAR (12/1/2/3) (ACFO)

PURPOSE

To submit to Council the progress on the preparation of the Annual Financial Statements for 2009/10.

DISCUSSIONS

The Executive Mayor presented the item.

COUNCIL RESOLVED (31 AUGUST 2010)

That the Annual Financial Statement Preparation in terms of Section 122 and 126 of the Municipal Finance Management Act, number 56 of 2003, **BE NOTED.**

A58/2010

DEVIATION FROM NORMAL PROCUREMENT PROCEDURES DURING THE PROCUREMENT OF FLEET AND EQUIPMENT (ACFO) (7/2/1/1)

PURPOSE

To submit to Council the motivation for the deviation from normal procurement procedures during the procurement of fleet and equipment for Community Services and the municipality as a whole.

DISCUSSIONS

The Executive Mayor presented the item.

Cllr JS Marais indicated that the correct processes were not followed and requested that the item must be referred back to include all relevant documentation regarding the deviation.

COUNCIL RESOLVED (31 AUGUST 2010)

1. That the report **BE NOTED.**
2. That a report on compliance with procurement procedures with regard to the purchase of fleet and equipment, be submitted at the next Council meeting.

A59/2010

FRUITLESS AND WASTEFUL EXPENDITURE REPORT FOR THE FINANCIAL YEAR ENDING 30 JUNE 2010 (ACFO) (6/1/2/2)

PURPOSE

To submit to Council the summary on the fruitless and wasteful expenditure incurred for the financial year ended 30 June 2010.

DISCUSSIONS

The Executive Mayor presented the item.

COUNCIL RESOLVED (31 AUGUST 2010)

That the item **BE REFERRED** to the Audit Committee during September 2010 whereafter it **MUST BE RESUBMITTED** to Council.

A60/2010

PROGRESS REPORT ON OPERATION COCA SCHEDULED FROM 3 MAY 2010 TO 31 JULY 2010 (20/16/3) (EDCS)

PURPOSE

To report to Council about the progress attained during Operation COCA that was scheduled from 03 May 2010 to 31 July 2010.

DISCUSSIONS

The Executive Mayor presented the item.

COUNCIL RESOLVED (31 AUGUST 2010)

1. That the format or approach that all departments to be in one town or area for cleaning purposes is a good approach and **SHOULD BE CONTINUED WITH** as it makes impact.
2. That the short-listing process for appointment of Tractor Drivers must be fast-tracked and **APPOINTMENTS DONE** before the end of September 2010.
3. That the procurement of needed sprinkler equipment **BE FAST-TRACKED** as instructed by the Municipal Manager.

//The Speaker adjourned the meeting at 12:55 to enable Latitude to prepare for their presentation.

The meeting resumed at 13:20.//

A61/2010

MATJHABENG LOCAL MUNICIPALITY: RESTRUCTURING AND 2030 STRATEGY : DRAFT CLOSE-OUT REPORT (MM) (2/1)

PURPOSE

To submit to Council the draft close-out report of the Matjhabeng Local Municipality Restructuring and 2030 Strategy Program.

DISCUSSIONS

The Speaker welcomed the delegation of Latitude at the meeting and afforded them the opportunity to present to Council.

Questions on the presentation were allowed.

COUNCIL RESOLVED (31 AUGUST 2010)

1. That Council **TAKES NOTE** of the contents of the draft close-out report of the Matjhabeng Local Municipality Restructuring and 2030 Strategy Program.
2. That the final draft report from Latitude **MUST BE SUBMITTED** to Council to allow them to decide on a way forward.

The Speaker adjourned the meeting at 14:40 in order to enable Ramathe Fivaz to prepare for their presentation.

The meeting resumed at 15:10.

The Speaker afforded the delegation of Ramathe Fivaz to submit their presentation.

Cllr Montshioa proposed that, seeing that the matter implicated officials, the item must be discussed in camera, as per section 94(i) and 94(ii) of Council's Standing Rules and Orders.

The proposal was accepted unanimously and the Speaker requested all officials attending the meeting to leave the Council Chambers and the meeting continued in camera.