

MINUTES

OF THE

**2nd ORDINARY MEETING
FOR THE YEAR 2005**

of

MATJHABENG MUNICIPALITY

held on

TUESDAY, 31 MARCH 2005

at

16:00

COUNCILLORS PRESENT : COUNCIL MEETING : 31 MARCH 2005

ANC

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

II

DA

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

PAC

PROPORTIONAL	
72.	Majoe TS (Written Apology)

OFFICIALS

Mr RN Pitso : Acting Municipal Manager
Mr TR Shiringani : Acting Executive Manager : Corporate Services
Mr JKF Jankowitz : Senior Admin Officer (Corporate Services)

1. OPENING

Councillor RR Mogole opened the meeting with a prayer.

2. APPLICATIONS FOR LEAVE OF ABSENCE

1. Cllr N Mhlaba : Written
2. Cllr ML Louw : Written
3. Cllr JS Marais : Written
4. Cllr JJB du Toit : Written
5. Cllr TS Majoe : Written
6. Cllr M Baaitjies : Written
7. Cllr KA Ramaisa : Written
8. Cllr JJ Olivier : Written
9. Cllr AM Maqena : (To leave early)

III

3. OFFICIAL ANNOUNCEMENTS OF THE SPEAKER

- 3.1 The Speaker informed Council that there will be an Imbizo for the Lejweleputswa District Municipality to be held on 8 April 2005 at 09:00 at Meloding Stadium, all Councillors interested in attending must submit their names to the Speaker's office in order to submit same to the Minister's office for the preparation of invitations.
- 3.2 The Speaker informed Council that the Provincial Government through the Deputy Minister of Home Affairs, Mr Gigaba will launch an ID Campaign and Birth Registration on 9 April 2005 at 09:00 at Thabong Community Centre.
- 3.3 The Speaker informed Council that the MEC for Housing will launch the Housing Projects on 3 April 2005, Councillors will receive formal invitations.

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

None

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

None

6. REPORTS RECEIVED FROM THE SPEAKER

A18/2005

The above item was dealt with under **Item 15 on** the agenda.

7. MOTIONS OF SYMPATHY AND CONGRATULATIONS BY THE SPEAKER

SYMPATHY

The Speaker informed Council of the death of Mr Noby Ngombane, Chief policy co-ordinator in the office of the Premier of the Provincial Government. A moment of silence was observed.

IV

CONGRATULATIONS

The Speaker congratulated the following Councillors on their coming birthdays :

Cllr MM Matsbukanye	:	01 April 2004
Cllr VH Neumann	:	01 April 2004
Cllr PE Mokhathi	:	03 April 2004
Cllr MM Ntsala	:	13 April 2004
Cllr (Dr) Marais JS	:	14 April 2004
Cllr TV Matsepe	:	25 April 2004

8. MOTIONS OF SYMPATHY AND CONGRATULATIONS FROM OTHER MEMBERS

CONGRATULATIONS

Councillor AM Maqena congratulated the Organisers of South African Women Dialogue as well as the representatives of the Lejweleputswa District Council on the conference held on Human Rights Day.

9. DEPUTATIONS AND INTERVIEWS

None

10. DISCLOSURE OF INTEREST

A15/2005 – A16/2005

11. MINUTES OF THE PREVIOUS MEETINGS

IT WAS RESOLVED (31 MARCH 2005)

That the minutes of the 1st Ordinary Meeting of the Council held on 22 February 2005 **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.

V

13. MATTERS ARISING FROM THE MINUTES

None

14. QUESTIONS OF WHICH NOTICE WAS GIVEN

None

15. REPORTS OF THE EXECUTIVE MAYOR AND COMMITTEES

A13/2005 – A14/2005

A17/2005, A19/2005 and C1/2005

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 4, Item A20/2005** of these minutes.

17. MOTIONS

None

18. CLOSURE

The Speaker adjourned the meeting at **18:55**.

