

# **MINUTES**

**OF THE**

**9<sup>TH</sup> ORDINARY MEETING  
FOR THE YEAR 2002**

**of**

**MATJHABENG MUNICIPALITY**

**held on**

**WEDNESDAY, 25 SEPTEMBER 2002**

**at**

**16:00**

**COUNCILLORS PRESENT : COUNCIL MEETING : 25 SEPTEMBER 2002**

**ANC**

| <b>PROPORTIONAL</b> |                                |     |                               |
|---------------------|--------------------------------|-----|-------------------------------|
| 1.                  | Leeuw SJ (Executive Mayor)     | 14. | Dlova TW                      |
| 2.                  | Matsepe TV (Speaker)           | 15. | Ikaneng MI                    |
| 3.                  | Chao MK                        | 16. | Mafantire MJ                  |
| 4.                  | Menong KS                      | 17. | Mafongosi VZ                  |
| 5.                  | Ramaisa KA                     | 18. | Mashinini NL                  |
| 6.                  | Tladi RE                       | 19. | Alexander RR                  |
| 7.                  | Thuthani ZA <b>(Apology)</b>   | 20. | Radebe ML <b>(Apology)</b>    |
| 8.                  | Matosa AN                      | 21. | Sephiri MJ                    |
| 9.                  | Matlabe MMT                    | 22. | Tihone ML                     |
| 10.                 | Mbana MA                       | 23. | Vanga M                       |
| 11.                 | Mokhathi PE <b>(Absent)</b>    | 24. | Kotzee D                      |
| 12.                 | Bengu VV                       | 25. | Segalo SS                     |
| 13.                 | Dali VN                        | 26. | Kujoana MA                    |
| <b>WARD</b>         |                                |     |                               |
| 27.                 | Matsbukanye MM <b>(Absent)</b> | 42. | Mfebe MSE                     |
| 28.                 | Tshabangu SE                   | 43. | Mhlaba N                      |
| 29.                 | Mohlodi PP <b>(Apology)</b>    | 44. | Mokolutlo LA <b>(Apology)</b> |
| 30.                 | Mogole RR <b>(Absent)</b>      | 45. | Montshioa BA                  |
| 31.                 | Liphoko SJ <b>(Absent)</b>     | 46. | Mosala MS                     |
| 32.                 | Mokoena ME                     | 47. | Nakwa TA                      |
| 33.                 | Masienyane MD                  | 48. | Ngangelizwe S                 |
| 34.                 | Baaitjies M                    | 49. | Radebe LLF                    |
| 35.                 | Dassie YS                      | 50. | Ramojela JN                   |
| 36.                 | Dlamini SC                     | 51. | Rubulana L                    |
| 37.                 | James TH                       | 52. | Seboholi CP                   |
| 38.                 | Khalipha TD                    | 53. | Taliwe FE                     |
| 39.                 | Mabuya FF                      | 54. | Thoabala TE                   |
| 40.                 | Manzana NR                     | 55. | Tsoene TD <b>(Apology)</b>    |
| 41.                 | Masoka NL                      | 56. | Tsatsa SJ                     |

# II

## DA

| PROPORTIONAL |                               |     |                              |
|--------------|-------------------------------|-----|------------------------------|
| 57.          | Fourie JJC ( <b>Apology</b> ) | 61. | Maqena AM ( <b>Apology</b> ) |
| 58.          | Marais (Dr) JS                | 62. | Ntsala MM ( <b>Absent</b> )  |
| 59.          | Auret IH ( <b>Apology</b> )   | 63. | Olivier JJ                   |
| 60.          | Neumann VH                    | 64. | Styger A                     |
| WARD         |                               |     |                              |
| 65.          | Bothma B ( <b>Apology</b> )   | 68. | Edeling JH                   |
| 66.          | Louw ML ( <b>Apology</b> )    | 69. | Van Rooyen HC                |
| 67.          | Smit DC                       | 70. | Du Toit JJB                  |

## UDM

| PROPORTIONAL |             |
|--------------|-------------|
| 71.          | Motshabi MP |

## PAC

| PROPORTIONAL |          |
|--------------|----------|
| 72.          | Majoe TS |

## OFFICIALS

|                     |   |  |
|---------------------|---|--|
| Mr RSB Sesele       | - | Municipal Manager  |
| Mr BP Molatseli     | - | Executive Manager : Corporate Services                                 |
| Mr TR Shiringani    | - | Manager : Council Administration                                       |
| Mr XE Dasheka       | - | Executive Manager: Public Safety & Transport                           |
| Ms S Makhetha       | - | Manager: Social Development  |
| Mr Jonker           | - | Co-ordinator: Financial Management                                     |
| Mr PL van der Merwe | - | Manager: Budget Control  |
| Mr SB Mhlambi       | - | Executive Manager: Legal Services                                      |
| Mr V Adonis         | - | Corporate Executive Manager: Community Services and Social Development |



**1. OPENING**

Pastors P Wasserman and I Moraule opened the meeting with Scripture reading and a prayer.

