

MINUTES

OF THE

**11TH ORDINARY MEETING
FOR THE YEAR 2002**

of

MATJHABENG MUNICIPALITY

held on

TUESDAY, 26 NOVEMBER 2002

at

16:00

COUNCILLORS PRESENT : COUNCIL MEETING : 26 NOVEMBER 2002

ANC

PROPORTIONAL			
1.	Leeuw SJ (Executive Mayor)	14.	Dlova TW
2.	Matsepe TV (Speaker)	15.	Ikaneng MI (That it be noted that the Councillor attended the Gender Indaba at Bloemfontein and that the application will further be investigated)
3.	Chao MK (MMC)	16.	Mafantire MJ
4.	Menong KS (Written apology) (MMC)	17.	Mafongosi VZ (That it be noted that the Councillor attended the Gender Indaba at Bloemfontein and that the application will further be investigated)
5.	Ramaisa KA (MMC)	18.	Mashinini NL (That it be noted that the Councillor attended the Gender Indaba at Bloemfontein and that the application will further be investigated)
6.	Tladi RE (MMC)	19.	Alexander RR
7.	Thuthani ZA (MMC)	20.	Radebe ML
8.	Matosa AN	21.	Sephiri MJ
9.	Matlabe MMT	22.	Tlhone ML
10.	Mbana MA	23.	Vanga M
11.	Mokhathi PE	24.	Kotzee D
12.	Bengu VV	25.	Segalo SS (Written apology)
13.	Dali VN	26.	Kujoana MA (That it be noted that the Councillor attended the Gender Indaba at Bloemfontein and that the application will further be investigated)
WARD			
27.	Matsbukanye MM	42.	Mfebe MSE (That it be noted that the Councillor attended the Gender Indaba at Bloemfontein and that the application will further be investigated)
28.	Tshabangu SE (MMC)	43.	Mhlaba N (That it be noted that the Councillor attended the Gender Indaba at Bloemfontein and that the application will further be investigated)
29.	Mohlodi PP	44.	Mokolutlo LA

II

30.	Mogole RR	45.	Montshioa BA (MMC)
31.	Liphoko SJ	46.	Mosala MS
32.	Mokoena ME (Written apology) (To be released from at 18:15)	47.	Nakwa TA
33.	Masienyane MD	48.	Ngangelizwe S
34.	Baaitjies M (Written apology)	49.	Radebe LLF
35.	Dassie YS	50.	Ramojela JN
36.	Dlamini SC	51.	Rubulana L (Chair of Chairs)
37.	James TH (Written apology)	52.	Seboholi CP (Absent without apology)
38.	Khalipha TD (Chief Whip)	53.	Taliwe FE
39.	Mabuya FF	54.	Thoabala TE (MMC)
40.	Manzana NR	55.	Tsoene TD
41.	Masoka NL	56.	Tsatsa SJ

DA

PROPORTIONAL			
57.	Fourie JJC	61.	Maqena AM
58.	Marais (Dr) JS	62.	Ntsala MM
59.	Auret IH	63.	Olivier JJ
60.	Neumann VH	64.	Styger A (Written apology)

WARD			
65.	Bothma B	68.	Edeling JH
66.	Louw ML (Written apology)	69.	Van Rooyen HC
67.	Smit DC	70.	Du Toit JJB

UDM

PROPORTIONAL	
71.	Motshabi MP

PAC

PROPORTIONAL	
72.	Majoe TS (Written apology)



OFFICIALS

Mr RSB Sesele	–	Municipal Manager
Mr R Spies	–	Corporate Executive Manager : Engineering Services
Mr V Adonis	–	Corporate Executive Manager : Community Services and Social Development
Mr BP Molatseli	–	Executive Manager : Corporate Services
Mr SB Mhlambi	–	Executive Manager : Legal Services
Dr K van der Walt	–	Executive Manager : Economic Development And Spatial Planning
Mr TM Ngesi	–	Executive Manager : Housing Development and Environmental Management
Mr TR Shiringani	–	Manager : Council Administration

OPENING

Rev. André van Zyl and Rev. Edwin Fotho opened the meeting with Scripture reading and a prayer.

OFFICIAL ANNOUNCEMENTS OF THE SPEAKER

The Speaker commended and congratulated Cllr SC Dlamini of Ward 21 for staging a teenage beauty pageant in his ward and further introduced the winners of the beauty contest he hosted, namely :

Queen	:	Vicky Thekethe
First Princess	:	Malefu Matsoso
Second Princess	:	Nomvulazana Xuma

2.2 The Speaker announced that there is no Councillor in Matjhabeng who crossed the floor from one political party to another as a result of the floor crossing legislation.

2.3 He further announced that the last meeting for the year 2002 would be held on 10 December 2002 at 14:00.

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

None

IV

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

None

REPORTS RECEIVED FROM THE SPEAKER

Items A84/2002 to A85/2002

The above items were dealt with under Item 14 of these minutes.

