

MINUTES

OF THE

**1ST ORDINARY MEETING
FOR THE YEAR 2006**

of

MATJHABENG MUNICIPALITY

held on

THURSDAY, 23 FEBRUARY 2006

at

10:00

COUNCILLORS PRESENT: COUNCIL MEETING: 23 FEBRUARY 2006

ANC

PROPORTIONAL			
1.	SJ Leeuw (Executive Mayor)	15.	Ikaneng MI (Absent)
2.	Nyembe ME	16.	Mafantire MJ
3.	Tsubane ME	17.	Mafongosi VZ (Absent)
4.	Menong KS (MMC)	18.	Mashinini NL
5.	Ramaisa KA (MMC)	19.	Petleki KI (Absent)
6.	Tladi RE (MMC)	20.	Radebe ML
7.	Thuthani ZA (MMC)	21.	Sephiri MJ
8.	Matosa AN	22.	Tlhone ML
9.	Matlabe MMT	23.	Vanga M
10.	Mbana MA	24.	Kotzee D
11.	Mokhathi PE	25.	Masoleng NI
12.	Bengu VV	26.	Kujoana MA
13.	Dali VN	27.	Motshabi MP
14.	Dlova TW (Absent)		
WARD			
28.		43.	Mfebe MSE
29.		44.	Mhlaba N (Absent)
30.	Mohloli PP (Absent)	45.	Mokolutlo LA
31.	Mogole RR	46.	Montshioa BA (MMC)
32.	Liphoko SJ (Absent)	47.	Mosala MS (Absent)
33.	Mokoena ME (Written apology)	48.	Nakwa TA
34.	Masienyane MD	49.	Ngangelizwe S
35.	Baaitjies M	50.	Radebe LLF (Absent)
36.	Dassie YS (Absent)	51.	Ramojela JN
37.	Dlamini SC (Absent)	52.	Rubulana L (Speaker)
38.	James TH	53.	Seboholi CP
39.	Khalipha TD (MMC)	54.	Taliwe FE
40.	Mabuya FF (Absent)	55.	Thoabala TE (MMC)
41.	Manzana NR	56.	
42.	Masoka NL	57.	Tsatsa SJ

II

DA

PROPORTIONAL			
58.	Fourie JJC	62.	Maqena AM
59.	Marais (Dr) JS (Apology)	63.	Ntsala MM (Written apology)
60.	Auret IH	64.	Olivier JJ
61.	Neumann VH	65.	Styger A (Written apology)
WARD			
66.	Bothma B	69.	Edeling JH (Written apology)
67.		70.	Van Rooyen HC
68.	Smit DC	71.	

PAC

PROPORTIONAL	
72.	Majoe TS (Absent)

OFFICIALS

Mr NJ Motseki	:	Acting Municipal Manager
Mr R Spies	:	Corporate Executive Manager: Engineering Services
Mr TR Shiringani	:	Manager: Council Administration
Mr TB Jobo	:	Senior Communication Officer
Mr SD Mana	:	Caretaker (Corporate Services)
Me DF Ramakhale	:	Administrative Officer (Corporate Services)

1. OPENING

Pastor S Lenong of the Balperism Bible Church opened the meeting with Scripture reading and prayer.

2. APPLICATIONS FOR LEAVE OF ABSENCE

See Attendance List above.

3. OFFICIAL ANNOUNCEMENTS OF THE SPEAKER

3.1 The Speaker congratulated Councillors and the Executive Mayor for their support.

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

A9/2006 – A10/2006

The above items were dealt with under **Item 15** on the agenda.

III

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

None

6. REPORTS RECEIVED FROM THE SPEAKER

None

7. MOTIONS OF SYMPATHY AND CONGRATULATIONS BY THE SPEAKER

7.1 SYMPATHY

The Speaker informed the Councillors about the following Council employees who have passed away during the months of January and February 2006:

Nyangwa, L	:	Community Services (Refuse)
Motsoane, DM	:	Community Services (Parks)
Mosenyeni, M	:	Community Services (Parks)
Sebetoane NJ	:	Community Services (Refuse)
Thuthelo, ES	:	Community Services (Protection)

The following will be buried on Saturday, 25 February 2006:

Ntlatseng, EM	:	Community Services (Traffic)
Mofokeng, MR	:	Engineer (Electrician)

A moment of silence was observed.

7.2 CONGRATULATIONS

The Speaker congratulated the following Councillors on their birthdays, were in February:

Mafantire JM	05
Thuthani ZA	07
Mokoena ME	07
Dlamini SC	18
Motshabi MP	21
Seboholi CP	22
Maqena AM	29

IV

8. MOTIONS OF SYMPATHY AND CONGRATULATIONS FROM OTHER MEMBERS

None

9. DEPUTATIONS AND INTERVIEWS

None

10. DISCLOSURE OF INTEREST

None

11. MINUTES OF THE PREVIOUS MEETINGS

COUNCIL RESOLVED (23 FEBRUARY 2006)

11.1 That the minutes of the 9th Special Meeting of the Council held on 15 December 2005 **BE APPROVED** and **CONFIRMED** as a true reflection of what transpired at the meeting with the following amendments confirmed by the Speaker:

Attendance List:

11.1.1 That Councillor M Baaitjies was present (15 December 2005)

11.1.2 That Councillor HV van Rooyen *be rectified to read* apologised for the whole December month.

11.2 That the minutes of the 1st Special Meeting of the Council held on 24 January 2006 **BE APPROVED** and **CONFIRMED** as a true reflection of what transpired at the meeting.

