

JULY 2017 – MAY 2018 COUNCIL RESOLUTIONS AUDIT

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE PERSON	PROGRESS
SA8/2017	<p><u>APPOINTMENT OF THE MUNICIPAL MANAGER (EXECUTIVE MAYOR) (5/3/2/1)</u></p> <p>PURPOSE</p> <p>To report to Council about the process of appointing the Municipal Manager of Matjhabeng Local Municipality.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (13 JULY 2017)</u></p> <ol style="list-style-type: none"> 1. That Council APPOINTS Mr ET Tsoaeli as the Municipal Manager of Matjhabeng Local Municipality subject to the final approval by the MEC of Cooperative Governance and Traditional Affairs. 2. That the second highest candidate BE APPOINTED, should the recommended candidate fail to assume his responsibilities for any reason. 3. That Council DELEGATES the Executive Mayor the function of negotiating the remuneration package with the appointed Municipal Manager and must report to Council for finalization. 4. That Council delegates the Executive Mayor TO FINALIZE the contract of employment, performance agreement and financial disclosure form with the appointed Municipal Manager. 	13 July 2017	<p>EXECUTIVE MAYOR</p> <p>EXECUTIVE MAYOR</p> <p>EXECUTIVE MAYOR</p> <p>EXECUTIVE MAYOR</p>	

COUNCIL: RESOLUTIONS AUDIT: 11 AUGUST 2017

[illegible]

	3. That the Municipal Manager should FINALIZE the selection process of the Chief Financial Officer.		MM	Council appointed a new CFO on 1st November 2017.
SA10 of 2017	<p><u>APPOINTMENT OF AN ACTING EXECUTIVE DIRECTOR: LED, PLANNING & HUMAN SETTLEMENTS</u> (EXECUTIVE MAYOR) (5/5/2)</p> <p>PURPOSE</p> <p>The purpose of the item is to request Council to appoint an acting Executive Director for LED, Planning & Human Settlements.</p> <p>DISCUSSION</p> <p>The acting Executive Mayor, Me. ML Radebe presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (11 AUGUST 2017)</u></p> <ol style="list-style-type: none"> 1. That Council APPOINTS Mr B. Golele as the acting Executive Director: LED, Planning & Human Settlements as from the 1st September 2017. 2. That the acting period of the afore-mentioned MUST NOT EXCEED a period of three months. 3. That the Municipal Manager should FINALIZE the selection process of the Executive Director: LED, Planning & Human Settlements. 	11 August 2017	<p>EXECUTIVE MAYOR</p> <p>MM</p> <p>MM</p> <p>MM</p>	

COUNCIL: RESOLUTIONS AUDIT: 30 AUGUST 2017

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE PERSON	PROGRESS
A86 of 2017	<p><u>REPORT ON THE TRAINING OF WARD COMMITTEE SECRETARIES</u> (SPEAKER) (3/8/1/1)</p> <p>PURPOSE</p> <p>To submit to Council for noting, the training of Ward Committee Secretaries on Report Writing and Minute-taking. The training was held on the 10th August 2017 at TS Du Plessis Hall at 8h30.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (30 AUGUST 2017)</p> <ol style="list-style-type: none"> 1. That all 36 wards MUST SUBMIT reports on or before the 7th of every month to the Office of the Speaker. 2. That the Office of the Speaker MUST DISTRIBUTE the reports to the Municipal Manager's Office for attention or implementation. 3. That feedback should BE GIVEN on the 15th of every month and submitted as items in writing. 	30 August 2017	<p>SPEAKER</p> <p>SPEAKER</p> <p>MM</p>	
A87 of 2017	<p><u>PAPERLESS AGENDA DEVICE REPORT</u> (SPEAKER) (2/2)</p> <p>PURPOSE</p> <p>The purpose of the report is to submit to Council for noting, the</p>	30 August 2017	SPEAKER	

	<p>training that Matjhabeng Municipality undertook on various dates in order to fulfill the Council Resolution of 31 May 2017 – A45/2017:</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the report. 2. That a bulk licence for Adobe Acrobat Reader that will enable Councillors to work easily with the paperless documents BE PURCHASED. 3. That a software that will allow Councillors to make bookmarks or their notes in the documents that are uploaded in a format that limits editing BE PURCHASED AND UTILIZED for compilation of the paperless agenda documents. 4. That training WILL CONTINUE until Councillors are familiar with the system and usage of their gadgets. 5. That any Councillor or Official who requests the Municipal Manager for hard copies WILL PERSONALLY INCUR the costs of the printed documents. 		<p>ED: SSS</p> <p>ED: SSS</p> <p>ED: SSS</p> <p>ED: CSS & ACFO</p>	<p>The automated Agenda system is in place and has been done.</p>
A88 of 2017	<p><u>REPORT ON THE CURRENT STATUS OF THE BY-LAWS, PENALTY CLAUSES AND RECOMMENDATIONS (SPEAKER) (1/2/1)</u></p> <p>PURPOSE</p> <p>The purpose of the report is to advise Council about the current</p>	30 August 2017	SPEAKER	<p>A set of ten (10) By-Laws was submitted to the Council of the 16th January 2018.</p>

	<p>to all Councillors until repealed or amended by Council or set aside by the Court of law.</p> <p>4. That the first sentence under Item background must BE CORRECTED to read as follows:</p> <p><i>“The local government elections were held on 3 August 2016 and the first inaugural meeting was held on 16 August 2016.”</i></p> <p>5. That if a Councillor breaches a code of conduct, action SHOULD BE TAKEN according to Rule 99 of the Standard Rules and Orders.</p>		<p>OFFICE OF THE SPEAKER</p> <p>SPEAKER</p>	
A90 of 2017	<p><u>DISPUTE OVER HOUSE 15761 THABONG</u> (DISPUTE RESOLUTION CHAIRPERSON) (8/3/245)</p> <p>PURPOSE OF REPORT</p> <p>To present to Council the facts established by the Dispute Resolution Committee during their investigation.</p> <p>To assist Me Ntsopa Selina Mokoena to take the occupation of residential property at house 15761 Thabong.</p> <p>DISCUSSION</p> <p>The Dispute Resolution Chairperson presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (30 AUGUST 2017)</p> <p>1. That Council ENDORSES the papers that declared the complainant as a lawful occupier of the property in question.</p> <p>2. That the grant subsidy approved to pay off the house WAS MADE in the names of the complainant and thereby GIVING HER the legal right towards the property.</p>	30 August 2017	<p>DISPUTE RESOLUTION CHAIRPERSON</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	<p>Council resolution transmitted to the parties through a letter.</p>

	<p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That Council ENDORSES the transfer documents that give the Title Deed to Violet Mokoenyana or her heirs.</p>		AED: LED. P & HS	Council resolution transmitted to the parties through a letter.
A93 of 2017	<p><u>DISPUTE OVER SITE 2640 MELODING (DISPUTE RESOLUTION CHAIRPERSON) (8/3/2/45)</u></p> <p>PURPOSE OF REPORT</p> <p>To present to Council the facts established by the Dispute Resolution Committee during their investigation.</p> <p>To request Council to consider allocation of residential site 2640 Meloding to the next person on the waiting list.</p> <p>DISCUSSION</p> <p>The Dispute Resolution Chairperson presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That Council ALLOCATES site 2640 Meloding to the defendant.</p>	30 August 2017	DISPUTE RESOLUTION CHAIRPERSON	Council resolution transmitted to the parties through a letter.
A94 of 2017	<p><u>DISPUTE OVER RESIDENTIAL SITE 33645 HANI PARK BETWEEN MOKHESENG'S FAMILY (DISPUTE RESOLUTION CHAIRPERSON) (8/3/2/34)</u></p> <p>PURPOSE OF THE MEETING</p> <p>To request Council to consider the ownership of residential site 33645 Hani Park by M.A. Mokheseng.</p> <p>DISCUSSION</p> <p>The Dispute Resolution Chairperson presented the item to Council.</p>	30 August 2017	DISPUTE RESOLUTION CHAIRPERSON	

	<p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <ol style="list-style-type: none"> 1. That as the house was built in the name of Mrs Alina Mokheseng, the Title Deed will BE ISSUED out in her name. 2. That Mrs Alina Mokheseng BE ALLOWED to occupy house number 33645 Hani Park. 3. That the contractor BE INFORMED to the finish the construction of house number 33645. 4. That Mokheseng's family BE ADVISED to apply for a site. 		<p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	<p>Council resolution transmitted to the parties through a letter.</p>
A95 of 2017	<p><u>DISPUTE OVER HOUSE 4937 THABONG BETWEEN ME MARIA SIGWELA AND ME MAKHOLANE MARIA MAIKGOSHO</u> (DISPUTE RESOLUTION CHAIRPERSON) (8/3/2/45)</p> <p>PURPOSE OF REPORT</p> <p>To request Council to adjudicate this matter in a fair and legally acceptable manner.</p> <p>DISCUSSION</p> <p>The Dispute Resolution Chairperson presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <ol style="list-style-type: none"> 1. That since the housing Provincial housing subsidy has been approved of Maria Maikgosho, the Municipality CANNOT DECLINE the ownership in favour of Maria Maikhosho. 	30 August 2017	<p>DISPUTE RESOLUTION CHAIRPERSON</p> <p>AED: LED, P & HS</p>	

A97 of 2017	<p><u>CURRENT STATUS OF THE MUNICIPAL INFRASTRUCTURE GRANT (MIG) CAPITAL PROJECTS IN MATJHABENG LOCAL MUNICIPALITY JUNE 2017 (EXECUTIVE MAYOR) (6/4/1)</u></p> <p>PURPOSE</p> <p>To provide information on the current status of capital projects and related MIG expenditure progress for the month of JUNE 2017.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That Council TAKES NOTE of the report.</p>	30 August 2017	EXECUTIVE MAYOR	The report was noted by Council.
A98 of 2017	<p><u>MONTHLY FINANCE REPORT – MAY 2017 (EXECUTIVE MAYOR) (6/4/1)</u></p> <p>PURPOSE</p> <p>To submit to Council the Monthly Finance Report for May 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That the Finance Report for May 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56</p>	30 August 2017	EXECUTIVE MAYOR	The Report was noted by Council.

	<p>of 2003, BE NOTED.</p> <p>2. That the Finance Report for May 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury.</p>		ACFO	
A99 of 2017	<p><u>MONTHLY FINANCE REPORT – JUNE 2017</u> (EXECUTIVE MAYOR) (6/4/1)</p> <p>PURPOSE</p> <p>To submit to Council the Monthly Finance Report for June 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (30 AUGUST 2017)</p> <p>1. That the Finance Report for June 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE NOTED.</p> <p>2. That the Finance Report for June 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury.</p> <p>3. That Management MUST SUBMIT a detailed report on reasons why the Office of the Executive Mayor, the Office of the Speaker and the Office of the Municipal Manager exceeded their budgeted amounts, at the next Special Council meeting.</p>	30 August 2017	<p>EXECUTIVE MAYOR</p> <p>ACFO</p> <p>MM & ACFO</p>	The Report was noted by Council
A100 of 2017	<u>THREE MONTHS FINANCE REPORT: APRIL - JUNE</u>	30 August		

	2. That the Municipal Manager should SPEED UP the process of procurement of fleet without any involvement of a third party and submit a report of the deal to Council for noting.		MM	
A103 of 2017	<p><u>UPGRADING OF STUDENT ACCOMMODATION (EXECUTIVE MAYOR) (5/9/3)</u></p> <p>PURPOSE</p> <p>To bring under the attention of Council the need for an upgrade and renovation of the accommodation at the Fire Training College situated at the Fire Department.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That Council APPROVES the upgrading of student accommodation, as students pay a lot of money for the course and for accommodation.</p> <p>2. The Municipal Manager should SPEED UP the process of renovation of student accommodation.</p> <p>3. That the student accommodation fees BE RING-FENCED to improve the facility.</p>	30 August 2017	<p>EXECUTIVE MAYOR</p> <p>AED: CS</p> <p>AED: CS & MM</p> <p>AED: CS & ACFO</p>	<p>A plan to renovate the college has been completed.</p>
A104 of 2017	<p><u>ESTABLISHMENT OF BOTH INDOOR AND OUTDOOR SHOOTING RANGES (EXECUTIVE MAYOR) (10/1/1/4)</u></p> <p>PURPOSE</p> <p>The purpose is to request permission from Council to establish both indoor and outdoor shooting ranges.</p>	30 August 2017	EXECUTIVE MAYOR	

	<p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <ol style="list-style-type: none"> 1. That the item BE REFERRED BACK for detailed analysis of revenue that would be generated from the training of Traffic Officers. 2. That the item BE RE-SUBMITTED with comprehensive information that would enable Council to take informed decisions. 		<p>AED: CS</p> <p>AED: CS</p>	<p>Item has been corrected and it has been referred to EXCO.</p>
A105 of 2017	<p><u>ACCOMMODATION FOR LEARNERS AT THE MATJHABENG TRAFFIC TRAINING ACADEMY (EXECUTIVE MAYOR) (8/3/2/51/1)</u></p> <p>PURPOSE</p> <p>The Purpose is to report to Council about the buildings to be identified for Traffic Students accommodation and further request permission from the Council to allow the College to have the white House Building situated in Stand number 6630/1, at 112 Highlands Avenue in Virginia renovated and be used for accommodation of the Learners.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <ol style="list-style-type: none"> 1. That the item BE REFERRED back and the tenant should be notified of the Council's intention and a full report pertaining to the lease agreement be submitted at next Council meeting. 	30 August 2017	<p>EXECUTIVE MAYOR</p> <p>AED: CS</p>	

	2. That a Business Plan must BE SUBMITTED at the next Council meeting, to enable Councillors to determine whether the traffic training academy would be self-sustaining or not.		AED: CS	Business Plan is to serve before EXCO
A106 of 2017	<p><u>MIG BUDGET MAINTENANCE FOR THE UPGRADING OF DR MNGOMA ROAD (EXECUTIVE MAYOR) (3/3/27) (6/4/1)</u></p> <p>PURPOSE</p> <p>The purpose of this item is to table to Council the application for budget maintenance that is required in the Upgrading of Dr Mngoma Road project that is being implemented by the Municipality and funded through the MIG grant.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That the Budget Maintenance BE APPROVED for the successful completion of the Dr Mngoma Road project.</p>	30 August 2017	<p>EXECUTIVE MAYOR</p> <p>EDI</p>	<p>The project was registered by COGTA for MIG funding subsequent to the approval of the budget maintenance by Council.</p>
A107 of 2017	<p><u>MIG REQUEST FOR BUDGET MAINTENANCE FOR NYAKALLONG STORMWATER SYSTEM CONSTRUCTION (EXECUTIVE MAYOR) (19/8/1/6)</u></p> <p>PURPOSE</p> <p>The purpose of this item is to table to Council the application for budget maintenance that is required in the Nyakallong Stormwater System Construction project that is being implemented by the Municipality and funded through the MIG grant.</p>	30 August 2017	EXECUTIVE MAYOR	

A109 of 2017	<p><u>SUBMISSION OF BACK TO BASICS REPORT FOR NOTING (EXECUTIVE MAYOR) (6/4/1)</u></p> <p>PURPOSE</p> <p>To submit to Council a report on Back to Basics.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That Council TAKES NOTE of the report on the Back to Basics.</p>	30 August 2017	<p>EXECUTIVE MAYOR</p> <p>ED: SSS</p>	The report was noted by Council
A110 of 2017	<p><u>SUBMISSION OF A BACK TO BASIC ACTION PLAN FOR CONSIDERATION (EXECUTIVE MAYOR) (6/4/1)</u></p> <p>PURPOSE</p> <p>To submit the draft action plan to Council for consideration.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That Council APPROVES the completed draft Back to Basics action plan as it relates to the 5 key focus areas of Back to Basics.</p>	30 August 2017	<p>EXECUTIVE MAYOR</p> <p>ED: SSS</p>	The Report and Plan was noted by Council.

A111 of 2017	<p><u>SUBMISSION OF 4th QUARTER DRAFT NON-FINANCIAL PERFORMANCE REPORT TO COUNCIL FOR CONSIDERATION (EXECUTIVE MAYOR)</u> (6/12/2/1)</p> <p>PURPOSE</p> <p>To submit a fourth quarter draft quarterly performance report to Council for consideration.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <ol style="list-style-type: none"> 1. That Council NOTES the draft fourth quarter non-financial performance report. 2. That Council APPROVES the progress achieved in the fourth quarter of the non-financial year. 	30 August 2017	<p>EXECUTIVE MAYOR</p> <p>ED: SSS</p> <p>ED: SSS</p>	The Draft was noted by Council
A112 of 2017	<p><u>SUBMISSION OF 4th QUARTER DRAFT NON-FINANCIAL PERFORMANCE REPORT TO COUNCIL FOR CONSIDERATION (EXECUTIVE MAYOR)</u> (6/12/2/1)</p> <p>PURPOSE</p> <p>To submit a fourth quarter draft quarterly performance report to Council for consideration.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p>	30 August 2017	EXECUTIVE MAYOR	The Report was noted by Council

	<p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That Council NOTES the draft fourth quarter non-financial performance report.</p> <p>2. That Council APPROVES the progress achieved in the fourth quarter of the non-financial year.</p>		ED: SSS	
A113 of 2017	<p><u>WARD 27: FEASIBILITY ANALYSIS OF THE DEVELOPMENT OF VACANT MUNICIPAL LAND IN FLAMINGO PARK AND WELKOM EXTENSION 17 PRECINCT AREAS (EXECUTIVE MAYOR) (8/3/2/27)</u></p> <p>PURPOSE OF REPORT</p> <p>The purpose of the report is to present to Council a feasibility analysis regarding the development of the vacant Municipal owned land in Flamingo Park and with the main focus on the Welkom X17 precinct area.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That the item BE DEFERRED to the next Special Council meeting.</p>	30 August 2017	<p>EXECUTIVE MAYOR</p> <p>AED: LED, P & HS</p>	The matter resented to Council

A114 of 2017	<p><u>MATJHABENG: MOTIVATION FOR THE INVITATION OF DEVELOPMENT PROPOSALS FOR THE DEVELOPMENT OF GAP HOUSING IN FLAMINGO PARK WELKOM VIA THE PUBLIC BIDDING PROCESS (EXECUTIVE MAYOR) (8/3/2/2)</u></p> <p>PURPOSE OF REPORT</p> <p>The purpose of the report is to motivate the invitation of development proposals for the development of gap market housing on a portion of land situated in Flamingo Park Welkom.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That the item BE DEFERRED to the next Special Council.</p>	30 August 2017	<p>EXECUTIVE MAYOR</p> <p>AED: LED, P & HS</p>	<p>The Area is allocated to Mkhonza T Holdings in terms of the land availability agreement.</p>
A115 of 2017	<p><u>PROPOSED ORGANISATIONAL STRUCTURE: (MARCH 2017) (EXECUTIVE MAYOR) (2/1)</u></p> <p>PURPOSE</p> <p>To provide an update of Matjhabeng Local Municipality proposed Organisational Structure “MARCH 2017” to Council.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p>	30 August 2017	<p>EXECUTIVE MAYOR</p>	

	<p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <ol style="list-style-type: none"> 1. That the item BE DEFERRED to the next Special Council. 2. That the proposed Organisational Structure BE SUBJECTED to a workshop for clarification of positions and financial analysis, before the 20th of September 2017. 		<p>ED: CSS</p> <p>ED: CSS</p>	<p>The Councillors' Workshop on Organisational Structure was held on 28/09/17 and Councillors attended. A total of 17 inputs and clarifications were received from Councillors.</p>
A116 of 2017	<p><u>MUNICIPAL PUBLIC ACCOUNTS COMMITTEE REPORT ON THE FRUITLESS AND WASTEFUL EXPENDITURE INCURRED FOR THE PERIOD 1 JULY 2016 - 30 APRIL 2017 (MPAC CHAIRPERSON) (6/12/2/1)</u></p> <p>PURPOSE</p> <p>To submit to Council the Municipal Public Accounts Committee report on Fruitless and Wasteful Expenditure incurred for the financial periods ended 1 July 2016- 30 April 2017 as mandated by the council.</p> <p>DISCUSSION</p> <p>The MPAC Chairperson presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the Municipal Public Accounts Committee report. 2. That Council certifies an amount of R130 916 929.76 as irrecoverable and SHOULD BE WRITTEN-OFF. 3. That the appropriate disclosure note BE MADE to the financial statements for the year ending 30 June 2017. 	30 August 2017	<p>MPAC CHAIRPERSON</p> <p>ACFO</p> <p>ACFO</p>	<p>Council noted and approved the writing off.</p>

	<p>4. That the Accounting Officer MUST ESTABLISH controls to detect and prevent these types of expenditures and on a quarterly basis, submit a report for consideration to Council; and</p> <p>5. That the Accounting Officer must IN WRITING COMMUNICATE the Council resolutions to the office of the Auditor General, COGTA and Provincial Treasury in terms of section 32, subsection 4 of the Municipal Finance Management Act.</p>		<p>ACFO</p> <p>MM</p>	
A117 of 2017	<p><u>MUNICIPAL PUBLIC ACCOUNTS COMMITTEE REPORT ON THE IRREGULAR EXPENDITURE INCURRED FOR THE PERIOD 1 JULY 2016 - 30 APRIL 2017 (MPAC CHAIRPERSON) (6/12/2/1)</u></p> <p>PURPOSE</p> <p>To submit to Council the Municipal Public Accounts Committee report on irregular expenditure incurred for the period 1 July 2016-30 April 2017 as mandated by Council.</p> <p>DISCUSSION</p> <p>The MPAC Chairperson presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (30 AUGUST 2017)</p> <p>1. That Council TAKES NOTE of the Municipal Public Accounts Committee report.</p> <p>2. That Council certifies an amount of R178 226 280.74 (156 338 442.75 Excl. VAT) as irrecoverable and should be written-off.</p> <p>3. That the appropriate disclosure note BE MADE to the financial statements for the year ending 30 June 2017.</p>	30 August 2017	<p>MPAC CHAIRPERSON</p> <p>ACFO</p> <p>ACFO</p>	The Council noted the Report and approved the writing off of the amounts.

	<p>4. That the Accounting Officer MUST ESTABLISH CONTROLS to detect and prevent these types of expenditures and on a quarterly basis submit a Supply Chain Management report for consideration to Council; and</p> <p>5. That the Accounting Officer MUST IN WRITING COMMUNICATE the Council resolutions to the office of the Auditor General, COGTA and Provincial Treasury in terms of Section 32, subsection 4 of the Municipal Finance Management Act.</p>		<p>ACFO</p> <p>ACFO</p>	
A118 of 2017	<p><u>DRAFT UNAUDITED ANNUAL PERFORMANCE REPORT 2016/2017: MATJHABENG LOCAL MUNICIPALITY (EXECUTIVE MAYOR) (5/6/2/7)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to table the draft unaudited annual performance report for the financial year 2016/2017 to Council for consideration.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That Council TAKES NOTE of the draft unaudited annual performance report for the Financial Year 2016/17.</p> <p>2. That the draft unaudited annual performance report BE SUBMITTED to Office of the Auditor General on or before the 31st of August 2017, for audit purposes.</p>	30 August 2017	<p>EXECUTIVE MAYOR</p> <p>MM</p>	The Draft Report was noted by Council.

A119 of 2017	<p><u>DRAFT UNAUDITED ANNUAL REPORT 2016/2017: MATJHABENG LOCAL MUNICIPALITY (EXECUTIVE MAYOR) (5/6/2/7)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to table the draft unaudited Annual Report for the financial year 2016/2017 to Council for noting.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the Draft unaudited Annual Report for the Financial Year 2016/17. 2. That the draft unaudited annual report 2016/2017 BE SUBMITTED to Office of the Auditor General on or before the 31st of August 2017, for audit purposes. 3. That the draft unaudited annual report 2016/2017 BE SUBMITTED to Provincial and National Treasuries as well as Provincial COGTA after Council has noted the report. 	30 August 2017	<p>EXECUTIVE MAYOR</p> <p>MM</p> <p>MM</p>	The Draft Annual report was noted by Council as presented.
A120 of 2017	<p><u>SUBMISSION OF THE ANNUAL FINANCIAL STATEMENTS FOR 2016-2017 FINANCIAL YEAR (EXECUTIVE MAYOR) (6/12/2/1)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to table the Annual Financial Statement for the financial year 2016/2017 to the Council for consideration.</p>	30 August 2017	EXECUTIVE MAYOR	Council took note of the Financial Statements.

