

# **MINUTES**

OF THE

**3<sup>RD</sup> ORDINARY MEETING  
FOR THE YEAR 2005**

of

**MATJHABENG MUNICIPALITY**

held on

**TUESDAY, 31 MAY 2005**

at

**16:00**

**COUNCILLORS PRESENT : COUNCIL MEETING : 31 MAY 2005**

**ANC**

| <b>PROPORTIONAL</b> |                                     |     |  |
|---------------------|-------------------------------------|-----|--|
| 1.                  | SJ Leeuw <b>(Executive Mayor)</b>   | 15. | Ikaneng MI                                 |
| 2.                  | Matsepe TV <b>(Speaker)</b>         | 16. | Mafantire MJ                               |
| 3.                  | Tsubane ME                          | 17. | Mafongosi VZ                               |
| 4.                  | Menong KS <b>(MMC)</b>              | 18. | Mashinini NL <b>(Apology not accepted)</b> |
| 5.                  | Ramaisa KA <b>(MMC)</b>             | 19. | Petleki KI                                 |
| 6.                  | Tladi RE <b>(MMC)</b>               | 20. | Radebe ML                                  |
| 7.                  | Thuthani ZA <b>(MMC)</b>            | 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                            |     |  |
| <b>WARD</b>         |                                     |     |  |
| 28.                 |                                     | 43. | Mfebe MSE                                  |
| 29.                 | Tshabangu SE <b>(MMC) (Absent)</b>  | 44. | Mhlaba N                                   |
| 30.                 | Mohloli PP                          | 45. | Mokolutlo LA                               |
| 31.                 | Mogole RR                           | 46. | Montshioa BA <b>(MMC)</b>                  |
| 32.                 | Liphoko SJ <b>(Absent)</b>          | 47. | Mosala MS                                  |
| 33.                 | Mokoena ME <b>(Written Apology)</b> | 48. | Nakwa TA                                   |
| 34.                 | Masienyane MD                       | 49. | Ngangelizwe S                              |
| 35.                 | Baaitjies M                         | 50. | Radebe LLF                                 |
| 36.                 | Dassie YS                           | 51. | Ramojela JN                                |
| 37.                 | Dlamini SC                          | 52. | Rubulana L                                 |
| 38.                 | James TH                            | 53. | Seboholi CP                                |
| 39.                 | Khalipha TD <b>(MMC)</b>            | 54. | Taliwe FE                                  |
| 40.                 | Mabuya FF <b>(Written Apology)</b>  | 55. | Thoabala TE <b>(MMC) (Written Apology)</b> |
| 41.                 | Manzana NR                          | 56. | Tsoene TD                                  |
| 42.                 | Masoka NL <b>(Left Early)</b>       | 57. | Tsatsa SJ                                  |

## II

### DA

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

### PAC

| PROPORTIONAL |          |
|--------------|----------|
| 72.          | Majoe TS |

### OFFICIALS

Mr RN Pitso : Acting Municipal Manager  
Mr TR Shiringani : Acting Executive Manager : Corporate Services  
Me AC Schoeman : Admin Officer (Corporate Services)

#### 1. OPENING

Rev TTD Masilo of the Uniting Reformed Church – Thabong West opened the meeting with Scripture Reading and a prayer.

#### 2. APPLICATIONS FOR LEAVE OF ABSENCE

See Attendance List above.

Cllr NL Mashinini – Apology presented, but to be accepted by the Speaker’s Office on if cause is shown why it was submitted late and not in terms of the Rules and Orders.

#### 3. OFFICIAL ANNOUNCEMENTS OF THE SPEAKER

The Speaker introduced Mr Mavela Dlamini, Service Delivery Facilitator for Matjhabeng Municipality on Project Consolidate, to the Councillors and members of the public present.

### III

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

A44/2005 (Rule 99(4))

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

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

None.

#### 6. REPORTS RECEIVED FROM THE SPEAKER

A21/2005

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

#### 7. MOTIONS OF SYMPATHY AND CONGRATULATIONS BY THE SPEAKER

##### SYMPATHY

None.