12. FORMAL SIGNING OF MINUTES

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

13. MATTERS ARISING FROM THE MINUTES

None

V

14. QUESTIONS OF WHICH NOTICE WAS GIVEN

Councillor AM Maqena – launch – Gender Focal Points

*** Attached on page 58 of the Annexures is a copy of the letter received.

*** Attached on page 59 of the Annexures is a copy of the response from the Chairperson of the Gender Desk Committee.

15. REPORTS OF THE EXECUTIVE MAYOR AND COMMITTEES

A1/2006 – A10/2006

16. 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 **page 5, Item A11/2006** of these minutes.

17. MOTIONS

None

Speech by the Councillors

The Speaker afforded each Political Party (**PAC, DA and ANC**) the opportunity to address the Council.

18. Speech by the Executive Mayor

The Executive Mayor delivered his closing speech.

18. CLOSURE

The Speaker adjourned the meeting at **14:04**.

.....
L RUBULANA (SPEAKER)

.....
DATE

A1/2006

MATJHABENG LOCAL MUNICIPALITY: REVIEWED 2006/2007 DRAFT INTEGRATED DEVELOPMENT PLAN (AMM) (18/1/18) (P 1 : ANNEXURES – SEPARATE COVER)

PURPOSE OF REPORT

To submit the Draft 2006/2007 Reviewed Integrated Development Plan of Matjhabeng for adoption.

COUNCIL RESOLVED (23 FEBRUARY 2006)

[AM:IDP]

1. That Council **APPROVES** the Draft Reviewed Integrated Development Plan as the final IDP document.
2. That the copy of the Reviewed Integrated Development Plan **BE SENT** to the MEC for Local Government and Housing as required by legislation.

A2/2006

LOCAL GOVERNMENT CAPACITY BUILDING GRANT (3/3/22) (EMHR) (P 3 : ANNEXURES P 1 – 27)

1. PURPOSE OF REPORT

To submit an action plan on the utilisation of roll-over funds for training purposes as approved by DPLG (MIG).

COUNCIL RESOLVED (23 FEBRUARY 2006)

[EMHR]

1. That Council **APPROVES** the plan on the utilization of roll-over funds for training purposes as approved by DPLG [MIG].
2. That Local Accredited Institution **BE GIVEN** an opportunity to provide training.

A3/2006

UPGRADING OF MUNICIPAL TRAINING CENTRE (AEMHR) (5/6/1) (P 5)

PURPOSE OF REPORT

To propose the utilisation of funds on capital and operational items in order to enhance the delivery of a professional training service to Matjhabeng Municipality and its residents.

COUNCIL RESOLVED (23 FEBRUARY 2006)

- [EMHR]
1. That the item **BE WITHDRAWN** due to the insufficiency of information provided.
 2. That the Department of Human Resources **MUST BRING** a comprehensive view on the question of Training Centre.

A4/2006

CONSTRUCTION OF GRAVEL ROADS PHASE 2-10 IN MATJHABENG (19/4/1) (CEMES) (P 7 : ANNEXURES P 28 – 29)

PURPOSE OF REPORT

- To request the Mayoral Committee to correct the error in the 2005/6 capital budget for this project, i.e. R4 536 450.00 should be R6 140 350. 00.
- To request authorization to construct **sealed dump rock roads** as an alternative to ordinary gravel roads.
- To request authorization to utilize portion of the R3m budgeted for gravel roads under Council's Capital Budget for 2005/6 as additional counter funding towards this project in order to ensure that 15km of roads can be constructed as per MIG business plan.

COUNCIL RESOLVED (23 FEBRUARY 2006)

// The Executive Mayor denied the adjusted budget and that Council could not exceed the amount.//

- [CEMES]
1. That the current Capital Budget for 2005/6 **BE REVIEWED** and that the correct MIG allocation for this project, i.e. R6 140 350.00 **BE INSERTED** instead of R4 536 450.00 presently allocated on the budget.

2. That authorization **BE GIVEN TO BUILD** tarred and paved roads and a test on the durability of the sealed dump rock **BE INVESTIGATED**.
3. That new tenders **BE CALLED** for the construction of tarred or paved roads in all six towns of Matjhabeng according to the road list approved per resolution MC43/2003.

A5/2006

MINUTES OF THE PERFORMANCE AUDIT COMMITTEE HELD ON THE 13TH & 20TH SEPTEMBER 2005 (CHAIRPERSON - AUDIT COMMITTEE) (P 11 : ANNEXURES P 30 – 39)

1. PURPOSE:

To submit minutes of the Performance Audit Committee to Council for information.

