

MINUTES

OF THE

**9TH 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

PROPORTIONAL			
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 (Apology)	20.	Radebe ML (Apology)
8.	Matosa AN	21.	Sephiri MJ
9.	Matlabe MMT	22.	Tihone ML
10.	Mbana MA	23.	Vanga M
11.	Mokhathi PE (Absent)	24.	Kotzee D
12.	Bengu VV	25.	Segalo SS
13.	Dali VN	26.	Kujoana MA
WARD			
27.	Matsbukanye MM (Absent)	42.	Mfebe MSE
28.	Tshabangu SE	43.	Mhlaba N
29.	Mohlodi PP (Apology)	44.	Mokolutlo LA (Apology)
30.	Mogole RR (Absent)	45.	Montshioa BA
31.	Liphoko SJ (Absent)	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 (Apology)
41.	Masoka NL	56.	Tsatsa SJ

II

DA

PROPORTIONAL			
57.	Fourie JJC (Apology)	61.	Maqena AM (Apology)
58.	Marais (Dr) JS	62.	Ntsala MM (Absent)
59.	Auret IH (Apology)	63.	Olivier JJ
60.	Neumann VH	64.	Styger A
WARD			
65.	Bothma B (Apology)	68.	Edeling JH
66.	Louw ML (Apology)	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] **COUNCIL RESOLVED (25 SEPTEMBER 2002)**
[CEMES]

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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