##### CONGRATULATIONS

The Speaker congratulated the following Councillors on their birthdays :

| <b>Date</b> | <b>Name</b>        |
|-------------|--------------------|
| 3 May       | Cllr TH James      |
| 4 May       | Cllr MSE Mfebe     |
| 5 May       | Cllr YS Dassie     |
| 13 May      | Cllr N Masoka      |
| 15 May      | Cllr MD Masienyane |
| 21 May      | Cllr N Vanga       |
| 24 May      | Cllr T Dlova       |
| 2 June      | Cllr PP Mohloli    |
| 5 June      | Cllr MJ Sephiri    |

## IV

### 8. MOTIONS OF SYMPATHY AND CONGRATULATIONS FROM OTHER MEMBERS

#### CONGRATULATIONS

Cllr MD Masienyane reported on the tourism project established in Ward 8 (Saaiplaas, Glen Harmony and surrounding areas) with assistance from Beatrix Mine. He congratulated Beatrix Mine's Management, Me Skosana and members of the project on their achievement. He further congratulated Me Skosana on being part of the delegation of the Premier of the Free State and the Executive Mayors of Matjhabeng and Lejweleputswa who visited Brussels from 23 to 28 February 2005. Cllr Masienyane requested that the Batho Pele Principles should be re-launched by all and he thanked Beatrix Mine for their contributions towards the project.

The Speaker noted the report with pride.

### 9. DEPUTATIONS AND INTERVIEWS

None

### 10. DISCLOSURE OF INTEREST

A22/2005 – A23/2005

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

### 11. MINUTES OF THE PREVIOUS MEETINGS

#### **IT WAS RESOLVED (31 MAY 2005)**

That the minutes of the 2<sup>nd</sup> Ordinary Meeting of the Council held on 31 March 2005 **BE APPROVED** and **CONFIRMED** as a true reflection of what transpired at the meeting with the following amendment:

That the word **written** be inserted before the word **apology** next to Cllr Olivier's name in the Attendance List.

### 12. FORMAL SIGNING OF MINUTES

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

# V

## 13. MATTERS ARISING FROM THE MINUTES

A15/2005 and A16/2005

**DISCLOSURE OF INTEREST: COUNCILLORS** (3/1/1)

**COUNCIL RESOLVED** (31 MAY 2005)

[AEMCS]

That in future more information on the type of business and whether they have conducted business with Council **BE SUBMITTED** on the disclosure of interest in business by Councillors.

## 14. QUESTIONS OF WHICH NOTICE WAS GIVEN

A43/2005

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

## 15. REPORTS OF THE EXECUTIVE MAYOR AND COMMITTEES

A24/2005 – A43/2005 and A46/2005(C2/2005)

## 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 14, Item A47/2005** of these minutes.

## 17. MOTIONS

None

## 18. CLOSURE

The Executive Mayor invited everybody who attended the meeting for refreshments in the Ferdie Meyer Hall after the meeting.

The Speaker adjourned the meeting at **20:20**.

.....  
TV MATSEPE (SPEAKER)

.....  
DATE

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| ITEM NO  | ITEM   | CLASSIFICATION                     | PAGE |
|----------|--|------------------------------------|------|
| A21/2005 | CONDUCT: CLLR MM MATSUBUKANYE (3/1/3/3) (AEMCS)  | Effective Governance               | 1    |
| A22/2005 | DISCLOSURE OF INTEREST : COUNCILLOR KS MENONG (3/1/1) (AEMCS)  | Effective Governance               | 1    |
| A23/2005 | DISCLOSURE OF INTEREST : COUNCILLOR MSE MFEBE (3/1/1) (AEMCS)  | Effective Governance               | 1    |
| A24/2005 | SUBJECT: COUNCIL RESOLUTION TO ADOPT AN ELECTRICITY SPECIFIC ASSESSMENT/INVESTIGATION IN TERMS OF SECTION 78(2) OF THE MUNICIPAL SYSTEMS ACT 32 OF 2000 (MSA) (3/3/25) (MLS) | Effective Governance               | 2    |
| A25/2005 | APPLYING OF EX-POST FACTO RULE WITH REGARDS TO CERTAIN AGREEMENTS OF LEASE (5/9/3) (MLS)   | Effective Governance               | 2    |
| A26/2005 | SUBJECT: COUNCIL RESOLUTION IN TERMS OF SECTION 78(4) OF THE MUNICIPAL SYSTEMS ACT 2000 (MSA) (3/3/25) (MLS)   | Effective Governance               | 3    |
| A27/2005 | MONTHLY FINANCIAL REPORT: FEBRUARY, MARCH AND APRIL 2005 (6/12/2/1) (ACFO)   | Sound Financial Management         | 3    |
| A28/2005 | REVISED INDIGENT SUBSIDIES (ACFO) (6/18/1)   | Sound Financial Management         | 4    |
| A29/2005 | 2005/06 SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (AMM) (6/18/1)   | Sound Financial Management         | 5    |
| A30/2005 | ORGANISATIONAL RIGHTS COLLECTIVE AGREEMENT (EMHR) (15/2/1/24)  | Effective Governance               | 5    |
| A31/2005 | EXECUTIVE SUMMARY OF THE 2005-2006 ANNUAL BUDGET FOR THE MATJHABENG MUNICIPALITY (6/1/1/1-2005/2006) (CFO)   | Sound Financial Management         | 5    |
| A32/2005 | DISPUTE OVER HOUSE NO 1060 ASCENSION STREET, BRONVILLE BETWEEN MR JAN VISAGIE AND ME KATRIEN VISAGIE (4/1/2/2) (8/3/2/6) (EMHDEM) (SPEAKER'S OFFICE)                         | Social and Economic Transformation | 7    |

