

MINUTES

of the

**6th ORDINARY COUNCIL MEETING
FOR THE YEAR 2012**

of

MATJHABENG MUNICIPALITY

held on

TUESDAY, 27 NOVEMBER 2012

at

15:00

**COUNCILLORS ATTENDANCE: 6TH ORDINARY COUNCIL MEETING
MINUTES: 27 NOVEMBER 2012**

ANC

PROPORTIONAL			
1.	Ngangelizwe S (Executive Mayor)	12.	Radebe MC
2.	Chaka CP	13.	Radebe ML
3.	Kotzee D (Written Apology)	14.	Rubulana L
4.	Mafa DM	15.	Sephiri MJ (Chief Whip)
5.	Mafongosi ZV	16.	Speelman NW
6.	Mbana MA	17.	Stofile B (Speaker)
7.	Menyatso KJ	18.	Tlhone ML (Written Apology)
8.	Mkhusane NC	19.	Tsubane ME
9.	Motshabi MP	20.	Twanana M
10.	Ntsebeng MH	21.	Vanga NM
11.	Petleki KI	22.	Van Rooyen KV
WARD			
23.	Dali VN (Written Apology)	38.	Morris VR (Written Apology)
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	43.	Phetise ME
29.	Mbambo AX	44.	Qwasha GL (Written Apology)
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 (Written Apology)	52.	Tsubella KS

DA

PROPORTIONAL			
53.	Banyane ME	58.	Marais JS
54.	Badenhorst MJ	59.	Mholo PP
55.	Botha PF	60.	Mlangeni MG
56.	Fanie D	61.	Mokotedi TG (Absent)
57.	Fourie JJC	62.	Styger A
WARD			
63.	De Villiers MT	66.	Smit DC (Absent)
64.	Beneke R (Written Apology)	67.	Van Rooyen MS
65.	Naude HJ	68.	Van Schalkwyk HCT

II

COPE

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

FF+

PROPORTIONAL	
72.	Taljaard SDM

OFFICIALS

Me M Mogopodi	:	Acting Municipal Manager
Mr S Makhubu	:	Executive Director Strategic Support Services
Mr J Molawa	:	Executive Director Corporate Support Services
Mr M Besani	:	Executive Director Infrastructure
Mr X Msweli	:	Executive Director LED & Planning
Mr JKF Jankowitz	:	Snr Admin Officer (Corporate Services)

III

SECTION A

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. MOTIONS OF SYMPATHY AND CONGRATULATIONS BY THE SPEAKER

The Speaker informed the meeting that a number of students from Matjhabeng is included in the students that were chosen to study medicine in Cuba. He wished them success with their studies.

The Speaker informed the meeting that Cllr R Beneke was not well and he wished him a speedy recovery.

5. DISCLOSURE OF INTEREST

None

6. TAKING OF OATH BY NEW COUNCILLOR

The Chief Magistrate administered the Taking of Oath by Cllr L Rubulana.

7. DEPUTATIONS AND INTERVIEWS

None

8. QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

A64/2012

IV

9. MINUTES OF PREVIOUS MEETINGS

COUNCIL RESOLVED (27 NOVEMBER 2012)

That the minutes of the following meetings **BE APPROVED**:

- 9.1 Minutes of the 5th Ordinary Council meeting held on 25 September 2012.
- 9.2 Minutes of the 6th Special Council meeting held on 9 October 2012, subject to the Speaker verifying par. 4 of the resolution by listening to the recording.

10. MATTERS ARISING FROM THE MINUTES

None

11. FORMAL SIGNING OF MINUTES

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

SECTION B

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

A65/2012

13. REPORTS OF THE SECTION 79 COMMITTEES

A66/2012 – A69/2012

14. REPORTS OF THE EXECUTIVE MAYOR

A70/2012 – A88/2012 and A90/2012

15. MOTIONS

A89/2012

16. CLOSING REMARKS

None

V

17. CLOSURE

The Speaker ended the meeting at **19:35**.