**2. OFFICIAL ANNOUNCEMENTS OF THE SPEAKER**

None.

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

None.

**4. APPLICATIONS AND APPEALS FROM COUNCILLORS IN TERMS OF RULES 14(1), 67 AND 72**

None.

**5. REPORTS RECEIVED FROM THE SPEAKER**

Council considered the reports of the Speaker as presented to Council by the Executive Mayor under Item 13 and the resolutions are on pages 1 and 2 of these minutes.

**6. MOTIONS OF SYMPATHY AND CONGRATULATIONS BY THE SPEAKER**

The Speaker expressed Council's sincere condolences to the family of Mr WP Rapiitse, a member of Ward 35 Committee, who passed away.

The Speaker expressed Council's sincere sympathy and condolences to the family of Mr S Mthembu, a Ward 4 Committee member, who passed away.

The Speaker congratulated the following Councillors on their birthdays:

|              |            |
|--------------|------------|
| Manzana NR   | 2 October  |
| Nakwa TA     | 3 October  |
| Taliwe FE    | 27 October |
| Tshabangu SE | 24 October |

## IV

The Speaker congratulated Clr KS Menong for passing his post graduate diploma in Development and Management Studies.

The Speaker congratulated Clr NL Mashinini for being appointed as a Trainer for SALGA.

The Speaker congratulated all Councillors who participated in the Heritage Day activities and singled out Clr (Dr) Marais and the Executive Mayor for their active participation.

### 7. MOTIONS OF SYMPATHY AND CONGRATULATIONS FROM OTHER MEMBERS

None.

### 8. DEPUTATIONS AND INTERVIEWS

Dr TJ Mampekgo addressed Council on Stress Management whereafter, during the questions session, the Executive Mayor requested that he draws up a questionnaire for Councillors and officials to evaluate how stress levels can be monitored and analyzed.

That the Chair of Chairs should interact with Dr Jankie Mampekgo further on assistance on how to establish and manage support groups in wards through Ward Communities to sensitise the public on stress related problems, their causes and ways of preventing and managing same.

That the Human Resources Department should interact with Dr Jankie Mampekgo to engage Council's staff on stress management and possibly also make a presentation to them.

### 9. DISCLOSURE OF INTEREST

None.

### 10. MINUTES OF THE PREVIOUS MEETING

#### **COUNCIL RESOLVED : (26 SEPTEMBER 2002)**

That the minutes of the meeting held on 27 August 2002 **BE APPROVED** and **CONFIRMED**.

# V

## MATTERS ARISING FROM THE MINUTES

None.

### 12. QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

None.

### 13. REPORTS OF THE EXECUTIVE MAYOR AND COMMITTEES

Council considered the report from the Executive Mayor and Committees and the resolutions to these reports are on pages **1** to **6** of these minutes.

### 14. REPORTS OF DECISIONS TAKEN UNDER DELEGATED POWERS

The Executive Mayor presented his report on decisions taken under delegated powers and the resolution in this regard is on Item A79/2002, on page **6** of these minutes.

### 15. MOTIONS

None.

## CLOSURE

The meeting ended at **17:45**.

.....  
DATE

.....  
TV MATSEPE (SPEAKER)

**A64/2002**

**APPEAL IN ACCORDANCE WITH THE CONDITIONS OF SERVICE OF COUNCIL: MR GA SIMELO (P/F) (EMHR) (P 1 : ANNEXURES P 1)**

**COUNCIL RESOLVED (26 SEPTEMBER 2002)**

[Office of the Speaker] That the Speaker facilitate the appointment of an Appeal Committee to handle the appeal of Mr GA Simelo in connection with his dismissal.

**A65/2002**

**APPEAL IN ACCORDANCE WITH THE CONDITIONS OF SERVICE OF COUNCIL: MR M E HLATSHWAYO: (P/F) (EMHR) (P 3 : ANNEXURES P 2 – 11)**

**COUNCIL RESOLVED (25 SEPTEMBER 2002)**

[Office of the Speaker] That the Speaker facilitate the appointment of an Appeal Committee to handle the appeal of Mr ME Hlatshwayo in connection with his dismissal.