	<p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That Council TAKES NOTE of the Annual Financial Statements for the financial year 2016-2017.</p>		MM	
A121 of 2017	<p><u>REQUEST FOR EXTENSION OF THE ACTING PERIOD OF THE EXECUTIVE DIRECTOR: COMMUNITY SERVICES</u> (MM) (5/5/2)</p> <p>PURPOSE</p> <p>The purpose of the item is to request Council to approve an application to the MEC for COGTA to grant permission for the extension of the acting period of Executive Director for Community Services.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That Council APPROVES the request for an application for the extension of the acting period of Mr MJ Molawa in terms of section 56(1) (c) of the Municipal Systems Act as amended.</p> <p>2. That the Executive Mayor IS DELEGATED to depose the letter to the MEC of Local Government.</p> <p>3. That the extension of the acting period beyond three months should NOT BE CONSTRUED to create a legitimate expectation of appointment by the incumbent.</p>	30 August 2017	<p>EXECUTIVE MAYOR</p> <p>MM</p> <p>EXECUTIVE MAYOR</p> <p>MM</p>	<p>The Acting of Mr Molawa as the Acting Director was so approved.</p> <p>The appointment has since been finalized.</p>

	<p>4. That the acting period should NOT EXCEED three (3) months.</p> <p>5. That Council APPOINTS a Panel of 5 members comprising of the Executive Mayor or his appointee, Cllr A. Styger, the Municipal Manager, 1 representative from COGTA, and 1 representative from SALGA, to conduct the short-listing and interviews for the advertised positions of Executive Director: Community Services and Executive Director: LED, Planning & Human Settlements.</p>		SPEAKER	
A122 of 2017	<p><u>REPORT ON THE LABOUR COURT MATTER BETWEEN SAMWU AND MATJHABENG LOCAL MUNICIPALITY ON THE APPOINTMENT OF THE MUNICIPAL MANAGER (EXECUTIVE MAYOR) (15/2/1/24/1)</u></p> <p>PURPOSE</p> <p>The purpose is to report to Council regarding the challenge lodged by SAMWU (local branch) on the appointment of the Municipal Manager in the Labour Court, Johannesburg.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council. <u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the report. 2. That the draft Policy: Recruitment and Selection under item A87/2006 BE REFERRED to the Special Committee that is dealing with by-laws to correct it and ensure that it is in line with the current regulations. 	30 August 2017	<p>EXECUTIVE MAYOR</p> <p>ED: CSS</p>	<p>Policy already referred to the Special Committee that deals with by-laws. The Committee met on 14/11/2017.</p>

	<p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That the Municipality must RE-ADVERTISE due to the following reasons.</p> <p>1.1 Low turnout of applicants, only four (4) applications received;</p> <p>1.2 Only two (2) applicants are in possession of relevant qualifications;</p> <p>1.3 Geographical location of two (2) of the applicants is outside the Province, which impacts on budget of the Municipality and inaccessibility of members during cases of emergency.</p>		ED: CSS	<p>Re-advertisement done on 15-21 September 2017 in City Press, Media News and Free State Sun.</p>
A125 of 2017	<p><u>AUDIT COMMITTEE CLOSE-OUT REPORT (SPEAKER) (6/12/3/2)</u></p> <p>PURPOSE</p> <p>To submit Close-out report for 2015-2017 to Council for consideration.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2017)</u></p> <p>1. That the item BE REFERRED BACK.</p>	30 August 2017	SPEAKER	Referred back.

COUNCIL: RESOLUTIONS AUDIT: 01 NOVEMBER 2017

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE PERSON	PROGRESS
SA12 of 2017	<p><u>REQUEST TO APPOINT AN ADDITIONAL MEMBER TO THE MATJHABENG PLANNING TRIBUNAL (SPEAKER) (1/1/40)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to request Council to appoint an additional member to the Matjhabeng Municipal Planning Tribunal.</p> <p>DEFERRED TO THE NEXT COUNCIL MEETING.</p>	01 November 2017	SPEAKER	Deferred
SA13 of 2017	<p><u>PROGRESS REPORT ON ESTABLISHMENT OF MATJHABENG ECONOMIC ADVISORY COUNCIL (EXECUTIVE MAYOR) (3/3/19)</u></p> <p>PURPOSE</p> <p>To present a progress report on establishment of Matjhabeng Economic Advisory Council (MEAC).</p> <p>DEFERRED TO THE NEXT COUNCIL MEETING.</p>	01 November 2017	EXECUTIVE MAYOR	Deferred
SA14 of 2017	<p><u>PROGRESS REPORT ON THE SUNELEX SOLAR PLANT PROJECT- SEPTEMBER 2017 (EXECUTIVE MAYOR) (19/3/2/1)</u></p> <p>PURPOSE</p> <p>To present to Council the current progress on the Sunelex Solar Plant Project for the month of September 2017.</p> <p>DISCUSSION</p>	01 November 2017	EXECUTIVE MAYOR	An Ad-hoc Committee was appointed and had since sat in their first meeting on the 26 th January 2018.

	<p>The acting Executive Mayor, Cllr TD Khalipha requested Cllr DR Direko to present the item to Council.</p> <p>During the discussion of this item Cllr A. Styger raised numerous concerns with regard to the contravention of previous resolutions taken in Council, contravention of Section 33 of the Municipal Finance Management Act pertaining to signing of agreements or contracts which exceed a period of three years, as well as the agreement that was already signed before authorization by Council.</p> <p><u>COUNCIL RESOLVED:</u> (01 NOVEMBER 2017)</p> <ol style="list-style-type: none"> 1. That the item BE REFERRED BACK. 2. That Council APPOINTS a Multi-Party Ad-hoc Committee comprising of six members to look at all matters raised and ensure that the matter is dealt with according to the law. 3. That the Ad-hoc Committee MUST GIVE feedback at the next Ordinary Council meeting. 4. That the Committee MUST TAKE cognizance of all issues raised by Cllr A. Styger, as a guideline. 5. That the Committee MUST ALSO DISCUSS the contract which was already signed and implications thereof. 		<p>SPEAKER</p>	
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SA16 of 2017	<p><u>PROPOSED SETTLEMENT BY MASINGITA PROPERTY DEVELOPERS (EXECUTIVE MAYOR)</u> (11/3)</p> <p>PURPOSE</p> <p>The purpose of this item is reporting to Council the implementation of Supplementary Valuation on Thabong Mall and also the proposed settlement by the Developer.</p> <p>DISCUSSION</p> <p>The acting Executive Mayor, Cllr TD Khalipha requested Cllr TB Lushaba to present the item to Council.</p> <p>During the discussion of the item, the acting Executive Mayor, Cllr TD Khalipha informed members that the task team which was appointed by Council to meet with the Developer as per the resolution taken on the 31st May 2017 Council meeting on Item A81/2017, met with the Developer.</p> <p>He informed members that two proposals as depicted in Item SA16 of 2017 were tabled, but during the last session in which the Municipality was represented by the Municipal Manager, the Board of Masingita Property Developers did not to accede to Proposal one. The Board indicated that their financial situation would not enable them to consent to so many months and requested the Municipality to look at Proposal two.</p> <p>Proposal 1</p> <p>The developer won't be paying property rates for the duration of 37 months in order to offset monthly billings against the amount owed to the Developer.</p>	01 November 2017	EXECUTIVE MAYOR	Matter still on-going
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	<p>Proposal 2</p> <p>The first payment worth R3 000 000 will be made immediately after receiving allocation on Equitable Share and the remaining balance of R9 855 783.60 will be payable within duration of 12 months.</p> <p>Various Councillors raised their concerns, stating that proposal two would have dire financial constraints to the Municipality which is already struggling to provide essential services to the community and whose collection rate is not satisfactory.</p> <p>After lengthy discussion, members could not reach consensus on which proposal to approve. As a result, the acting Speaker requested Councillors to vote. Voting was done by means of raising hands.</p> <p>The results were as follows:</p> <table><tr><td>Councillors who voted for Proposal 1</td><td>=</td><td>17</td></tr><tr><td>Councillors who voted for Proposal 2</td><td>=</td><td>11</td></tr><tr><td>Councillors who abstained</td><td>=</td><td><u>25</u></td></tr><tr><td>Total</td><td>=</td><td>53</td></tr></table> <p><u>COUNCIL RESOLVED:</u> (01 NOVEMBER 2017)</p> <p>1. That the developer WILL NOT BE PAYING property rates for the duration of 37 months in order to offset monthly billings of property rates against the amount owed to the Developer.</p>	Councillors who voted for Proposal 1	=	17	Councillors who voted for Proposal 2	=	11	Councillors who abstained	=	<u>25</u>	Total	=	53			
Councillors who voted for Proposal 1	=	17														
Councillors who voted for Proposal 2	=	11														
Councillors who abstained	=	<u>25</u>														
Total	=	53														
			CFO													

	<p>Electrification of the project under the Integrated National Electrification Program (INEP).</p> <p>4. That Eskom BE ENGAGED for the required increasing of the Notified Maximum Demand (NMD) at the Ventersburg Main Intake Point.</p> <p>5. That the letter of approval BE SUBMITTED with the adjustment budget.</p> <p>6. That building of houses NOT BE COMMENCED with before the electrical, water, sewerage, roads and storm-water infrastructure is completely put in place.</p>		<p>EDI</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	
C8 of 2017	<p><u>REPORT ON THE APPOINTMENT OF THE CHIEF FINANCIAL OFFICER (EXECUTIVE MAYOR) (5/5/2)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to submit to Council a report of the selection panel for the appointment of the Chief Financial Officer.</p> <p>DISCUSSION</p> <p>The acting Executive Mayor, Cllr TD Khalipha requested Cllr VE Mawela to present the Item to Council.</p> <p><u>COUNCIL RESOLVED: (01 NOVEMBER 2017)</u></p> <p>5. That Council APPOINTS Mr CT Panyani as the Chief Financial Officer.</p> <p>6. That the second best candidate BE APPOINTED should the recommended candidate fail to take the post for any reason.</p>	01 November 2017	EXECUTIVE MAYOR	Appointment made from the 01st December 2017

	<p>7. That the Municipal Manager BE DELEGATED the function to negotiate the remuneration package with the appointed Chief Financial Officer as per the upper limit and report to Council for finalization.</p> <p>8. That the Municipal Manager FINALIZES the contract of employment, performance agreement and financial disclosure form with the appointed Chief Financial Officer.</p>		<p>MM</p> <p>MM</p>	
C9 of 2017	<p><u>REPORT ON APPOINTMENT OF THE EXECUTIVE DIRECTOR: COMMUNITY SERVICES (EXECUTIVE MAYOR) (5/3/2/1)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to submit to Council a report of the selection panel for the appointment of the Executive Director: Community Services.</p> <p>DISCUSSION</p> <p>The acting Executive Mayor, Cllr TD Khalipha requested Cllr VE Mawela to present the item to Council.</p> <p>During the discussion of the item, Councillors could not reach consensus on which candidate to appoint, as a result of the competency assessment report of candidate one.</p> <p>Two proposals were tabled and seconded, one was to appoint candidate one and the other to appoint candidate two.</p> <p>The acting Speaker then requested members to vote. Voting was done by means of raising hands.</p>	01 November 2017	EXECUTIVE MAYOR	Executive Director appointed with effect from the 01st December 2017.

	<p>The results were as follows:</p> <p>Councillors who voted for appointment of candidate one (Ms ZK Tindleni) = 35</p> <p>Councillors who voted for the appointment of candidate two (Ms MC Sepheka) = 13</p> <p>Councillors who abstained = <u>5</u></p> <p>Total = 53</p> <p><u>COUNCIL RESOLVED:</u> (01 NOVEMBER 2017)</p> <ol style="list-style-type: none"> 1. That Council APPOINTS Ms ZK Tindleni as the Executive Director: Community Services. 2. That the second best candidate BE APPOINTED should the recommended candidate fail to take the post for any reason. 3. That the Municipal Manager BE DELEGATED the function to negotiate the remuneration package with the appointed Executive Director: Community Services as per the upper limit and report to Council for finalization. 4. That the Municipal Manager FINALIZES the contract of employment, performance agreement and financial disclosure form with the appointed Executive Director: Community Services. 5. That the appointed candidate must BE GIVEN 12 month probation in which the Municipal Manager would monitor her competency and if she is not competent within that period, the Municipal Manager should inform Council. 		<p>MM</p> <p>MM</p> <p>MM</p>	
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C10 of 2017	<p><u>REPORT ON APPOINTMENT OF THE EXECUTIVE DIRECTOR: LED, PLANNING & HUMAN SETTLEMENTS (EXECUTIVE MAYOR) (5/3/2/1)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to submit to Council a report of the selection panel for the appointment of the Executive Director: LED, Planning and Human Settlements.</p> <p>DISCUSSION</p> <p>The acting Executive Mayor, Cllr TD Khalipha presented the Item to Council.</p> <p><u>COUNCIL RESOLVED: (01 NOVEMBER 2017)</u></p> <p>1. That the item BE DEFERRED to the next Ordinary Council meeting.</p>	01 November 2017	EXECUTIVE MAYOR	Resolution carried.
C11 of 2017	<p><u>EXTENSION OF EMPLOYMENT CONTRACTS BY 3 MONTHS UNTIL 31st OCTOBER 2017 (EXECUTIVE MAYOR) (5/3/2/1)</u></p> <p>PURPOSE</p> <p>The purpose of this item is to submit to Council a communique from the Member of the Executive Council (MEC) of the Free State Provincial Government responsible for Co-Operative Governance and Traditional Affairs (COGTA) advising on the Extension of employment contracts of all senior managers by 3 months until 31st October 2017.</p> <p>DISCUSSION</p> <p>The acting Executive Mayor, Cllr TD Khalipha presented the item to Council.</p>	01 November 2017	EXECUTIVE MAYOR	

	<p>DISCUSSION</p> <p>The Speaker allowed the Chair of Chairs Chairperson to present the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (16 JANUARY 2018)</p> <p>1. That the item BE DEFERRED to the next Ordinary Council meeting because of inadequate information.</p>			
A129 of 2017	<p><u>PROGRESS REPORT ON APPOINTMENT OF 40 PLUMBERS (CHAIR OF CHAIRS CHAIRPERSON) (3/3/27)</u></p> <p>PURPOSE</p> <p>To submit a progress report on the appointment of 40 Plumbers as directed by Council to discuss and agree on how to implement the Council resolution.</p> <p>DISCUSSION</p> <p>The Speaker allowed the Chair of Chairs Chairperson to present the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (16 JANUARY 2018)</p> <p>1. That Council NOTES the idea of appointing forty (40) plumbers.</p> <p>2. That a progress report on appointment of plumbers BE SUBMITTED at ensuing Council meetings.</p> <p>3. That Council MUST ENSURE that tools of trade are supplied to the appointed plumbers to enable them to do their work effectively.</p>	16 January 2018	<p>CHAIR OF CHAIRS CHAIRPERSON</p> <p>EDI</p> <p>EDI</p>	Progress on appointments still in progress.

	accurate report on progress made by the people who were appointed as private developers in order to enable Council to take a proper decision on whether to review their agreements or not.			
A131 of 2017	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR HCT VAN SCHALKWYK (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr HCT Van Schalkwyk and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr Van Schalkwyk to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (16 JANUARY 2018)</u></p> <p>That Council TAKES NOTE of the item.</p>	16 January 2018	MM	Questions noted and addressed.
A132 of 2017	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR HCT VAN SCHALKWYK (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr HCT Van Schalkwyk and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr Van Schalkwyk to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (16 JANUARY 2018)</u></p> <p>1. That Council TAKES NOTE of the item.</p>	16 January 2018	MM	Questions noted and addressed.

	<p><u>COUNCIL RESOLVED: (16 JANUARY 2018)</u></p> <p>1. That the Finance Report for September 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE NOTED.</p> <p>2. That the Finance Report for September 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury.</p>		CFO	
A136 of 2017	<p><u>THREE MONTHS FINANCE REPORT: JULY-SEPTEMBER 2017 (EXECUTIVE MAYOR) (12/1/2/3)</u></p> <p>PURPOSE</p> <p>To submit to Council the three Months Finance Report for July - September 2017 in terms of Section 52(d) of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (16 JANUARY 2018)</u></p> <p>4. That the Finance Report for the Quarter (July - September 2017) in terms of Section 52(d) of the Municipal Finance Management Act, number 56 of 2003, BE NOTED.</p> <p>5. That the Finance Report for the Quarter (July - September 2017) in terms of Section 52(d) of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury.</p>	16 January 2018	<p>EXECUTIVE MAYOR</p> <p>CFO</p>	Report noted by Council.

A137 of 2017	<p><u>MONTHLY FINANCE REPORT – OCTOBER 2017</u> (EXECUTIVE MAYOR) (6/4/1)</p> <p>PURPOSE</p> <p>To submit to Council the Monthly Finance Report for October 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (16 JANUARY 2018)</p> <ol style="list-style-type: none"> 1. That the Finance Report for October 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE NOTED. 2. That the Finance Report for October 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury. 	16 January 2018	<p>EXECUTIVE MAYOR</p> <p>CFO</p>	Report noted by Council.
A138 of 2017	<p><u>CURRENT STATUS OF THE MUNICIPAL INFRASTRUCTURE GRANT (MIG) CAPITAL PROJECTS IN MATJHABENG LOCAL MUNICIPALITY OCTOBER 2017</u> (EXECUTIVE MAYOR) (6/4/1)</p> <p>PURPOSE</p> <p>To provide information on the current status of capital projects and related MIG expenditure progress for the month of October 2017.</p>	16 January 2018	EXECUTIVE MAYOR	MIG Report noted by Council.

	<p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (16 JANUARY 2018)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the report. 2. That the Executive Mayor and the Municipal Manager MUST ENSURE that the MIG allocation is spent at 100% by the end of the financial year, failing which consequences must take place. 		EDI	
A139 of 2017	<p><u>PROGRESS REPORT ON COUNCIL RESOLUTIONS (EXECUTIVE MAYOR) (2/2/2)</u></p> <p>PURPOSE</p> <p>To submit a progress report to Council on Council Resolutions, for noting.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (16 JANUARY 2018)</u></p> <ol style="list-style-type: none"> 1. That the progress report on Council resolutions BE NOTED. 	16 January 2018	EXECUTIVE MAYOR	Progress on Council Resolutions noted.

A140 of 2017	<p><u>PROGRESS REPORT ON ESTABLISHMENT OF MATJHABENG ECONOMIC ADVISORY COUNCIL (EXECUTIVE MAYOR) (3/3/19)</u></p> <p>PURPOSE</p> <p>To present a progress report on establishment of Matjhabeng Economic Advisory Council (MEAC).</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (16 JANUARY 2018)</u></p> <ol style="list-style-type: none"> 1. That Council ENDORSES the establishment of Matjhabeng Economic Advisory Council. 2. That the Council resolutions taken on item A36/2017 at the 28th March 2017 STILL STAND. 	16 January 2018	<p>EXECUTIVE MAYOR</p> <p>AED: LED, P&HS</p>	Advisory Council endorsed by Council.
A141 of 2017	<p><u>LOCAL ECONOMIC DEVELOPMENT: REQUEST FOR THE RE-APPOINTMENT OF GOLDFIELD POUND AS POUND MASTER IN THE MATJHABENG LOCAL MUNICIPALITY (EXECUTIVE MAYOR) (20/7/2/2)</u></p> <p>PURPOSE OF THE REPORT</p> <p>The purpose of this report serves to request the extension and/or reappointment of Goldfield Pound as the livestock pound Master in the Matjhabeng Local Municipality.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p>	16 January 2018	EXECUTIVE MAYOR	Goldfields Pound appointed.

	<p><u>COUNCIL RESOLVED: (16 JANUARY 2018)</u></p> <ol style="list-style-type: none"> 1. That the Service Level Agreement (SLA) with Goldfield Pound BE EXTENDED to a period of three years. 2. That the Goldfield pound BE AUTHORIZED to operate a pound in Matjhabeng Local Municipality under the following terms and conditions. <ol style="list-style-type: none"> 2.1 It should BE NOTED that the Matjhabeng Local Municipality will not be liable to any cost incurred with regard to the operation of the pound. 2.2 All fees to be charged should BE IN LINE with the Matjhabeng Local Municipality tariffs as contained in the 2017/2018 to 2019/2020 MTFB budget. 2.3 All operations of Pound should BE ALIGNED to the Matjhabeng Livestock Impoundment By-Law as approved by Council. 2.4 Members of the community will be MADE AWARE through media on who to contact to report a stray animal. 		<p>AED: P&HS</p> <p>LED,</p>	
A142 of 2017	<p><u>MIG BUDGET MAINTENANCE FOR MMAMAHABANE WASTE WATER TREATMENT WORKS (EXECUTIVE MAYOR) (3/3/27)</u></p> <p>PURPOSE</p> <p>The purpose of this item is table to Council the application for budget maintenance that is required in the Mmamahabane Waste Water Treatment Work project that is being implemented by the Municipality and funded through the MIG grant.</p> <p>DISCUSSION</p>	<p>16 January 2018</p>	<p>EXECUTIVE MAYOR</p>	<p>Resolution approved by Council.</p>

	<p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (16 JANUARY 2018)</p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the report. 2. That the Budget Maintenance of R 3 948 235.89 (all inclusive) for the successful completion of the project BE APPROVED and the funds be made available in the budget of the 2018/2019 financial year. 		EDI	
A143 of 2017	<p><u>PROPOSED ORGANISATIONAL STRUCTURE:</u> <u>(MARCH 2017) (EXECUTIVE MAYOR) (2/1)</u></p> <p>To present and request approval of the newly reviewed Organizational Structure by Council.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p>During the discussion of this item, several Councillors raised their concerns pertaining to the affordability of the tabled Organogram, as it was too expensive. A proposal was made that the item should be referred back to Administration to draft an operational structure which is correlating with the current budget.</p> <p>It was also suggested that the correct salary scales that are determined by SALGA on their JOB-TASK-EVALUATION system should be reflected under financial implications to enable Council to have a clear picture of what it is required to approve.</p> <p><u>COUNCIL RESOLVED:</u> (16 JANUARY 2018)</p> <ol style="list-style-type: none"> 1. That the item BE NOTED AND REFERRED BACK for re-submission at the next Ordinary Council meeting. 	16 January 2018	<p>ED: CSS</p> <p>ED: CSS</p>	<p>The Whippers of the Parties meeting was scheduled for the 26th January 2018 by the Chief Whip but has since been postponed to the future date.</p> <p>The List of LGSETA critical posts has been made available to all departments and will be submitted to the Whippers meeting.</p>

	<p>2. That the Municipal Manager MUST IDENTIFY all critical positions that Council should approve to be filled.</p> <p>3. That the Whips of different political parties MUST MEET with the Municipal Manager to deliberate on the Organogram, clarify matters, agree or disagree and present their consensus and their disagreements to Council, to deal with the disagreements.</p>		<p>EXECUTIVE MANAGEMENT</p> <p>MM & OFFICE OF THE SPEAKER</p>	
A144 of 2017	<p><u>COUNTER-FUNDING FOR THE UPGRADING OF THE WELKOM LANDFILL SITE (EXECUTIVE MAYOR) (10/14/1)</u></p> <p>PURPOSE</p> <p>To request the approval of counter-funding for the Upgrading of the Welkom Landfill Site project.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (16 JANUARY 2018)</u></p> <p>1. That Council TAKES NOTE of the report.</p> <p>2. That the Counter-Funding of R6 307 392.00 to successfully implement and complete the project BE APPROVED and the funds be made available in the budget of the 2018/2019 financial year.</p>	16 January 2018	<p>EXECUTIVE MAYOR</p> <p>EDI</p>	Counter-Funding approved.

	<p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (16 JANUARY 2018)</p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the progress report. 2. That the sector plans BE SECURED in line with the recommendations from Lekwa Consulting and Free State Provincial Government. 3. That the Provincial Department of Human Settlements BE APPROACHED for assistance with acquisition of Sector Plans. 4. That the Municipal Manager MUST ENSURE that the master plans are in place by the next Council meeting. 		<p>AED: LED, P&HS</p> <p>AED: LED, P&HS</p> <p>MM & AED: LED, P&HS</p>	
A147 of 2017	<p><u>PROGRESS REPORT ON THE SUNELEX SOLAR PLANT PROJECT – NOVEMBER 2017 (EXECUTIVE MAYOR) (19/3/2/1)</u></p> <p>PURPOSE</p> <p>To present to Council progress report on the Sunelex Solar Plant Project in response to council resolution under item SA14 of 2017.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (16 JANUARY 2018)</p> <ol style="list-style-type: none"> 1. That the item BE REFERRED BACK. 	16 January 2018	EXECUTIVE MAYOR	The meeting with Sunelex sat on the 26th January 2018.