.....
CLLR B STOFIE (SPEAKER)

.....
DATE

INDEX

ITEM	ITEM DESCRIPTION	PAGE
A64/2012	QUESTION OF WHICH NOTICE WAS GIVEN: CLLR HCT VAN SCHALKWYK (3/1/1) (3/1/3/2) (MM)	1
A65/2012	THE APPLICATION OF RULE 53(1)(B) OF THE STANDARD RULES AND ORDERS (OFFICE OF THE SPEAKER) (3/1B)	1
A66/2012	PROGRESS REPORT ON THE REDETERMINATION OF MUNICIPAL BOUNDARIES BY THE MUNICIPAL DEMARCATION BOARD (18/1/1) (Office of the Speaker)	1
A67/2012	NAMING AND RENAMING OF STREETS AND BUILDINGS (Speaker) (19/4/3)	2
A68/2012	GENERAL REPORT OF WARD COMMITTEES COVERING THE FIRST ASSESSMENT OF THE PERFORMANCE SCORECARD (Office of the Speaker) (3/8/1/1)	2
A69/2012	RESTRUCTURING OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC) (Office of the Speaker) (4/1/2/2)	3
A70/2012	UNAUTHORISED EXPENDITURE REPORT FOR THE FINANCIAL YEAR ENDING 30 JUNE 2011 (ACFO) (6/1/2/2)	4
A71/2012	MONTHLY FINANCE REPORT – AUGUST 2012 (ACFO) (12/1/2/3)	4
A72/2012	MONTHLY FINANCE REPORT – SEPTEMBER 2012 (ACFO) (12/1/2/3)	5
A73/2012	MONTHLY FINANCE REPORT – OCTOBER 2012 (ACFO) (12/1/2/3)	5
A74/2012	QUARTERLY REPORT FOR QUARTER JULY 2012 TO SEPTEMBER 2012 (ACFO) (12/1/2/3)	6
A75/2012	DRAFT MATJHABENG TOURISM SECTOR STRATEGY (EDSSS) (14/3/2/1)	6
A76/2012	AUDIT COMMITTEE CHARTER (EDSSS) (6/12/3/1)	6

(ii)

ITEM	ITEM DESCRIPTION	PAGE
A77/2012	REMUNERATION OF AUDIT COMMITTEE MEMBERS (EDSSS) (6/12/3/1)	7
A78/2012	AUDIT COMMITTEE MEETING SCHEDULE (6/12/2/3/1) (MM's Office)	7
A79/2012	AUDIT COMMITTEE REPORT (MM's OFFICE) (6/12/2/3/1)	7
A80/2012	DISASTER MANAGEMENT PLAN (EDSSS) (20/2/2/13)	8
A81/2012	APPLICATION TO BUY A PORTION OF THE ROAD RESERVE OF LANGENHOVEN STREET, EXTENSION 7, WELKOM (8/3/2/13) (EMEDSP)	8
A82/2012	THANDANANI TOWNSHIP ESTABLISHMENT APPLICATION: INPUTS FROM THE MATJHABENG COUNCIL (HS) (18/3/1/23)	9
A83/2012	PROGRESS REPORT: ASPECTS RELATED TO THE RE-DESIGN AND CONSTRUCTION OF THE N1 ROAD IN VENTERSBURG (19/4/6) (EDLED&P)	10
A84/2012	APPLICATION FOR REZONING OF ERF 1283, EXTENSION 2, WELKOM (18/2/2/27) (MSP)	11
A85/2012	AMENDMENT OF THE HENNENMAN TOWN PLANNING SCHEME: INCLUSION OF THE REMAINDER OF THE FARM SCHOOLPLAATS 491 WITHIN THE AREA GOVERNED BY THE TOWN PLANNING SCHEME; THE CREATION AND INCLUSION OF A ZONING OF AGRICULTURE AND INDUSTRIAL IN THE SCHEME AND THE REZONING OF THE REMAINDER OF THE FARM SCHOOLPLAATS 491 (18/2/2/27) (MSP)	11
A86/2012	APPLICATION TO BUY A PORTION OF THE ROAD RESERVE OF TOERMALYN STREET, EXTENSION 7, WELKOM (8/3/2/13) (EMEDSP)	12

(iii)

