

MINUTES

8TH ORDINARY MEETING

of

MATJHABENG MUNICIPALITY

held on

TUESDAY 28 AUGUST 2001

at

16:00

MINUTES OF THE 8TH ORDINARY MEETING OF THE MATJHABENG MUNICIPALITY HELD ON TUESDAY 28 AUGUST 2001 AT 16:00

PRESENT

OFFICIALS

The Acting Municipal Manager - RSB Sesele
Assistant City Secretary (Administration) - Mr. TR Shiringani
Deputy Town Secretary - Mr. B Molatseli

EXECUTIVE MAYOR

Cllr: Leeuw SJ

SPEAKER

Cllr: Matsepe TV

Councillors:

Alexander RR
Auret IH
Baaitjies M
Bengu VV
Bothma B
Chao MK
Dali VN
Dassie YS
Dlamini SC
Dlova TW
Du Toit JJ B
Edeling JH
Fourie JJC
Ikaneng MI
James TH
Khalipha TD
Kotzee D
Kujoana MA
Louw ML
Mabuya FF - applied for leave of absence (attended from 16:25)
Mafantire JM
Majoe TS



Manzana NR
Maqena AM
Mashinini NL
Masienyane MD
MMT Matlabe
Mbana MM
Marais Dr JS
Matosa AN
Matsbukanye MM
Menong KS
Mfebe MSE
Mgubanto KA
Mhlaba N
Mogole RR
Mokoena ME
Mokolutlo LA
Montshioa BA
Mosala MS
Motshabi MP
Nakwa TA
Neumann VH
Ngangelizwe S
Ntsala MM
Radebe LLF
Radebe ML
Ramojela JN
Rubulana L
Seboholi CP
Segalo SS
Sephiri MJ
Smit DC
Styger A
Taliwe FE
Thoabala ET
Thuthani ZA
Tladi RE
Tsatsa SJ
Tshabangu SE
Tsoene TD
Van Rooyen HC
Vanga M



1. OPENING

The Speaker, Councillor TV Matsepe welcomed everyone present and Pastors Lee Ward-Able and Pieter Jooste opened the meeting with scripture reading and prayer.

2. APPLICATIONS FOR LEAVE OF ABSENCE

Councillors : Liphoko SJ
Olivier JJ
Mohloli PP
Tlhone ML
Masoka NL

3. ABSENT WITHOUT LEAVE

Councillors : Mafongosi VZ did not comply with Rule 17(2) hence Rule 17 (3) applies.

Mokhathi PE

4. OFFICIAL ANNOUNCEMENTS OF THE SPEAKER

4.1 The Speaker requested all Councillors to complete the form handed out to them indicating their preference on the proposed coat of arms for Matjhabeng and hand it in to the Assistant City Secretary (Administration) before the end of the meeting.

4.2 The Speaker announced that there is a tree planting ceremony on Arbor Day, Monday 3 September 2001 and that the function will be held at Ward 25, Jerusalem Park at 10:00, and will be attended by the Minister of Water Affairs and Forestry, Mr Ronie Kasrils.

4.3 The Speaker circulated samples of identification cards for Councillors requesting them to indicate their preferences, whereafter Councillors indicated that they are in favour of the Big Sample with a picture of the respective Councillor on it.

5. REPORTS OF THE SPEAKER IN TERMS OF RULES 15(10) AND 99(4)

None

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

None

7. REPORTS RECEIVED FROM THE SPEAKER

None

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8. MOTIONS OF SYMPATHY AND CONGRATULATIONS BY THE SPEAKER

The Speaker expressed a motion of sympathy and condolences to the following Councillors for the loss of their next-of-kin :

Cllr JJ Olivier
Cllr AN Matosa

The Speaker congratulated the following Councillors and wished them a happy birthday:

Name	September
Mashinini NL	24
Ramojela JN	03
Chao MK	25
Edeling JH	09
Smit DC	21
Fourie JJC	12
Auret IH	23
Mbana MM	04

9. MOTIONS OF SYMPATHY AND CONGRATULATIONS BY OTHER COUNCILLORS

9.1 Councillor ML Radebe introduced a motion of congratulations to the Organizers of the World Conference against Racism which is being held in Durban from 28 August 2001 to 1 September 2001.