.....
TV MATSEPE (SPEAKER)

.....
DATE

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A13/2005

MONTHLY FINANCIAL REPORTS : NOVEMBER AND DECEMBER 2004 AND JANUARY 2005 (6/12/2/1) (ACFO) (P 1 : ANNEXURES P 1 – 18)

PURPOSE

To inform Council regarding the financial results for the period 01/11/2004 to 31/01/2005.

COUNCIL RESOLVED : (31 MARCH 2005)

- [ACFO] 1. That the Monthly Financial Report for November and December 2004 and January 2005 **BE NOTED**.
2. That the Monthly Financial Reports, on completion, **BE SUBMITTED** to MMC's and Heads of Department for inputs through the Section 80 : Finance Committee.
- [MMC:FIN] 3. That the MMC: Financial Management **BE REQUESTED TO SUBMIT** a Political Report on the Monthly Financial Reports submitted and that both reports **BE SUBMITTED** to the Mayoral Committee on a monthly basis.
- [ACFO] 4. That the Acting Chief Financial Officer **BE INSTRUCTED TO ENSURE** that Credit Control **BE INTENSIFIED**.
- [Exec. Mayor] 5. That the Executive Mayor **ESTABLISH** a Task Team on Credit Control consisting of Councillors and Officials.

A14/2005

EXECUTIVE SUMMARY OF THE 2005/2006 ANNUAL BUDGET FOR THE MATJHABENG MUNICIPALITY (6/1/1/1-2005/2006) (ACFO) (P 2 : ANNEXURES P 19 – 26)

PURPOSE

To submit to Council a draft annual budget for the 2005-2006 financial year.

2

The Executive Mayor submitted the Executive Summary of the 2005/2006 Annual Budget to Council. The Executive Mayor elaborated on Revenue, Expenditure and the Capital Budget.

The DA requested time to caucus and the meeting adjourned at 17:35 to 17:55.

After further discussion on the matter

COUNCIL RESOLVED : (31 MARCH 2005)

- [ACFO]
1. That Council **TAKE NOTE** of the Draft Budget tabled according to Section 16 of the MFMA at least 90 days before the start of the budget year.
 2. That Council **ALLOW** comments and public participation.

A15/2005

DISCLOSURE OF INTEREST : COUNCILLOR KS MENONG (3/1/1) (MCA) **(P 6 : ANNEXURES P 27 – 28)**

PURPOSE

To submit to Council information regarding the interest of Councillor KS Menong.

COUNCIL RESOLVED : (31 MARCH 2005)

- [MCA]
1. That the disclosure of interest of Cllr KS Menong in terms of Section 7 (1) of Schedule 1 of the Code of Conduct for Councillors of the Local Government Municipal Systems Act **BE NOTED**.
 2. That more information **BE SUBMITTED** at the next Council Meeting.

A16/2005

DISCLOSURE OF INTEREST : COUNCILLOR MSE MFEBE (3/1/1) (MCA) **(P 7 : ANNEXURES P 29)**

PURPOSE

To submit to Council information regarding the interest of Councillor MSE Mfebe.

COUNCIL RESOLVED : (31 MARCH 2005)

- [MCA]
1. That the disclosure of interest of Cllr MSE Mfebe in terms of Section 7 (1) of Schedule 1 of the Code of Conduct for Councillors of the Local Government Municipal Systems Act **BE NOTED**.
 2. That more information **BE SUBMITTED** at the next Council Meeting.

A17/2005

INSURANCE OF COUNCILLOR'S PROPERTY – PAY BY COUNCIL (6/9/2)
(ACFO) (P 8 : ANNEXURES P 30)

PURPOSE

The purpose is to obtain approval from Council for the payment of insurance on the Councillor's houses and motor vehicles.

COUNCIL RESOLVED : (31 MARCH 2005)

- [ACFO]
1. That Council **SHOULD OBTAIN** the information required by its Insurance Brokers to enable them to provide a quotation regarding additional insurance premium payable by the Council.
 2. That Council **MUST APPROVE** the insurance on all Councillor's houses and motor vehicles damaged under war, riot or terrorism circumstances.
 3. That before insurance of Councillors property is implemented same **BE SUBMITTED** to Council for approval.