ITEM	ITEM DESCRIPTION	PAGE
A87/2012	OPERATION PATALA PROGRESS REPORT (ACFO) (6/1/2/3)	13
A88/2012	REPORT: LEGAL AND PROFESSIONAL FEES (MM) (16/3)	13
A89/2012	MOTION BY COUNCILLOR PF BOTHA: ALLOWING A PREMIUM ON THE PRICE BY LOCAL TENDERERS/BUSINESSES (3/1/3/2) (AEDCSS)	14
A90/2012	SOCIAL HOUSING DEVELOPMENT IN MATJHABENG LOCAL MUNICIPALITY (SNR MANAGER TP AND HS) (20/14/4/3)	14

1

A64/2012

**QUESTION OF WHICH NOTICE WAS GIVEN: CLLR HCT VAN SCHALKWYK
(3/1/1) (3/1/3/2) (MM)**

PURPOSE

To submit the question raised by Cllr HCT van Schalkwyk and the response thereon by the Municipal Manager.

COUNCIL RESOLVED (27 NOVEMBER 2012)

That the question raised by Cllr HCT van Schalkwyk and the response thereon by the Municipal Manager **BE NOTED**.

//Cllr ZV Mafongosi was unanimously appointed to chair the meeting in order to enable the Speaker to present his items.//

A65/2012

THE APPLICATION OF RULE 53(1)(B) OF THE STANDARD RULES AND ORDERS(OFFICE OF THE SPEAKER) (3/1B)

PURPOSE

To submit Council a question posed by the DA on the application of Rule 53(1) (b) of the Standard Rules and Orders.

COUNCIL RESOLVED (27 NOVEMBER 2012)

That the matter **BE INVESTIGATED** further and that SALGA and CoGTA **BE ENGAGED** for advice.

A66/2012

PROGRESS REPORT ON THE REDETERMINATION OF MUNICIPAL BOUNDARIES BY THE MUNICIPAL DEMARCATION BOARD (18/1/1) (Office of the Speaker)

PURPOSE

To submit to Council, Circular 2/2012 issued by the Demarcation Board and the Notice in terms of Section 26 of the Municipal Demarcation Act, 1998 respectively.

COUNCIL RESOLVED (27 NOVEMBER 2012)

1. That the progress report on the Redetermination of Municipal Boundaries by the Municipal Demarcation Board **BE NOTED**.
2. That the Office of the Speaker and Municipal Manager **MUST ASSIST** the Municipal Demarcation Board with the publication within the affected area.

A67/2012

NAMING AND RENAMING OF STREETS AND BUILDINGS (Speaker) (19/4/3)

PURPOSE

For Council to note the process regarding the proposed renaming of the town Odendaalsrus to Marobe.

For Council to give approval to rename the presently unnamed streets and other public facilities under the jurisdiction of the Council as recommended by the Naming and Renaming Committee.

COUNCIL RESOLVED (27 NOVEMBER 2012)

1. That Council **TAKES NOTE** of the process of renaming Odendaalsrus to Marobe by the Free State Provincial Geographical Names Committee.
2. That Council **APPROVES** the process of naming the presently named/unnamed streets and public facilities.
3. That the process of naming and renaming of streets in Matjhabeng Local Municipality **MUST BE FINALISED** by the end of 2013.

A68/2012

GENERAL REPORT OF WARD COMMITTEES COVERING THE FIRST ASSESSMENT OF THE PERFORMANCE SCORECARD (Office of the Speaker) (3/8/1/1)

PURPOSE

To submit to Council a report on the assessments of ward committees for noting.

DISCUSSIONS

After lengthy discussion of the matter the Speaker indicated that paragraph 2 on page 33 of the Annexures should be deleted.

COUNCIL RESOLVED (27 NOVEMBER 2012)

1. That Council **TAKES NOTE** of the report on the first assessment of ward committees in line with the approved Performance Scorecard of ward committees.
2. That Council **APPROVES** that obsolete/unused furniture be allocated to existing Councillors' offices and that unoccupied municipal buildings be allocated as offices to Councillors, with immediate effect.