	<p>proposed draft by-laws.</p> <p>6. That a legal opinion BE OBTAINED to determine whether the Municipality can continue to issue a fine using section 56 of the National Road Traffic Act no. 93 of 1996.</p>		<p>ED: CS & ED: CSS</p>	
C12 of 2017	<p><u>PROGRESS REPORT ON THE APPOINTMENT OF THE MUNICIPAL MANAGER (EXECUTIVE MAYOR)</u> (5/3/2/1)</p> <p>PURPOSE</p> <p>The purpose of the item is to inform Council about progress in relation to the appointment of Mr ET Tsoaeli as the Municipal Manager of Matjhabeng Local Municipality.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council. <u>COUNCIL RESOLVED: (16 JANUARY 2018)</u></p> <p>1. That Council NOTES progress relating to the appointment of the Municipal Manager.</p> <p>2. That the Municipal Manager and the newly appointed Executive Directors BE REMUNERATED according to the remuneration packages payable to Municipal Managers and Managers directly accountable to the Municipal Managers in terms of Gazette No. 41173 of October 2017.</p>	<p>16 January 2018</p>	<p>EXECUTIVE MAYOR</p> <p>ED: CSS & CFO</p>	<p>The report was noted by Council.</p>

	<p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p>During the discussion of the item, Cllr SE Tshabangu indicated that he wished that Councillors would decide not to implement the recommended increase, instead would decide to set an example by showing commitment to the importance of effective governance by working hard on stabilizing the institutional capacity to deliver services better and to ensure that revenue collection is improved. He based his statement on the reality of the municipal financial incapability to generate income as indicated in the financial reports that the collection rate for the past months was far below the budgeted percentage of 85%.</p> <p>He urged Councillors to reshape and ask hard questions on how to make the Municipality work better again by compromising the increase this year, work hard and ensure that they get the increase the following year but if they insist on the increment, they should consider not to backdate it.</p> <p>He indicated that this will show their commitment by being an example to the community when they go around on a Masakhane campaign for payment of services.</p> <p>Cllr SE Tshabangu then requested that it should be placed on record that he does not support the increment.</p> <p><u>COUNCIL RESOLVED:</u> (16 JANUARY 2018)</p> <p>1. That Council APPROVES the increase of 5% for full-time Councillors and 6% for part-time Councillors, backdated from the 1st July 2017.</p>		<p>MM &</p>	
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	2. That the Municipality MUST IMMEDIATELY INTERACT with the MEC for Cooperative Governance and Traditional Affairs, for concurrence to implement the increment.		CFO	
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COUNCIL: RESOLUTIONS AUDIT: 31 JANUARY 2018

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE PERSON	PROGRESS
(m)	<p>Matters arising from the minutes: 30 August 2017</p> <p>A102 of 2017</p> <p>Cllr TD Khalipha reminded members that Council resolved that Fleet Management should remain in Community Services and Public Safety Directorate and it should BE REFLECTED like that in the Organisational Structure.</p>	31 January 2018	ED: CS	
(r)	<p>Closing remarks by the Speaker</p> <p>1. The Speaker requested the Ad-hoc Committee that was appointed to deal with the conduct matter TO MEET AS SOON AS POSSIBLE to process the issues and submit a report in Council.</p> <p>2. He also requested the Municipal Manager to ensure that all Unit and Line Managers ATTEND ALL COUNCIL MEETINGS from the next Council meeting onwards, in order to address issues raised by Councillors, as Service Delivery should be intensified in 2018.</p>	31 January 2018	<p>SNR M: Office of the Speaker</p> <p>MM</p>	

	<p>2. That the Committee BE BROADENED to include other Councillors in order to add value to the quality of the report that would be submitted to Council.</p> <p>3. That Council EXPECTS full cooperation from every individual who is called to appear before the Ad-hoc Committee.</p> <p>4. That the Committee MUST SUBMIT a detailed report on its findings at the next Council meeting.</p>		<p>SPEAKER</p> <p>CHAIRPERSON</p>	
A3 of 2018	<p><u>REPORT REGARDING DISPUTE OVER SITE 4589 AND 4590 K6 KUTLWANONG (DISPUTE RESOLUTION CHAIRPERSON) (8/3/2/47/5)</u></p> <p>PURPOSE OF REPORT</p> <p><i>To request Council to correct a mistake made in 2000 by a Contractor on sites 4589 and 4590.</i></p> <p>DISCUSSION</p> <p>The Speaker allowed the Dispute Resolution Committee Chairperson to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (31 JANUARY 2018)</u></p> <p>1. That the title deed for site 4590 BE ISSUED to Sello Solomon Nkhatho.</p> <p>2. That Sello Solomon Nkhatho as the executor of the estate of the late Kedibone Nkhatho TRANSFER the title deed TE14862/200 to Lydia Mafabatho.</p> <p>3. That whenever there is an RDP house to be built, stringent measures should BE TAKEN in future, in form of documentation to avoid such mistakes.</p>	31 January 2018	<p>DISPUTE CHAIRPERSON</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	

	4. That the Municipality SHOULD CARRY the costs of registration and de-registration.		AED: LED, P & HS	
A4 of 2018	<p><u>REPORT REGARDING DISPUTE OF SITE 2588 MMAMAHABANE, VENTERSBURG (EXECUTIVE MAYOR) (8/3/2/48/2)</u></p> <p>PURPOSE OF THE REPORT</p> <p>To present the report on site 2588 Mmamahabane, Ventersburg for Council to decide on the rightful owner.</p> <p>DISCUSSION</p> <p>The Speaker allowed the Dispute Resolution Committee Chairperson to present the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (31 JANUARY 2018)</p> <ol style="list-style-type: none"> 1. That both parties DID NOT FOLLOW proper procedures regarding the occupation of the site. 2. That the complainant BE ASSISTED in line with Council policy to get an alternative site. 3. That the matter BE INVESTIGATED thoroughly to find out which official assisted in this regard. 	31 January 2018	<p>DISPUTE CHAIRPERSON</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	
A5 of 2018	<p><u>REPORT REGARDING DISPUTE OVER SITE 2132 PHOMOLONG HENNENMAN BETWEEN AFRICAN CHURCH AND AFRICAN GOSPEL CHURCH (DISPUTE RESOLUTION CHAIRPERSON) (8/3/2/51/1)</u></p> <p>PURPOSE OF THE REPORT</p> <p>To request Council to allocate site 2132 to either African Church or African Gospel Church.</p>	31 January 2018	DISPUTE CHAIRPERSON	

	<p>DISCUSSION</p> <p>The Speaker allowed the Dispute Resolution Committee Chairperson to present the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (31 JANUARY 2018)</p> <ol style="list-style-type: none"> 1. That Council in line with its policy on the sale of church sites INVITES both churches to make an offer to purchase site 2132 Phomolong. 2. That Council SHOULD APPOINT a Committee that will deal with the allocation of sites for churches. 		AED: LED, P & HS	
A6 of 2018	<p><u>DISPUTE OVER HOUSE 13263 CALABRIA MELODING</u> (DISPUTE RESOLUTION CHAIRPERSON) (8/3/20/50/2)</p> <p>PURPOSE OF REPORT</p> <p>To request Council to allocate site 13263 to Mr Melamu Jonas Morabane.</p> <p>DISCUSSION</p> <p>The Speaker allowed the Dispute Resolution Committee Chairperson to present the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (31 JANUARY 2018)</p> <ol style="list-style-type: none"> 1. That site 13263 Calabria Meloding BE ALLOCATED to the current occupant, Mr Morabane. 2. That Me Sehole BE PRIORITIZED in the next allocation of sites. 3. That the Finance Department SHOULD OPEN an account for Mr Morabane. 	31 January 2018	<p>DISPUTE CHAIRPERSON</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS & CFO</p>	

	<p>Chairperson to present the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (31 JANUARY 2018)</p> <p>1. That the item BE REFERRED BACK and in future Ward Councillors must be invited to express their views in dispute matters.</p>		AED: LED, P & HS	
A9 of 2018	<p><u>REPORT REGARDING DISPUTE OVER SITE 3900 NYAKALLONG, ALLANRIDGE (DISPUTE RESOLUTION CHAIRPERSON) (8/3/2/45/6)</u></p> <p>PURPOSE OF THE REPORT</p> <p>To inform Council about a dispute on site 3900 Nyakallong owned by Mrs Dikeledi Rebecca.</p> <p>DISCUSSION</p> <p>The Speaker allowed the Dispute Resolution Committee Chairperson to present the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (31 JANUARY 2018)</p> <p>That the item BE REFERRED BACK and in future Ward Councillors must be invited to express their views in dispute matters.</p>	31 January 2018	DISPUTE CHAIRPERSON	
A10 of 2018	<p><u>REPORT REGARDING DISPUTE OVER SITE 20101 THABONG (DISPUTE RESOLUTION CHAIRPERSON) (8/3/2/45/5)</u></p> <p>PURPOSE OF THE REPORT</p> <p>To request Council to reconfirm site 20101 in Thabong as that of Mrs Mbali Mofokeng.</p>	31 January 2018	DISPUTE CHAIRPERSON	

	<p>DISCUSSION</p> <p>The Speaker allowed the Dispute Resolution Committee Chairperson to present the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (31 JANUARY 2018)</p> <ol style="list-style-type: none"> 1. That site 20101 Thabong legally BELONGS to Mrs Mbali Mofokeng. 2. That the confirmation letter that Mrs Stemela has IS NOT VALID. 3. That the official who drafted or wrote the letter MUST AVAIL himself/ herself to testify in Court. 4. That Mrs Stemela be instructed TO VACATE the site as it belongs to Mrs Mofokeng. 5. That Mrs Stemela be advised TO REGISTER her name in waiting list of sites in Matjhabeng for the next allocation. 		<p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	
A11 of 2018	<p><u>REPORT REGARDING DISPUTE OVER SITE 31881 EXT 15 BRONVILLE</u> (DISPUTE RESOLUTION CHAIRPERSON) (8/3/2/12)</p> <p>PURPOSE OF THE REPORT</p> <p>To resolve the dispute of site 31881 Ext 15 Bronville between Mr Shadrack Khoza and Moeti's family.</p> <p>DISCUSSION</p> <p>The Speaker allowed the Dispute Resolution Committee Chairperson to present the item to Council.</p>	31 January 2018	<p>DISPUTE CHAIRPERSON</p>	

	<p><u>COUNCIL RESOLVED: (31 JANUARY 2018)</u></p> <ol style="list-style-type: none"> 1. That Me Pulane Fair Khoza is the RIGHTFUL OWNER of site 31881 Ext 15 Bronvile. 2. That Mr Seabata Shadrack Khoza has the AUTHORITY over the property of his mother. 3. That the site has Title Deed, therefore it is NO LONGER under the Municipal properties. 4. That Mr Khoza be advised TO CONSULT his Attorney for the process of eviction. 5. That Me Moeti be advised TO REGISTER her name in the Matjhabeng waiting list for next allocation. 		<p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	
A12 of 2018	<p><u>REPORT REGARDING DISPUTE OVER HOUSE 443 BLOCK 7 KUTLWANONG BETWEEN MRS MARIA MOTAUNG AND MRS RELEBOHILE NKUTA (DISPUTE RESOLUTION CHAIRPERSON) (8/3/2/47/5)</u></p> <p>PURPOSE OF THE REPORT</p> <p>To resolve the dispute on house 443 Block 7 Kutlwanong between Mrs. Motaung and Mrs. Nkuta.</p> <p>DISCUSSION</p> <p>The Speaker allowed the Dispute Resolution Committee Chairperson to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (31 JANUARY 2018)</u></p> <ol style="list-style-type: none"> 1. That house number 443 Block 7 Kutlwanong BELONGS to Mrs Motaung. 	31 January 2018	<p>DISPUTE CHAIRPERSON</p>	

	<p>2. That Mrs Motaung SHOULD APPLY for a Title Deed.</p> <p>3. That the Municipality SHOULD EVICT the tenant.</p> <p>4. That Mrs Nkuta has a right TO CLAIM for renovations done in the house.</p> <p>5. That the house could NOT BE TRANSFERRED to her daughter while Mrs Motaung is still alive.</p> <p>6. That Mrs Nkuta REGISTER her name in the Matjhabeng waiting list for next allocation.</p>		<p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	
A13 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR M.T. MACINGWANE (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr M.T. Macingwane and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr MT Macingwane to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (31 JANUARY 2018)</u></p> <p>1. That Council TAKES NOTE of the item.</p> <p>2. That Cllr MT Macingwane SHOULD RAISE any additional/ supplementary questions with the Municipal Manager.</p> <p>3. That the Municipal Manager MUST RESPOND to those questions at an appropriate time.</p>	31 January 2018	<p>MM</p> <p>MM</p>	

	<p><u>COUNCIL RESOLVED: (31 JANUARY 2018)</u></p> <p>1. That the item BE DEFERRED to the next Council meeting.</p>			
A16 of 2018	<p><u>MONTHLY FINANCE REPORT – NOVEMBER 2017 (EXECUTIVE MAYOR) (6/4/1)</u></p> <p>PURPOSE</p> <p>To submit to Council the Monthly Finance Report for November 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p>During the discussion of these items, Councillors raised a concern that the Finance reports Annexures were invisible. Another concern was the overtime worked by Community Services employees to clean streets and cut trees on Sundays, in spite of the resolution that was taken previously to refrain from that. They also raised a concern regarding the non-availability of a Cashier in Phomolong municipal offices.</p> <p><u>COUNCIL RESOLVED: (31 JANUARY 2018)</u></p> <p>7. That the Finance Report for November 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE NOTED.</p> <p>8. That the Finance Report for November 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury.</p> <p>9. That any official who AUTHORIZES overtime during</p>	31 January 2018	<p>EXECUTIVE MAYOR</p> <p>CFO</p> <p>ED: CS</p> <p>CFO</p> <p>CFO</p>	

	week-ends for work that does not require urgency must pay back the money, taking into consideration the continuous operations system.		ALL DIRECTORS	
A17 of 2018	<p><u>MONTHLY FINANCE REPORT – DECEMBER 2017 (EXECUTIVE MAYOR) (6/4/1)</u></p> <p>PURPOSE</p> <p>To submit to Council the Monthly Finance Report for December 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (31 JANUARY 2018)</u></p> <ol style="list-style-type: none"> 1. That the Finance Report for December 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE NOTED. 2. That the Finance Report for December 2017 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury. 	31 January 2018	<p>EXECUTIVE MAYOR</p> <p>CFO</p>	
A18 of 2018	<p><u>THREE MONTHS FINANCE REPORT: OCTOBER-DECEMBER 2017 (EXECUTIVE MAYOR) (12/1/2/3)</u></p> <p>PURPOSE</p> <p>To submit to Council the three Months Finance Report for October – December 2017 in terms of Section 52(d) of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p>	31 January 2018	EXECUTIVE MAYOR	

	<p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (31 JANUARY 2018)</p> <ol style="list-style-type: none"> 1. That the Finance Report for the Quarter (October - December 2017) in terms of Section 52(d) of the Municipal Finance Management Act, number 56 of 2003, BE NOTED. 2. That the Finance Report for the Quarter (October - December 2017) in terms of Section 52(d) of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury. 		CFO	
A19 of 2018	<p><u>MID-YEAR BUDGET AND PERFORMANCE REPORT- 1 JULY 2017- 31 DECEMBER 2017 (EXECUTIVE MAYOR) (12/1/1)</u></p> <p>PURPOSE</p> <p>To present to Council a report on the Mid- year Budget and Performance Report of the Municipality for the period 1 July 2017 to 31 December 2017 as required by Section 72 of the Municipal Finance Management Act No 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (31 JANUARY 2018)</p> <ol style="list-style-type: none"> 1. That the financial and non-financial reports for period of six months (July - December 2017) in terms of Section 72 of the Municipal Finance Management Act, number 56 of 2003, BE NOTED. 2. That both the Financial and non-financial Reports for 	31 January 2018	EXECUTIVE MAYOR	

	<p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (31 JANUARY 2018)</p> <p>That the item BE REFERRED BACK as it was not properly crafted.</p>		EDI	
A22 of 2018	<p><u>REPORT ON THE POSSIBILITY OF GRANTING LONG TERM LEASE TO CGOG FOR MANAGEMENT OF WELKOM AIRPORT (EXECUTIVE MAYOR) (10/5/6)</u></p> <p>PURPOSE OF REPORT</p> <p>To solicit the approval of Council for the long term lease with CGOC Aviation.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (31 JANUARY 2018)</p> <p>1. That the item BE REFERRED BACK.</p>	31 January 2018	<p>EXECUTIVE MAYOR</p> <p>AED: LED, P & HS</p>	

COUNCIL: RESOLUTIONS AUDIT: 21 FEBRUARY 2018

[illegible]

	<p>exceed the amount as stipulated in the Guidelines.</p> <p>5. That Council PROVIDES transport to the funeral for Councillors, officials and other mourners.</p> <p>6. That the Municipal Manager PROVIDES a fire engine OR ARRANGES the hearse to the funeral.</p> <p>7. That the Municipal Manager MUST DECLARE a vacancy to the Independent Electoral Commission with immediate effect.</p>		<p>MM</p> <p>MM & ED: CS</p> <p>ED: CSS</p>	
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COUNCIL: RESOLUTIONS AUDIT: 28 FEBRUARY 2018

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE PERSON	PROGRESS
SA1 of 2018	<p><u>DRAFT MUNICIPAL ADJUSTMENT BUDGET (2017/2018) (EXECUTIVE MAYOR) (6/1/1/1)</u></p> <p>PURPOSE</p> <p>To submit to Council the Draft Municipal Adjustment Budget for the 2017/18 financial year in terms of Section 28 of the Municipal Finance Management Act No. 56 of 2003 and the Municipal Budget and Reporting Regulations.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p>During the discussion of these items, several Councillors raised various concerns with regard to the presented Draft Municipal Adjustment budget and the 2018 Financial Recovery Plan, stating the following reasons:-</p>	28 February 2018	EXECUTIVE MAYOR	

	<ul style="list-style-type: none"> • That the budget was not adjusted downwards although the collection rate had not improved; • Reduction of the Engineering budget was a great concern as the department is critical in addressing service delivery challenges; • Non-implementation of the 2015 Financial Recovery Plan; • Systems that are perforated; • Officials who do not have the necessary skills to perform their duties; • Lack of supervision; • Abuse of overtime by officials; <p>They concurred that drastic measures must be taken to improve the financial crisis that the Municipality is facing, as the money owed to Creditors was more than the collection income. They also cited that salaries were also taking a great percentage of the income and the Municipality was operating on hand to mouth basis.</p> <p>Councillors strongly suggested that the following measures should be taken:-</p> <ol style="list-style-type: none"> a) That a Skills Audit, salary benchmark and a qualification Audit by an Independent Consultant should be done to determine whether officials are qualified for the jobs they perform and salaries paid; b) That the Municipal Manager must act on non-performance by all officials, including Section 56 Managers; c) That the debtors clean-up must be finalized; d) That the electricity funds must be ring-fenced to avoid disconnection of electricity by ESKOM; 		<p>CFO</p> <p>CFO</p> <p>ED: CSS</p> <p>ALL DIRECTORS</p> <p>ALL DIRECTORS</p> <p>ED: CSS</p> <p>MM</p> <p>CFO</p> <p>CFO</p>	
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	<p>e) That the culture of non-payment must be addressed by teaching residents that nothing is for free;</p> <p>f) That services must be disconnected in townships, especially to those who are employed but refusing to pay, including municipal employees and Councillors;</p> <p>g) That water services must be restricted to Indigents who misuse the system;</p> <p>h) That drastic measures should be taken on people who are stealing water and electricity through bypassing;</p> <p>i) That daily leakages at G-hostel must be addressed;</p> <p>j) That a big valve must be installed and be used to disconnect only the areas that are not paying, without affecting areas that are paying;</p> <p>k) That the community must be informed through editorials, of all endeavours that are being done by the Municipality to avoid water and electricity cuts by Sedibeng and ESKOM.</p> <p>In conclusion Council agreed that it will take collective efforts by all Councillors and officials to solve challenges faced by the Municipality.</p> <p><u>COUNCIL RESOLVED: (28 FEBRUARY 2018)</u></p> <p>1. That the 2017/2018 Annual Budget MUST REMAIN unadjusted at R 2 480 389 358.</p> <p>2. That Council APPROVES the virements between votes.</p> <p>3. That Council APPROVES the mSCOA data strings.</p> <p>4. That Council SHOULD REDUCE the budget in the next financial year.</p>		<p>CFO</p> <p>CFO</p> <p>CFO & ED: CS</p> <p>EDI</p> <p>EDI</p> <p>ED: SSS</p> <p>CFO</p> <p>CFO</p>	
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	<p>5. That Council MUST SPEND according to the revenue collection, which is 60% currently.</p> <p>6. That in the new budget, payment according to the recovery plan SHOULD TAKE preference.</p>		<p>CFO</p> <p>CFO</p>	
SA2 of 2018	<p><u>2018 FINANCIAL RECOVERY PLAN (INCLUDING ESKOM AND SEDIBENG PAYMENT PLAN)</u> (EXECUTIVE MAYOR) (19/3/6/1)</p> <p>PURPOSE</p> <p>To submit to Council the Finance Recovery Plan (FRP).</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 FEBRUARY 2018)</u></p> <p>1. That Municipality MUST ENTER into negotiations with Sedibeng and ESKOM to persuade them to write off the debt of R3.1 billion.</p> <p>2. That Council MANDATES the Executive Mayor, the Municipal Manager and two Councillors who have expertise, to meet with the Minister of Water and Sanitation, Mr Gugile Nkwinti, with Treasury and COGTA as soon as possible, in order to persuade them to write off the municipal debt.</p> <p>3. That the Municipality MUST SPEED up the process of meter installation in all unmetered areas.</p> <p>4. That a Multi-Party Revenue Enhancement Committee with proper terms of reference be ESTABLISHED as soon as possible, to assist with collection.</p>	28 February 2018	<p>EXECUTIVE MAYOR</p> <p>MM</p> <p>EXECUTIVE MAYOR & MM</p> <p>EDI</p> <p>SPEAKER</p>	

	<p>have been sold in a manner that is not within the prescribed processes of the local government and report at the next Council on those possibilities.</p> <p>7. That the involved Conveyancer must BE IMMEDIATELY REPORTED to the Law Society.</p> <p>8. That a case must BE OPENED with the intention of recouping what has been lost by the Municipality.</p>		<p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	
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COUNCIL: RESOLUTIONS AUDIT: 28 MARCH 2018

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE PERSON	PROGRESS
(I)	<p>Minutes of the previous meeting: 28 February 2018</p> <p>SA1 of 2018</p> <p>That resolution 4 and 5 of Item SA1 of 2018 should be merged to read as follows:</p> <p><i>“4. That Council SHOULD REDUCE the budget in the next financial year so that the expenditure should be according to the revenue collection, which is 60% currently.”</i></p> <p>Minutes of the previous meeting: 19 March 2018</p> <p>SA3 of 2018</p> <p>That resolution 5 of Item SA3 of 2018 be corrected to read as follows:</p> <p><i>“That the money collected for electricity BE RING-FENCED up to R30 million.”</i></p>	28 March 2018	<p>CFO</p> <p>CFO</p>	

	<p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 MARCH 2018)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of resignation of Cllr M. S. Tsoaeli. 2. That the Political Party concerned SHOULD NOTIFY the IEC of the vacancy and IEC would guide Council with regard to the filling of the vacancy. 		ED: CSS	
A25 of 2018	<p><u>MUNICIPAL COUNCILLORS' PENSION FUND (MCPF) (SPEAKER) (5/4/4/1/1)</u></p> <p>PURPOSE</p> <p>To brief Council about the current status of the Municipal Councillors' Pension Fund.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p>He informed Councillors that Curators had been appointed by the Court to take over the responsibility of the fund and they will interact with the Municipality in terms of their role.</p> <p>During the discussion of this item, Councillors wanted clarity on what would happen to the monies of those who had already joined the CRF, should it be decided that they should go back to the MCPF.</p> <p>It was agreed that the Committee appointed by Council to deal with the matter would interact with the Curators and when the</p>	28 March 2018	SPEAKER	

	<p>Speaker receives their report, he would then call a Special Council meeting.</p> <p><u>COUNCIL RESOLVED: (28 MARCH 2018)</u></p> <p>1. That the report BE NOTED.</p>			
A26 of 2018	<p><u>OVERSIGHT REPORT IN RESPECT OF THE 2016/2017 DRAFT ANNUAL REPORT FOR THE MATJHABENG LOCAL MUNICIPALITY (MPAC CHAIRPERSON) (4/1/2/2)</u></p> <p>PURPOSE</p> <p>To submit to Council an Oversight report of the Municipal Public Accounts Committee (MPAC) regarding public participations process undertaken on the Draft Annual Report of the Municipality for the 2016/2017 financial year and recommendations made thereafter.</p> <p>DISCUSSION</p> <p>The MPAC Chairperson presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 MARCH 2018)</u></p> <p>1. That Council, having fully considered the 2016/2017 Draft Annual Report of the Municipality and representations thereon, ADOPTS the Oversight Report and APPROVES the Annual Report without reservations.</p> <p>2. That specific Committee recommendations BE NOTED.</p> <p>3. That the Oversight Report BE MADE public in accordance with Section 129(3) of the Municipal Finance Management Act 56 of 2003.</p>	28 March 2018	MPAC CHAIRPERSON	ED: SSS

	4. That the Oversight Report BE SUBMITTED to COGTA, Provincial Treasury and National COGTA and National Treasury as required by Section 132(2) of the Municipal Finance Management Act 56 of 2003.		ED: SSS	
A27 of 2018	<p><u>PROGRESS ON THE FIRST DRAFT REVIEWED INTEGRATED DEVELOPMENT PLAN FOR THE FINANCIAL YEAR 2018/2019 (EXECUTIVE MAYOR) (9/3/1)</u></p> <p>PURPOSE</p> <p>To present to the Council sitting progress towards the first Draft Reviewed Integrated Development Plan (IDP) for the Financial Year 2018/2019 for noting as work in progress in terms of Chapter 5 of the Municipal Systems Act.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 MARCH 2018)</u></p> <ol style="list-style-type: none"> 1. That Council NOTES progress on the first Draft revised IDP for the Financial Year 2018/2019. 2. That the first draft revised IDP BE SUBJECTED to public consultation as per adopted IDP process plan. 3. That the draft IDP BE WARD-BASED and REALISTIC. 4. That the draft IDP MUST INCLUDE inputs from previous and current consultations and both be incorporated to be re-tabled to Council for final approval. 	28 March 2018	<p>EXECUTIVE MAYOR</p> <p>ED: SSS</p> <p>ED: SSS</p> <p>ED: SSS</p>	