The Speaker requested that in future Councillors should desist from using this item to voice views which others might not agree with and could as such lead to a debate, and requested that such issues be raised under new motions so that such issues can be debated.

9.2 Councillor KS Menong raised a motion of sympathy and condolences to the family of Sizwe Motaung, former Vice-Captain of the National Football Team, Bafana-Bafana who passed away and was buried.

9.3 Councillor KA Mgubanto raised a motion of sympathy to the former Councillor, Louis Moahloli of the former Welkom Transitional Local Council, whose house was burnt down.

V

10. DEPUTATIONS AND INTERVIEWS

None

11. DISCLOSURE OF INTEREST

After Councillor DC Smit raised the issue of his declaration of interest which has not yet been presented to Council, the Speaker indicated that such an item will be presented at the next Council meeting for the Councillors who have disclosed their interest.

12. MINUTES OF THE PREVIOUS MEETING

IT IS RESOLVED BY COUNCIL : (28 AUGUST 2001)

12.1 That subject to the correction that Councillor ML Louw was present at the meeting and only applied for leave of absence in order to leave before the end of the meeting, the minutes of the meeting held on 31 July 2001 **BE APPROVED** and **CONFIRMED**.

13. QUESTIONS OF WHICH NOTICE WAS GIVEN

13.1 The following questions were raised by Councillor DC Smth :

13.1.1 Why is the financial report not included in the agenda ?

13.1.2 Are the allegations that Council is unable to pay employees' salaries, Eskom and other creditors true ?

13.1.3 During the first meeting of Matjhabeng Council there was a shortfall (deficit) of R2,5 million for payment of Councillors' allowances and it was indicated that this will be financed from savings. Councillor DC Smit requested that a report be submitted to the next Council meeting.

13.1.4 Councillor DC Smit requested that attention be given to the calling of Council meetings and activities because the way it is done at present, is very poor as Councillors are either not notified or notified late, for example, the day of the Torches for Tolerance.

13.2 The following question was raised by Councillor HC van Rooyen :

What is Council doing about the sewerage problem at the Toronto Pan in Seemeeu Park ?

VI

The answers to the above questions are attached to these minutes as “Annexure **A, B, C** and **D** in terms of Rule 53(5) of the Standard Rules and Orders dated 1 December 2000.

14. COMMITTEE REPORTS

Council considered the reports from the Mayoral Committee and the resolutions in this regard are contained on page 1 – 7 of these minutes.

15. REPORTS OF DECISIONS TAKEN UNDER DELEGATED POWERS

Decisions taken under delegated powers were reported to Council and the resolution pertaining thereto was taken under Resolution A120.

16. MOTIONS

None

17. CLOSING

The meeting terminated at 19:30.

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A108

ALLOCATION FOR SPECIAL CONSENT : ERF 6416, 24 FIRST STREET, EXTENSION 8, WELKOM (8/4/1/28) (TMAS) (P 1: ANNEXURES P 1)

IT IS RESOLVED BY THE COUNCIL : (28.08.2001)

That the application for special consent in terms of Clause 30 of the Welkom Town Planning Scheme, No 1/1980 to conduct a place of entertainment (sportbar, dancing and pool tables) of 1500m² from Erf 6416, Extension 8, Welkom **BE APPROVED SUBJECT** to the following conditions:

- (a) This consent shall come into effect only after the applicant applied for the removal of restrictive title conditions C (o) (i) and (ii) and D (c) in Deed of Transfer T117/1995 and the removal is approved by the MEC.
- (b) A maximum of 1500m² of the building on Erf 6416 may be used for a place of entertainment.
- (c) The development and use of the erf shall be subject to all applicable regulations of the Council.
- (d) No goods of any kind shall be displayed or sold outside the building.
- (e) Where the consent of the Council is obtained and not substantially implemented within six (6) months after notification of the Council's decision, or development or use of the building or land is interrupted for a period of three (3) months or more, the consent granted shall lapse automatically and cease to be valid without any claim for compensation.
- (f) Suitable and easy accessible toilet facilities shall be provided on the premises to the satisfaction of the Council.
- (g) Noise reduction measures shall be taken to the satisfaction of the Council in order to prevent the noise from the place of entertainment to cause a nuisance for the inhabitants of the flats and houses in the vicinity of the erf.
- (h) That Council grants permission to the applicant to apply for the liquor license from the Liquor Board that liquor may be sold from the erf.
- (i) Should the manner in which the consent use is exercised interfere in any way with the amenities and peacefulness of the surrounding area, the Council reserves the right to take appropriate steps, even the termination of this consent, for the removal of the cause of such interference or nuisance.

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A109

APPLICATION FOR SPECIAL CONSENT : ERF 6251, 179 VOLKS ROAD, EXTENSION 5, WELKOM (18/4/1/28) (TMAS) (P 4 : ANNEXURES P 2)

IT IS RESOLVED BY THE COUNCIL : (28.08.2001)

That the application for special consent in terms of Clause 30 of the Welkom Town Planning Scheme, no 1/1980 to conduct a place of entertainment (bar, dancing and pool tables) of 365m² from Erf 6251, Extension 5, Welkom **BE APPROVED SUBJECT** to the following conditions:

- (a) This consent shall come into effect only after the applicant applied for the removal of restrictive title condition D (a) (i) in Deed of Transfer T004540/2001 and the removal is approved by the MEC.
- (b) A maximum of 365m² of the building on Erf 6251 may be used for a place of entertainment.
- (c) The development and use of the erf shall be subject to all applicable regulations of the Council.
- (d) No goods of any kind shall be displayed or sold outside the building.
- (e) Where the consent of the Council is obtained and not substantially implemented within six (6) months after notification of the Council's decision, or development or use of the building or land is interrupted for a period of three (3) months or more, the consent granted shall lapse automatically and cease to be valid without any claim for compensation.
- (f) Suitable and easy accessible toilet facilities shall be provided on the premises to the satisfaction of the Council.
- (g) Noise reduction measures shall be taken to the satisfaction of the Council in order to prevent the noise from the place of entertainment to cause a nuisance for the inhabitants of the flats and houses in the vicinity of the erf.
- (h) That Council permit the applicant to apply for a liquor license from the Liquor Board that liquor may be sold from the erf.
- (i) Should the manner in which the consent use is exercised interfere in any way with the amenities and peacefulness of the surrounding area, the Council reserves the right to take appropriate steps, even the termination of this consent, for the removal of the cause of such interference or nuisance.

3

A110

APPLICATION FOR SUBDIVISION AND REZONING OF ERF 5542, HARMONY, VIRGINIA (18/2/2/39) (TMRS) (P 7)

IT IS RESOLVED BY THE COUNCIL : (28.08.2001)

1. That subdivision of Erf 5542, Virginia into two (2) portions **BE APPROVED**.
2. That one portion of 5374m² **BE REZONED** from “General Residential” to “General Business.”
3. That all costs associated with this application **BE BORNE** by the applicant.

A111

APPLICATION FOR SUBDIVISION OF ERF 5570, GOLDACRE STREET, VIRGINIA (14/4/2/2-5570) (TMAS) (P 9)

IT IS RESOLVED BY THE COUNCIL : (28.08.2001)

1. That application for the subdivision of Erf 5570, Virginia **BE APPROVED**.
2. That all costs pertaining to this application and new services connection costs **BE** for the account of Mrs. Morreale.
3. That an approved diagram **BE SUBMITTED** to Council within 3 months after approval of the subdivision by the Surveyor General.