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| ITEM NO  | ITEM   | CLASSIFICATION                     | PAGE |
|----------|--|------------------------------------|------|
| A33/2005 | DISPUTE OVER SITE NO 843 EUREKA PARK, VIRGINIA BETWEEN MR MPHONG ESAU MOKOENA V/S MR NYENYE JONAS MOLETE (4/1/2/2) (8/3/2/50/4) (EMHDEM) (SPEAKER'S OFFICE)  | Social and Economic Transformation | 7    |
| A34/2005 | DISPUTE OVER SITE NO 864 EUREKA PARK, VIRGINIA BETWEEN MR TSIETSI HLALELE MOTAUNG & ME AGNES MATUKA/MR RD LEKEKA (4/1/2/2) (8/3/2/50/4) (EMHDEM) (SPEAKER'S OFFICE)                                | Social and Economic Transformation | 8    |
| A35/2005 | DISPUTE OVER SITES NO 3124 & 3125 K5, KUTLWANONG BETWEEN MR JAPIE ISAAC MOLOI V/S MR NONDEYI AND MR THABO ZACHARIA PITSO (4/1/2/2) (8/3/2/47/5) (EMHDEM) (SPEAKER'S OFFICE)                        | Social and Economic Transformation | 8    |
| A36/2005 | DISPUTE OVER SITE NO 15704 THABONG, BETWEEN ME GADIHELE AGNES NTSANE & MR ALFRED NTANGANE (4/1/2/2) (20/14/4/5/1) (EMHDEM) (SPEAKER'S OFFICE)  | Social and Economic Transformation | 9    |
| A37/2005 | DISPUTE OVER HOUSE NO 26 CHUI ME STREET, THABONG BETWEEN ME DIKELEDI LYDIA PEZA & ME MAGGY PHILANDER (4/1/2/2) (20/14/4/5/1) (EMHDEM) (SPEAKER'S OFFICE)   | Social and Economic Transformation | 9    |
| A38/2005 | DISPUTE OVER HOUSE NO 117 BLOCK 6, KUTLOANONG BETWEEN MR MOKHALI PETRUS LETEANE & THE UNIVERSAL CHURCH OF THE KINGDOM OF GOD, KUTLOANONG BRANCH (8/3/2/47/5) (EMHDEM) (4/1/2/2) (SPEAKER'S OFFICE) | Social and Economic Transformation | 10   |
| A39/2005 | DISPUTE OVER ROOM NO 28B D-HOSTEL, THABONG BETWEEN ME NONO SONJIQE & ME KESEBOGANE MAHLAKU (4/1/2/2) (20/14/4/5/1) (EMHDEM) (SPEAKER'S OFFICE)   | Social and Economic Transformation | 10   |
| A40/2005 | DISPUTE OVER ROOM NO 40B D-HOSTEL, THABONG BETWEEN ME MASAKANE & MR & MR TSHABALALA (4/1/2/2) (20/14/4/5/1) (EMHDEM) (SPEAKER'S OFFICE)  | Social and Economic Transformation | 11   |

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| <b>ITEM NO</b> | <b>ITEM</b>   | <b>CLASSIFICATION</b>               | <b>PAGE</b> |
|----------------|---|-------------------------------------|-------------|
| A41/2005       | DISPUTE OVER SITE NO 20253 T11, THABONG BETWEEN MR F ZANDAMELE V/S MR JOSEPH MOLEFI V/S MR MPHOSI (4/1/2/2) (20/14/4/5/1) (EMHDEM) (SPEAKER'S OFFICE) | Social and Economic Transformation  | 11          |
| A42/2005       | ELECTRICITY RINGFENCING AND ASSET VALUATION REPORT (CEMES) (3/3/25)   | Infrastructure and Service Delivery | 12          |
| A43/2005       | QUESTIONS OF WHICH NOTICE HAD BEEN GIVEN: CLLR JJC FOURIE (3/1/1) (AMM)   | Effective Governance                | 12          |
| A44/2005       | REPORT: SPEAKER: ALLEGATIONS LAID AGAINST CLLR SE TSHABANGU: PHOMOLONG PUBLIC DISTURBANCES (3/1/4/6) (SPEAKER)  | Effective Governance                | 13          |
| A45/2005       | FUNDING OF PROJECTS BY LEJWELEPUTSWA DISTRICT MUNICIPALITY (AMM) (15/2/1/28)  | Sound Financial Management          | 13          |
| A46/2005       | PROGRESS REPORT: DISCIPLINARY HEARING: MR RSB SESELE, MUNICIPAL MANAGER (Executive Mayor) (5/2/2)   | Effective Governance                | 14          |
| A47/2005       | REPORT ON DECISIONS TAKEN UNDER DELEGATED POWERS (3/1/2/) (AMM)   | Effective Governance                | 14          |