	5. That all Municipal Master Plans must BE INCLUDED in the IDP/ Budget for the 2018/19 financial year, before it is adopted.		ED: SSS	
A28 of 2018	<p><u>THE 2018-2019 ANNUAL BUDGET FOR THE MATJHABENG MUNICIPALITY</u> (EXECUTIVE MAYOR) (6/1/1/1)</p> <p>PURPOSE</p> <p>To table the Annual Budget for the 2018/2019 medium term revenue and expenditure framework (MTREF) financial year.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p>During the discussion of the item, Councillors reiterated that the Budget must be drawn according to the 60% that is informed by the current collection rate and not on the 70% projected in the Annexures.</p> <p><u>COUNCIL RESOLVED: (28 MARCH 2018)</u></p> <p>1. That Council TAKES NOTE of the 2018-2019 Annual Budget for the Matjhabeng Municipality.</p> <p>2. That the 2018/19 Annual Budget BE SUBJECTED to a process of public participation</p>	28 March 2018	<p>EXECUTIVE MAYOR</p> <p>CFO</p> <p>CFO</p>	
A29 of 2018	<p><u>SPECIAL ADJUSTMENT BUDGET FOR 2016/2017 FINANCIAL YEAR</u> (EXECUTIVE MAYOR) (6/1/1/1)</p> <p>PURPOSE</p> <p>The purpose of the item is to request Council to approve the special adjustment budget for 2016/2017 financial year.</p>	28 March 2018	EXECUTIVE MAYOR	

	<p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 MARCH 2018)</u></p> <p>1. That the item BE WITHDRAWN as it was not legally compliant.</p>		CFO	
A30 of 2018	<p><u>REPORT ABOUT HARMONY GOLDMINE'S INTENTION TO DONATE THE REMAINING EXTENT OF THE FARM, MEALIE BUILT NO. 49 TO THE MUNICIPALITY (EXECUTIVE MAYOR) (6/4/2/2)</u></p> <p>PURPOSE</p> <p>The purpose is to submit a report to Council about Harmony Gold Mine's intention to donate the remaining extent of the farm, Mealie Built No. 49 (next to Pabalong Village) to the Municipality.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p>During the discussion of this item, Councillors raised their concerns that Harmony was merely donating a problem (a risk asset) to the Municipality as they were donating a piece of land with no infrastructure and expecting the almost bankrupt Municipality to provide services with no source of funding, as they did in Reahola.</p> <p>They agreed that a team led by the Executive Mayor must meet with Harmony to engage with it to invest in the area by funding the development of the infrastructure, roads and housing in the area.</p> <p>They also indicated that Harmony was not doing enough to develop the mining towns in terms of Social Labour Plans and</p>	28 March 2018	<p>EXECUTIVE MAYOR</p> <p>MM</p>	

	<p>therefore the Executive Mayor should write a letter to the Minister of Minerals to request him to come and meet with Harmony and other mining companies to seek money for revitalizing mining towns.</p> <p><u>COUNCIL RESOLVED: (28 MARCH 2018)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the report. 2. That Council DELEGATES the Executive Mayor to interact with the Provincial government, National government and Harmony to source funding for development of proper infrastructure in that area. 3. That the matter must be BROUGHT BACK to Council upon receipt of financial support from whoever could give financial support pertaining to the matter. 4. That Council DOES NOT condone any arbitrary land grabbing, irrespective whether the land is owned by Council, individuals or multi-national companies. 		<p>MM</p> <p>EXECUTIVE MAYOR</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	
A31 of 2018	<p><u>VALUE ADDED TAX (VAT) INCREASE ON TARIFFS FOR THE 2017/18 (EXECUTIVE MAYOR) (6/5)</u></p> <p>PURPOSE</p> <p>To request Council for the approval of the increase in VAT from 14% to 15% with effect from 1 April 2018.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 MARCH 2018)</u></p> <ol style="list-style-type: none"> 1. That Council APPROVES increase in VAT from 14% to 15% with effect from 1 April 2018. 	28 March 2018	<p>EXECUTIVE MAYOR</p>	

	2. That officials MUST ENSURE that the 15% levy is applied on services rendered from the 1 st of April 2018 onwards and not on services rendered prior to that date, as some accounts are two months behind.		CFO	
	3. That the community should BE NOTIFIED of the VAT increase that will be effective from the 1 st April 2018.		CFO	

COUNCIL: RESOLUTIONS AUDIT: 30 MAY 2018

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE PERSON	PROGRESS
(m)	<p>Matters arising from the minutes: 30 May 2018</p> <p>A25 of 2018</p> <p>Cllr KR Tlake indicated that a resolution was taken in the previous Council meeting that the Committee appointed to deal with the matter of Municipal Councillors' Pension Fund would interact with the Curators and upon receipt of their report, the Speaker would call a Special meeting to enable Councillors to decide on which option to take between CRF and MCPF. He indicated that he had seen former Councillors who are extremely destitute and does not want to find himself in that situation. He therefore requested that a resolution on which option to take, be taken during the meeting.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That the appointed Committee must EXPEDITE the matter and submit an itemized report which contains their findings and recommendations in the next Council meeting.</p> <p>A30 of 2018</p> <p>1. Cllr A. Styger indicated that resolution 2 of Item A30 of 2018 was not captured correctly as Council resolved to</p>	30 May 2018	OFFICE OF THE SPEAKER	

	<p>consider accepting the donation by Harmony once funding had been sourced and that negotiations with Harmony must first take place.</p> <p>2. Cllr D.R. Direko indicated that Council did not have a concrete resolution as there were different views on whether to accept or not but what she remembered was that Council had given the Executive Mayor a task to go and engage with Harmony.</p> <p>3. The Speaker RULED that in event of misinterpretation of a resolution, he was responsible for interpretation and therefore they would LISTEN to the recording and report back to Council.</p>		OFFICE OF THE SPEAKER	
A32 of 2018	<p><u>ELECTION OF A COUNCILLOR REPRESENTATIVE TO THE GENERAL COMMITTEE OF SALA PENSION FUND (SPEAKER) (4/1/2/2)</u></p> <p>PURPOSE</p> <p>To submit to Council, a proposed for election of a Councillor Representative to Sala Pension Fund.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That Matjhabeng Municipal Council ELECTS Cllr K.R Tlake to represent the Municipality at Sala Pension Fund.</p> <p>2. That the Municipal Manager COMMUNICATES with Sala Pension Fund regarding the name of the employer representative to the Fund.</p>	30 May 2018	<p>Office of the Speaker</p> <p>MM</p>	

A33 of 2018	<p><u>ESTABLISHMENT OF WOMEN MULTI-PARTY CAUCUSES IN MUNICIPALITIES (SPEAKER) (15/2/1/24)</u></p> <p>PURPOSE</p> <p>To elect a Woman Councillor as a Chairperson of Matjhabeng Women Councillors to SALGA Free State Women Commission Portfolio.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <ol style="list-style-type: none"> 1. That the Speaker must COORDINATE the process of electing the Women Chairperson for the Commission of Women Councillors. 2. That the Speaker should PRESIDE over the election. 3. The Speaker must REPORT BACK to Council about the name of the elected Woman Chairperson of the Women Commission Portfolio. 	30 May 2018	<p>SPEAKER</p> <p>SPEAKER</p> <p>SPEAKER</p>	
A34 of 2018	<p><u>INAUGURATION OF THE TWO NEW COUNCILLORS OF MATJHABENG (SPEAKER) (14/3/1/1)</u></p> <p>PURPOSE</p> <p>To inform the Council about the Oath of office taken by Councillor KV Van Rooyen for ANC and Councillor BL Jama of the EFF.</p>	30 May 2018		

	<p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That Council TAKES NOTE of the inauguration of Cllr KV Van Rooyen and Cllr BL Jama.</p>			
A35 of 2018	<p><u>RESIGNATION OF COUNCILLOR M.E. SENXEZI AS AN EFF COUNCILLOR (SPEAKER) (3/1/4/2)</u></p> <p>PURPOSE</p> <p>The purpose of this item is to submit to Council the resignation of Cllr M.E. Senxezi as a Councillor representing Economic Freedom Fighters in Matjhabeng Council, for noting.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>3. That the Council ACCEPTS the resignation of Cllr M.E. Senxezi.</p> <p>4. That the Municipal Manager should DECLARE a vacancy to the IEC.</p> <p>5. That the Speaker must INVESTIGATE whether any part of Cllr Senxezi's allowance could be legally recovered from him for absconding.</p>	30 May 2018	<p>MM</p> <p>Office of the Speaker</p>	

A36 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR A. STYGER (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr A. Styger and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr A. Styger to comment on the response received from the Municipal Manager.</p> <p>Cllr A. Styger indicated that the response of the Municipal Manager made it clear that the former Municipal Manager, Mr M.F. Lepheana incurred an amount of R1.8 million in legal fees without the approval of Council.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the Municipal Manager's response. 2. That Council MANDATES the Executive Mayor to investigate whether the R1.8 million incurred by the former Municipal Manager, Mr M.F. Lepheana in legal fees that were not authorized by Council could be legally recuperated from him. 	30 May 2018	Office of the Executive Mayor & MM	
A37 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR M.T. MACINGWANE (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr M.T. Macingwane and the response thereon by the Municipal Manager.</p>	30 May 2018		

	<p>DISCUSSION</p> <p>The Speaker allowed Cllr M.T. Macingwane to comment on the response received from the Municipal Manager.</p> <p>Cllr M.T. Macingwane indicated that he was puzzled by the response of the Municipal Manager as he wanted to know whether contracts on appointment of Fezi and Letsete Consultants were available or not and the response he received mentioned Service Level Agreements between the Municipality and the Service Providers. He requested that if contracts for the above-mentioned Consultants were existing, evidence should be provided.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the Municipal Manager's response. 2. That the Municipal Manager must PROVIDE additional information to Councillor M.T. Macingwane to enable him to comprehend and apply his mind on the matter. 			
A38 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR T.W. LETLHAKE (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr T. W. Letlhake and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr T.W. Letlhake to comment on the response received from the Municipal Manager.</p>	30 May 2018	MM	

	<p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That Council TAKES NOTE of the Municipal Manager's response.</p>			
A39 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR P.F. BOTHA (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr P.F. Botha and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr P.F Botha to comment on the response received from the Municipal Manager.</p> <p>Cllr P.F. Botha indicated that he had requested a spreadsheet showing the outstanding amounts on each Medical Aid or Pension Fund to be provided and seemingly some information was left out as Hosmed Medical Aid was not included in the provided list. He indicated that non-payment of employees' deducted monies to their Pension Funds was incorrect and should be paid over before the 7th of the following month.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That Council TAKES NOTE of the Municipal Manager's response.</p> <p>2. That the Municipal Manager must INTERACT with Cllr P.F. Botha and provide additional information as non-payment of third parties is illegal.</p>	30 May 2018		

A40 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR M.J. BADENHORST (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr M.J. Badenhorst and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr M.J. Badenhorst to comment on the response received from the Municipal Manager.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That Cllr M.J. Badenhorst would PREPARE follow-up questions.</p>	30 May 2018		
A41 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR M.J. BADENHORST (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr M.J. Badenhorst and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr M.J. Badenhorst to comment on the response received from the Municipal Manager.</p> <p>Cllr M.J. Badenhorst indicated that Point 6 of her questions was not answered and she wanted to know why the Fire Station in Ventersburg has not been utilized.</p>	30 May 2018		

	<p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That the Municipal Manager must INTERACT with Cllr M.J. Badenhorst and provide answers as required, with immediate effect.</p>		MM	
A42 of 2018	<p><u>DRAFT REVIEWED INTEGRATED DEVELOPMENT PLAN FOR THE FINANCIAL YEAR 2018/2019 (EXECUTIVE MAYOR) (9/3/1)</u></p> <p>PURPOSE</p> <p>To present progress towards the Draft Reviewed Integrated Development Plan (IDP) for the Financial Year 2018/2019 in terms of Chapter 5 of the Municipal Systems Act, to Council for consideration.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That Council APPROVES the draft revised IDP for the Financial Year 2018/2019.</p> <p>2. That a Service Delivery Programme BE LINKED to the priority needs submitted from all wards.</p> <p>3. That Council APPROVES the IDP with related attached IDP policies and master/sector plans.</p> <p>4. That the approved IDP and related policies and sector plans BE SUBMITTED to the Member of the Executive Council responsible for Provincial Treasury and Department of Cooperative Governance and Traditional Affairs within the required time as stipulated by law.</p>	30 May 2018	<p>ED: SSS</p> <p>ED: SSS</p>	

A43 of 2018	<p><u>THE 2018-2019 ANNUAL BUDGET FOR THE MATJHABENG MUNICIPALITY (EXECUTIVE MAYOR) (6/1/1) (2018/2019)</u></p> <p>PURPOSE</p> <p>To table the Annual Budget for the 2018/2019 medium term revenue and expenditure framework (MTREF) financial year.</p> <p>THE EXECUTIVE MAYOR’S REMARKS</p> <p>The Executive Mayor informed members that the R2.6 billion Budget he was tabling was aimed at changing the lives of Matjhabeng. He indicated that the Budget was tabled at a time in which the Auditor General rated the Municipality among those that are poorly performing in terms of financial management.</p> <p>He stated that the 2018/19 Annual Budget was based on inputs received from the citizens of Matjhabeng during the public participation process conducted in all 36 wards.</p> <p>He indicated that based on the inputs from all 36 wards, he had realized that people are in need of sites for houses, churches and crèches. He mentioned that one of the challenges in Matjhabeng was youth unemployment and indicated that the Municipality should come up with mechanisms for development to ensure that citizens do not lose hope. He indicated that the challenge facing the Municipality was poor revenue collection as the current pay rate makes it difficult to meet the needs of the communities and sustain the financial responsibilities of the Municipality.</p> <p>In conclusion, the Executive Mayor encouraged everyone to do their best to improve the revenue collection in order to ensure improved service delivery.</p>	30 May 2018		
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	<p>The Executive Mayor indicated that the consolidated Revenue Budget for the 2018/19 financial year was R2 653 704 150, inclusive of operating and capital transfers and R2 490 298 150 excluding capital transfers and contributions. The Expenditure Budget for the 2018/19 MTREF is R2 415 436 293.</p> <p>The Executive Mayor stated that the tariff rates for 2018/19 financial year would increase according to the following percentages:</p> <ul style="list-style-type: none"> (a) Water tariffs would be increased by 5.3% - proposed increase by Sedibeng was 9%. (b) Electricity tariffs would be increased by 6.84% as per NERSA guidelines (c) Assessment rates would be increased by 5.3% (d) Refuse and sewerage rates would be increased by 5.3% (e) General tariffs would be increased by 5.3%. <p>DISCUSSION</p> <p>During the discussion of the item, Councillors indicated that according to Section 18 (1) of the MFMA, the Budget must be funded and credible. They mentioned that a funded budget would be the sum of the total real foreseen income, which in the Municipality's case was R1.896 million as reflected in the cash-flow statement, calculated at 60% pay rate.</p> <p>They stated that the 2018/19 Budget was not funded because the total costs of only three (3) items, namely, employee related costs, bulk purchases of water and electricity and finance charges amounted to R1.836 million, which leaves only R60 million as a funded portion. They indicated that no provision was made for service delivery requirements in the Budget and that no proper plans on how to increase the revenue or real efforts on reducing expenditure were in place.</p>			
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	<p>In an endeavour to make it a funded budget, they suggested the following measures:-</p> <ul style="list-style-type: none"> • That all non-income generating expenditure must be reduced; • That the income must be ring-fenced; • That financial discipline should be maintained- deviations should not be allowed; • That no purchases of luxurious furniture should be done; • That no projects should be funded internally; • That a Multi-Party Committee be established to deal with the impediments in the budget and review of contracts; • That action be taken against Managers who do not honour meetings called by Council appointed Committees; • That consumers must be educated to pay for services rendered. <p><u>COUNCIL RESOLVED:</u> (30 MAY 2018)</p> <p>1. That Council ADOPTS the 2018/19 MTREF Budget, subject to the following conditions:</p> <p>1.1 Revenue Enhancement by INCREASING the sale of land to R110 million in order to ensure a funded and credible Budget.</p> <p>1.2 DECREASE of Overtime budget by R40 million to R32 million.</p> <p>1.3 REVIEW of all contracts by a Multi-Party Committee within the next (3) months.</p> <p>1.4 EXPENDITURE REDUCTION of R100 million, should the real income not be increased by a minimum of another R100 million by 30 September 2018.</p> <p>1.5 TABLING of an Adjustment Budget before the end</p>		<p>CFO</p> <p>CFO</p> <p>CFO</p> <p>SPEAKER</p> <p>MM</p> <p>CFO</p> <p>CFO</p> <p>MM</p> <p>CFO</p> <p>CFO</p>	
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	<p>of September 2018 to reflect expenditure reduction and/or revenue increase as mentioned above.</p> <p>1.6 TABLING of progress reports on movement on the budget at every Council meeting.</p> <p>1.7 IMPLEMENTATION of the full operations system/ shift system endorsed by SALGA in order to reduce overtime.</p> <p>2. That Council APPROVES the amended Fixed Assets Management Policy as submitted to be GRAP compliant.</p> <p>3. That Council APPROVES the de-recognition of the attached list of minor assets for the year ended 30 June 2018.</p> <p>4. That Council APPROVES the Budget of R2.6 billion with the collection rate of 60%.</p>		CFO	
A44 of 2018	<p><u>MPAC REPORT ON INVESTIGATION ON IRREGULAR EXPENDITURE INCURRED FOR THE PERIOD 1 JULY 2016 TO 30 JUNE 2017 (MPAC CHAIRPERSON) (6/1/2/2)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to submit the MPAC report on investigation of irregular expenditure incurred for the period 1 July 2016 to 30 June 2017 as mandated by Council.</p> <p>DISCUSSION</p> <p>The MPAC Chairperson, Cllr MD Masienyane presented the item to Council.</p>	30 May 2018		

	<p>DISCUSSION</p> <p>The MPAC Chairperson, Cllr MD Masienyane presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the Municipal Public Accounts Committee report. 2. That Council CERTIFIES an amount of R89,944,524.61 for the period 1 July 2016-30 June 2017 detailed on page 41 of the Annexures as irrecoverable and must BE WRITTEN-OFF. 3. That the appropriate disclosure note BE MADE to the financial statements for the year ending 30 June 2018. 4. That the Accounting Officer must ESTABLISH controls to detect and prevent these types of expenditure and on a quarterly basis SUBMIT a Supply Chain Management report for consideration to Council. 5. That the Accounting Officer must in writing COMMUNICATE the Council resolutions to the Office of the Auditor General, COGTA and Provincial Treasury in terms of Section 32, sub-section 4 of the Municipal Finance Management Act. <p>A44.2 of 2018</p> <p><u>CONDONATION OF THE UNAUTHORIZED EXPENDITURE FOR 2016/2017 FINANCIAL YEAR (MPAC CHAIRPERSON) (6/1/1/1) (2016/17)</u></p>		<p>CFO</p> <p>CFO</p> <p>CFO</p>	
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	<p>PURPOSE</p> <p>The purpose of the item is to request Council to condone the unauthorized expenditure incurred for 2016/2017 financial year.</p> <p>DISCUSSION</p> <p>Cllr SD Manese presented the item to Council.</p> <p>During the discussion of this Item, Council agreed that the item was not supposed to be presented by the Executive Mayor as the unauthorized expenditure was referred to MPAC for investigation.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <ol style="list-style-type: none"> 1. That Council AUTHORISE the unauthorised expenditure incurred during the 2016/2017. 2. That Council CONDONES the unauthorised expenditure that was not submitted on the stipulated time. 			
A45 of 2018	<p><u>DRAFT SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN FOR 2018/2019 FINANCIAL YEAR (EXECUTIVE MAYOR) (6/1/1/1)</u></p> <p>PURPOSE</p> <p>The purpose of this item is to submit the draft Service Delivery and Budget Implementation Plan for 2018/19 Financial year to Council for consideration.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p>	30 May 2018		

	<p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <ol style="list-style-type: none"> 1. That Council NOTES the Draft Service Delivery and Budget Implementation plan for 2018/2019. 2. That the final Service Delivery and Budget Implementation Plan 2018/2019 BE PUBLISHED together with the IDP and the Budget after the Executive Mayor has signed. 3. That the final SDBIP for 2018/2019 BE SUBMITTED to Offices of the Provincial and National Treasuries as well as Provincial COGTA. 		<p>ED: SSS</p> <p>ED: SSS</p>	
A46 of 2018	<p><u>BUDGET/ IDP REVIEW PROCESS PLAN – 2019/ 2020 (EXECUTIVE MAYOR) (18/1/18)</u></p> <p>PURPOSE</p> <p>To present the Budget/ IDP Review Process Plan in terms of chapter 5 of the Municipal Systems Act and MFA chapter 4 section 21, to Council for consideration.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <ol style="list-style-type: none"> 1. That Council APPROVES the Budget/Integrated Development Plan Review Process-Plan for financial year 2019/ 20. 	30 May 2018		

A47 of 2018	<p><u>PROGRESS REPORT REGARDING THE ALLOCATION OF SITES/ FORMALISATION OF 7000 SITES IN THE AFFECTED WARDS OF MATJHABENG (EXECUTIVE MAYOR) (8/3/2)</u></p> <p>PURPOSE</p> <p>To present progress report with regard to site allocation/ formalization for 7000 pegged sites within Matjhabeng.</p> <p>DISCUSSION</p> <p>The Executive Mayor allowed Cllr TD Khalipha to present the item to Council.</p> <p>Cllr Khalipha informed members that the process of allocation of sites according the approved waiting list went smoothly in some areas but in other areas it was disturbed by people who decided to undermine and hijack it. Councillors raised a concern with regard to land grabs and stated that it was not correct to let those illegal invaders to be allocated sites in front of the people who are on the approved waiting list. Others raised a concern that sites were given minors and foreign nationals whilst some of the elderly people were still residing in squatter camps.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That Council TAKES NOTE of the report.</p>	30 May 2018		
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A48 of 2018	<p><u>PROGRESS ON MUNICIPAL ACCREDITATION PROGRAMME (EXECUTIVE MAYOR) (7/1/4/1)</u></p> <p>PURPOSE</p> <p>To inform Council about the progress in Municipal Accreditation Programme.</p> <p>DISCUSSION</p> <p>The Executive Mayor allowed Cllr TD Khalipha to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That Council TAKES NOTE of the progress report.</p>	30 May 2018		
A49 of 2018	<p><u>REQUEST FOR APPROVAL OF MATJHABENG LOCAL MUNICIPALITY 1st DRAFT RESETTLEMENT PLAN – UPGRADING/RELOCATION OF INFORMAL SETTLEMENTS (EXECUTIVE MAYOR) (8/3/2)</u></p> <p>PURPOSE</p> <p>To obtain Council approval for Matjhabeng Local Municipality 1st Draft Re-Settlement Plan in order to upgrade or relocate Informal Settlements in Matjhabeng.</p> <p>DISCUSSION</p> <p>The Executive Mayor allowed Cllr TD Khalipha to present the item to Council.</p>	30 May 2018		

	<p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That Council APPROVES the Matjhabeng Local Municipality's 1st Draft Re-Settlement Plan Upgrading/Relocation of Informal Settlements.</p>			
A50 of 2018	<p><u>DISPOSAL OF CAPITAL ASSETS – ALIENATION OF IMMOVABLE PROPERTIES: COMMUNITY FACILITIES SITES IN MATJHABENG (EXECUTIVE MAYOR) (8/3)</u></p> <p>PURPOSE</p> <p>To request Council to pronounce itself pertaining to disposal Community Facilities sites (churches, crèches and NPO) within Matjhabeng Municipality.</p> <p>DISCUSSION</p> <p>The Executive Mayor allowed Cllr MC Radebe to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That Council NOTES the report.</p> <p>2. That Council RESOLVES that Erven mentioned on the item and also depicted on pages 52-81 of the Annexures ARE NOT NEEDED to provide future minimum basic municipal services.</p> <p>3. That Council NOTES the Valuation amount on each property as received from the revenue department.</p> <p>4. That Council RESOLVES, in compliance to Section 14 (5) of the MFMA, that the property BE DISPOSED OFF</p>	30 May 2018	<p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	

	<p>at the market value in a fair, equitable, transparent, competitive manner and in accordance with Council's Supply Chain Management Policy and Policy on the Alienation of Immovable Assets.</p> <p>5. That Council RESOLVES that the Municipal Manager, in compliance with Section 6.20 of the SCM Policy and Policy on the Alienation of Immovable Assets, shall SUBMIT a report concerning the outcome of the bidding process to Council.</p> <p>6. That provision for sites in Hani Park BE INCLUDED in the list of community facilities (churches, crèches and NPO) that are earmarked for disposal.</p> <p>7. That the addresses reflected in the list BE UPDATED.</p>		<p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	
A51 of 2018	<p><u>RE: ESTABLISHMENT OF DISCIPLINARY BOARD TO ASSIST COUNCIL WITH ALLEGATIONS OF FINANCIAL MISCONDUCT (EXECUTIVE MAYOR)</u></p> <p>PURPOSE</p> <p>To submit to Council a proposal for establishing disciplinary board as required by section 4 (8) of Municipal Regulations on Financial Misconduct Procedures and Criminal Proceedings.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That Council APPROVES the establishment of Matjhabeng Local Municipality Disciplinary Board.</p>	30 May 2018		