A69/2012

RESTRUCTURING OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC) (Office of the Speaker) (4/1/2/2)

PURPOSE

To present before Council a proposal for the restructuring of the Municipal Public Accounts Committee for approval.

COUNCIL RESOLVED (27 NOVEMBER 2012)

1. That Council **APPROVES** the commitment to minimise the conflict of interest as a guiding principle that must inform the Municipal Public Accounts Committee membership and composition.
2. That Council **APPROVES** the restructuring of the Municipal Public Accounts Committee through reduction of members from 13 to 8.
3. That the following Councillors **BE APPOINTED** to serve on the Municipal Public Accounts Committee:

Cllr MP Motshabi (ANC) – Chairperson

Cllr MC Radebe (ANC)

Cllr MA Mphikeleli (ANC)

Cllr VN Dali (ANC)

Cllr AX Mbambo (ANC)

Cllr JS Marais (DA)

Cllr PF Botha (DA)

Cllr _____ (Cope) **to be nominated**

4. That the Councillors appointed to the Municipal Public Accounts Committee **MUST**, with immediate effect, **RESIGN** from other committees, particularly Section 80 Committees.

4

5. That Councillors ME Phetise, DM Mafa, HA Mokhomo, R Beneke and SDM Taljaard **MUST RESIGN** as members of the Municipal Public Accounts Committee, with immediate effect.

//The Speaker resumed his position.//

A70/2012

UNAUTHORISED EXPENDITURE REPORT FOR THE FINANCIAL YEAR ENDING 30 JUNE 2011 (ACFO) (6/1/2/2)

PURPOSE

To submit to Council a summary of the unauthorised expenditure incurred for the financial year ended 30 June 2011.

COUNCIL RESOLVED (27 NOVEMBER 2012)

That in accordance with Section 32(2)(a) of the MFMA the unauthorized expenditure for the 2010/2011 Financial Year, to the amount of R120 194 450,09, **BE WRITTEN OFF**, as it is deemed irrecoverable due to the fact that the then Municipal Manager, Mr Pietersen, who authorized the unauthorized expenditure, had passed away.

A71/2012

MONTHLY FINANCE REPORT – AUGUST 2012 (ACFO) (12/1/2/3)

PURPOSE

To submit to Council the Monthly Finance Report for August 2012 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.

COUNCIL RESOLVED (27 NOVEMBER 2012)

1. That the Finance Report for August 2012 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, **BE NOTED**.
2. That the report **BE SUBMITTED** to the Provincial/CoGTA and National Treasury.

A72/2012

MONTHLY FINANCE REPORT – SEPTEMBER 2012 (ACFO) (12/1/2/3)

PURPOSE

To submit to Council the Monthly Finance Report for September 2012 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.

COUNCIL RESOLVED (27 NOVEMBER 2012)

1. That the Finance Report for September 2012 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, **BE NOTED**.
2. That the report **BE SUBMITTED** to the Provincial/CoGTA and National Treasury.

A73/2012

MONTHLY FINANCE REPORT – OCTOBER 2012 (ACFO) (12/1/2/3)

PURPOSE

To submit to Council the Monthly Finance Report for October 2012 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.

COUNCIL RESOLVED (27 NOVEMBER 2012)

1. That the Finance Report for October 2012, in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, **BE NOTED**.
2. That the report **BE SUBMITTED** to the Provincial/CoGTA and National Treasury.
3. That the Municipal Manager **MUST ENSURE** that Infrastructure implements the installation of restrictors and pre-paid meters at all indigents that exceed the 6kl limit, with immediate effect.
4. That the collection **RATE BE INCREASED** to 90% for the next two months.

6

A74/2012

QUARTERLY REPORT FOR QUARTER JULY 2012 TO SEPTEMBER 2012 (ACFO) (12/1/2/3)

PURPOSE

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

COUNCIL RESOLVED (27 NOVEMBER 2012)

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

A75/2012

DRAFT MATJHABENG TOURISM SECTOR STRATEGY (EDSSS) (14/3/2/1)

PURPOSE

To submit to Council a draft Tourism Sector Strategy for Matjhabeng Local Municipality.