A18/2005

REPLACEMENT OF COUNCILLOR RR ALEXANDER AS COUNCIL'S REPRESENTATIVE TO THE LEJWELEPUTSWA DISTRICT COUNCIL (15/2/1/28) (3/1/4/2) (MCA) (OFFICE OF THE SPEAKER) (P 9 : ANNEXURES P 31 – 32)

PURPOSE

To allow Council to elect a Councillor who will replace Cllr RR Alexander at the Lejweleputswa District Council.

4

COUNCIL RESOLVED : (31 MARCH 2005)

- [MCA] 1. That Council **TAKE NOTE** of the item.
2. That the item **BE REFERRED** to the next Council Meeting to be held on 31 May 2005.

A19/2005

MINUTES: BUDGET ADVISORY COMMITTEE (6/1/1/1 – 2005/2006) (ACFO) **(ADDENDUM P 11 : FURTHER ANNEXURES P 33 – 36)**

PURPOSE

To submit the above-mentioned minutes to Council for consideration.

COUNCIL RESOLVED : (31 MARCH 2005)

- [MCA] That Council **TAKE NOTE** of the minutes of the Budget Advisory Committee Meeting held on 17 March 2005.

A20/2005

REPORT ON DECISIONS TAKEN UNDER DELEGATED POWERS (3/1/2) **(AMM) (EXECUTIVE MAYOR'S REPORT PAGE 1 – 7)**

COUNCIL RESOLVED : (31 MARCH 2005)

That the resolutions taken by the Executive Mayor under delegated powers as they appear on the Annexures marked Executive Mayor's Report i.e. MC278/2004, MC1/2005 to MC7/2005 and MC8/2005 to MC9/2005 **BE CONFIRMED.**

C1/2005

REPORT OF THE AUDITOR-GENERAL TO THE COUNCIL OF THE MATJHABENG LOCAL MUNICIPALITY ON A FORENSIC AUDIT INVESTIGATION INTO ALLEGED IRREGULARITIES AT THE MATJHABENG MUNICIPALITY

BACKGROUND

The Executive Mayor presented the Forensic Report from the office of the Auditor-General reminding Councillors that the report emanated from a resolution of Council after considering the Audit Reports of the various disestablished Municipalities.

He highlighted the following from the report :

1. That the former Municipalities did not have proper controls in place and where there were controls, they could be manipulated by officials to their benefit.
2. That the Forensic Report serves as a discussion document and does not express guilt or innocence of any person or party but merely state facts and that in a civil, criminal litigation and disciplinary hearings the document may only be used as a background document.

COUNCIL RESOLVED : (31 MARCH 2005)

1. That in terms of the Standing Rules and Orders of Council an Ad hoc Committee **BE CONSTITUTED TO INVESTIGATE** the fundings of the Auditor-General.
2. That the Ad hoc Committee **BE MANDATED TO UTILIZE** technical assistance from both internal and external professionals.
3. That the Ad hoc Committee **BE MANDATED TO FORMULATE** a resolution for the Council Meeting scheduled for 31 May 2005.
4. That the Committee **BE MANDATED TO SEEK** assistance from other institutions like the office of the Auditor-General.

6

5. That the Ad hoc Committee **BE CONSTITUTED** as follows :

3 ANC Councillors
2 DA Councillors
1 PAC Councillor

6. That it **BE NOTED** that the following Councillors were nominated **TO SERVE** on the Ad hoc Committee :

ANC : Cllr TV Matsepe
Cllr VV Bengu
Cllr MJ Mafantire

DA : Cllr DC Smit
Cllr A Styger

The Councillor from the PAC was not present at the meeting.

7. That Cllr TV Matsepe **BE** the Chairperson of the Ad hoc Committee.