# 1

**A21/2005**

**CONDUCT : CLLR MM MATSUBUKANYE (3/1/3/3) (AEMCS)**

**PURPOSE**

To submit a report to Council on the decision of the MEC for Local Government and Housing, Free State Province, to remove Cllr MM Matsbukanye as a Councillor for Matjhabeng Municipality with effect from 25 May 2005.

**COUNCIL RESOLVED (31 MAY 2005)**

[AEMCS] That Council **TAKES NOTE** of the MEC for Local Government and Housing, Free State Province's decision to remove Cllr MM Matsbukanye from office as a Councillor with effect from 25 May 2005.

**A22/2005**

**DISCLOSURE OF INTEREST : COUNCILLOR KS MENONG (3/1/1) (MCA)**

**PURPOSE OF THE REPORT**

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

**COUNCIL RESOLVED : (31 MAY 2005)**

[AEMCS] That Council **TAKES NOTE** of the item.

**A23/2005**

**DISCLOSURE OF INTEREST : COUNCILLOR MSE MFEBE (3/1/1) (MCA)**

**PURPOSE OF THE REPORT**

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

**COUNCIL RESOLVED : (31 MAY 2005)**

[AEMCS] That Council **TAKES NOTE** of the information submitted by Cllr MSE Mfebe.

A24/2005

**SUBJECT: COUNCIL RESOLUTION TO ADOPT AN ELECTRICITY SPECIFIC ASSESSMENT/INVESTIGATION IN TERMS OF SECTION 78(2) OF THE MUNICIPAL SYSTEM ACT 32 OF 2000 (MSA) (3/3/25) (MLS)**

**PURPOSE**

To request Council to adopt the Co-operative Agreement pertaining to the Restructuring of the Electricity Distribution Industry in South Africa in terms of EDI Restructuring Guidelines.

**//This item was discussed in conjunction with Item A26/2005//**

**COUNCIL RESOLVED (31 MAY 2005)**

[MLS]  
[CEMES]

That Council **ADOPTS** the establishment of a Separated Operational Entity (SOE) as the mechanism of delivery of electricity services in terms of the Section 78(2) of the Municipal Systems Act, 32 of 2000, process.

A25/2005

**APPLYING OF EX-POST FACTO RULE WITH REGARDS TO CERTAIN AGREEMENTS OF LEASE (5/9/3) (M:LS)**

**PURPOSE OF REPORT**

To request Council to grant permission for signing agreements of lease, by applying the Ex-Post Facto Rule.

**COUNCIL RESOLVED (31 MAY 2005)**

[MLS]  
[Exec.Mayor]

That the matter **BE REFERRED BACK** to allow the Executive Mayor to gather more information as to why the actions referred to in the report were not implemented.

A26/2005

**SUBJECT: COUNCIL RESOLUTION IN TERMS OF SECTION 78(4) OF THE MUNICIPAL SYSTEM ACT 2000 (MSA) (3/3/25) (MLS)**

**PURPOSE**

To request Council to receive and adopt two results of the assessment/investigation in terms of section 78 (2) of the Municipal Systems Act 32 of 2000 to enable Council to take an informed decision regarding the preferred mechanism of delivery of electricity services in terms of Section 78 (4).

**COUNCIL RESOLVED (31 MAY 2005)**

**This item was resolved under Item 24/2005.**

A27/2005

**MONTHLY FINANCIAL REPORT : FEBRUARY, MARCH AND APRIL 2005 (6/12/2/1) (ACFO)**

**PURPOSE OF REPORT**

To inform Council regarding the financial results for the period 01/02/2005 to 30/04/2005.