6. MOTIONS OF SYMPATHY AND CONGRATULATIONS BY THE SPEAKER

The Speaker congratulated the following Councillors on their birthdays :

JJ Olivier	02 December
SJ Leeuw	06 December
A Styger	06 December
ML Radebe	11 December
TE Thoabala	16 December
LA Mokolutlo	17 December
AN Matosa	21 December
KA Ramaisa	26 December
JJB du Toit	29 December

THE SPEAKER FURTHER CONGRATULATED THE FOLLOWING COUNCILLORS :

6.2.1 Clr MJ Mafantire for her loyal and productive service as the Chief Whip of ANC Caucus.

6.2.2 Clr TD Khalipha for his appointment as Chief Whip of ANC Caucus.

6.2.3 Clr S Ngangelizwe for his appointment as Chairperson of the ANC Caucus.

V

MOTIONS OF SYMPATHY AND CONGRATULATIONS FROM OTHER MEMBERS

Clr AM Maqena

Congratulated all the women of the World, particularly those of Matjhabeng and Lejweleputswa for attending the World Summit on Sustainable Development.

Her address to Council is attached as Annexure "A" .

Clr ML Radebe

Congratulated South Africans for participating in the 16-day activism against Women and Child abuse.

Her address to Council is attached hereto as Annexure "B".

Clr TE Thoabala

Expressed his sympathy to those who passed away due to HIV and congratulated those who have taken up the fight to stop the spread of Aids.

His address to Council is attached hereto as Annexure "C".

Clr MK Chao

She highlighted the achievement by the Municipality in conjunction with Department of Housing regarding 65 families in Allanridge who were granted title deeds for their homes.

Her address is attached hereto as Annexure "D".

7.5 Clr NL Masoka

He congratulated the Executive Mayor for receiving the Industrial Park into the custody of Matjhabeng Municipality, which was handed over by the Deputy Minister of Public Works, Mrs Musa Zondi.

VI

The Speaker expressed his sincere thanks to all the Speakers for their presentations on matters taking place in our environment.

He further added that everyone should look at issue of HIV prevention as a question of morality.

He mentioned that Councillors should not loose sight of the fact that men can also be abused as has become apparent from interdicts orders granted against certain women who physically and emotionally abuse men.

The Speaker circulated the pledge on 16 days activism against Women and Child abuse and requested everyone present at the Council Chambers to sign and to get 13 other signatories to sign and return the form to him so that he can refer it to the Department of Justice.

The form is attached hereto as Annexure "E".

8. DEPUTATIONS AND INTERVIEWS

The Speaker invited a group of 4 students from Thabong Primary School to make a presentation to Council on the World Summit on Sustainable Development and after the students had made their presentation, the Speaker expressed his gratitude to Mrs Veronica Dhlamini, the School Principal and Mr Tsiu Tsiu of the Thabong Primary School for the presentation by students.

9. DISCLOSURE OF INTEREST

None

10. MINUTES OF THE PREVIOUS MEETING

COUNCIL RESOLVED : (26 NOVEMBER 2002)

That the minutes of the meeting held on 29 October 2002 **BE APPROVED** and **CONFIRMED** subject to the following amendments :

That the following be added to the Resolution of Point 10 in the minutes :

" That the Whippery Forum listen to the tape of the meeting held on 29 October 2002".

VII

FORMAL SIGNING OF MINUTES

The Speaker will sign the minutes once amendments have been effected.

MATTERS ARISING FROM THE MINUTES

None

13. QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

None

14. REPORTS OF THE EXECUTIVE MAYOR, THE SPEAKER AND COMMITTEES

The Executive Mayor presented Items A84 to A92 and the resolutions of Council in this regard are on pages 1 - 4 of these minutes.

15. REPORTS OF DECISIONS TAKEN UNDER DELEGATED POWERS

The Executive Mayor presented his report on discussions taken under delegated powers and the resolutions in this regard are on page 4, Item A93 of these minutes.

16. MOTIONS

None

17. CLOSURE

The meeting ended at 19:40.

.....
DATE

.....
TV MATSEPE (SPEAKER)

A84/2002

NATIONAL GENERAL COUNCIL: SALGA NOVEMBER 2002 (15/2/1/24)
(OFFICE OF THE SPEAKER) (MCA) (P 1)

COUNCIL RESOLVED : (26 NOVEMBER 2002)

1. That the discussion document for the SALGA National General meeting held on November 2002 **BE NOTED**.
- [EMCS] 2. That as soon as the resolutions have been adopted they **WILL BE PRESENTED** to Council.