	<p>2. That as a temporary solution, Council APPROVES the establishment of a Committee in terms of section 4 (8) of Municipal Regulations on Financial Misconduct Procedures and Criminal Proceedings in order to respond to the finding raised by the Auditor General.</p> <p>3. That the Executive Mayor and a Multi-Party Committee should DECIDE on the composition of the Committee.</p>		Office of the Executive Mayor	
A52 of 2018	<p><u>DEVELOPMENT OF MASTER PLANS BY THE DEVELOPMENT BANK OF SOUTH AFRICA FOR THE MUNICIPALITY (DBSA) (EXECUTIVE MAYOR) (5/6/2/5)</u></p> <p>PURPOSE</p> <p>To seek approval from Council to pursue engagements with the Development Bank of South Africa (DBSA) on the development of the Water and Sanitation Master Plan and the Roads and Storm Water Master Plan through their in-kind grant.</p> <p>DISCUSSION</p> <p>The Executive Mayor allowed Cllr DR Direko to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That the item BE NOTED.</p> <p>2. That the Municipal Manager BE AUTHORIZED to continue engagements and co-operation with the Development Bank of South Africa (DBSA) in order to access their in-kind grant to develop the following master plans:</p>	30 May 2018	EDI & MM	

	<p>2.1.1 water and sanitation master plan 2.1.2 roads and storm water master plan</p> <p>3. That the Municipal Manager BE AUTHORIZED to enter into a memorandum of agreement (moa) upon final approval of the application by the investment committee of the Development Bank of South Africa (DBSA).</p> <p>4. That the Municipality's contribution towards the development of the master plans BE IN-KIND AND NOT of monetary value.</p>		<p>EDI & MM</p> <p>EDI</p>	
A53 of 2018	<p><u>SANRAL INTERVENTION TO REPAIR ROADS IN MATJHABENG MUNICIPALITY THROUGH THE VENTERSBURG QUARRY (EXECUTIVE MAYOR) (8/3/2)</u></p> <p>PURPOSE</p> <p>To provide feedback to Council on engagements with SANRAL on the Ventersburg quarry.</p> <p>DISCUSSION</p> <p>The Executive Mayor allowed Cllr ME Tshopo to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That the report BE NOTED.</p> <p>2. That a letter BE WRITTEN to the CEO of SANRAL and the Director General of the National Department of Transport respectively to express disappointment on the lack of progress as agreed on 20 April 2018.</p>	30 May 2018	EDI	

	3. That the Executive Mayor and the Municipal Manager MUST ARRANGE a meeting with the Minister of the National Department of Transport for intervention.		MM and EXECUTIVE MAYOR	
A54 of 2018	<p><u>MOTION BY CLLR P.F. BOTHA: MOTION TO HAVE MEDIA NEWS CONTRACT DECLARED NULL AND VOID (20/14/4/3)</u></p> <p>PURPOSE</p> <p>To submit to Council the motion received from Cllr P.F. Botha for consideration.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr P.F. Botha to present his motion to Council.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <ol style="list-style-type: none"> 1. That the contract at its entirety BE DECLARED null and void. 2. That the awarding of a future contract BE KEPT IN ABEYANCE until the applicable By-law and Policy has been subjected to public participation as per the Systems Act, approved by Council and promulgated in the Government Gazette. 3. That the Supply Chain Management Policy procedures BE FOLLOWED should Council resolve to outsource the administration of the Policy and By-law. 4. That the contract BE ALSO INCLUDED in the list of contracts that would be subjected to the Multi-Party Committee. 	30 May 2018	<p>MM & ED: CSS</p> <p>MM</p> <p>MM</p>	

A55 of 2018	<p><u>MOTION BY CLLR M.T. MACINGWANE: BARRING OF EFF COUNCILLORS FROM COUNCIL MEETINGS DUE TO DRESS CODE (MM) (20/14/4/3)</u></p> <p>PURPOSE</p> <p>To submit to Council the motion received from Cllr M.T. Macingwane for consideration.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr M.T. Macingwane to present his motion to Council.</p> <p>Cllr M.T. Macingwane informed the members that he was advised to withdraw the motion as the matter has been sent to the Constitutional Court.</p> <p><u>COUNCIL RESOLVED: (30 MAY 2018)</u></p> <p>1. That the motion by Cllr M.T. Macingwane BE WITHDRAWN.</p>	30 May 2018		
C2 of 2018	<p><u>SPORADIC LAND GRABS ACTIVITIES IN MATJHABENG (SPEAKER) (6/9/2)</u></p> <p>PURPOSE</p> <p>To inform the Council about the allegations of land grabs that involves the Executive Mayor of Matjhabeng.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p>			

	<p><u>COUNCIL RESOLVED:</u> (30 MAY 2018)</p> <p>1. That the item BE REFERRED BACK as it was submitted before all processes that need to be followed were finalized.</p>			
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COUNCIL: RESOLUTIONS AUDIT: 30 AUGUST 2018

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE PERSON	PROGRESS
A56 of 2018	<p><u>REVIEWED AUDIT COMMITTEE CHARTER</u> (SPEAKER) (6/12/3/2)</p> <p>PURPOSE</p> <p>To submit the reviewed Audit Committee Charter for 2018/19 financial year to Council for approval.</p> <p>DISCUSSION</p> <p>The Speaker indicated that Items A56- A57 of 2018 were supposed to be presented by the Chairperson of the Audit Committee, which was recently appointed by Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <p>1. That the item BE REFERRED BACK.</p>	30 August 2018	SPEAKER	
A57 of 2018	<p><u>THREE YEAR INTERNAL AUDIT PLAN - 2018-2021</u> (SPEAKER) (6/12/1)</p> <p>PURPOSE</p> <p>To submit a three year Internal Audit Plan to Council for noting.</p> <p>DISCUSSION</p> <p>The Speaker indicated that the Item would not be discussed.</p>	30 August 2018	SPEAKER	

	<p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <p>1. That the item BE REFERRED BACK.</p>			
A58 of 2018	<p><u>INAUGURATION OF AN EFF PR COUNCILLOR (SPEAKER) (3/7/1/1)</u></p> <p>PURPOSE</p> <p>To inform the Council about the new Councillor of EFF, Councillor Akhona Dyantyi who is replacing former Councillor ME Senxezi who resigned.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <p>1. That Council TAKES NOTE of the new Councillor from EFF.</p>	30 August 2018	SPEAKER	
A59 of 2018	<p><u>PUBLIC PARTICIPATION ENHANCEMENT (OFFICE OF THE SPEAKER) (3/8/1/1)</u></p> <p>PURPOSE</p> <p>To highlight the gaps and shortfalls within the system of the Public Participation in our Communities.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <p>1. That the item BE WITHDRAWN.</p>	30 August 2018	SPEAKER	

A60 of 2018	<p><u>ESTABLISHMENT OF WOMEN MULTI PARTY CAUCUS IN MATJHABENG (SPEAKER) (3/8/1/3)</u></p> <p>PURPOSE</p> <p>To report back to Council on the election of the Women Multi-Party Caucus Committee and its Chairperson.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the establishment of Women Multi-Party Caucus. 2. That the following Councillors ARE ELECTED to serve in the Committee: <ol style="list-style-type: none"> 2.1 Cllr KSV Moipatle as Chairperson; 2.2 Cllr C. Malherbe as Deputy Chairperson; 2.3 Cllr AJ Jacobs as additional member; 2.4 Cllr XN Masina as additional member; and 2.5 Cllr N. Thelingoane as additional member. 	30 August 2018	SPEAKER	
A61 of 2018	<p><u>COUNCILLOR WELFARE AND EMPOWERMENT SUPPORT (SPEAKER) (3/1/4/3)</u></p> <p>PURPOSE</p> <p>To update Councillors on the key developments with regard to Councillor Welfare and Empowerment Support.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p>	30 August 2018	SPEAKER	

A63 of 2018	<p><u>REPORT ABOUT MUNICIPAL CONCILLORS PENSION FUND (SPEAKER) (3/1/4/5)</u></p> <p>PURPOSE</p> <p>To brief the Council on the issue of the Municipal Councillors Pension Fund. The meeting took place on the 13 June 2018.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p>He indicated the MCPF conducted roadshows throughout the Country and the team that was appointed by Council met and interacted with them in Bloemfontein. He mentioned that there were discussions to create one fund that will accommodate all Public Office Bearers.</p> <p>Concerning the MCPF issue, he mentioned that there is some sort of an understanding and agreement that those who want to transfer their monies to other funds can be permitted to do so but that process could take 6-12 months.</p> <p>During the discussion of the item Cllr Tlake requested Council to take a definite resolution to withdraw from the Fund as it seemed that there were lots of problems in the Fund.</p> <p>The Speaker explained that the Fund was still under management of Curators who were directed by the High Court to do investigations and give reports.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <p>1. That continuous engagements to deal with the challenges WOULD CONTINUE until an agreement is reached.</p>	30 August 2018	SPEAKER	
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A64 of 2018	<p><u>LAND GRAB ACTIVITIES IN MATJHABENG</u> (SPEAKER) (6/9/2)</p> <p>PURPOSE</p> <p>To inform the Council about land grab activities that are taking place in Matjhabeng.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (30 AUGUST 2018)</p> <p>1. That the item BE WITHDRAWN.</p>	30 August 2018	SPEAKER	
A65 of 2018	<p><u>REPORT BACK ON THE MATTER PERTAINING TO FORMER COUNCILLOR M.E. SENXEZI</u> (SPEAKER) (3/1/4/2)</p> <p>PURPOSE</p> <p>To apprise Council in respect of whether any part of Cllr Senxezi's allowance could be legally recoverable from him for absconding.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p>During the discussion of the item, the Speaker indicated that he was informed that former Cllr Senxezi did not return the gadget which was allocated to him as a tool of trade for performing his duties as a Councillor. He also indicated that he was informed that he is no longer in the Free State Province but residing in North West Province but attempts were being made to recover the gadget.</p>	30 August 2018	SPEAKER	

	5. That the Accounting Officer must IN WRITING COMMUNICATE the Council resolutions to the office of the Auditor General, COGTA and Provincial Treasury in terms of section 32, subsection 4 of the Municipal Finance Management Act.		CFO	
	6. That Council TAKES NOTE of the MPAC Committee report on fruitless and wasteful expenditure.		CFO	
	7. That Council CERTIFIES an amount of R167 497 846,03 detailed below as irrecoverable and be write-off.		CFO	
	8. That the appropriate disclosure note BE MADE to the financial statements for the year ending 30 June 2018.		CFO	
	9. That the Accounting Officer must ESTABLISH controls to detect and prevent these types of expenditures and on a quarterly basis submit a report for consideration to Council; and		CFO	
	10. That the Accounting Officer must IN WRITING COMMUNICATE the Council resolutions to the office of the Auditor General, COGTA and Provincial Treasury in terms of section 32, subsection 4 of the Municipal Finance Management Act.		CFO	
A68 – A79 of 2018	Dealt with on the 6th September 2018.			

	<p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <ol style="list-style-type: none"> 1. That Council grants approval TO WRITE OFF the obsolete movable assets in terms of Section 14 (2) (a) of MFMA. 2. That all of those items must BE SOLD on public Auction. 		<p>CFO</p> <p>CFO</p>	
A84 of 2018	<p><u>FRAUD INVESTIGATIONS 2017/18 FINANCIAL PERIOD (EXECUTIVE MAYOR) (5/6/2)</u></p> <p>PURPOSE</p> <p>To bring to attention the fraudulent activities that have taken place in the municipality during the 2017/18 financial period.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the fraudulent activities reported to SAPS. 2. That legal action should BE TAKEN against all implicated Municipal employees who are found guilty. 3. That Council mandates the Municipal Manager to interact with the Department of Human Settlements Organized Crime team to request them TO SPEED UP the investigation on allegations of fraudulent activities 	30 August 2018	<p>EXECUTIVE MAYOR</p> <p>MM & ALL DIRECTORS</p> <p>AED: LED, P&HS</p>	

	<p>pertaining to Rental Units, especially in Masimong and Merriespruit and a report be submitted at the next Council meeting.</p> <p>4. That all necessary procedures to BE FOLLOWED.</p>		AED: LED, P&HS	
A85 of 2018	<p><u>RELATED PARTIES</u> (EXECUTIVE MAYOR) (3/1/1)</p> <p>PURPOSE</p> <p>To bring to the attention of Council the related parties transaction that occurred during the 2017/18 financial period.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <p>1. That Council must TAKE NOTE of the 2017/18 related parties reported.</p>	30 August 2018	EXECUTIVE MAYOR	
A86 of 2018	<p><u>DRAFT UNAUDITED ANNUAL PERFORMANCE REPORT 2017/2018: MATJHABENG LOCAL MUNICIPALITY</u> (EXECUTIVE MAYOR) (5/6/2/7)</p> <p>PURPOSE</p> <p>The purpose of the item is to table the draft unaudited Annual Performance Report for the financial year 2017/2018 to Council for noting.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p>	30 August 2018	EXECUTIVE MAYOR	

	<p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <ol style="list-style-type: none"> 1. That Council NOTES the draft unaudited Annual Performance report for the financial year 2017/18. 2. That the draft unaudited annual performance report 2017/2018 BE SUBMITTED to Provincial and National Treasuries as well as Provincial COGTA after Council has noted the report. 3. That the draft unaudited annual performance report 2017/2018 BE SUBMITTED to office of the Auditor General by the 31st August 2018 for auditing purpose. 		<p>ED: SSS</p> <p>ED: SSS</p>	
A87 of 2018	<p><u>DRAFT UNAUDITED ANNUAL REPORT 2017/2018: MATJHABENG LOCAL MUNICIPALITY</u> (EXECUTIVE MAYOR) (12/1/1)</p> <p>PURPOSE</p> <p>The purpose of the item is to table the draft unaudited annual report for the financial year 2017/2018 to Council for noting.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <ol style="list-style-type: none"> 1. That Council NOTES the draft unaudited annual report for the Financial Year 2017/18. 2. That the draft unaudited annual performance report 2017/2018 BE SUBMITTED to Office of the Auditor General for audit purpose. 	30 August 2018	<p>EXECUTIVE MAYOR</p> <p>ED: SSS</p>	

	3. That the draft unaudited report BE SUBMITTED to the Provincial and National Departments of Cooperative Governance and Traditional Affairs as well as the Provincial and National Treasuries.		ED: SSS	
A88 of 2018	Dealt with on the 6th September 2018.			
A89 of 2018	<p><u>MELODING INDOOR SPORTS & RECREATIONAL FACILITY: REQUEST FOR BUDGET MAINTENANCE</u> (EXECUTIVE MAYOR) (6/1/1-2018/19) (10/1/2)</p> <p>PURPOSE</p> <p>The purpose of this item is to present before Council the current status and progress report on the New Indoor Sport and Recreational Facility at Meloding (Virginia) Phase 1 in compliance with Municipal Systems Act 32 of 2000; Section 73 (1), and to request approval of the budget maintenance.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <p>1. That the budget maintenance of an additional amount of R 1 463 415.76 from MIG money BE APPROVED to increase the project value to R 47 177 415, 76.</p>	30 August 2018	<p>EXECUTIVE MAYOR</p> <p>EDI</p>	
A90 of 2018	<p><u>REPORT ON THE STATUS OF THE CONTRACTS OF PRIVATE SECURITY WITHIN THE MUNICIPALITY</u> (EXECUTIVE MAYOR) (1/1/32)</p> <p>PURPOSE</p> <p>To present to Council the status of the Private Security Contracts within the Municipality for consideration.</p>	30 August 2018	EXECUTIVE MAYOR	

	<p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <ol style="list-style-type: none"> 1. That Contractors' Service Level Agreements which expired in 2012 BE TERMINATED by issuing the Contractors a 3 months' notice starting from the 1st July 2018 to 31 September 2018. 2. That the Municipality SHOULD REDUCE the areas (posts) that are guarded by private security, by identifying the posts where electronic security system can be installed, in order to minimize the huge security bill. 3. That a Cost analysis of having private security versus municipal security, installing surveillance/security cameras and the utilization of rapid response team BE DONE and a written report be submitted to Council. 4. That electronic security/surveillance cameras BE INSTALLED at focal points. 5. That the services of a rapid response security team BE REQUESTED. 6. That the process of tendering SHOULD COMMENCE from the 1st September 2018 for those areas (posts) that need physical security. 7. That the Municipality MUST CONDUCT skills audit and vetting of all the security personnel within the municipal employment as of the 1st September 2018. 		<p>ED: CS</p> <p>ED: CS</p> <p>ED: CS</p> <p>ED: CS</p> <p>ED: CS</p> <p>ED: CS</p> <p>ED: CS & ED: CSS</p>	
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	<p>8. That recruitment and appointment of Security Officers BE FINALIZED by the 30th of September 2018.</p> <p>9. That the Municipal Manager should find out whether the Municipality COULD CLAIM for damages against the companies where vandalism happened in their watch.</p> <p>10. That the Executive Mayor WOULD VERIFY whether any agreement was reached between the Municipality and those churches and would report back to Council.</p>		<p>ED: CSS</p> <p>CFO</p> <p>CHIEF OF STAFF</p>	
A91 of 2018	<p><u>PHASING OUT OF PRIVATE SECURITY COMPANIES (EXECUTIVE MAYOR) (1/1/32)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to present a Plan for the phasing out of Private Security companies. The plan identifies specific steps that the Municipality will undertake to phase out existing services but still protecting its assets in the process, how it will respond to the various types of threat identified in risk assessment, and how it will create security awareness on acceptable use and protection of assets.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <p>1. That the item BE REFERRED BACK and a cost analysis of having private security versus municipal security, installing surveillance/security cameras and the utilization of rapid response team be submitted to Council to enable it to take an informed decision.</p>	30 August 2018	<p>EXECUTIVE MAYOR</p> <p>ED: CS</p>	
A92 – A102 of 2018	Dealt with on the 6th September 2018.			

A103 of 2018	<p><u>RESIGNATION OF THE EXECUTIVE DIRECTOR: INFRASTRUCTURE AND DECLARATION OF A VACANCY (EXECUTIVE MAYOR) (5/8/2)</u></p> <p>PURPOSE</p> <p>The purpose of this item is to submit to Council the resignation of Me Betty Maswanganyi from the position of an Executive Director: Infrastructure and declaration of a vacancy, for consideration.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <ol style="list-style-type: none"> 1. That Council ACCEPTS the resignation of the Executive Director: Infrastructure effective from the 1st September 2018. 2. That Council DECLARES the vacancy of the Executive Director: Infrastructure in line with the regulations on appointment and Conditions of Service of Senior Managers of 2014. 3. That Council MANDATES the Municipal Manager TO ADVERTISE the vacant post in line with the aforementioned regulations. 4. That a request BE MADE to COGTA to support the Municipality by deploying a qualified Engineer as per MISA arrangement to assist, until the Municipal Manager finalizes the appointment of the Executive Director: Infrastructure. 	30 August 2018	EXECUTIVE MAYOR	
			MM	
			MM & ED: CSS	
			MM	

A104 of 2018	<p><u>APPOINTMENT OF THE ACTING EXECUTIVE DIRECTOR: LED, PLANNING & HUMAN SETTLEMENTS (EXECUTIVE MAYOR) ()</u></p> <p>PURPOSE</p> <p>The purpose of the item is to request to Council to appoint the acting of Executive Director: Local Economic Development, Planning and Human Settlements.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <ol style="list-style-type: none"> 1. That Council APPOINTS Mr B. Golele as the acting Executive Director: LED, Planning and Human Settlements. 2. That the acting period should NOT EXCEED the period of three months. 3. That a report of the Committee who conducted the previous interviews for the said position should BE SUBMITTED in the next Council meeting. 4. That the position of the Executive Director BE RE-ADVERTISED. 5. That appointments for both positions of Executive Directors: Infrastructure and LED SHOULD BE MADE. 	30 August 2018	<p>EXECUTIVE MAYOR</p> <p>MM</p> <p>MM</p> <p>MM</p> <p>MM & ED: CSS</p> <p>MM</p>	
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	<p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <p>1. That the Municipal Manager must ensure that the money IS RECOVERED from those Councillors who were overpaid.</p>		CFO	
A108 of 2018	<p><u>ANTI-CORRUPTION TASK TEAM (SPEAKER) (20/2/3)</u></p> <p>PURPOSE</p> <p>To inform the Council about the agreement of the Multi-Party Committee to form the Anti-Corruption Task Team (ACTT).</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p>The Chief Whip, Cllr MJ Sephiri indicated that he would have loved to have a Multi-Party Committee that deals with corruption in the Municipality, but having looked at some legislative clauses that govern the local government, the structure such as the Multi-Party Committee has no authority over Council.</p> <p>He mentioned that Section 79 of the Municipal Structures Act, Act 117 of 1998 makes provision for Council to establish Section 79 Committees.</p> <p>He also indicated that in terms of Rule 108 of the Standard Rules and Orders, a report from the Municipal Manager should be presented to Council before the establishment of such Committees and Rule 113 stipulates authority given to such Committees pertaining to decision-making. He mentioned that the Anti-corruption task team cannot be afforded legal standing as it was not established in terms of the above-mentioned legislation.</p>	30 August 2018	EXECUTIVE MAYOR	

	<p>He also indicated that the Anti-corruption task team has no legal authority to submit items to Council through the Office of the Speaker, as reports on any financial misconduct including fraud and corruption were supposed to be submitted by the Accounting Officer, in terms of Section 61, 62 & 63 of the MFMA, Act No. 56 of 2003.</p> <p>He therefore mentioned that it was not advisable to establish the Anti-corruption task team consisting of Councillors and instead fraud and corruption matters could be referred to established Committees, such as, MPAC, the Audit Committee, the Disciplinary Board on alleged financial misconduct and even to the Police and Hawks.</p> <p>During the discussion of this item, several Councillors gave the following inputs:</p> <ul style="list-style-type: none"> • The intent of Section 79 is to establish Committees that will advise Council and the Anti-corruption task team was aimed at advising Council on how to deal with corruption in the Municipality; • All parties have agreed that a common problem that has led the Municipality to its downfall was corruption and Committees identified above have not yielded any positive results to uproot corruption- Councillors have a responsibility to advance the interest and plight of communities who trusted them; • Terms of reference should be dealt with first, to enable the Committee to have authority to deal with the rot of corruption and act seriously on actions of misconduct; • Council in principle should resolve to establish a Section 79 anti-corruption Committee subject to following the rules 			
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	<p>and mandate the Municipal Manager to submit a section 108 report in cooperation with the Multi-Party leadership, setting up the terms of reference in compliance with the rules as required, at the next Council meeting for approval;</p> <ul style="list-style-type: none"> • Instead of duplication, Committees that are already established should be strengthened; • If Councillors are of the opinion that the established Committees are dysfunctional, members should be exchanged and replaced by effective ones; • Although the issue of corruption remains a priority, the Municipality has appointed an Audit Committee to provide constructive and prompt reports and also to identify all issues that could pose material risks including corruption. <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <p>1. That the matter BE REFERRED BACK to allow the Municipal Manager to investigate in terms of Rule 108 whether there are any limitation for MPAC, Audit Committee and Disciplinary Board to deal with corruption and should there be any limitations, he must develop terms of reference and submit the report at the next Council meeting.</p>			
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COUNCIL: RESOLUTIONS AUDIT: 06 SEPTEMBER 2018

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE PERSON	PROGRESS
(m)	<p>Matters arising from the minutes: 30 May 2018</p> <p>A36 of 2018</p> <p>The Executive Mayor informed Council that he had delegated the matter, in which he was mandated to investigate whether the R1.8 million incurred in legal fees could be recuperated from the former Municipal Manager, to the current Municipal Manager and Council would receive an update at the next Council meeting.</p> <p>A41 of 2018</p> <p>Cllr MJ Badenhorst informed Council that she was still waiting for the response on point 6 of her questions, in which she wanted to know the reason for not utilizing the Fire Station in Ventersburg. The Speaker mandated the Municipal Manager to respond to the question and submit a report at the next Council meeting.</p> <p>A43 of 2018</p> <p>Cllr A. Styger wanted to know the reason why resolution 1.3 pertaining to the review of all contracts by the Multi-Party Committee within three months from the date of the meeting, was not adhered to and how would the matter be resolved.</p> <p>After long deliberations where various inputs were made, it was resolved:</p> <ol style="list-style-type: none"> 1. That resolution 1.3 of item A43 of 2018 is still standing as approved by Council. 2. That the Municipal Manager must submit the prepared report to the Executive Mayor who would then interact with various parties, as the Multi-Party agreed upon in 	06 September 2018	<p>MM</p> <p>MM</p> <p>MM</p>	