**COUNCIL RESOLVED (31 MAY 2005)**

[ACFO]

1. That Council **TAKES NOTE** of the reports for February, March and April 2005.
2. That Council **TAKES NOTE** of the political report from the MMC: Finance for the period February, March and April 2005.
3. That the established task team **SHOULD SUBMIT** an action plan to address the identified deficiencies within the collection and administration of Council's finances as well as **PROGRESS REPORTS** on the implementation of the said action plan.

A28/2005

**REVISED INDIGENT SUBSIDIES (ACFO) (6/18/1)**

**PURPOSE:**

To submit to Council, proposal for the approval of revised indigent threshold.

**COUNCIL RESOLVED (31 MAY 2005)**

[ACFO]

- 1. That the R800,00 threshold **BE INCREASED** to R1 100,00.
- 2. That the R86,00 **BE INCREASED** to R110,00.

| <b>Income brackets:</b> | <i>viz a viz</i> | <b>Subsidy Allocation</b> |
|-------------------------|------------------|---------------------------|
| ➤ R0,00 - R 800,00      | -----100%        | of R110,00 = R110.00      |
| ➤ R801,00 - R 950,00    | -----80%         | of R110,00 = R 88.00      |
| ➤ R951,00 - R1100,00    | -----60%         | of R110,00 = R 66.00      |

- 3. That Business Connexion **BE INSTRUCTED** to avail a program electronically, for monthly allocation of subsidies in accordance with this policy.
- 4. That the household income **SHOULD EXCLUDE** the income/grants received by children under the age of 21.
- 5. That Eskom **BE REQUESTED** to provide a progress report with regard to free basic electricity.
- 6. That Council **TAKES NOTE** of the inputs from Councillors regarding changes to be made to the application form for indigent subsidies and that the form **BE SUBMITTED** to the Chairpersons' Committee for further inputs and recommendations to be submitted to Council for approval.

A29/2005

**2005/06 SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (AMM)(6/18/1)**

**A revised Service Delivery and Budget Implementation Plan was circulated to all Councillors.**

**PURPOSE**

The purpose of the report is to submit the 2005/06 Service Delivery and Budget Implementation Plan (SDBIP) for consideration and approval.

**COUNCIL RESOLVED (31 MAY 2005)**

[AMM]

1. That the contents of the revised 2005/06 Service Delivery and Budget Implementation Plan, as circulated to Councillors during the meeting, **BE NOTED AND IMPLEMENTED.**
2. That Councillors **BE AWARE** that they had until 26 July 2005 to interact with the document and to make suggestions to the Executive Mayor.

A30/2005

**ORGANISATIONAL RIGHTS COLLECTIVE AGREEMENT (EMHR) (15/2/1/24)**

**PURPOSE**

To submit the newly signed Organisation Rights Agreement for notification.

**COUNCIL RESOLVED (31 MAY 2005)**

[AEMHR]

That it **BE NOTED** that a new Organisational Rights Collective Agreement was signed on 25 and 26 April 2005 between SALGA and the Unions.

A31/2005

**EXECUTIVE SUMMARY OF THE 2005-2006 ANNUAL BUDGET FOR THE MATJHABENG MUNICIPALITY (6/1/1/1 – 2005/2006) (CFO)**

**PURPOSE**

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

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\*\*\* //The Executive Mayor presented his Annual Budget Speech for 2005/2006 (Annexure A to these minutes)//

After discussions on the 2005/2006 Budget the following proposal were put forward:

### **Proposal by Councillor Dr JS Marais:**

Cllr Dr JS Marais requested that a motion against the changing of the **6% of basic salary to market-related rentals** on the rental tariffs for Council accommodation in the Operational Budget be captured. The motion was seconded by Cllr Olivier.

**The matter was put to the vote:**

**49 Votes supported the proposal by the Executive Mayor**

**11 Votes supported the proposal by Dr Marais.**

### **COUNCIL RESOLVED (31 MAY 2005)**

[ACFO]

1. That the Operating Budget of R798 413 450 and the Capital Budget of R112 400 000 **BE APPROVED.**
2. That Council **APPROVES-**
  - a) the three year capital budget and operating budget as set in the Budget Document and Appendices;
  - b) the Implementation and Operational Plans included and/or accompanying the budget document.
3. That the relevant **REPORTING** to National Treasury **BE DONE.**
4. That **ALL STATUTORY REQUIREMENTS** to implement the budget **BE ADHERED TO.**
5. That the tariffs for the 2005/06 financial year **BE APPROVED AND ADOPTED** with the following changes:
  - (a) **9.1 HOUSING**
    - 9.1.1 STAFF**
      - 9.1.1.1 Rent per month:

That the proposed **6% of the basic salary** be changed to **market-related rentals.**

(b) **9.2 HOUSING SCHEMES**

**9.2.2 COUNCIL SCHEMES**

9.2.2.1 Rental of Municipal accommodation:

That the proposed **6% of salary** be changed to **market-related rentals**.