COUNCIL RESOLVED (27 NOVEMBER 2012)

1. That the Council **TAKES NOTE** of the proposed Tourism Sector Strategy for Matjhabeng Local Municipality.
2. That the proposed Tourism Sector Strategy **BE ADVERTISED** for public comments.
3. That the proposed Tourism Sector Strategy **BE TABLED** before Council during January 2013 for final approval.

A76/2012

AUDIT COMMITTEE CHARTER (EDSSS) (6/12/3/1)

PURPOSE

To submit to Council, the Audit Committee Charter.

COUNCIL RESOLVED (27 NOVEMBER 2012)

That Council **APPROVES** the Audit Committee Charter.

A77/2012

REMUNERATION OF AUDIT COMMITTEE MEMBERS (EDSSS) (6/12/3/1)

PURPOSE

To submit to Council the remuneration of Audit Committee Members.

COUNCIL RESOLVED (27 NOVEMBER 2012)

That the remuneration of Audit Committee Members in accordance with Treasury Regulation 20.2.2, **BE APPROVED**.

A78/2012

AUDIT COMMITTEE MEETING SCHEDULE (6/12/2/3/1) (MM's Office)

PURPOSE

To submit the Audit Committee's meeting schedule for 2012/13 financial year to Council for approval.

COUNCIL RESOLVED (27 NOVEMBER 2012)

That Council **TAKES NOTE** of the Audit Committee meeting schedule for the 2012/13 financial year.

A79/2012

AUDIT COMMITTEE REPORT (MM's OFFICE) (6/12/2/3/1)

PURPOSE

To submit the Audit Committee Report to Council for noting.

COUNCIL RESOLVED (27 NOVEMBER 2012)

That the item **BE RESUBMITTED** during January 2013 in order to allow the Chairperson of the Audit Committee to present the report to Council.

A80/2012

DISASTER MANAGEMENT PLAN (EDSSS) (20/2/2/13)

PURPOSE

To present to Council the proposed Disaster Management Plan for Matjhabeng Local Municipality.

COUNCIL RESOLVED (27 NOVEMBER 2012)

1. That Council **TAKES NOTE** of the proposed Disaster Management Plan.
2. That the proposed Disaster Management Plan **BE ADVERTISED** for public comments for a period of 30 days.
3. That the proposed Disaster Management Plan **BE TABLED** before Council during January 2013 for final approval.

A81/2012

APPLICATION TO BUY A PORTION OF THE ROAD RESERVE OF LANGENHOVEN STREET, EXTENSION 7, WELKOM (8/3/2/13) (EMEDSP)

PURPOSE

Goldfinger Deals Twenty Eight CC in Jan Cilliers Park, Welkom applies to buy two portions of 190m² of the road reserve of Langenhoven Street, Extension 7, Welkom for the purposes of extending their shop and store area.

*** (See application on **page 127 to page 128 of the Annexures.**)

*** The existing shop and the portion they would like to buy is situated in Jan Cilliers Park (See locality plan on **page 129 of the Annexures**).

This report is submitted for consideration.

COUNCIL RESOLVED (27 NOVEMBER 2012)

1. That the matter **BE REFERRED BACK** to the next Council meeting in order to enable the Municipal Manager to comply with procedures in terms of the alienation of property as stipulated in the Municipal Finance Management Act.
2. That Goldfinger Deals Twenty Eight CC **BE INFORMED** accordingly.

A82/2012

THANDANANI TOWNSHIP ESTABLISHMENT APPLICATION: INPUTS FROM THE MATJHABENG COUNCIL (HS) (18/3/1/23)

PURPOSE OF REPORT

The purpose of the report is to present Council with:

- a) Background regarding the delay, progress and current status regarding the township establishment of the Thandanani township also known as 2010.
- b) To present to Council the final township layout that will be presented to the Townships Board.
- c) To recommend to Council the inclusion of the Thandanani area in the Matjhabeng Spatial Development Framework area.
- d) To provide background to Council regarding the portions of roads R176 and P3/2 which are proclaimed as Provincial roads versus the areas that are the responsibility of the Municipality, and the amendment thereof as necessitated by the Thandanani development.
- e) To request Council to make provision for aspects of its financial responsibilities in the forthcoming budget review process.