	<p>Council was not explicit, and that Forum would deliberate on the mode of action.</p> <p>A54 of 2018</p> <p>Cllr A. Styger raised his concern with regard to the new contract that was signed by the Municipal Manager with Media News three days after the submission of a motion to Council, to declare their existing contract null and void due to non-compliance with legal requirements.</p> <p>He also stated that this information was not declared in Council when resolutions of the motion were taken where Council resolved that awarding of future contracts must be kept in abeyance until the applicable by-law and policy had been subjected to public participation. He requested that the new contract be included to the list of contracts that would be reviewed.</p> <p>The Speaker requested that the concern be noted.</p>		MM & ED: CSS	
A56 of 2018	<p><u>REVIEWED AUDIT COMMITTEE CHARTER</u> (SPEAKER) (6/12/3/2)</p> <p>PURPOSE</p> <p>To submit the reviewed Audit Committee Charter for 2018/19 financial year to Council for approval.</p> <p>DISCUSSION</p> <p>The Speaker allowed Mr MJ Mutsi, a member of the Audit Committee to present the item to Council.</p> <p>Mr Mutsi informed Council that the Audit Committee Charter was based on Circular 65 of the MFMA which requires the Audit Committee to prepare a Charter that will assist to manage relations between the Municipality and the Audit Committee.</p>	06 September 2018	SPEAKER	

	<p>He indicated that the Audit Committee reviewed the Audit Committee Charter. In his explanation, he made reference to some of the critical chapters, such as, Chapter 3 which talks about the responsibilities of the Audit Committee, Chapter 4 which talks about the frequency of reporting, Chapter 6 which deals about the Audit Committee Charter itself and Chapter 9 which talks about the remuneration of members. He also stated that in terms of the law, members of the Audit Committee who are public servants were not eligible for a sitting allowance.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <p>2. That Council APPROVES the Audit Committee Charter.</p>			
A57 of 2018	<p><u>THREE YEAR INTERNAL AUDIT PLAN - 2018-2021</u> (SPEAKER) (6/12/1)</p> <p>PURPOSE</p> <p>To submit a three year Internal Audit Plan to Council for noting.</p> <p>DISCUSSION</p> <p>The Speaker allowed Mr MJ Mutsi to present the item to Council.</p> <p>Mr Mutsi informed members that the Audit Committee met on the 23rd August 2018, and looked at several documents that were presented by the Internal Audit Unit. He mentioned that the Audit Committee noted that there is a three-year Internal Audit Plan in place, however, they did not approve it as it was not risk-based as required by legislation. He indicated that their intention was to review the Internal Audit Plan in the next 3-4 months, for the remaining 6 months of the financial year.</p>	06 September 2018	SPEAKER	

	<p>He also indicated that although the Plan needs to be reviewed, it was still relevant as it talks to the challenges facing the Municipality, such as, irregular expenditure, Supply Chain Management matters and so forth.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <p>2. That Council TAKES NOTE of the three-year Internal Audit Plan.</p>			
A58 - A67 of 2018	Dealt with on the 30th August 2018.			
A68 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR P.F. BOTHA</u> (MM) (3/1/3/2)</p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr P.F. Botha and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr P.F. Botha to comment on the response received from the Municipal Manager.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That Council TAKES NOTE of the Municipal Manager's report.</p>	06 September 2018	MM	
A69 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR P.F. BOTHA</u> (MM) (3/1/3/2)</p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr P.F. Botha and the response thereon by the Municipal Manager.</p>	06 September 2018	MM	

	<p>DISCUSSION</p> <p>The Speaker allowed Cllr P.F. Botha to comment on the response received from the Municipal Manager.</p> <p>Cllr P.F. Botha indicated that he was perturbed by the response received from the Municipal Manager pertaining to the Megaworks Enterprise contract. He indicated that 3 invoices amounted to R600 000.00 and the contract awarded to the company amounts to R28.8 million over the entire period when calculated for 6 towns.</p> <p>He indicated that in response to question 4, the Municipal Manager said the contract was not advertised because the said company made a proposal. He indicated that in terms of Supply Chain Management Policy, no goods amounting to R200 000.00 including VAT could be secured without following competitive bidding processes. In exceptional cases where it is impractical to follow the prescribed procedure, the Municipal Manager must supply reasons and report to Council, but such report never came to Council.</p> <p>He mentioned that in response to question 5 pertaining to whether the company was VAT registered, the Municipal Manager attached a tax clearance certificate which was approved on 21/06/2018 whereas the contract was awarded on 21/06/2017. He indicated that the SCM regulation states that no contract should be awarded to a company without tax clearance from SARS.</p> <p>He further indicated that the fact that the Municipality awarded a contract worth R28.8 million based on a proposal by a company which did not have a clearance certificate does not abide well with him, and therefore he would report the matter to the MPAC, to the Audit Committee and to SCOPA for further investigation.</p>			
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	<p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That Council TAKES NOTE of the matter.</p>			
A70 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR P.F. BOTHA (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr P.F. Botha and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr P.F. Botha to comment on the response received from the Municipal Manager.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That Council TAKES NOTE of the Municipal Manager's report.</p>	06 September 2018	MM	
A71 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR M.P.KOPELA (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr M.P. Kopela and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr M.P. Kopela to comment on the response received from the Municipal Manager.</p> <p>Cllr M.P. Kopela indicated that he had received the response from the Municipal Manager but his questions were not</p>	06 September 2018	MM	

	<p>answered satisfactorily. He indicated that question 5 was not answered although he had made a follow-up for that response. He mentioned that he is still waiting for the response for question 5 and 6.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That the Municipal Manager MUST PROVIDE answers for questions 5 and 6 that were posed by Cllr Kopela to enable him to have more clarity on the matter.</p>		MM	
A72 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR M.J. BADENHORST (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr M.J. Badenhorst and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr M.J. Badenhorst to comment on the response received from the Municipal Manager.</p> <p>Cllr M.J. Badenhorst indicated that as debate was not allowed for questions, she would debate the matter on Item A99 relating to projects done with the Provincial Department of Human Settlements.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That Council TAKES NOTE of the matter.</p>	06 September 2018	MM	

A73 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR B.L. JAMA (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr B.L. Jama and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker indicated that the question would not be dealt with as Cllr B.L Jama was not present in the meeting.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That the item BE DEFERRED to the next Ordinary Council meeting.</p>	06 September 2018	MM	
A74 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR B.L. JAMA (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr B.L. Jama and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker indicated that the question would not be dealt with as Cllr B.L Jama was not present in the meeting.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That the item BE DEFERRED to the next Ordinary Council meeting.</p>	06 September 2018	MM	

A75 of 2018	<p><u>MONTHLY FINANCE REPORT – APRIL 2018</u> (EXECUTIVE MAYOR) (6/4/1)</p> <p>PURPOSE</p> <p>To submit to Council the Monthly Finance Report for April 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That the Finance Report for April 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE NOTED. 2. That the Finance Report for April 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury. 	06 September 2018	EXECUTIVE MAYOR	
A76 of 2018	<p><u>MONTHLY FINANCE REPORT – MAY 2018</u> (EXECUTIVE MAYOR) (6/4/1)</p> <p>PURPOSE</p> <p>To submit to Council the Monthly Finance Report for May 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p>	06 September 2018	EXECUTIVE MAYOR	

	<p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That the Finance Report for May 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE NOTED. 2. That the Finance Report for May 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury. 		CFO	
A77 of 2018	<p><u>MONTHLY FINANCE REPORT – JUNE 2018</u> (EXECUTIVE MAYOR) (6/4/1)</p> <p>PURPOSE</p> <p>To submit to Council the Monthly Finance Report for June 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That the Finance Report for June 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE NOTED. 2. That the Finance Report for June 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury. 	06 September 2018	<p>EXECUTIVE MAYOR</p> <p>CFO</p>	

A78 of 2018	<p><u>THREE MONTHS FINANCE REPORT – APRIL - JUNE 2018 (EXECUTIVE MAYOR) (6/4/1)</u></p> <p>PURPOSE</p> <p>To submit to Council the three Months Finance Report for April – June 2018 in terms of Section 52 (d) of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council. He indicated that the main challenge was overtime as the Municipality has incurred a deficit of R2 million in overtime.</p> <p>During the discussion of this item the following questions were posed:</p> <table><tr><th>QUESTIONS</th><th>RESPONSES/ SUGGESTIONS</th></tr><tr><td>The April-June reports reflect overtime payments for political appointments, why are those payments not reflected in the quarterly report and why is the Mayor’s budget not reflecting overtime whereas his drivers were claiming for it?</td><td>The Executive Mayor explained that his body guards were not getting overtime but were placed at an equivalent level but other officials assisting in his office belong to other departments. He promised to investigate the matter and report back to Council.</td></tr><tr><td>Was there a plan in place to address the R2.2 billion debt on bulk water which increases by R50 million a month, as the Municipality would never be able to service such debt?</td><td><ul style="list-style-type: none">• Sedibeng and ESKOM tariffs are disputed by various Municipalities as they tend to double their tariffs and they are using the municipal servitude which they are not paying for.• The Municipality should devise their own consumer metering device that will register the supply of water to own reticulation system in order to</td></tr></table>	QUESTIONS	RESPONSES/ SUGGESTIONS	The April-June reports reflect overtime payments for political appointments, why are those payments not reflected in the quarterly report and why is the Mayor’s budget not reflecting overtime whereas his drivers were claiming for it?	The Executive Mayor explained that his body guards were not getting overtime but were placed at an equivalent level but other officials assisting in his office belong to other departments. He promised to investigate the matter and report back to Council.	Was there a plan in place to address the R2.2 billion debt on bulk water which increases by R50 million a month, as the Municipality would never be able to service such debt?	<ul style="list-style-type: none">• Sedibeng and ESKOM tariffs are disputed by various Municipalities as they tend to double their tariffs and they are using the municipal servitude which they are not paying for.• The Municipality should devise their own consumer metering device that will register the supply of water to own reticulation system in order to	06 September 2018	<p>EXECUTIVE MAYOR</p> <p>ED: CSS & CFO</p>
QUESTIONS	RESPONSES/ SUGGESTIONS								
The April-June reports reflect overtime payments for political appointments, why are those payments not reflected in the quarterly report and why is the Mayor’s budget not reflecting overtime whereas his drivers were claiming for it?	The Executive Mayor explained that his body guards were not getting overtime but were placed at an equivalent level but other officials assisting in his office belong to other departments. He promised to investigate the matter and report back to Council.								
Was there a plan in place to address the R2.2 billion debt on bulk water which increases by R50 million a month, as the Municipality would never be able to service such debt?	<ul style="list-style-type: none">• Sedibeng and ESKOM tariffs are disputed by various Municipalities as they tend to double their tariffs and they are using the municipal servitude which they are not paying for.• The Municipality should devise their own consumer metering device that will register the supply of water to own reticulation system in order to								

		have information that could be used in disputes. <ul style="list-style-type: none">• SALGA intends to take ESKOM to Court on behalf of all affected Municipalities in the Country.			
	Ligia Paper is owing the Municipality over R30 million including interest and what is done to claim that money?	FDC is having challenges with their properties all over Free State stating they can't afford to pay- a report would be submitted to the Revenue Enhancement Committee.			CFO
	Flamingo Lake Development had been transferred to the Municipality back in 2007 and why is their debt not written off?	The CFO should address the matter.			CFO
<u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u>					
1. That the Finance Report for the Quarter (April - June 2018) in terms of Section 52 (d) of the Municipal Finance Management Act, number 56 of 2003, BE NOTED .					
2. That the Finance Report for the Quarter (April - June 2018) in terms of Section 52 (d) of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury.					CFO
3. That the Executive Mayor WOULD INVESTIGATE the matter of Overtime in his Office and report back to Council.					Chief of Staff, CFO & ED: CSS
4. That the Municipal Manager MUST SUBMIT a report on a Plan to address the bulk water debt as well as progress on installation of smart meters.					MM & CFO

CFO

CFO

CFO

**Chief of Staff,
CFO & ED: CSS**

MM & CFO

A80 of 2018	Dealt with on the 30 th August 2018.			
A81 of 2018	<p><u>REPORT ON PROPOSAL FOR LAND EXCHANGE (A PORTION OF FARM GELUCKSPAN 394 RD MESUARING 37 HA AND A PORTION OF FARM ONVERWAG 728 RD MEASURING 25 HA SITUATED IN THE DISTRICT OF VIRGINIA (EXECUTIVE MAYOR) (8/3/3/5)</u></p> <p>PURPOSE</p> <p>The purpose of the report is to inform Council about the proposal for land exchange (A Portion of Farm Geluckspan 394 RD measuring 37 ha and a Portion of Farm Onverwag 728 RD measuring 25 ha situated in the district of Virginia).</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That Council APPROVES the proposal for land exchange with the Department of Rural Development and Land Reform. 2. That Rural Development and Land Reform must BE RESPONSIBLE for all sub-divisions and any other costs that will arise from this transaction. 	06 September 2018	EXECUTIVE MAYOR	AED: LED, P & HS

<p>A82 of 2018</p>	<p><u>ACQUISITION OF EDUCATIONAL ERVEN IN WARD 23 THABONG AND FORMALISATION FOR RESIDENTIAL PURPOSES (EXECUTIVE MAYOR) (11/3)</u></p> <p>PURPOSE</p> <p>The purpose of this item is to submit to Council for consideration, an application by the community of Ward 23 for the rezoning of Erven 32704, 35429 and 29839 Thabong for formalization for residential purposes.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (06 SEPTEMBER 2018)</p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the request made by the Community of Ward 23, Thabong. 2. That the relevant Stakeholders BE CONSULTED before the acquisition and formalization of educational erven. 3. That a progress report must BE SUBMITTED in the next Council meeting. 4. That the erven must be REZONED AND FORMALIZED for residential purposes. 	<p>06 September 2018</p>	<p>EXECUTIVE MAYOR</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	
<p>A83 - A87 of 2018</p>	<p>Dealt with on the 30th August 2018.</p>			

	<p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That Council APPROVES the procurement of the vehicles to avoid a total shut down of operations. 2. That the existing fleet must BE COMPLEMENTED with new fleet on an annual basis and ageing fleet be auctioned. 3. That a PROVISION for procurement of new fleet must BE MADE during the Adjustment budget but in cases of dire circumstances, the Executive Mayor through the Municipal Manager is expected to INTERVENE and report to Council within a specific period. 		<p>ED: CS</p> <p>ED: CS</p>	
A93 of 2018	<p><u>REPORT ON NATIONAL HOUSING NEEDS REGISTER (NHNR) (EXECUTIVE MAYOR) (20/14/13)</u></p> <p>PURPOSE</p> <p>To inform Council about the newly introduced consolidation of various waiting lists/ demand database by National Human Settlements.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the report. 2. That a workshop BE CONDUCTED for orientation of all Councillors on the National Housing Needs Register. 	06 September 2018	<p>EXECUTIVE MAYOR</p> <p>AED: LED, P & HS</p>	

A95 of 2018	<p><u>REPORT MUNICIPAL RESIDENTIAL SITES SOLD OR INTENDED TO BE SOLD ILLEGALLY (EXECUTIVE MAYOR) (18/4/12)</u></p> <p>PURPOSE</p> <p>To submit before Council the statistics of sites alleged to be illegally sold.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the fraudulent activities reported to the South African Police Services. 2. That legal action should BE TAKEN against all implicated Municipal employees who are found guilty. 	06 September 2018	<p>EXECUTIVE MAYOR</p> <p>AED: LED, P & HS</p>	
A96 of 2018	<p><u>REPORT ON PARTICIPATION OF MATJHABENG MUNICIPALITY ON FREE STATE INFORMAL SETTLEMENT UPGRADING FORUM (EXECUTIVE MAYOR) (3/3/22)</u></p> <p>PURPOSE</p> <p>To submit before Council a report on participation of Matjhabeng Local Municipality on Free State Informal Settlement Upgrading (ISU) Forum.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p>	06 September 2018	<p>EXECUTIVE MAYOR</p>	

	<p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That Council TAKES NOTE of the report.</p>			
A97 of 2018	<p><u>REPORT ON THE RAFT FOUNDATIONS THAT WERE CASTED IN VAIN FOR VARIOUS ERVEN IN SAAIPLAS EXTENSION 14, VIRGINIA (EXECUTIVE MAYOR) (8/3/2/50/3)</u></p> <p>PURPOSE OF THE REPORT</p> <ul style="list-style-type: none"> • The purpose of the report is to inform Council about the current status of the 264 erven in Saaiplaas Extension 14, Virginia, and • To solicit permission for submission of a proposal to the MEC Human Settlements in order to complete the project. <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That the Municipality MUST SUBMIT a proposal to the MEC to request the subsidy allocation to complete the project.</p> <p>2. That the area BE CONSIDERED for mixed development.</p>	06 September 2018	EXECUTIVE MAYOR	
A98 of 2018	<p><u>PROGRESS REPORT – RELOCATION AND FORMALISATION OF SITES AT PHOMOLONG WARD (EXECUTIVE MAYOR) (18/4/13)</u></p> <p>PURPOSE OF REPORT</p> <p>To inform Council of the progress report on the formalization of sites and relocation at Phomolong, Hennenman.</p>	06 September 2018	<p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>EXECUTIVE MAYOR</p>	

	<p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the report. 2. That the Municipal Manager MUST ENSURE that the process of sites allocation in the area of Hennenman is finalized by the end of October 2018 and the R250 administration fee must be paid by everyone eligible for an allocation. 3. That the Municipal Manager MUST INVESTIGATE all allegations of tampering with the approved waiting list, by Human Settlements Officials and should the allegations be proved to be true, the Municipal Manager must take action against the implicated Officials. 4. That no Councillor IS ALLOWED to interfere with the allocation process and in the event of interference by a Councillor, such Councillor must be reported to the Speaker for investigation in terms of Schedule 2 of the Municipal Structures Act. 5. That all allegations pertaining to land invasions must BE INVESTIGATED. 6. That the Executive Mayor BE MANDATED to interact with the MEC or the Premier to source funding for Infrastructure. 		<p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS – and Chief of Staff</p>	
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A99 of 2018	<p><u>PROGRESS REPORT ON PROJECTS THAT ARE DONE WITH PROVINCIAL DEPARTMENT OF HUMAN SETTLEMENTS (EXECUTIVE MAYOR)</u> (5/6/2/13)</p> <p>PURPOSE</p> <p>To present progress report before Council with regard to the projects where Contractors were not yet appointed by the Province.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p>During the discussion of this item, Cllr MJ Badenhorst raised her concern with regard to projects in Ventersburg and Hennenman stating that Resolutions taken in 2017 under Item SA17 were not followed entirely although the projects had already commenced, i.e.:</p> <ul style="list-style-type: none"> ▪ No possible funding of electrification by the Department of Energy; ▪ No money for infrastructure; ▪ ESKOM is not allowing the increase of Notified Maximum Demand in Ventersburg; ▪ No building plans were submitted but the Contractor had started to build; ▪ In Hennenman the project was cancelled but has now commenced although the sewerage capacity was not increased. <p>Cllr TD Khalipha explained that the matter of providing housing was the mandate of the Provincial and National government and the MEC had visited the area and promised</p>	06 September 2018	EXECUTIVE MAYOR	
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	<p>that they will do everything to ensure that the project is completed. He mentioned that the Provincial government was spending more than R150 million on Infrastructure at Matjhabeng.</p> <p>He indicated that Contractor in Hennenman was fired because of not following the specifications and a new Contractor had been appointed to finish the work.</p> <p>The Municipal Manager explained that after engagements at National level between SALGA, COGTA and other stakeholders, that matter had been addressed. He also indicated the HOD ensured that the infrastructure would be provided as they had pressure to provide houses and to ensure that the money allocated is not taken back as R340 million was taken back last year.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That the Council TAKES NOTE of the report. 2. That the Mayor MUST INTERACT with the Provincial Department of Human Settlements to ensure that the Projects are launched by October 2018. 			
A100 of 2018	<p><u>PROGRESS REPORT ON ACCREDITATION PROGRAMME (EXECUTIVE MAYOR) (12/1/3)</u></p> <p>PURPOSE</p> <p>To inform Council about the progress in Municipal Accreditation Programme.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p>	06 September 2018	<p>AED: LED, P & HS – and Chief of Staff</p> <p>EXECUTIVE MAYOR</p>	

	<p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the progress report. 2. That additional funds must BE SOUGHT from the Department of Human Settlements in the Province. 		AED: LED, P & HS	
A101 of 2018	<p><u>PROGRESS REPORT: THE IDENTIFICATION OF LAND FOR RESIDENTIAL DEVELOPMENT LAND IN NYAKALLONG (EXECUTIVE MAYOR) (8/3/2)</u></p> <p>PURPOSE OF REPORT</p> <p>The purpose of the report is to depict the progress with the identification of vacant land for short to medium term residential development in Nyakallong.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That the progress with the high potential development areas as depicted in Table 1 on page 217 of the Annexures BE NOTED AND SUPPORTED. 2. That as soon as the technical investigation is finalized and consensus is reached by the Stakeholder Committee, a follow up report BE PRESENTED to Council in relation to the short to medium residential development strategy for Allanridge/ Nyakallong including the cost implication for Council, pertaining to the provision of Bulk services. 3. That a Steering Committee BE ESTABLISHED to finalize the land identification process to include Cllr TD 	06 September 2018	<p>EXECUTIVE MAYOR</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	

	<p>Khalipha, Cllr PT Ramatisa, Mr F Nieuwoudt (LED), Me G Mogatle (HS), officials from Provincial Human Settlements and officials from the HDA.</p> <p>4. That a progress report BE SUBMITTED in every Council meeting.</p>		AED: LED, P & HS	
A102 of 2018	<p><u>PROGRESS REPORT: THE IDENTIFICATION OF LAND FOR RESIDENTIAL DEVELOPMENT LAND IN MELODING (EXECUTIVE MAYOR) (8/3/2)</u></p> <p>PURPOSE OF REPORT</p> <p>The purpose of the report is to depict the progress with the identification of vacant land for short to medium term residential development in Meloding.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That the progress with the high potential development areas as depicted in Table 2 on page 220 of the Annexures BE NOTED AND SUPPORTED. 2. That as soon as the technical investigation is finalized and consensus is reached by the Stakeholder Committee, a follow up report BE PRESENTED to Council in relation to the short to medium residential development strategy for Virginia/ Meloding including the cost implication for Council, pertaining to the provision of Bulk services. 3. That a Steering Committee BE ESTABLISHED to finalize the land identification process to include Cllr MT Macingwane, Cllr A J Manenye, Mr F Nieuwoudt (LED), 	06 September 2018	<p>EXECUTIVE MAYOR</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	

	<p>Me G Mogatle (HS), officials from Provincial Human Settlements and officials from the HDA.</p> <p>4. That the Executive Mayor BE MANDATED to write a letter to the Province to source for infrastructure funding.</p> <p>5. That the Executive Mayor DEPLOYS Cllr TD Khalipha, Cllr MH Ntsebeng and Cllr NR Manzana to form part of the Committee.</p>		AED: LED, P & HS and Chief of Staff	
A103 - A105 of 2018	Dealt with on the 30th August 2018			
A106 of 2018	<p><u>SUBMISSION OF HUMAN RIGHTS COMMISSION QUESTIONS ADDRESSED AND RESPONDED TO BY THE MUNICIPALITY (MPAC CHAIRPERSON) (3/1/1)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to provide progress report for noting by council on issues raised by the South African Human Rights Commission in relation to sewer problems raised by a member of the community.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That Council TAKES NOTE of the report submitted to both offices of the Speaker and the Human Rights Commission in the Free State Province.</p>	06 September 2018	EXECUTIVE MAYOR	
A107 - A108 of 2018	Dealt with on the 30th August 2018.			