**A32/2005**

**DISPUTE OVER HOUSE NO. 1060 ASCENSION STREET, BRONVILLE  
BETWEEN MR JAN VISAGIE AND ME KATRIEN VISAGIE (4/1/2/2) (8/3/2/6)  
(EMHD&EM) (SPEAKER'S OFFICE) CASE NO.10/2005**

**PURPOSE OF THE REPORT**

To request Council's approval for the recommendations made by the Housing Dispute Resolution Committee in its sitting of the 8 April 2005.

**COUNCIL RESOLVED (31 MAY 2005)**

- [EMHDEM]
1. That Me Katrien be the registered owner of property 1060 Ascension Street, Bronville.
  2. That Me Katrien Visagie be responsible for the outstanding services amount of R4 271.83
  3. That Mr Jan Visagie be given three (3) months notice to vacate the property.
  4. That the necessary documentation be brought into the housing file.
  5. That Me Visagie be assisted to apply for the ownership of the property.

**A33/2005**

**DISPUTE OVER SITE NO. 843 EUREKA PARK, VIRGINIA BETWEEN MR MPH  
ESAU MOKOENA V/S MR NYENYE JONAS MOLETE (4/1/2/2) (8/3/2/50/4)  
(EMHD&EM) SPEAKER'S OFFICE CASE NO. 9/2005**

**PURPOSE OF THE REPORT**

To request Council's approval for the recommendations made by the Housing Dispute Resolution Committee in its sitting of the 8 April 2005.

**COUNCIL RESOLVED (31 MAY 2005)**

- [EMHDEM] 1. That Mr Mpho Esau Mokoena be registered as the rightful occupant of site 843 Eureka Park, Virginia.
2. That Mr Mpho Esau Mokoena be responsible to settle the outstanding services account.
3. That Mr Molete be put on the waiting list for the sites.

**A34/2005**

**DISPUTE OVER SITE NO. 864 EUREKA PARK, VIRGINIA BETWEEN MR TSIETSI HLALELE MOTAUNG & ME AGNES MATUKA/MR RD LEKEKA (4/1/2/2) (8/3/2/50/4) (EMHD&EM) SPEAKER'S OFFICE CASE NO.6/2005**

**PURPOSE OF THE REPORT**

To request Council's approval for the recommendations made by the Housing Dispute Resolution Committee in its sitting of the 8 April 2005.

**COUNCIL RESOLVED (31 MAY 2005)**

- [EMHDEM] 1. That Me Agnes Matuka be the rightful owner of site 864 Eureka Park, Virginia.
2. That Me Matuka be responsible to settle the outstanding services amount.
3. That the necessary documentation be brought into the Housing file.
4. That Me Matuka be assisted to apply for the housing subsidy.

**A35/2005**

**DISPUTE OVER SITES NO.3124 & 3125 K5, KUTLWANONG BETWEEN MR JAPIE ISAAC MOLOI V/S MR NONDEYI AND MR THABO ZACHARIA PITSO (4/1/2/2) (8/3/2/47/5) (EMHD&EM) SPEAKER'S OFFICE CASE NO.8/2005**

**PURPOSE OF THE REPORT**

To request Council's approval for the recommendations made by the Housing Dispute Resolution Committee in its sitting on the 8 April 2005.

**COUNCIL RESOLVED (31 MAY 2005)**

- [EMHDEM] 1. That Mr Dan Moeketsi Pitso be allocated site no. 3125 K5.

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2. That the necessary documentation be put on the Housing file.
3. That the outstanding services amount be written-off.
4. That Mr Moloi be given two adjacent sites in Kutlwanong and enters into a new agreement which is applicable with the business sites policy.
5. That Mr Moloi be responsible for the costs incurred of purchasing the business sites.

### **A36/2005**

**DISPUTE OVER SITE NO. 15704 THABONG, BETWEEN ME GADIHELE AGNES NTSANE & MR ALFRED NTANGANE (4/1/2/2) (20/14/4/5/1)(EMHDEM) SPEAKER'S OFFICE CASE NO.5/2005**

#### **PURPOSE OF THE REPORT**

To submit before Council the recommendations made by the Housing Dispute Resolution Committee in its sitting on the 8 April 2005.