COUNCIL RESOLVED (27 NOVEMBER 2012)

1. That the township layout plan No YB/080/1107n1 revision 14 of Thandanani as depicted on **Page 138 of the Annexures BE APPROVED**.
2. That it **BE APPROVED** to incorporate the Thandanani township establishment as a residential area in the Spatial Development Framework for Matjhabeng and that the Department of Cooperative Governance and Traditional Affairs, Directorate Spatial Planning **BE NOTIFIED** accordingly.
3. That the portion of Provincial Road R 176 that now falls within the Thandanani townships boundaries henceforth also **BE INCLUDED** in the Municipal responsibility area in which case the Municipality will be responsible for the maintenance thereof and that the Department of Police, Roads and Transport **BE NOTIFIED IN WRITING**.
4. That Council **MUST NEGOTIATE** with the Department of Roads and Transport regarding the maintenance of Provincial Road R176.
5. That **COGNIZANCE BE TAKEN** that sufficient vacant land is available in Thabong for formal township establishment to accommodate the current surplus of families in Thandanani (± 1900) together with the current erven backlog in Thabong.

10

6. That the Municipality in collaboration with the Department Human Settlement, COGTA and the Department of Home Affairs **DEVELOPS** a strategy for the resettlement of the surplus families as well as the foreign dwellers who will not qualify for either a site or a housing subsidy.
7. That COGTA **BE ENGAGED** to resolve on the financial responsibility and to develop a scheduled action plan pertaining to the following aspects associated with the Thandanani project:
 - a) Re-pegging of erven in Thandanani
 - b) Provision of internal services
 - c) Provision of bulk services
8. That all the conditions in relation to the Environmental Authorization (EMS/2/08/08) as discussed in Par. 2.11 **BE NOTED AND IMPLEMENTED**.
9. That Council **MAKES** provision for aspects of its financial responsibilities in the forthcoming budget review process.

A83/2012

PROGRESS REPORT: ASPECTS RELATED TO THE RE-DESIGN AND CONSTRUCTION OF THE N1 ROAD IN VENTERSBURG (19/4/6) (EDLED&P)

PURPOSE OF REPORT

The purpose is to provide Council with a progress report on the construction of the N1 upgrading in Ventersburg/Mmamahabane and to highlight aspects which must still be resolved by Council.

COUNCIL RESOLVED (27 NOVEMBER 2012)

1. That the progress report on aspects related to the re-design and construction of the N1 road in Ventersburg **BE NOTED**.
2. That a team constituted of Local Economic Development, Infrastructure and Community Services **MUST FACILITATE** the process through SANRAL, interacting with the Office of the Municipal Manager.

A84/2012

**APPLICATION FOR REZONING OF ERF 1283, EXTENSION 2, WELKOM
(18/2/2/27) (MSP)**

PURPOSE

The purpose of this report is to get Council's approval on the application.

*** (See motivation on **page 141 to page 148 of the Annexures**)

COUNCIL RESOLVED (27 NOVEMBER 2012)

That the item **BE REFERRED BACK** in order to verify the specific areas approved by Council on application for rezoning.

A85/2012

**AMENDMENT OF THE HENNINGMAN TOWN PLANNING SCHEME:
INCLUSION OF THE REMAINDER OF THE FARM SCHOOLPLAATS 491
WITHIN THE AREA GOVERNED BY THE TOWN PLANNING SCHEME; THE
CREATION AND INCLUSION OF A ZONING OF AGRICULTURE AND
INDUSTRIAL IN THE SCHEME AND THE REZONING OF THE REMAINDER OF
THE FARM SCHOOLPLAATS 491 (18/2/2/27) (MSP)**

PURPOSE

The purpose of the report is to provide the Free State Provincial Government with the comments of the Matjhabeng Municipality.