COUNCIL: RESOLUTIONS AUDIT: 06 SEPTEMBER 2018

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE PERSON	PROGRESS
(m)	<p>Matters arising from the minutes: 30 May 2018</p> <p>A36 of 2018</p> <p>The Executive Mayor informed Council that he had delegated the matter, in which he was mandated to investigate whether the R1.8 million incurred in legal fees could be recuperated from the former Municipal Manager, to the current Municipal Manager and Council would receive an update at the next Council meeting.</p> <p>A41 of 2018</p> <p>Cllr MJ Badenhorst informed Council that she was still waiting for the response on point 6 of her questions, in which she wanted to know the reason for not utilizing the Fire Station in Ventersburg. The Speaker mandated the Municipal Manager to respond to the question and submit a report at the next Council meeting.</p> <p>A43 of 2018</p> <p>Cllr A. Styger wanted to know the reason why resolution 1.3 pertaining to the review of all contracts by the Multi-Party Committee within three months from the date of the meeting, was not adhered to and how would the matter be resolved.</p> <p>After long deliberations where various inputs were made, it was resolved:</p> <ol style="list-style-type: none"> 1. That resolution 1.3 of item A43 of 2018 is still standing as approved by Council. 2. That the Municipal Manager must submit the prepared report to the Executive Mayor who would then interact with various parties, as the Multi-Party agreed upon in 	06 September 2018	<p>MM</p> <p>MM</p> <p>MM</p>	

	<p>Council was not explicit, and that Forum would deliberate on the mode of action.</p> <p>A54 of 2018</p> <p>Cllr A. Styger raised his concern with regard to the new contract that was signed by the Municipal Manager with Media News three days after the submission of a motion to Council, to declare their existing contract null and void due to non-compliance with legal requirements.</p> <p>He also stated that this information was not declared in Council when resolutions of the motion were taken where Council resolved that awarding of future contracts must be kept in abeyance until the applicable by-law and policy had been subjected to public participation. He requested that the new contract be included to the list of contracts that would be reviewed.</p> <p>The Speaker requested that the concern be noted.</p>		MM & ED: CSS	
A56 of 2018	<p><u>REVIEWED AUDIT COMMITTEE CHARTER</u> (SPEAKER) (6/12/3/2)</p> <p>PURPOSE</p> <p>To submit the reviewed Audit Committee Charter for 2018/19 financial year to Council for approval.</p> <p>DISCUSSION</p> <p>The Speaker allowed Mr MJ Mutsi, a member of the Audit Committee to present the item to Council.</p> <p>Mr Mutsi informed Council that the Audit Committee Charter was based on Circular 65 of the MFMA which requires the Audit Committee to prepare a Charter that will assist to manage relations between the Municipality and the Audit Committee.</p>	06 September 2018	SPEAKER	

	<p>He indicated that the Audit Committee reviewed the Audit Committee Charter. In his explanation, he made reference to some of the critical chapters, such as, Chapter 3 which talks about the responsibilities of the Audit Committee, Chapter 4 which talks about the frequency of reporting, Chapter 6 which deals about the Audit Committee Charter itself and Chapter 9 which talks about the remuneration of members. He also stated that in terms of the law, members of the Audit Committee who are public servants were not eligible for a sitting allowance.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <p>1. That Council APPROVES the Audit Committee Charter.</p>			
A57 of 2018	<p><u>THREE YEAR INTERNAL AUDIT PLAN - 2018-2021</u> (SPEAKER) (6/12/1)</p> <p>PURPOSE</p> <p>To submit a three year Internal Audit Plan to Council for noting.</p> <p>DISCUSSION</p> <p>The Speaker allowed Mr MJ Mutsi to present the item to Council.</p> <p>Mr Mutsi informed members that the Audit Committee met on the 23rd August 2018, and looked at several documents that were presented by the Internal Audit Unit. He mentioned that the Audit Committee noted that there is a three-year Internal Audit Plan in place, however, they did not approve it as it was not risk-based as required by legislation. He indicated that their intention was to review the Internal Audit Plan in the next 3-4 months, for the remaining 6 months of the financial year.</p>	06 September 2018	SPEAKER	

	<p>He also indicated that although the Plan needs to be reviewed, it was still relevant as it talks to the challenges facing the Municipality, such as, irregular expenditure, Supply Chain Management matters and so forth.</p> <p><u>COUNCIL RESOLVED: (30 AUGUST 2018)</u></p> <p>1. That Council TAKES NOTE of the three-year Internal Audit Plan.</p>			
A58 - A67 of 2018	Dealt with on the 30th August 2018.			
A68 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR P.F. BOTHA</u> (MM) (3/1/3/2)</p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr P.F. Botha and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr P.F. Botha to comment on the response received from the Municipal Manager.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That Council TAKES NOTE of the Municipal Manager's report.</p>	06 September 2018	MM	
A69 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR P.F. BOTHA</u> (MM) (3/1/3/2)</p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr P.F. Botha and the response thereon by the Municipal Manager.</p>	06 September 2018	MM	

	<p>DISCUSSION</p> <p>The Speaker allowed Cllr P.F. Botha to comment on the response received from the Municipal Manager.</p> <p>Cllr P.F. Botha indicated that he was perturbed by the response received from the Municipal Manager pertaining to the Megaworks Enterprise contract. He indicated that 3 invoices amounted to R600 000.00 and the contract awarded to the company amounts to R28.8 million over the entire period when calculated for 6 towns.</p> <p>He indicated that in response to question 4, the Municipal Manager said the contract was not advertised because the said company made a proposal. He indicated that in terms of Supply Chain Management Policy, no goods amounting to R200 000.00 including VAT could be secured without following competitive bidding processes. In exceptional cases where it is impractical to follow the prescribed procedure, the Municipal Manager must supply reasons and report to Council, but such report never came to Council.</p> <p>He mentioned that in response to question 5 pertaining to whether the company was VAT registered, the Municipal Manager attached a tax clearance certificate which was approved on 21/06/2018 whereas the contract was awarded on 21/06/2017. He indicated that the SCM regulation states that no contract should be awarded to a company without tax clearance from SARS.</p> <p>He further indicated that the fact that the Municipality awarded a contract worth R28.8 million based on a proposal by a company which did not have a clearance certificate does not abide well with him, and therefore he would report the matter to the MPAC, to the Audit Committee and to SCOPA for further investigation.</p>			
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	<p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That Council TAKES NOTE of the matter.</p>			
A70 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR P.F. BOTHA (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr P.F. Botha and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr P.F. Botha to comment on the response received from the Municipal Manager.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That Council TAKES NOTE of the Municipal Manager's report.</p>	06 September 2018	MM	
A71 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR M.P.KOPELA (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr M.P. Kopela and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr M.P. Kopela to comment on the response received from the Municipal Manager.</p> <p>Cllr M.P. Kopela indicated that he had received the response from the Municipal Manager but his questions were not</p>	06 September 2018	MM	

	<p>answered satisfactorily. He indicated that question 5 was not answered although he had made a follow-up for that response. He mentioned that he is still waiting for the response for question 5 and 6.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That the Municipal Manager MUST PROVIDE answers for questions 5 and 6 that were posed by Cllr Kopela to enable him to have more clarity on the matter.</p>		MM	
A72 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR M.J. BADENHORST (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr M.J. Badenhorst and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr M.J. Badenhorst to comment on the response received from the Municipal Manager.</p> <p>Cllr M.J. Badenhorst indicated that as debate was not allowed for questions, she would debate the matter on Item A99 relating to projects done with the Provincial Department of Human Settlements.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That Council TAKES NOTE of the matter.</p>	06 September 2018	MM	

A73 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR B.L. JAMA (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr B.L. Jama and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker indicated that the question would not be dealt with as Cllr B.L Jama was not present in the meeting.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That the item BE DEFERRED to the next Ordinary Council meeting.</p>	06 September 2018	MM	
A74 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR B.L. JAMA (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr B.L. Jama and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker indicated that the question would not be dealt with as Cllr B.L Jama was not present in the meeting.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That the item BE DEFERRED to the next Ordinary Council meeting.</p>	06 September 2018	MM	

	<p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That the Finance Report for May 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE NOTED. 2. That the Finance Report for May 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury. 		CFO	
A77 of 2018	<p><u>MONTHLY FINANCE REPORT – JUNE 2018</u> (EXECUTIVE MAYOR) (6/4/1)</p> <p>PURPOSE</p> <p>To submit to Council the Monthly Finance Report for June 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That the Finance Report for June 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE NOTED. 2. That the Finance Report for June 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury. 	06 September 2018	<p>EXECUTIVE MAYOR</p> <p>CFO</p>	

A78 of 2018	<p><u>THREE MONTHS FINANCE REPORT – APRIL - JUNE 2018 (EXECUTIVE MAYOR) (6/4/1)</u></p> <p>PURPOSE</p> <p>To submit to Council the three Months Finance Report for April – June 2018 in terms of Section 52 (d) of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council. He indicated that the main challenge was overtime as the Municipality has incurred a deficit of R2 million in overtime.</p> <p>During the discussion of this item the following questions were posed:</p> <table><tr><th>QUESTIONS</th><th>RESPONSES/ SUGGESTIONS</th></tr><tr><td>The April-June reports reflect overtime payments for political appointments, why are those payments not reflected in the quarterly report and why is the Mayor’s budget not reflecting overtime whereas his drivers were claiming for it?</td><td>The Executive Mayor explained that his body guards were not getting overtime but were placed at an equivalent level but other officials assisting in his office belong to other departments. He promised to investigate the matter and report back to Council.</td></tr><tr><td>Was there a plan in place to address the R2.2 billion debt on bulk water which increases by R50 million a month, as the Municipality would never be able to service such debt?</td><td><ul style="list-style-type: none">• Sedibeng and ESKOM tariffs are disputed by various Municipalities as they tend to double their tariffs and they are using the municipal servitude which they are not paying for.• The Municipality should devise their own consumer metering device that will register the supply of water to own reticulation system in order to</td></tr></table>	QUESTIONS	RESPONSES/ SUGGESTIONS	The April-June reports reflect overtime payments for political appointments, why are those payments not reflected in the quarterly report and why is the Mayor’s budget not reflecting overtime whereas his drivers were claiming for it?	The Executive Mayor explained that his body guards were not getting overtime but were placed at an equivalent level but other officials assisting in his office belong to other departments. He promised to investigate the matter and report back to Council.	Was there a plan in place to address the R2.2 billion debt on bulk water which increases by R50 million a month, as the Municipality would never be able to service such debt?	<ul style="list-style-type: none">• Sedibeng and ESKOM tariffs are disputed by various Municipalities as they tend to double their tariffs and they are using the municipal servitude which they are not paying for.• The Municipality should devise their own consumer metering device that will register the supply of water to own reticulation system in order to	06 September 2018	<p>EXECUTIVE MAYOR</p> <p>ED: CSS & CFO</p>
QUESTIONS	RESPONSES/ SUGGESTIONS								
The April-June reports reflect overtime payments for political appointments, why are those payments not reflected in the quarterly report and why is the Mayor’s budget not reflecting overtime whereas his drivers were claiming for it?	The Executive Mayor explained that his body guards were not getting overtime but were placed at an equivalent level but other officials assisting in his office belong to other departments. He promised to investigate the matter and report back to Council.								
Was there a plan in place to address the R2.2 billion debt on bulk water which increases by R50 million a month, as the Municipality would never be able to service such debt?	<ul style="list-style-type: none">• Sedibeng and ESKOM tariffs are disputed by various Municipalities as they tend to double their tariffs and they are using the municipal servitude which they are not paying for.• The Municipality should devise their own consumer metering device that will register the supply of water to own reticulation system in order to								

		<p>have information that could be used in disputes.</p> <ul style="list-style-type: none"> • SALGA intends to take ESKOM to Court on behalf of all affected Municipalities in the Country. 			
	Ligia Paper is owing the Municipality over R30 million including interest and what is done to claim that money?	FDC is having challenges with their properties all over Free State stating they can't afford to pay- a report would be submitted to the Revenue Enhancement Committee.		CFO	
	Flamingo Lake Development had been transferred to the Municipality back in 2007 and why is their debt not written off?	The CFO should address the matter.		CFO	
	<p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That the Finance Report for the Quarter (April - June 2018) in terms of Section 52 (d) of the Municipal Finance Management Act, number 56 of 2003, BE NOTED. 2. That the Finance Report for the Quarter (April - June 2018) in terms of Section 52 (d) of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury. 3. That the Executive Mayor WOULD INVESTIGATE the matter of Overtime in his Office and report back to Council. 4. That the Municipal Manager MUST SUBMIT a report on a Plan to address the bulk water debt as well as progress on installation of smart meters. 			<p>CFO</p> <p>Chief of Staff, CFO & ED: CSS</p> <p>MM & CFO</p>	

A80 of 2018	Dealt with on the 30 th August 2018.			
A81 of 2018	<p><u>REPORT ON PROPOSAL FOR LAND EXCHANGE (A PORTION OF FARM GELUCKSPAN 394 RD MESUARING 37 HA AND A PORTION OF FARM ONVERWAG 728 RD MEASURING 25 HA SITUATED IN THE DISTRICT OF VIRGINIA (EXECUTIVE MAYOR) (8/3/3/5)</u></p> <p>PURPOSE</p> <p>The purpose of the report is to inform Council about the proposal for land exchange (A Portion of Farm Geluckspan 394 RD measuring 37 ha and a Portion of Farm Onverwag 728 RD measuring 25 ha situated in the district of Virginia).</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That Council APPROVES the proposal for land exchange with the Department of Rural Development and Land Reform. 2. That Rural Development and Land Reform must BE RESPONSIBLE for all sub-divisions and any other costs that will arise from this transaction. 	06 September 2018	EXECUTIVE MAYOR	AED: LED, P & HS

<p>A82 of 2018</p>	<p><u>ACQUISITION OF EDUCATIONAL ERVEN IN WARD 23 THABONG AND FORMALISATION FOR RESIDENTIAL PURPOSES (EXECUTIVE MAYOR) (11/3)</u></p> <p>PURPOSE</p> <p>The purpose of this item is to submit to Council for consideration, an application by the community of Ward 23 for the rezoning of Erven 32704, 35429 and 29839 Thabong for formalization for residential purposes.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (06 SEPTEMBER 2018)</p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the request made by the Community of Ward 23, Thabong. 2. That the relevant Stakeholders BE CONSULTED before the acquisition and formalization of educational erven. 3. That a progress report must BE SUBMITTED in the next Council meeting. 4. That the erven must be REZONED AND FORMALIZED for residential purposes. 	<p>06 September 2018</p>	<p>EXECUTIVE MAYOR</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	
<p>A83 - A87 of 2018</p>	<p>Dealt with on the 30th August 2018.</p>			

	<p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That Council APPROVES the procurement of the vehicles to avoid a total shut down of operations. 2. That the existing fleet must BE COMPLEMENTED with new fleet on an annual basis and ageing fleet be auctioned. 3. That a PROVISION for procurement of new fleet must BE MADE during the Adjustment budget but in cases of dire circumstances, the Executive Mayor through the Municipal Manager is expected to INTERVENE and report to Council within a specific period. 		<p>ED: CS</p> <p>ED: CS</p>	
A93 of 2018	<p><u>REPORT ON NATIONAL HOUSING NEEDS REGISTER (NHR) (EXECUTIVE MAYOR) (20/14/13)</u></p> <p>PURPOSE</p> <p>To inform Council about the newly introduced consolidation of various waiting lists/ demand database by National Human Settlements.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the report. 2. That a workshop BE CONDUCTED for orientation of all Councillors on the National Housing Needs Register. 	06 September 2018	<p>EXECUTIVE MAYOR</p> <p>AED: LED, P & HS</p>	

A95 of 2018	<p><u>REPORT MUNICIPAL RESIDENTIAL SITES SOLD OR INTENDED TO BE SOLD ILLEGALLY (EXECUTIVE MAYOR) (18/4/12)</u></p> <p>PURPOSE</p> <p>To submit before Council the statistics of sites alleged to be illegally sold.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the fraudulent activities reported to the South African Police Services. 2. That legal action should BE TAKEN against all implicated Municipal employees who are found guilty. 	06 September 2018	EXECUTIVE MAYOR	
A96 of 2018	<p><u>REPORT ON PARTICIPATION OF MATJHABENG MUNICIPALITY ON FREE STATE INFORMAL SETTLEMENT UPGRADING FORUM (EXECUTIVE MAYOR) (3/3/22)</u></p> <p>PURPOSE</p> <p>To submit before Council a report on participation of Matjhabeng Local Municipality on Free State Informal Settlement Upgrading (ISU) Forum.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p>	06 September 2018	AED: LED, P & HS EXECUTIVE MAYOR	

	<p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That Council TAKES NOTE of the report.</p>			
A97 of 2018	<p><u>REPORT ON THE RAFT FOUNDATIONS THAT WERE CASTED IN VAIN FOR VARIOUS ERVEN IN SAAIPLAS EXTENSION 14, VIRGINIA (EXECUTIVE MAYOR) (8/3/2/50/3)</u></p> <p>PURPOSE OF THE REPORT</p> <ul style="list-style-type: none"> • The purpose of the report is to inform Council about the current status of the 264 erven in Saaiplaas Extension 14, Virginia, and • To solicit permission for submission of a proposal to the MEC Human Settlements in order to complete the project. <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That the Municipality MUST SUBMIT a proposal to the MEC to request the subsidy allocation to complete the project.</p> <p>2. That the area BE CONSIDERED for mixed development.</p>	06 September 2018	EXECUTIVE MAYOR	
A98 of 2018	<p><u>PROGRESS REPORT – RELOCATION AND FORMALISATION OF SITES AT PHOMOLONG WARD (EXECUTIVE MAYOR) (18/4/13)</u></p> <p>PURPOSE OF REPORT</p> <p>To inform Council of the progress report on the formalization of sites and relocation at Phomolong, Hennenman.</p>	06 September 2018	<p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>EXECUTIVE MAYOR</p>	

A99 of 2018	<p><u>PROGRESS REPORT ON PROJECTS THAT ARE DONE WITH PROVINCIAL DEPARTMENT OF HUMAN SETTLEMENTS (EXECUTIVE MAYOR)</u> (5/6/2/13)</p> <p>PURPOSE</p> <p>To present progress report before Council with regard to the projects where Contractors were not yet appointed by the Province.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p>During the discussion of this item, Cllr MJ Badenhorst raised her concern with regard to projects in Ventersburg and Hennenman stating that Resolutions taken in 2017 under Item SA17 were not followed entirely although the projects had already commenced, i.e.:</p> <ul style="list-style-type: none"> ▪ No possible funding of electrification by the Department of Energy; ▪ No money for infrastructure; ▪ ESKOM is not allowing the increase of Notified Maximum Demand in Ventersburg; ▪ No building plans were submitted but the Contractor had started to build; ▪ In Hennenman the project was cancelled but has now commenced although the sewerage capacity was not increased. <p>Cllr TD Khalipha explained that the matter of providing housing was the mandate of the Provincial and National government and the MEC had visited the area and promised</p>	06 September 2018	EXECUTIVE MAYOR	
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	<p>that they will do everything to ensure that the project is completed. He mentioned that the Provincial government was spending more than R150 million on Infrastructure at Matjhabeng.</p> <p>He indicated that Contractor in Hennenman was fired because of not following the specifications and a new Contractor had been appointed to finish the work.</p> <p>The Municipal Manager explained that after engagements at National level between SALGA, COGTA and other stakeholders, that matter had been addressed. He also indicated the HOD ensured that the infrastructure would be provided as they had pressure to provide houses and to ensure that the money allocated is not taken back as R340 million was taken back last year.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That the Council TAKES NOTE of the report. 2. That the Mayor MUST INTERACT with the Provincial Department of Human Settlements to ensure that the Projects are launched by October 2018. 			
A100 of 2018	<p><u>PROGRESS REPORT ON ACCREDITATION PROGRAMME (EXECUTIVE MAYOR) (12/1/3)</u></p> <p>PURPOSE</p> <p>To inform Council about the progress in Municipal Accreditation Programme.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p>	06 September 2018	<p>AED: LED, P & HS – and Chief of Staff</p> <p>EXECUTIVE MAYOR</p>	

	<p>Khalipha, Cllr PT Ramatisa, Mr F Nieuwoudt (LED), Me G Mogatle (HS), officials from Provincial Human Settlements and officials from the HDA.</p> <p>4. That a progress report BE SUBMITTED in every Council meeting.</p>		AED: LED, P & HS	
A102 of 2018	<p><u>PROGRESS REPORT: THE IDENTIFICATION OF LAND FOR RESIDENTIAL DEVELOPMENT LAND IN MELODING (EXECUTIVE MAYOR) (8/3/2)</u></p> <p>PURPOSE OF REPORT</p> <p>The purpose of the report is to depict the progress with the identification of vacant land for short to medium term residential development in Meloding.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That the progress with the high potential development areas as depicted in Table 2 on page 220 of the Annexures BE NOTED AND SUPPORTED. 2. That as soon as the technical investigation is finalized and consensus is reached by the Stakeholder Committee, a follow up report BE PRESENTED to Council in relation to the short to medium residential development strategy for Virginia/ Meloding including the cost implication for Council, pertaining to the provision of Bulk services. 3. That a Steering Committee BE ESTABLISHED to finalize the land identification process to include Cllr MT Macingwane, Cllr A J Manenye, Mr F Nieuwoudt (LED), 	06 September 2018	<p>EXECUTIVE MAYOR</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	

	<p>Me G Mogatle (HS), officials from Provincial Human Settlements and officials from the HDA.</p> <p>4. That the Executive Mayor BE MANDATED to write a letter to the Province to source for infrastructure funding.</p> <p>5. That the Executive Mayor DEPLOYS Cllr TD Khalipha, Cllr MH Ntsebeng and Cllr NR Manzana to form part of the Committee.</p>		AED: LED, P & HS and Chief of Staff	
A103 - A105 of 2018	Dealt with on the 30th August 2018			
A106 of 2018	<p><u>SUBMISSION OF HUMAN RIGHTS COMMISSION QUESTIONS ADDRESSED AND RESPONDED TO BY THE MUNICIPALITY (MPAC CHAIRPERSON) (3/1/1)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to provide progress report for noting by council on issues raised by the South African Human Rights Commission in relation to sewer problems raised by a member of the community.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (06 SEPTEMBER 2018)</u></p> <p>1. That Council TAKES NOTE of the report submitted to both offices of the Speaker and the Human Rights Commission in the Free State Province.</p>	06 September 2018	EXECUTIVE MAYOR	
A107 - A108 of 2018	Dealt with on the 30th August 2018.			

COUNCIL: RESOLUTIONS AUDIT: 04 DECEMBER 2018

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE PERSON	PROGRESS
(m)	<p>Matters arising from the minutes: 30 August 2018</p> <p>A91 of 2018</p> <p>Cllr MT Macingwane wanted an update on the plan to phase out private security companies. He wanted to know whether letters were written to the private companies to inform them of the phasing out and what steps has the Municipality taken to assist municipal Security Officers in manning those areas. The Executive Mayor indicated that he would find out and also cautioned the Municipality that when contracts are terminated, the matter of litigations should be considered.</p> <p><u>COUNCIL RESOLVED: (04 DECEMBER 2018)</u></p> <p>That Council Resolution Audits must BE TABLED in every Council meeting in order to enable Councillors to determine whether resolution taken are implemented or not.</p>	04 December 2018	ED: CSS	
A109 of 2018	<p><u>UPDATE ON THE MUNICIPAL COUNCILLORS' PENSION FUND (SPEAKER) (3/1/4/5)</u></p> <p>PURPOSE</p> <p>To table an advice to the Councillors whose benefits are still with the Municipal Councillors Pension Fund that they can transfer their benefits to any other Pension Fund of their choice.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr MD Masienyane to present the item to Council. Cllr Masienyane then requested Cllr A. Styger to present the item.</p>	04 December 2018	SPEAKER	

	<p>Cllr A. Styger informed Council that item did not affect the new Councillors but only the returning Councillors who were already part of the Fund. He explained that the MCPF misappropriated the funds and as a result was placed under administration.</p> <p>He indicated that Council took a decision to withdraw from the MCPF but such decision could not be done unilaterally. He explained that the Municipality was in breach of the contract by not paying the contributions to the Fund as the Fund had not released the members.</p> <p>He advised that Council could decide on the following options:-</p> <ul style="list-style-type: none"> • That the MCPF be persuaded to re-consider the release of Councillors from their Fund; • That the MCPF be persuaded to let the Councillors carry on with their contributions without consideration of arrears or a payment plan could be agreed upon. <p><u>COUNCIL RESOLVED: (04 DECEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That all Councillors that are affected must MEET AND DISCUSS the matter and the item be re-submitted to the next Council meeting with recommendations to enable Council to take a decision. 2. That Cllr JS Marais BE INCLUDED in the list as he is also affected although he is a paid up member. 		<p>Snr. M: Office of the Speaker</p> <p>Snr. M: Office of the Speaker</p>	
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A110 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR B.L. JAMA (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr B.L. Jama and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr B.L. Jama to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (04 DECEMBER 2018)</u></p> <p>1. That Cllr B.L. Jama WOULD SUBMIT follow-up questions to the Office of the Municipal Manager.</p>	04 December 2018	SPEAKER	
A111 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR B.L. JAMA (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr B.L. Jama and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr B.L. Jama to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (04 DECEMBER 2018)</u></p> <p>1. That Cllr B.L. Jama WOULD SUBMIT follow-up questions to the Office of the Municipal Manager.</p>	04 December 2018	SPEAKER	

A112 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR HCT VAN SCHALKWYK (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr HCT Van Schalkwyk and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr HCT Van Schalkwyk to present the item to Council.</p> <p>Cllr HCT Van Schalkwyk indicated that he was not satisfied with the response of the Municipal Manager as he indicated that the department was still investigating information from Archives. He indicated that the responsible Managers must seek information needed from Archives and answer the questions satisfactorily.</p> <p><u>COUNCIL RESOLVED: (04 DECEMBER 2018)</u></p> <p>1. That the Municipal Manager MUST PROVIDE adequate answers for the questions of Cllr HCT Van Schalkwyk.</p>	04 December 2018	SPEAKER	
A113 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR M.T. MACINGWANE (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr M.T. Macingwane and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr M.T. Macingwane to present the item to Council.</p>	04 December 2018	SPEAKER	

	<p><u>COUNCIL RESOLVED: (04 DECEMBER 2018)</u></p> <p>1. That Cllr M.T. Macingwane WOULD SUBMIT follow-up questions to the Office of the Municipal Manager.</p>			
A114 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR M.T. MACINGWANE (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr M.T. Macingwane and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr M.T. Macingwane to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (04 DECEMBER 2018)</u></p> <p>1. That Cllr M.T. Macingwane WOULD SUBMIT follow-up questions to the Office of the Municipal Manager.</p>	04 December 2018	SPEAKER	
A115 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR P.F. BOTHA (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr P.F. Botha and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker indicated that the question would not be dealt with as Cllr P.F. Botha was not present in the meeting.</p>	04 December 2018	SPEAKER	