#### **COUNCIL RESOLVED (31 MAY 2005)**

- [EMHDEM]
1. That Mr Ntangane be given three months notice to vacate the site.
  2. That Me Ntsane be responsible to settle the outstanding services account.
  3. That Me Ntsane be regarded as the right owner of the house as it is registered in her names.
  4. That if both parties do not agree could proceed with the legal action.

### **A37/2005**

**DISPUTE OVER HOUSE NO. 26 CHUIME STREET, THABONG BETWEEN ME DIKELEDI LYDIA PEZA & ME MAGGY PHILANDER (4/1/2/2) (20/14/4/5/1) (EMHDEM) SPEAKER'S OFFICE** **CASE NO. 14/2005**

#### **PURPOSE OF THE REPORT**

To request Council's approval of the recommendations made by the Housing Dispute Resolution Committee in its sitting of the 8 April 2005.

**COUNCIL RESOLVED (31 MAY 2005)**

[EMHDEM] That this matter **BE REFERRED BACK TO** the Dispute Resolution Committee for further interrogation.

**A38/2005**

**DISPUTE OVER HOUSE NO. 117 BLOCK 6, KUTLOANONG BETWEEN MR MOKHALI PETRUS LETEANE & THE UNIVERSAL CHURCH OF THE KINGDOM OF GOD, KUTLOANONG BRANCH** (8/3/2/47/5) (EMHD&EM)  
(4/1/2/2)M **SPEAKER'S OFFICE** **CASE NO. 13/2005**

**PURPOSE OF THE REPORT**

To request Council's approval of the recommendations made by the Housing Dispute Resolution Committee in its sitting of the 8 April 2005.

**COUNCIL RESOLVED (31 MAY 2005)**

[EMHDEM] That this matter **BE REFERRED BACK TO** the Dispute Resolution Committee for further interrogation.

**A39/2005**

**DISPUTE OVER ROOM NO. 28B D-HOSTEL, THABONG BETWEEN ME NONO SONJIQE & ME KESEBOGANE MAHLAKU** (4/1/2/2) (20/14/4/5/1) (EMHDEM)  
**SPEAKER'S OFFICE** **CASE NO. 15/2005**

**PURPOSE OF THE REPORT**

To request Council's approval of the recommendations made by the Housing Dispute Resolution Committee in its sitting of the 13 May 2005.

**COUNCIL RESOLVED (31 MAY 2005)**

- [EMHDEM]
1. That Me Mahlaku be allocated room no. 28B D-Hostel as a rental accommodation.
  2. That the outstanding services amount of R21 098,64 be written off.
  3. That the necessary procedure be implemented by the Rental Unit to accommodate Me Kesebogane Mahlaku.
  4. That Mrs Sonjqie's brothers be kept on the waiting list for the housing subsidy.

**A40/2005**

**DISPUTE OVER ROOM NO. 40B D-HOSTEL, THABONG BETWEEN ME MASAKANE & MR & MR TSHABALALA (4/1/2/2) (20/14/4/5/1) (EMHDEM) SPEAKER'S OFFICE** **CASE NO. 14/2005**

**PURPOSE OF THE REPORT**

To request Council's approval of the recommendations made by the Housing Dispute Resolution Committee in its sitting of the 13 May 2005.

**COUNCIL RESOLVED (31 MAY 2005)**

- [EMHDEM]
1. That Mr and Mrs Tshabalala be allocated room no. 40B D-Hostel as a rental accommodation.
  2. That the outstanding services amount of R20 729,09 be written off.
  3. That the necessary procedure be implemented by the Rental Unit to accommodate Mr and Mrs Tshabalala.
  4. That Mrs Masakane be put on the waiting list for the housing subsidy as she is a pensioner.

**A41/2005**

**DISPUTE OVER SITE NO. 20253 T11, THABONG BETWEEN MR F. ZANDAMELE V/S MR JOSEPH MOLEFI V/S MR MPHOSI (4/1/2/2) (20/14/4/5/1) (EMHD&EM) (SPEAKER'S OFFICE)** **CASE NO. 7/2005**

**PURPOSE OF THE REPORT**

To request Council's approval for the recommendations made by the Housing Dispute Resolution Committee in its sitting of the 8 April 2005.

**COUNCIL RESOLVED (31 MAY 2005)**

- [EMHDEM]
1. That Council re-considers decision being taken by Section 80 Committee of Housing Development & Environmental Management HD45/2005 and Mayoral Committee resolution MC211/2004.
  2. That Mr Mphosi be regarded as the rightful owner of site no. 20253 Thabong.
  3. That Mr Mphosi be assisted to apply for a subsidized house.
  4. That the necessary documentation be brought into the housing file.