COUNCIL RESOLVED (27 NOVEMBER 2012)

That the following application **BE APPROVED** by the Matjhabeng Municipality and that the Municipal Manager **SIGNS** the letter of recommendation to the Free State Provincial Government:

1. The inclusion of the Remainder of the Farm Schoolplaats 491, Henningman within the area governed by the Henningman Town Planning Scheme No 2 of 1986.
2. The creation of a new zoning of "Agriculture and Industrial" in the Town Planning Scheme of Henningman as well as the amendment of Table D in the manner as indicated by the applicant in their application.
3. The rezoning of the Remainder of the Farm Schoolplaats 491 to "Agriculture and Industrial"

12

Subject to the following conditions:

1. The implementation of a sewage treatment system with sufficient capacity to handle the load expected to be generated to the satisfaction of the Matjhabeng Municipality.
2. The effective storage of potential hazardous substances.
3. A security fence shall be erected around the operation area.
4. New services, to the standards of the Matjhabeng Municipality, shall only be provided to the area if found possible and at the cost of the applicant and the provision of water and electricity must be discussed and cleared with the Matjhabeng Municipality.
5. All measurements as mentioned in 7.3 of the applicant's motivation shall be implemented.
6. The concerns of the public as discussed in 7.4 of the applicant's motivational report shall be addressed and implemented.
7. The development shall be subject to all stipulations of the Hennenman Town Planning Scheme.

A86/2012

APPLICATION TO BUY A PORTION OF THE ROAD RESERVE OF TOERMALYN STREET, EXTENSION 7, WELKOM (8/3/2/13) (EMEDSP)

PURPOSE OF REPORT

This report is submitted Council for a recommendation.

COUNCIL RESOLVED (27 NOVEMBER 2012)

1. That the matter **BE REFERRED BACK** to the next Council meeting in order to enable the Municipal Manager to comply with procedures in terms of the alienation of property as stipulated in the Municipal Finance Management Act.
2. That LEDF Correia Family Trust **BE INFORMED** accordingly.

A87/2012

OPERATION PATALA PROGRESS REPORT (ACFO) (6/1/2/3)

PURPOSE

To submit to Council a progress report on Operation Patala.

COUNCIL RESOLVED (27 NOVEMBER 2012)

1. That the progress report on Operation Patala **BE NOTED**.
2. That Council **BE PROVIDED** with a complete list of businesses whose accounts are outstanding for more than 30 days and who do not pay their accounts in full.
3. That Council **BE PROVIDED** with a list of accounts that are in arrear, yet the services are not disconnected and the reason for that.
4. That Council **MUST BE CONSISTENT** in its approach and not protect certain businesses. No payment, no services unless there is a valid reason for that, i.e. disputes declared, etc.
5. That all disputes **BE RESOLVED** within 30 days after being declared in terms of legislation and that the municipality not be held hostage by certain businesses who can pay but does not want to.
6. That Council **BE PROVIDED** with a report on all disputes outstanding for more than 30 days and the reason for that.

A88/2012

REPORT: LEGAL AND PROFESSIONAL FEES (MM) (16/3)

PURPOSE

To submit to Council a report on Legal and Professional Fees.

COUNCIL RESOLVED (27 NOVEMBER 2012)

That the item **BE WITHDRAWN**.

A89/2012

MOTION BY COUNCILLOR PF BOTHA: ALLOWING A PREMIUM ON THE PRICE BY LOCAL TENDERERS/BUSINESSES (3/1/3/2) (AEDCSS)

PURPOSE

To submit to Council the motion received from Cllr PF Botha, for consideration.

COUNCIL RESOLVED (27 NOVEMBER 2012)

That Council **APPROVES** the motion received from Cllr PF Botha.

A90/2012

SOCIAL HOUSING DEVELOPMENT IN MATJHABENG LOCAL MUNICIPALITY (SNR MANAGER TP AND HS) (20/14/4/3)

PURPOSE

To request Council to avail land to Social Housing Development by way of a long term lease agreement.

COUNCIL RESOLVED (27 NOVEMBER 2012)

1. That Council **AVAILS** land to the Social Housing Agency by way of a long term lease agreement.
2. That Council **AUTHORIZES** the Municipal Manager to conclude the lease agreement between the Social Housing Agency and Matjhabeng Local Municipality.