**A66/2002**

**APPEAL IN ACCORDANCE WITH THE CONDITIONS OF SERVICE OF COUNCIL: MR KE MAKHUBU (EMHR) (P/F) (P 6 : ANNEXURES P 12 – 19)**

**COUNCIL RESOLVED (25 SEPTEMBER 2002)**

[Office of the Speaker] That the Speaker facilitate the appointment of an Appeal Committee to handle the appeal of Mr KE Makhubu in connection with his dismissal.

**A67/2002**

**DRESS CODE FOR COUNCILLORS (3/1/1) (Office of the Speaker) (MCA) (P 10)**

**COUNCIL RESOLVED (25 SEPTEMBER 2002)**

[Office of the Speaker] 1. That the Rules Committee be mandated to draw up a Dress Code for Matjhabeng.

That Councillors make submissions to the Rules Committee.

**A68/2002**

**REPORT OF THE PROVINCIAL MANAGEMENT COMMITTEE FOR THE PERIOD OF MAY TO SEPTEMBER 2002 TO THE PROVINCIAL EXECUTIVE COMMITTEE (SALGA FREE STATE) (5/2/1/24) (Office of the Speaker) (MCA) (P 11)**

**COUNCIL RESOLVED (25 SEPTEMBER 2002)**

That the report of the Provincial Management Committee of SALGA Free State for the period May to September 2002 **BE NOTED**.

- [EMCS] 2. That it **BE NOTED** that Clr TD Khalipa has been nominated as the deputy Chairperson of SALGA (Free State).

**A69/2002**

**REPORT ON THE TRANSITIONAL FACILITATION COMMITTEE (3/7/1/7) (Office of the Speaker) (MCA) (P 12 : ANNEXURES P 20 – 27)**

**COUNCIL RESOLVED (25 SEPTEMBER 2002)**

- [EMCS] 1. That Matjhabeng Municipal Council endorses the formation of the District ICT Management Task Team for Lejweleputswa and that the Manager: ICT for Matjhabeng represent the Municipality in such a Committee.

That it **BE NOTED** that in future, Capacity Assessment Reports of the Demarcation Board will be endorsed by the Municipalities themselves before referral to the MEC.

That Council **TAKE NOTE** that future reports on the TFC will be submitted after every TFC meeting.

**A70/2002**

**FINANCIAL EXPENDITURE: PURCHASE 132kV HIGH VOLTAGE CABLE JOINT (CEMES) (19/3) (P 15 : ANNEXURES P 28)**

[CEMFM]  
[CEMES] **COUNCIL RESOLVED (25 SEPTEMBER 2002)**

That no tender be called for the required item due to the urgency of the matter.

That two 132kV high voltage cable joints be purchased at the quoted price by African Cables of R64 193,00 each (excl VAT).

That the expenditure mentioned in paragraph 2 above, be financed from the unforeseen expenditure budget.



That 132kV high voltage cable joints, in future, be handled as a stock item at the Central Stores, Fourth Street, Welkom to cater for emergency situations. Normal tender procedures should be followed to obtain the other two (2) cable joints as requested.

That the Manager: Expenditure submits a full financial report on paragraph 3 above.

**A71/2002**

**MONTHLY FINANCIAL REPORT FOR THE PERIOD ENDING 30 AUGUST 2002 (12/1/2/3) (CEMFM) (P 18 : ANNEXURES p 29 – 34)**

**COUNCIL RESOLVED (25 SEPTEMBER 2002)**

That the Monthly Financial Report for the period ending 30 August 2002 **BE NOTED**.

That it **BE NOTED** that the reporting format will be improved further.

That it **BE NOTED** that the financial position of Council is in a very bad state.

That it **BE NOTED** that the MMC for Finance indicated that accounts will be printed and posted from Welkom by Council itself.

**A72/2002**

**FINANCIAL MANAGEMENT GRANT PROGRAMME (6/4/1) (CEMFM) (P 19 : ANNEXURES p 35 – 69)**

**COUNCIL RESOLVED (25 SEPTEMBER 2002)**

That the Report on the Financial Management Grant Programme **BE NOTED**.

**A73/2002**

**AMENDMENT/CHANGE OF CONDITIONS OF SERVICE (EMHR) (5/2B) (P 20 : ANNEXURES P 70 – 75)**

**COUNCIL RESOLVED (25 SEPTEMBER 2002)**

[EMHR]

1. That SALGA **BE REQUESTED**, as a matter of urgency, to avail their legal experts and advisors to discuss the interim Uniform Conditions of Service of Matjhabeng Municipality.