A85/2002

VERBATIM REPORT : CONTRACTS AND ADJUSTMENT OF SALARY OF THE PERSONAL ASSISTANT TO THE EXECUTIVE MAYOR (5/3/2/1) (OFFICE OF THE SPEAKER) (MCA) (P 2 : ANNEXURES P 1 - 5)

COUNCIL RESOLVED : (26 NOVEMBER 2002)

1. That this item **BE REFERRED** to the Whippyery Forum and it **BE RESUBMITTED** to the Council meeting scheduled for 10 December 2002.
- [EMCS] 2. That the Whippyery Forum listens to the tapes and **MAKE** a recommendation to Council on what was actually resolved.

A86/2002

PERFORMANCE AGREEMENT : EXECUTIVE MAYOR AND MUNICIPAL MANAGER (5/3/2/1) (MCA) (P 3 : ANNEXURES P 6 - 28)

COUNCIL RESOLVED : (26 NOVEMBER 2002)

1. That the Performance Agreement entered into by the Executive Mayor and the Municipal Manager in terms of Section 57(1)(a)(b) of the Municipal Systems Act 2000 (Act No 32 of 2000) **BE NOTED**.
- [EMCS] 2. That the contract **BE REFERRED** to the Whippyery Forum for further inputs and other Councillors **BE REQUESTED TO GIVE** inputs to the Whippyery.

2

That the inputs by the Whippery **MUST NOT CHANGE** the Fundamental content of the Contract as it has already been signed by the relevant parties.

- [EXEC. M] 4. That the Executive Mayor **WILL CONSIDER** including the inputs at the second round of negotiations with the Municipal Manager.
5. That all grammatical mistakes as well as legal omissions **WILL BE EFFECTED AS SOON AS POSSIBLE.**

A87/2002

DELEGATION OF POWERS : MEMBERS OF MAYORAL COMMITTEE (3/1/2) **(MCA) (P 4 : ANNEXURES P 29 - 35)**

COUNCIL RESOLVED : (26 NOVEMBER 2002)

1. That the delegation of powers to members of Mayoral Committee **BE APPROVED.**
- [EMCS] 2. That Councillors **BE REQUESTED TO MAKE INPUTS** to the Executive Mayor on powers delegated to members of the Mayoral Committee.

A88/2002

AMENDMENT/CHANGE OF CONDITIONS OF SERVICE (5/2B) (EMHR) (P 5 : ANNEXURES P 36 - 41)

COUNCIL RESOLVED : (26 NOVEMBER 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.
- [EMHR] 2. 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.
- [EMHR] 3. That the Welkom Conditions of Service **BE APPLICABLE** to all new employees appointed by Matjhabeng Municipality.
- [EMHR] 4. That the respective Conditions of Service of the former Municipalities **REMAIN APPLICABLE** to all officials appointed by those respective Municipalities.

3

A89/2002

DRAFTING OF UNIFORM BY-LAWS FOR THE ENTIRE MATJHABENG MUNICIPALITY (1/2/1) (EMLS) (P 10 : ANNEXURES P 42 - 48)

COUNCIL RESOLVED : (26 NOVEMBER 2002)

That the progress report on the Drafting of Uniform By-laws for Matjhabeng Municipality **BE NOTED**.

A90/2002

PROPOSED COMPUTER USER POLICY (2/4) (MICT) (P 11 : ANNEXURES P 49 - 54)

COUNCIL RESOLVED : (26 NOVEMBER 2002)

[MICT] That Council in principle **APPROVES** the proposed user policy, and that Councillors **BE REQUESTED TO SCRUTINIZE** the policy, **MAKE INPUTS** and it **BE RESUBMITTED** during the first Council meeting in 2003.

A91/2002

MATJHABENG - FINANCIAL REPORT - OCTOBER 2002 (12/1/2/3) (CEMFM) (P 13)

COUNCIL RESOLVED : (26 NOVEMBER 2002)

[CEMFS] That the Financial Statement for October 2002 **BE REFERRED** to the Executive Mayor for consideration and **BE RESUBMITTED** to the meeting scheduled for 10 December 2002.

A92/2002

MATJHABENG MUNICIPALITY : PROGRESS REPORT : RECOVERY PLAN (6/18/1) (MM) (ADDENDUM P 1)

COUNCIL RESOLVED : (26 NOVEMBER 2002)

[MM] That item **BE REFERRED** to the Executive Mayor and it **BE RESUBMITTED** to the Council meeting scheduled for 10 December 2002.

4

A93/2002

REPORT ON DECISIONS TAKEN UNDER DELEGATED POWERS (3/1/2)
(MM) (EXECUTIVE MAYOR'S REPORT PAGE 1 – 176)

COUNCIL RESOLVED : (26 NOVEMBER 2002)

That the reports and decisions as presented in MC242/2002 to MC257/2002, MC258/2002 to MC281/2002, MC283/2002 to MC294/2002 as they appear on the Annexures marked **Executive Mayor's report**, taken by the Executive Mayor under delegated powers, **BE CONFIRMED**, subject to the following :

[EMCS] **That the Executive Mayor reconsiders Item MC249/2002 due to fact that the price per hectare is very high.**

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ANNEXURE "A"

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