A112

LEJWELEPUTSWA DISTRICT MUNICIPALITY : INTEGRATED DEVELOPMENT PLANNING : DISTRICT FRAMEWORK (18/1/17) (AMM) (P 11 : ANNEXURES P 3 – 12)

IT IS RESOLVED BY THE COUNCIL : (28.08.2001)

1. That the District Framework **BE ADOPTED SUBJECT** to the finalisation of the time frame after co-ordination with all the Municipalities in the Lejweleputswa District Municipality and to the satisfaction of the Matjhabeng Municipality.

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2. That the Mayoral Committee Member responsible for Finance, Cllr SE Tshabangu was nominated **TO REPRESENT** Matjhabeng Municipality on the Lejweleputswa District Municipality Integrated Development Plan : District Framework.

A113

REPORT OF THE AUDITOR-GENERAL ON THE ANNUAL FINANCIAL STATEMENTS OF THE FORMER WELKOM TRANSITIONAL LOCAL COUNCIL FOR THE FINANCIAL YEAR ENDED 30 JUNE 1999 (6/12/2/1) (IA – AMM) (P 12)

IT IS RESOLVED BY THE COUNCIL : (28.08.2001)

1. That it **BE NOTED** that Dr. CJ Kapp of Zader Municipal Services **UNDERTAKES TO OVERSEE** the answering of the report.
2. That the report together with management comments **BE SUBMITTED** to Council during September 2001.
3. That Council **BE INFORMED ACCORDINGLY**.

A114

REPORT OF THE AUDITOR-GENERAL ON THE ANNUAL FINANCIAL STATEMENTS OF THE FORMER HENNENMAN TRANSITIONAL LOCAL COUNCIL FOR THE FINANCIAL YEAR ENDED 30 JUNE 1999 (6/12/2/1) (IA – AMM) (P 13 : ANNEXURES P 13 – 18)

IT IS RESOLVED BY THE COUNCIL : (28.08.2001)

1. That the Management comments as indicated in the above-mentioned report of the Auditor-General **BE ACCEPTED** as being Council's comments.
2. That approval **BE OBTAINED** from Council to transfer the balance of the equitable share to the provision for bad debts, currently approximately R307 000,00, provided that this amount does not represent subsidies for indigent consumers.
3. That the appreciation as expressed by the Office of the Auditor-General pertaining to the way the financial activities of the Hennenman TLC were administered, as well as the way in which the audit report was satisfactorily settled, **BE NOTED**.

5

A115

**MATJHABENG MUNICIPALITY : INTEGRATED DEVELOPMENT PLAN 2001 :
PROCESS PLAN (6/4/1) (AMM) (P 23 : ANNEXURES P 19 – 57)**

IT IS RESOLVED BY THE COUNCIL : (28.08.2001)

That the attached IDP Process Plan **BE APPROVED SUBJECT** thereto that Phase 2 : Strategies : 2/5 : Alternative Strategies per objective includes the rural development strategy on the last page of the document.

A116

FINANCIAL CREDIT POLICY (6/1/1/1) (TMFS) (P 24 : ANNEXURES P 58)

IT IS RESOLVED BY THE COUNCIL : (28.08.2001)

1. That a special category of indigent household, which is proved not to be able to afford the payment for reconnection fee, the service **BE RECONNECTED** free of charge, **PROVIDED** that a letter from the Ward Councillor and Department of Community Services **SUPPORT** the recommendation.
2. That the indigent household **WILL BE RECONNECTED** after paying the *current* account in full (including using the indigent subsidy in that current account).
3. That the procedure to address the completion of application forms for indigent policy **BE FINALISED** as a matter of urgency.

A117

**VAN RIEBEECK PARK (ERF 2146R AND 2146R/A) PRIVATE PARTICIPATION
(10/3/1/4) (TMCS) (P 25 : ANNEXURES P 59 – 64)**

IT IS RESOLVED BY THE COUNCIL : (28.08.2001)

1. That permission **BE GRANTED** to the Old Auto Club to take over maintenance of Van Riebeeck Park.
2. That the Council Resolutions A50 of 23 February 1999 and A84 of 28 March 2000 **BE MADE APPLICABLE AS WELL AS** for the parks in Matjhabeng.
3. That the Old Auto Club **NOT BE ALLOWED TO FENCE** the park according to the business plan.