A42/2005

**ELECTRICITY RINGFENCING AND ASSET VALUATION REPORT (3/3/25)**  
**(CEMES)**

**PURPOSE OF REPORT**

To inform Council on the progress up to date regarding the ringfencing and asset valuation of the electricity department.

**COUNCIL RESOLVED (31 MAY 2005)**

- [CEMES]
1. That the necessary legal processes **BE FOLLOWED** in the process of the electricity ring-fencing and asset valuation.
  2. That progress reports on the matter **BE SUBMITTED** to Council.

A43/2005

**QUESTIONS OF WHICH NOTICE HAD BEEN GIVEN: CLLR JJC FOURIE (3/1/1)**  
**(AMM)**

**PURPOSE**

To submit to Council questions raised by Cllr JJC Fourie in terms of Section 52 of the Standard Rules and Orders as well as the responses thereon.

**COUNCIL RESOLVED (31 MAY 2005)**

- [AEMCS]
1. That Council **TAKES NOTE** of the contents of the item.
  2. That the matter **BE REFERRED** to the Section 80: Housing Development and Environmental Management Committee for discussion.
  3. That the matter **BE REFERRED** to the Speaker for his inputs on the questions raised regarding matters to be answered by the Speaker.

A44/2005

**REPORT: SPEAKER: ALLEGATIONS LAID AGAINST CLLR SE TSHABANGU:  
PHOMOLONG PUBLIC DISTURBANCES (3/1/4/6) (SPEAKER)**

**//The Speaker vacated the Chair in terms of the Rules and Orders and the Acting Municipal Manager took over to allow the Speaker to present the report.//**

**It was placed on record by the Speaker that Cllr SE Tshabangu was given notice of the meeting, but that he was not present.**

**PURPOSE**

To submit a report of the Speaker in terms of Chapter 8, Rule 99(4)(a) of the Standing Rules and Orders of Council with regard to allegations laid against Cllr SE Tshabangu to Council.

**COUNCIL RESOLVED (31 MAY 2005)**

[Speaker]

1. That Council **TAKES NOTE** of the report of the Speaker as well as the Annexures thereto.
2. That, as the expiry of 14 days in terms of Rule 99(5) would take place only on the 3<sup>rd</sup> of June 2005, Council **GRANTS** Councillor SE Tshabangu until then to respond.
3. That Councillor SE Tshabangu **BE INFORMED**, in writing, that his response must be submitted on or before 3 June 2005.
4. That a special Council sitting **BE CONVENED** to deliberate on the matter irrespective of the fact that Cllr Tshabangu has responded or not.

A45/2005

**FUNDING OF PROJECTS BY LEJWELEPUTSWA DISTRICT MUNICIPALITY  
(AMM) (15/2/1/28)**

**PURPOSE**

To request the Council to approve the re-allocation of Lejweleputswa funded projects during the 2004/2005 and 2005/2006 financial years.

**COUNCIL RESOLVED (31 MAY 2005)**

[AMM]

1. That the Executive Mayor **SUBMITS** a formal request to Lejweleputswa District Municipality with regard to the re-allocation of Lejweleputswa funded projects during the 2004/2005 and 2005/2006 financial years.
2. That Council **APPROVES** the re-allocation on Hani Park Township development project for 2005/2006 financial year at the estimated cost of R4 015 000.
3. That Council **APPROVES** the re-assignment of unspent funds on Meloding Graveyard, Streets and Stormwater project to be spent in the 2004/2005 financial year at the estimated cost of R2 400 000 plus VAT.
4. That Council **APPROVES** the quotations on item 3 above in excess of R120 000 given the time constraints against advertising for tenders.

**A46/2005(C2/2005)**

*//The Executive Mayor handled this item as an ordinary item//*

**PROGRESS REPORT: DISCIPLINARY HEARING MR RSB SESELE, MUNICIPAL MANAGER (Executive Mayor) (5/2/2)**

The Executive Mayor reported that the matter was still in progress.

**COUNCIL RESOLVED (31 MAY 2005)**

That the report of the Executive Mayor **BE NOTED**.

**A47/2005**

**REPORT ON DECISIONS TAKEN UNDER DELEGATED POWERS (3/1/2) (AMM) (EXECUTIVE MAYOR'S REPORT PAGE 1 – 12)**

**COUNCIL RESOLVED (31 MAY 2005)**

[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. MC13/2005 to MC17/2005 and MC19/2005 to MC20/2005, MC22/2005 to MC32/2005 and MC33/2005 to MC34/2005 **BE CONFIRMED**.