COUNCIL RESOLVED (23 FEBRUARY 2006)

- [AUDIT COM]
1. That the incoming Council **MUST CONSIDER** establishment of Section 79 Committee which in between the Council sitting assist the Performance Audit Committee to execute their job.
 2. That Performance Audit Committee **MUST SUBMIT** a report.

A6/2006

AMENDED ANNUAL INTERNAL AUDIT PLAN (CHAIRPERSON-AUDIT COMMITTEE) (P 12 : ANNEXURES P 40 – 44)

PURPOSE

To obtain approval for the amendments of the Annual Internal Audit Plan for the period JULY 2005 to JUNE 2006 by the Council.

COUNCIL RESOLVED (23 FEBRUARY 2006)

// The Performance Audit Committee indicated that there is no indication of what has been changed and to what extent does it affect the Audit Plan mandate as it has been approved. //

- [AUDIT COM]
1. That Council **APPROVES** the amendments of the Internal Audit Year Plan as setout, for the period June 2005 to July 2006.

2. That the office of the Executive Mayor and the office of the Speaker **MUST ALSO ASSIST** the Performance Audit Committee to enable to execute their job.

A7/2006

**GENERAL EXPENDITURE & REPAIR AND MAINTENANCE ALLOCATIONS
PER DEPARTMENT FOR THE 2006-2007 OPERATIONAL BUDGET (6/1/1/1 –
2006/2007) (CFO) (P 13 : ANNEXURES P 45 – 48)**

PURPOSE

To submit a draft operational budget for the 2006/2007 financial year for each department.

COUNCIL RESOLVED (23 FEBRUARY 2006)

[CFO] That the item **BE WITHDRAWN** and **BE ADDRESSED** in the Budget.

A8/2006

**DRAFT 2006/07 SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN
(AMM) (6/18/1) (ADDENDUM P 16 : ANNEXURES P 49 – 57)**

1. PURPOSE

The purpose of the report is to submit the 2006/07 Service Delivery and Budget Implementation Plan (SDBIP) for consideration and approval.

*** The quarterly projections of high-level performance indicators, units of measurements and annual and quarterly targets are included in the Annexure.
(See pages 49 – 57 of Further Annexures)

COUNCIL RESOLVED (23 FEBRUARY 2006)

[AMM] That the item **BE REFERRED BACK** to the next presentation of the Total Budget.

A9/2006

REPORT OF THE SPEAKER ON THE KPMG REPORT (INVESTIGATING SUSPECTED BREACHES OF THE CODE OF CONDUCT BY COUNCILLORS)
(6/12/2/1) (SPEAKER) (ADDENDUM P 22 : ANNEXURES P 60 – 72)

PURPOSE

To submit the report to Council for consideration as the Speaker was tasked to deal with the issue of Councillors.

// At 11:26 the ANC requested a caucus, which was granted and the meeting proceeded at 12:03.//

Councillor JJ Olivier (DA) requested that the following suggestion be minuted:

That the normal Tender Process as stipulated in the Municipal Act be followed.

That the incoming Council at its first Ordinary meeting take a decision on the format of reporting on Tenders via the Finance Committee to the Mayoral Committee and to Council (Report should include e.g. Tenders called, Tenderers, tenders awarded, amount of tender).

COUNCIL RESOLVED (23 FEBRUARY 2006)

[SPEAKER] That the investigation **RESIDES** in the Office of the Speaker and the Speaker **BE GIVEN** an opportunity to establish the Committee that will look further into the report and all the consolidated reports from the different institutions will be submitted to the Office of the Speaker for the prepared answers.

A10/2006

REPORT OF THE SPEAKER ON THE KPMG REPORT (INVESTIGATING SUSPECTED BREACHES OF THE CODE OF CONDUCT BY COUNCILLORS)
(6/12/2/1) (SPEAKER) (ADDENDUM P 24 : ANNEXURES P 73 - 78)

PURPOSE

To submit the report to Council for consideration as the Speaker was tasked to deal with the issue of Councillors.

COUNCIL RESOLVED (23 FEBRUARY 2006)

[SPEAKER] That the investigation **RESIDES** in the Office of the Speaker and the Speaker **BE GIVEN** an opportunity to establish the Committee that will look further into the report and all the consolidated reports from the different institutions will be submitted to the Office of the Speaker for the prepared answers.

A11/2006

REPORT ON DECISIONS TAKEN UNDER DELEGATED POWERS (3/1/2) (AMM)
(EXECUTIVE MAYOR'S REPORT PAGE 1 – 5)

COUNCIL RESOLVED (23 FEBRUARY 2006)

[FILE] That the resolutions taken by the Executive Mayor under delegated powers as they appear on the Annexures marked Executive Mayor's Report i.e. MC138/2005 to MC152/2005, SMC1/2005, SMC3/2005 to SMC13/2005 and MC1/2006 to MC7/2006 and MC8/2006, MC10/2006 **BE APPROVED and CONFIRMED.**

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