That the problems relating to the implementation of the interim Uniform Conditions of Service of Matjhabeng Municipality be brought to the attention of the relevant Minister through the Office of the MEC.

That Council **IMPLEMENT** the approved interim Conditions of Service, but

That the implementation of the Disciplinary Code and Grievance Procedure in the interim Uniform Conditions of Service be withheld to avoid conflict.

That the Disciplinary Code and Grievance Procedure of the different disestablished municipalities be used for the interim until paragraphs 1 and 2 above have been resolved.

**A74/2002**

**EVALUATION OF TENDER 7/2002 : CONSTRUCTION OF BULK WATER LINE : EXT T16 THABONG (11/2 – 7/2002) (CEMES) (P 24 : ANNEXURES P 76 – 89)**

**COUNCIL RESOLVED (25 SEPTEMBER 2002)**

[EMCS] That the item **BE REFERRED BACK** to the Mayoral Committee for further consideration.

**A75/2002**

**EVALUATION OF TENDER 6/2002 : CONSTRUCTION OF BULK SEWER LINE : EXT T14/2 THABONG (11/2 – 6/2002) (CEMES) (P 28 : ANNEXURES P 90 – 102)**

**COUNCIL RESOLVED (25 SEPTEMBER 2002)**

[EMCS] That the item **BE REFERRED BACK** to the Mayoral Committee for further consideration.

**A76/2002**

**EVALUATION OF TENDERS 10/2002 AND 11/2002: CONSTRUCTION AND SUPPLY OF MATERIALS FOR TRUNK WATER LINE: EXT 15 THABONG (11/2 – 10/2002 – 11/2002) (CEMES) (P 31 : ANNEXURES P 103 – 136)**

**COUNCIL RESOLVED (25 SEPTEMBER 2002)**

[EMCS] That the item **BE REFERRED BACK** to the Mayoral Committee for further consideration.

**A77/2002****NAMING OF THE NEW SUB-REGIONAL CEMETERY FOR WELKOM (20/8/1/1) (EMCS) (P 36)****COUNCIL RESOLVED (25 SEPTEMBER 2002)**

[CEMCSSD] That the name Phumlani be accepted as the name for the new sub-regional cemetery for Matjhabeng.

**A78/2002****CONTRACTS OF EMPLOYMENT AND ADJUSTMENT OF SALARIES: MUNICIPAL MANAGER, MANAGERS REPORTING DIRECTLY TO THE MUNICIPAL MANAGER, AS WELL AS PERSONAL ASSISTANT TO THE EXECUTIVE MAYOR (5/3/2/1) (2/1) (8/3/2/2) (MM) (P 38)**

During the discussions of the item, Clr (Dr) Marais requested the Council to reconsider the level of the position of the Personal Assistant to the Executive Mayor as envisaged in the previous Council resolution A11/2001 dated 23 January 2001.

**COUNCIL RESOLVED (25 SEPTEMBER 2002)**

- [MM] 1. That the contents of this report in respect of the contracts of employment as well as the salary adjustments of the Municipal Manager, Managers reporting directly to the Municipal Manager and the Personal Assistant to the Executive Mayor of Matjhabeng Municipality **BE NOTED** and **APPROVED**.
- [MM] 2. That it **BE NOTED** that the performance agreements of the incumbents of the positions mentioned in paragraph 1 above, will be submitted to the Council during October 2002.
- [Ex Mayor] 3. That the Executive Mayor **INVESTIGATE** whether the Personal Assistant is a contract person or an employee of Council.
- [Ex Mayor] 4. That the position of the Executive Manager: Legal Services must be finalised after the Executive Mayor has interacted with the current incumbent to resolve the problem of him not having signed the contract and that the matter be finalised at the next Council meeting.

**A79/2002**

**REPORT ON DECISIONS TAKEN UNDER DELEGATED POWERS (3/1/2)**  
**(MM) (EXECUTIVE MAYOR'S REPORT PAGE 1 – 56)**

**COUNCIL RESOLVED : (25 SEPTEMBER 2002)**

[EMCS]

1. That the reports and decisions as presented in MC214/2002 to MC217/2002, MC219/2002 to Mc221/2002, MC224/2002 to MC225/2002, MC227/2002 to MC230/2002, MC232/2002 to MC234/2002, MC238/2002 to MC239/2002, MC241/2002 as they appear on the Annexures marked **Executive Mayor's report**, taken by the Executive Mayor under delegated powers, **BE APPROVED** and **CONFIRMED**.
2. That Item MC221/2002 **BE REFERRED BACK** to the Mayoral Committee for further consideration and **BE RESUBMITTED** at the next meeting.

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