

MINUTES

OF THE

**5th SPECIAL COUNCIL MEETING
FOR THE YEAR 2009**

of

MATJHABENG MUNICIPALITY

held on

WEDNESDAY, 18 NOVEMBER 2009

at

16:00

**COUNCILLORS ATTENDANCE: SPECIAL COUNCIL MEETING: 18
NOVEMBER 2009**

ANC

PROPORTIONAL			
1.	Leeto NS (Executive Mayor)	14.	Radebe ML (MMC)
2.	Baaitjies M	15.	Ramaisa KA (Absent)
3.	Dlova TW (MMC)	16.	Senoge MM
4.	Humphries MF (MMC)	17.	Sephiri MJ (Chief Whip)
5.	Masoleng NI	18.	Speelman NW
6.	Matlabe MMT	19.	Qweshu GL
7.	Sentle AN (Written apology)	20.	Thuthani ZA (MMC)
8.	Ntsebeng MH	21.	Radebe MC
9.	Noveld ZP(MMC) (Written apology)	22.	Tlhone ML (Written apology)
10.	Molefi MJ	23.	Tsubane ME
11.	Nyembe ME (Absent)	24.	Twanana M
12.	Petleki KI	25.	Vanga NM
13.	Qabela V	26.	Khalipha TD (Absent)
		27.	Majoe TS (Absent)
WARD			
28.	Phokwana SL	43.	Motshabi MP
29.	Kotzee AP (MMC) (Absent)	44.	Mphikeleli MA
30.	Mahloko NN (Written apology)	45.	Nakwa TA
31.	Makgowe PV	46.	Ntsala NS
32.	Mankayi NE	47.	Peterson E
33.	Manzana NR	48.	Phetise ME
34.	Masienyane MD (Absent)	49.	Radebe LLF
35.	Mathebula MA	50.	Rubulana L
36.	Mfebe MSE	51.	Nteo SD
37.	Mkhusane NC	52.	Sejane LM
38.	Moahloli MS	53.	Semela ME
39.	Mokhuma MS	54.	Sithole B
40.	Mokobori KE	55.	Taliwe FE
41.	Monjovo NE	56.	Themhani PP
42.	Montshioa BA (MMC)	57.	Tsatsa SJ

II

DA

PROPORTIONAL			
58.	Edeling JH (Written apology)	62.	Mhlafu BD
59.	Fourie JJC	63.	Mokotedi TG
60.	Marais JS (Written apology)	64.	Neumann VH
61.	Meyer KL		
WARD			
65.	Styger A (Absent)	68.	Smit DC
66.	Beneke R (Absent)	69.	Van Rooyen HC
67.	Botha PF		

FF+

PROPORTIONAL	
70.	Coetzee BJA

ACDP

PROPORTIONAL	
71.	Meko MA

IND

WARD	
72.	Liphoko SJ (Absent)

OFFICIALS

Mr TH Pietersen : Municipal Manager
Mr MP Matsie : Acting Director Corporate Support Services
Me KR Maloka : Director Social Services and Law Enforcement
Mr J Jankowitz : Administrative Officer (Corporate Services)

III

SECTION A

1. OPENING

Cllr ME Phetise opened the meeting with a prayer.

2. APPLICATIONS FOR LEAVE OF ABSENCE

See Councillors Attendance List on **pages I and II** of these minutes.

3. OFFICIAL ANNOUNCEMENTS OF THE SPEAKER

The Speaker informed Council that Cllr NI Masoleng's father and Cllr MS Moahloli's mother passed away.

The Speaker informed Council about the fatal motor accident of Mr TD Sikisi, spokesperson of the Free State Provincial Government.

A moment of silence was observed.

4. DISCLOSURE OF INTEREST

None

5. MATTERS FOR DISCUSSION

See SA7/2009 – SA12/2009

6. CLOSURE

The Speaker terminated the meeting at **16:45**.

.....
L RUBULANA (SPEAKER)

.....
DATE

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SA7/2009

QUARTERLY REPORT FOR JULY 2009 TO SEPTEMBER 2009 (CFO) (6/1/1/1)

PURPOSE

To submit to Council the Quarterly report July 2009 to September 2009 in terms of Section 52 of the Municipal Finance Management Act number 56 of 2003.

DISCUSSIONS

The Executive Mayor presented the item to Council as per Section 52(e) of the Municipal Finance Management Act.

The Executive Mayor indicated that the financial situation of the Matjhabeng Municipality is not satisfactory because it is not collecting what was projected in the 2009/2010 Budget. Currently the Municipality is prioritizing expenditure as per income received on a daily basis. The accounts of Sedibeng Water and Eskom were still in arrears because of the inadequate payment of services.

The Executive Mayor indicated that extra measures should be put in place by Administration and the Mayoral Committee to improve the revenue collection of the Municipality, e.g. installation of pre-paid meters.