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4. That the two toilets blocks **NOT BE DEMOLISHED BUT BE RENOVATED** by the Old Auto Club for a Clubhouse.
5. That the Old Auto Club **ENTERS** into agreement with Council.
6. That the improvement or new installations on water or electricity **BE** for the account of the Club.

A118

APPLICATION FOR SUBDIVISION AND REZONING OF ERF 5542, HARMONY, VIRGINIA (18/2/2/39) (TMAS) (P 28 : ANNEXURES P 65)

IT IS RESOLVED BY THE COUNCIL : (28.08.2001)

1. That the subdivision of Erf 5542, Virginia into two (2) portions **BE APPROVED**.
2. That the one portion of 537m² **BE REZONED** from "General Residential" to General Business.
3. That all costs associated with this application **BE BORNE** by the applicant.

A119

CMIP APPLICATIONS FOR 2001/2002 – MATJHABENG MUNICIPALITY (3/3/22) (TMES) (P 30 : ANNEXURES 66 – 71)

IT IS RESOLVED BY THE COUNCIL : (28.08.2001)

1. That the following CMIP Projects **BE APPROVED** :

Location	Project	Value	Source	2001/2	2002/3	2003/4
CMIP FUNDS						
Nyakallong	Upgrading of sewerage works and pump stations	470,000	CMIP	470,000		
Phomolong	Streets and stormwater (2 Phases)	1,493,000	CMIP	300,000	1,193,000	
Kutlwanong	Provision of main storm- water	3,500,000	CMIP	400,000	3,100,000	
Meloding	Upgrading of storm- water canal	6,584,000	CMIP	400,000	2,000,000	4,184,000
Saaiplaas	Rehabilitation of sanitation main connector line	1,977,900	CMIP	500,000	1,427,900	

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Mmamahabane	Streetlighting	140,000	CMIP	140,000		
Thabong	T14/2 (650 houses) – bulk sewer connection	350,000	CMIP	350,000		
Thabong T16	Bulk water	480,000	CMIP	480,000		
Thabong X15	Hani Park Main storm-water canal, Trunk water line, Bulk sewer and pump station (In 3 Phases)	9,030,000	CMIP	833,300	2,123,100	6,073,600
CMIP ALLOCATION				3,923,300	9,844,000	11,951,000
CMIP PROJECTS				3,923,300	9,844,000	10,257,600
BALANCE AVAILABLE				0	0	1,693,400

2. That District Municipality **BE REQUESTED TO RE-SCHEDULE** the following priorities : in order to accommodate Electricity supply in Ventersburg and water supply in Geneva in the 2001/2 Financial Year.

Location	CMIP	Project	Value	Source	2001/2	2002/3	2003/4
FUNDS							
Geneva		Water reticulation Phase 3 and 4	850,000	DM	600,000	250,000	
Ventersburg		Bulk electricity supply to CBD (2 Phases)	700,000	DM	350,000	350,000	
Welkom		Sewerage : replace pipes (Mac Beth Street R800,000)	3,000,000	DM	1,050,000	850,000	1,100,000

3. Cllrs SE Tshabangu and ZA Thuthani **TO INVESTIGATE** the possibilities of reprioritising the use of R140 000,00 earmarked for street lighting in Mmamahabane to be spent for erven development in the area.

A120

REPORT ON DECISIONS TAKEN UNDER DELEGATED POWERS (3/1/2) (AMM)
(SEPARATE FOLIO PAGE 1 TO 24)

IT IS RESOLVED BY THE COUNCIL : (28.08.2001)

That the resolutions MC183 to MC238 as they appear on the annexure marked separate folio, Section A, taken under delegated powers, **BE CONFIRMED.**

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DATE

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TV MATSEPE (SPEAKER)

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