COUNCIL RESOLVED (18 NOVEMBER 2009)

1. That the Quarterly report for the period July to September 2009 **BE NOTED**.
2. That the Municipal Manager **BE MANDATED** to investigate the installation of pre-paid meters in Matjhabeng in phases.
3. That the Executive Mayor **BE MANDATED** to look into possibilities of revising the Indigent Policy and that a report on same **BE SUBMITTED** to Council.
4. That Financial Reports **MUST ALSO INDICATE** the percentage of cut-offs on the Payment Ratio per Ward table.

SA8/2009

TRANSFER OF REMAINING ANGLOGOLD ASHANTI PROPERTIES IN KUTLWANONG TO MATJHABENG MUNICIPALITY: (SNR MANAGER: TP&H) (8/3/2/47/5)

PURPOSE OF THE REPORT

To request Council to accept transfer of remaining Anglogold - Ashanti properties to the municipality.

DISCUSSIONS

The Executive Mayor requested that the item be referred back.

COUNCIL RESOLVED (18 NOVEMBER 2009)

That the item **BE REFERRED BACK.**

SA9/2009

APPLICATION FOR REZONING OF ERVEN 4048, 4092, 4095, 9812 AND SUBDIVISION 1 OF ERF 9811, EXTENSION 3, WELKOM (18/2/1) (MSP)

PURPOSE

The firm Laubscher Slabbert and Brink and Silostat applied on behalf of the owners of erven 4048, 4092, 4095, 9812 and Subdivision 1 of Erf 9811, Extension 3 Welkom for the rezoning of Erf 4048 to “Institutional” and Erven 4092, 4095, 9812 and Subdivision 1 of Erf 9811 from “Special Residential” to “Special business 18 Offices and Personal Services” in order to utilize the erven for a guest house, restaurant and office purposes.

To recommend that the area of Stateway from the Central Business Area to Milner Road also be considered for the extension of the area where owners can apply for rezoning.

*** (See motivation on page 18 to 27 of the Annexures)

DISCUSSIONS

The Executive Mayor presented the item to Council.

The Executive Mayor indicated that currently businesses were operating in the area without the required rezoning, and Council was therefore losing revenue because residential rates were being paid instead of business rates.

3

COUNCIL RESOLVED (18 NOVEMBER 2009)

That the area along Stateway from Tempest Road to Milner Road in Extension 10 and Cassius Street in Bedelia District Distributor Roads in Welkom be approved by Council where people can apply for rezonings of their residential properties to “Special Business 18 Offices and Personal Services” at their own cost and subject to the following conditions:

- a) All alterations to the buildings shall be done by a qualified Architect.
- b) Buildings shall not exceed two storeys in height.
- c) Parking shall be provided on the premises as determined by the Welkom Town Planning Scheme, no 1/1980.
- d) All parking shall be paved to the satisfaction of the Council.
- e) No boundary walls or fences shall be allowed on the street boundary.
- f) The area of the premises facing the street shall be landscaped to the satisfaction of the Council.
- g) Maximum floor space index of 0,50 for business and 0,70 for offices.
- h) The Municipal Manager investigates the possibility of charging business rates on residential property used for business.

SA10/2009

DESIGNATION OF THE MUNICIPAL VALUER AND IMPLEMENTATION DATE OF THE VALUATION ROLL (SNR MANAGER TOWN PLANNING & HOUSING) (6/22/2/3)

PURPOSE

To present before the Council the Designation of the Municipal Valuer and the implementation date of the valuation roll.

COUNCIL RESOLVED (18 NOVEMBER 2009)

That the Council **TAKES NOTE** of the report.

SA11/2009

APPOINTMENT OF EXECUTIVE DIRECTORS AND CFO (2/1) (MM)

PURPOSE

To submit the list of recommended candidates for appointment to Council for approval.

DISCUSSIONS

The Executive Mayor presented the item to Council. She further requested Council to approve the appointment of the Executive Director Internal Audit, a post which has been created during the reviewing of the organogram.

COUNCIL RESOLVED (18 NOVEMBER 2009)

1. That Me C Strickett **BE APPOINTED** as Chief Financial Officer.
2. That Mr ME Ndubula **BE APPOINTED** as Executive Director Corporate Support Services.
3. That Mr RS Phele **BE APPOINTED** as Executive Director Strategic Support Services.
4. That Mr AT Petja **BE APPOINTED** as Executive Director Internal Audit.
5. That the appointments **BE WITH EFFECT** from 1 December 2009 and the Performance Agreements **BE FINALISED** by the Municipal Manager.

SA12/2009

ELECTION OF COUNCILLOR REPRESENTATIVES TO THE FREE STATE PENSION FUND (3/1/4/5)

PURPOSE

To enable Councillors to elect representatives to the Executive Committee of the Free State Pension Fund.

DISCUSSIONS

The Speaker requested Council to appoint an acting Speaker to enable him to present the item to Council.

Council unanimously appointed Cllr NI Masoleng as Acting Speaker.

COUNCIL RESOLVED (18 NOVEMBER 2009)

That the votes casted **BE SUBMITTED** to the Municipal Manager to forward same to the Free State Pension Fund.