	<p><u>COUNCIL RESOLVED: (04 DECEMBER 2018)</u></p> <p>1. That the item BE DEFERRED to the next Ordinary Council meeting.</p>		ED: CSS	
A116 of 2018	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR M.S. VAN ROOYEN (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr M.S. Van Rooyen and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr M.S. Van Rooyen to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (04 DECEMBER 2018)</u></p> <p>1. That Council TAKES NOTE of the matter.</p>	04 December 2018	SPEAKER	
A117 of 2018	<p><u>MONTHLY FINANCE REPORT – JULY 2018 (EXECUTIVE MAYOR) (6/4/1)</u></p> <p>PURPOSE</p> <p>To submit to Council, the monthly Finance Report for July 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p>During the discussion of Items A117 – A120 of 2018 several Councillors raised the following concerns with regard to the poor collection rate:-</p>	04 December 2018	EXECUTIVE MAYOR	

	<ul style="list-style-type: none"> • The Municipality does not send accounts to residents and businesses on monthly basis; • Problematic billing system resulting in inaccurate accounts; • No recourse for non-payment – no summons issued for defaulting clients; • No information regarding Trifecta successes or failures as debt collectors; • None enforcement of Credit Control policy by the Municipality; • Lack of consequence management to Managers who are failing to perform their duties; • None implementation of Council resolutions by Management; • Employees who had become a second Council by being decision-makers instead of performing administration duties. <p><u>COUNCIL RESOLVED: (04 DECEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That the Finance Report for July 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE NOTED. 2. That the Finance Report for July 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury. 		CFO CFO CFO CFO CFO MM All Directors MM & Management	
A118 of 2018	<p><u>MONTHLY FINANCE REPORT – AUGUST 2018 (EXECUTIVE MAYOR) (6/4/1)</u></p> <p>PURPOSE</p> <p>To submit to Council the Monthly Finance Report for August 2018 in terms of Section 71 of the Municipal Finance</p>	04 December 2018	EXECUTIVE MAYOR	

	<p>Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (04 DECEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That the Finance Report for August 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE NOTED. 2. That the Finance Report for August 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury. 		<p>CFO</p> <p>CFO</p>	
A119 of 2018	<p><u>MONTHLY FINANCE REPORT – SEPTEMBER 2018 (EXECUTIVE MAYOR) (6/4/1)</u></p> <p>PURPOSE</p> <p>To submit to Council the Monthly Finance Report for September 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (04 DECEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That the Finance Report for September 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE NOTED. 	04 December 2018	<p>EXECUTIVE MAYOR</p> <p>CFO</p>	

	2. That the Finance Report for September 2018 in terms of Section 71 of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury.		CFO	
A120 of 2018	<p><u>THREE MONTHS FINANCE REPORT: JULY - SEPTEMBER 2018</u> (EXECUTIVE MAYOR) (6/4/1)</p> <p>PURPOSE</p> <p>To submit to Council the three Months Finance Report for July - September 2018 in terms of Section 52(d) of the Municipal Finance Management Act, number 56 of 2003.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (04 DECEMBER 2018)</p> <p>1. That the Finance Report for the Quarter (July - September 2018) in terms of Section 52(d) of the Municipal Finance Management Act, number 56 of 2003, BE NOTED.</p> <p>2. That the Finance Report for the Quarter (July - September 2018) in terms of Section 52(d) of the Municipal Finance Management Act, number 56 of 2003, BE SUBMITTED to Provincial and National Treasury.</p>	04 December 2018	<p>EXECUTIVE MAYOR</p> <p>CFO</p> <p>CFO</p>	

A121 of 2018	<p><u>PROGRESS ON THE IMPLEMENTATION OF 2018/2019 ANNUAL BUDGET (EXECUTIVE MAYOR) (6/1/1)</u></p> <p>PURPOSE</p> <p>To report to Council on the progress made regarding the implementation of the 2018/19 Annual Budget resolution (A43 of 2018).</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p>During the discussion of this item the Executive Mayor indicated that the collection rate does not reach the budgeted target. He also indicated that there was an area called Nkandla in Virginia which was not metered.</p> <p>He also indicated that some municipal Officials and Councillors are owing the Municipality.</p> <p><u>COUNCIL RESOLVED:</u> (04 DECEMBER 2018)</p> <ol style="list-style-type: none"> 1. That the progress report on Implementation of the 2018/2019 Budget BE NOTED. 	04 December 2018	<p>EXECUTIVE MAYOR</p> <p>EDI & CFO</p> <p>CFO</p>	
A122-A128	To be deliberated in the January 2019 Council meeting			

	of the panel that would interview the Executive Director: LED and the other be part of the panel that would interview the Executive Director: Infrastructure.			
A130 of 2018	<p><u>REQUEST FOR EXTENSION OF THE ACTING PERIOD OF EXECUTIVE DIRECTOR: LOCAL ECONOMIC DEVELOPMENT, PLANNING AND HUMAN SETTLEMENTS (MM) (5/5/2)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to request Council to approve an application to the MEC for COGTA to grant permission for the extension of the acting period of Executive Director: Local Economic Development, Planning and Human Settlement.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (04 DECEMBER 2018)</u></p> <ol style="list-style-type: none"> 1. That Council APPROVES the request for an application for the extension of the acting period of Mr. Barry Golele in terms of section 56(1) (c) of the MSA as amended. 2. That the extension must NOT EXCEED a period of three months. 3. The application for extension must NOT BE CONSTRUED by the incumbent as legitimate expectation for appointment to the post. 4. That the Executive Mayor IS DELEGATED to depose the letter to the MEC of Local Government. 	04 December 2018	<p>EXECUTIVE MAYOR</p> <p>MM</p> <p>MM</p> <p>MM</p>	

	<p>3. That the Municipal Manager must SORT OUT the issue of the Executive Mayor's vehicle and the Speaker's vehicle before the end of the year.</p> <p>4. That the Municipal Manager must ACT DECISIVELY against those employees who breached the code of conduct of employees (breaking the Executive Mayor's door and vandalizing the Municipal property) by applying Section 55 (1) (g) of the Municipal Systems Act.</p> <p>5. That the Municipal Manager MUST APPLY the "no work, no pay" principle.</p> <p>6. That the Executive Mayor and the Municipal Manager must GIVE AN UPDATE on the progress of the full operations system (shift system) in January 2019.</p> <p>7. That the Municipal Manager MUST ENSURE that the unlawful tendency of non-payment of third parties, although the monies were deducted from employees' salaries, never happens again.</p> <p>8. That a report must BE SUBMITTED to Council at the end of the first quarter of 2019.</p>		<p>MM</p> <p>MM</p> <p>CFO & All Directors</p> <p>ED: CSS</p> <p>CFO</p> <p>MM</p>	
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COUNCIL: RESOLUTIONS AUDIT: 31 JANUARY 2019

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE PERSON	PROGRESS
(m)	<p>Matters arising from the minutes: 04 December 2018</p> <p>A109 of 2018</p> <p>Cllr A. Styger reminded Council that a decision was taken in the previous meeting, per resolution 1 of Item A109 that Councillors who are affected by the MCPF matter would meet and plan but the meeting had not taken place yet. He then requested Council to address the matter.</p> <p><u>COUNCIL RESOLVED:</u> (31 JANUARY 2019)</p> <p>1. That the meeting must BE CONVENED within a period of two weeks.</p> <p>A117 of 2018</p> <p>1. Cllr MT Macingwane reminded Council that during the previous Council meeting, it was agreed that the Municipal Manager before the 31st January 2019 should have issued new accounts to residents of Masimong, Merriespruit complex and the other Unit, as part of revenue enhancement. He wanted to know whether that was done and if not what caused the delay.</p> <p>2. He also indicated that Council agreed that a report on ongoing investigations pertaining to fraud and corruption allegations in those rental Units must be submitted and wanted know whether it was available or not and if not why.</p> <p>3. Cllr TD Khalipha responded by informing Council that a proposal was made by the Provincial Department of Human Settlements to assist the Municipality with rental collection in those Units.</p>	31 January 2019	SM: Office of the Speaker	

	<p>4. He further explained that action had already been taken against 3 officials with regard to fraud allegations and investigations are being done on others and even on Councillors who are also involved.</p> <p><u>COUNCIL RESOLVED: (31 JANUARY 2019)</u></p> <p>1. That a written report with regard to the assistance promised by the Provincial Department of Human Settlements on revenue collection in those rental stocks must BE SUBMITTED in the next Council meeting.</p> <p>2. That a written report with regard to the investigations of fraud and corruption on those rental stocks must BE SUBMITTED in the next Council meeting.</p> <p>A129 of 2018</p> <p>1. Cllr MT Macingwane indicated that the appointed panel that was supposed to do the shortlisting and interviews for the advertised positions of two Executive Directors met but due to legalities and technicalities encountered deferred the matter. He wanted to know from the office of the Municipal Manager whether the adverts were already done, when was the closing date and when would the shortlisting start.</p> <p>2. The Executive Mayor responded that the Municipality had received a letter from the MEC advising it to re-advertise the vacancies. He indicated that the adverts were placed in the Sowetan and City Press newspapers but he was uncertain of the closing date.</p>		<p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>ED: CSS</p>	
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A2 of 2019	<p><u>THOKOZA CONCERNED COMMUNITY (WARD 29)</u> (SPEAKER) (20/2/1/3/1)</p> <p>PURPOSE</p> <p>To bring to Council the awareness of the Memorandum of the Ward 29, Thokoza Unit.</p> <p>DISCUSSION</p> <p>The acting Speaker, Cllr MD Masienyane presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (31 JANUARY 2019)</p> <p>That the item BE WITHDRAWN</p>	31 January 2019	SPEAKER	
A3 of 2019	<p><u>MID-YEAR BUDGET AND PERFORMANCE REPORT- 1 JULY 2018 - 31 DECEMBER 2018</u> (EXECUTIVE MAYOR) (12/1/1)</p> <p>PURPOSE</p> <p>To present to Council a report on the Mid-year Budget and Performance report of the Municipality for the period 1 July to 31 December 2018 as required by Section 72 of the Municipal Finance Management Act No. 56 of 2003 .</p> <p>DISCUSSION</p> <p>The Executive Mayor allowed Cllr SD Manese to present the item to Council.</p> <p>During the discussion of this item, Councillors raised their concerns with regard to the following matters:</p>	31 January 2019	EXECUTIVE MAYOR	

	<ul style="list-style-type: none"> • Readings that are not taken for long periods; • Readings that are brought in by consumers but not portrayed into their accounts; • Accounts that are billed according to estimations; • Non-issuing of accounts resulting into huge bills when accounts are eventually issued; • Municipality's failure to open tenants' account and thereby billing the owner for the tenant's consumption; • Queries that are not adequately addressed; • Incorrect billing system that is failing consumers; • Incorrect information reflected on page 6 of the Annexures under Table 5B, pertaining to overspending in the Office of the Chief Whip. <p><u>COUNCIL RESOLVED: (31 JANUARY 2019)</u></p> <ol style="list-style-type: none"> 1. That the financial and non-financial reports for period of six months (July - December 2018) in terms of Section 72 of the Municipal Finance Management Act, number 56 of 2003, BE NOTED AND FURTHER BE SUBMITTED to Provincial and National Treasury. 2. That the Adjustment Budget for 2018/19 BE TABLED in Council on or before the 28th February 2019. 3. That a detailed report on what contributed to over-expenditure in votes of Council General, of the Office of the Executive Mayor and of the Office of the Speaker BE SUBMITTED in the next Council meeting. 4. That an Audit Action Plan to address the matter of water and electricity meters that were not read for 3 consecutive years, must BE DEVELOPED. 5. That the Finance department MUST CORRECT the 		<p>CFO</p> <p>CFO</p> <p>CFO</p> <p>CFO</p> <p>CFO</p> <p>CFO</p> <p>CFO</p> <p>CFO</p> <p>CFO</p>	
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	error reflected on page 6 of the Annexures under Table 5B, pertaining to overspending at the Office of the Chief Whip.		CFO	
A4 of 2019	<p><u>DRAFT AUDITED ANNUAL REPORT 2017/2018: MATJHABENG MUNICIPALITY (EXECUTIVE MAYOR) (5/2/1)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to table the draft Annual Report of the financial year 2017/2018 to Council for consideration.</p> <p>DISCUSSION</p> <p>The Executive Mayor allowed Cllr SD Manese to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (31 JANUARY 2019)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the Draft Audited Annual report for the Financial Year 2017/18. 1. That the Draft Annual report for the 2017/18 financial year BE SUBJECTED to the public participation process before final adoption. 2. That the Draft Annual report for 2017/18 must BE REFERRED to MPAC. 	31 January 2019	<p>EXECUTIVE MAYOR</p> <p>ED: SSS</p> <p>ED: SSS</p>	
A5 of 2019	<p><u>SPECIAL ADJUSTMENT BUDGET FOR 2017/2018 FINANCIAL YEAR (EXECUTIVE MAYOR) (6/1/1/1)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to request Council to approve the special adjustment budget for 2017/2018 financial year.</p>	31 January 2019	EXECUTIVE MAYOR	

	<p>DISCUSSION</p> <p>The Executive Mayor allowed Cllr SD Manese to present the item to Council.</p> <p>During the discussion of the item, Councillors agreed that they cannot authorize the 2017/18 unauthorized expenditure at that stage as there was no information on what resulted in such expenditure. They also wanted detailed information on what caused the overspending per department.</p> <p><u>COUNCIL RESOLVED:</u> (31 JANUARY 2019)</p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the Special Adjustment Budget for 2017/18 financial year. 2. That an investigation should be done on overspending and an accurate detailed report per department must BE SUBMITTED at the next Council meeting. 3. That the item BE REFERRED to MPAC to investigate and submit a report to Council with recommendations. 			
A6 of 2019	<p><u>RE-ADVERTISEMENT FOR THE POSITION OF THE EXECUTIVE DIRECTOR: LED, PLANNING & HUMAN SETTLEMENTS AND EXECUTIVE DIRECTOR: INFRASTRUCTURE</u> (EXECUTIVE MAYOR) (5/3/2/1)</p> <p>PURPOSE</p> <p>The purpose of this item is to report to Council pertaining to the appointment and filling of the vacant positions of Executive Director: LED, Planning & Human Settlements and Executive Director: Infrastructure, in line with the Local Government: Regulations on the appointments and conditions</p>	31 January 2019		

	<p>of employment of Senior Managers of 17 January 2014.</p> <p>DISCUSSION</p> <p>The Executive Mayor allowed Cllr SD Manese to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (31 JANUARY 2019)</u></p> <p>1. That the vacant posts of Executive Director Infrastructure and LED must BE RE-ADVERTISED.</p>		ED: CSS	
A7 of 2019	<p><u>REPORT ON PUBLIC AUDIT AMENDMENT ACT WORKSHOP CONDUCTED FOR COUNCILLORS (SPEAKER) (3/1/4/3)</u></p> <p>PURPOSE</p> <p>To submit a report to Council about the workshop that was conducted for Councillors on the Public Audit Amendment Act, for noting.</p> <p>DISCUSSION</p> <p>The acting Speaker, Cllr MD Masienyane presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (31 JANUARY 2019)</u></p> <p>1. That Council TAKES NOTE of the item.</p>	31 January 2019	SPEAKER	

COUNCIL: RESOLUTIONS AUDIT: 28 FEBRUARY 2019

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE PERSON	PROGRESS
A8 of 2019	<p><u>ELECTION OF COUNCILLOR M.D. MASIENYANE INTO NAMPAK</u> (SPEAKER) (4/1/2/2)</p> <p>PURPOSE</p> <p>To make Council aware that Cllr M.D. Masienyane, besides being the Chairperson of MPAC, has been also elected to serve in a National Structure called “National Association of Municipal Public Accounts Committees” (NAMPAC).</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED:</u> (28 FEBRUARY 2019)</p> <p>1. That Council TAKES NOTE of the item.</p>	28 February 2019	SPEAKER	
A9 of 2019	<p><u>REPORT OF THE SPEAKER REGARDING THE PERFORMANCE OF 36 WARDS</u> (SPEAKER) (3/7/1/6)</p> <p>PURPOSE</p> <p>To bring the report to Council regarding the performance of all thirty six Wards of Matjhabeng.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p>	28 February 2019	SPEAKER	

	<p><u>COUNCIL RESOLVED: (28 FEBRUARY 2019)</u></p> <p>1. That the item BE WITHDRAWN in order to allow the Speaker to deal with certain matters in the report.</p>		SM: Office of the Speaker	
A10 of 2019	<p><u>SUBMISSION OF MUNICIPAL PUBLIC ACCOUNTS COMMITTEE MPAC'S TERMS OF REFERENCE (MPAC CHAIRPERSON) (4/1/2/2)</u></p> <p>PURPOSE</p> <p>To submit draft terms of reference to Council for consideration.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr M.D. Masienyane to present the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 FEBRUARY 2019)</u></p> <p>1. That Council APPROVES the terms of reference for use by MPAC for the duration of the current term.</p>	28 February 2019	<p>MPAC Chairperson</p> <p>ED: SSS</p>	
A11 of 2019	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR P.F. BOTHA (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr P.F. Botha and the response thereon by the Municipal Manager.</p> <p>DISCUSSION</p> <p>The Speaker indicated that the questions would not be dealt with as Cllr P.F. Botha was not present in the meeting.</p>	28 February 2019		

	<p><u>COUNCIL RESOLVED: (28 FEBRUARY 2019)</u></p> <p>1. That the item BE DEFERRED to the next Ordinary Council meeting.</p>		ED: CSS	
A12 of 2019	<p><u>QUESTIONS OF WHICH NOTICE WAS GIVEN: CLLR M.J. BADENHORST (MM) (3/1/3/2)</u></p> <p>PURPOSE</p> <p>To submit the questions raised by Cllr M.J. Badenhorst.</p> <p>DISCUSSION</p> <p>The Speaker allowed Cllr M.J. Badenhorst to present the item to Council.</p> <p>Cllr M.J. Badenhorst expressed her disappointment and frustration for not receiving response on her questions which she submitted more than a month ago.</p> <p>The Speaker indicated that non-response to questions posed by Councillors was contrary to the rules and it was a wrong practice by Administration. He also indicated that in future Council should consider the invocation of Rule 53 where such instances occur.</p> <p><u>COUNCIL RESOLVED: (28 FEBRUARY 2019)</u></p> <p>1. That the Municipal Manager SHOULD ENSURE that Cllr M.J. Badenhorst does not wait until the following Council meeting to receive her response but should receive it by the following week, from the date of the meeting.</p>	28 February 2019	Office of the MM	

	<p>6. That the Municipal Manager SHOULD FACILITATE the installation of temporary water taps, electricity and sanitary facilities.</p> <p>7. That the letter from the Office of the Premier must BE IMPLEMENTED as it is.</p> <p>8. That the Municipal Manager should ENTER INTO NEGOTIATIONS with mines to donate all land that would be needed by the Municipality in the near future, such as, Kalkuil, 7 de Laan etc., by following proper processes.</p> <p>9. That points 1 and 2 on page 16 of the item which refer to a Provincial Government guarantee BE INCORPORATED to the Deed of Donation before it is signed and the guarantee be attached to the Deed of Donation as an Annexure.</p> <p>10. That the donated land must FORM PART of the priorities in IDP projects.</p>		<p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS and MM</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	
A19 of 2019	<p><u>PROGRESS REPORT OF THE MUNICIPAL PLANNING TRIBUNAL (EXECUTIVE MAYOR)</u> (1/1/38)</p> <p>PURPOSE</p> <p>The purpose of the item is to provide a progress report to Council on the functioning and decisions taken on applications by the Municipal Planning Tribunal (MPT).</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p>	28 February 2019	EXECUTIVE MAYOR	

A22 of 2019	<p><u>PROGRESS REPORT ON IMPLEMENTATION OF SHIFT SYSTEM IN TERMS OF THE COLLECTIVE AGREEMENT FOR THE FREE STATE DIVISION OF THE SALGBC (EXECUTIVE MAYOR) (5/2/2)</u></p> <p>PURPOSE</p> <p>The purpose of this item is to report to Council on the implementation of the Shift System in terms of the Collective Agreement for the Free State Division as directed by Council and the Bargaining Council.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 FEBRUARY 2019)</u></p> <ol style="list-style-type: none"> 1. That Council APPROVES the delay in the implementation of the Shift Allowance until the arbitration process is finalized. 2. That the Municipal Manager MUST ENSURE that the full operations process is implemented. 	28 February 2019	<p>EXECUTIVE MAYOR</p> <p>ED: CSS</p> <p>ED: CSS & MM</p>	
A23 of 2019	<p><u>REPORT FOR THE APPROVAL BY COUNCIL OF THE EXTENSION OF A LONG TERM LEASE AGREEMENT TO CGOG FOR THE MANAGEMENT OF A FLYING ACADEMY (SCHOOL) AT WELKOM AIRPORT (EXECUTIVE MAYOR) (10/5/6)</u></p> <p>PURPOSE OF REPORT</p> <p>The report is submitted to Council for the purposes of soliciting approval by Council for the Extension of a Three-</p>	28 February 2019	<p>EXECUTIVE MAYOR</p>	

A24 of 2019	<p><u>MULTI PURPOSE PRECINCT DEVELOPMENT: EXTENT OF THE DEVELOPMENT, REZONING, BULK SERVICES AGREEMENT AND IMPLEMENTATION PLAN</u> (EXECUTIVE MAYOR) (18/2/2)</p> <p>PURPOSE OF REPORT</p> <p>The purpose of the report is to provide a background, current information and motivation for Council's approval in relation to:</p> <ul style="list-style-type: none"> a) All resolutions and agreements already concluded in relation to the development, and compliance thereto, the extent of Phase 1 of the proposed development as well as the ownership and business model. b) The Subdivision of the Municipal Property viz. Subdivision 1 of the farm Vooruitgang 52 and the rezoning thereof to "Special" in terms of the Welkom Town Planning Scheme 1/1980 as well as the associated development conditions applicable. c) The extent of the required municipal bulk services for the project and the bulk services agreement pertaining to the financial responsibilities of the parties. <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 FEBRUARY 2019)</u></p> <ul style="list-style-type: none"> 1. That the following contractual agreements between EUROMID Africa Development (PTY) LTD on behalf of NFS LEJWELEPUTSWA COMMUNITY 	28 February 2019	EXECUTIVE MAYOR	
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	<p>PARTNERSHIP TRUST, and the Municipality in terms of Resolutions MC271/2004 and A12/2005, be SUPPORTED AND CONDONED:</p> <ul style="list-style-type: none"> a) Land Availability Agreement (2008) b) Public NGO Partnership Agreement (2012) c) Service Level Agreement Framework (2014) <p>1. That the site development plan and planned phased development of the project as contemplated in Par. 2.5 of the report BE NOTED AND SUPPORTED.</p> <p>3. That in terms of the contractual obligation (in line with LAA clause 2 subparagraph 2.1) to create an alienable site, the applications of the developer to the Department of Cooperative Governance and Tradition Affairs Free State for following administrative processes BE SUPPORTED:</p> <ul style="list-style-type: none"> a) The amendment of the boundaries of the Town-Planning Scheme of Welkom, by the inclusion of Subdivision 2 of the Consolidated farm Vooruitgang No. 52, Administrative District Welkom, into the scheme area of Welkom with the zoning “Agriculture. b) The subdivision (Phase 1) of, incorporation into the Welkom Town Planning Scheme 1/1980 and the rezoning in terms of Section 31 of the Development Facilitation Act No. 67 of 1995 on behalf of the Matjhabeng Municipality of the Remainder of Portion 2 of the Farm Vooruitgang No. 52 from “Agricultural” to “Special”. c) That the supporting land uses associated with the Multi-Purpose Sport Complex as contained in the 		<p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	
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	<p>Zoning Schedule as enclosed page 40 to 53 of SEPARATE COVER 8 be approved.</p>			
	<p>4. That the development BE BOUND by the Record of Decision in terms of the Environmental Assessment Report in which case the Municipal Manager be authorized to negotiate with the developer all constraints that may affect the implementation of the project, and that such agreements be included in the final bulk services agreement with the developer.</p>		<p>AED: LED, P & HS</p>	
	<p>5. That Council acknowledges its legislative responsibility in relation to the provision of bulk services for the project, but due to the extent of the total cost of the bulk services and Council's financial constraints, the developer in principle be FINANCIALLY RESPONSIBLE for the provision and construction of all infrastructure related to the project in terms of the bulk services report as approved by the Municipality.</p>		<p>AED: LED, P & HS</p>	
	<p>6. That the developer SUBMITS a funding plan in relation to the construction of the bulk services and that the Municipal Manager be authorized to negotiate a final bulk services agreement between the developer and the Municipality.</p>		<p>AED: LED, P & HS</p>	
	<p>7. That the developer IS GIVEN the last chance to develop the project as the Municipality has been waiting 11 years without anything happening.</p>		<p>AED: LED, P & HS and MM</p>	
	<p>8. The Office of the Executive Mayor and the Municipal Manager must be mandated TO MONITOR all people who have signed the land availability agreements with the Municipality and, should three years lapse without any development, their contracts should be terminated.</p>		<p>MM & Office of the Mayor</p>	

A25 of 2019	<p><u>LEGAL OPINION: COLLECTIVE AGREEMENT FOR FREE STATE DIVISION (EXECUTIVE MAYOR)</u></p> <p>PURPOSE</p> <p>To submit to Council a legal opinion obtained from Messrs. Finger Attorneys on the Collective Agreement for the Free State Division of the SALGBC, with specific reference to clauses 5.3.24, 9, 10 and 17.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 FEBRUARY 2019)</u></p> <p>1. That Council TAKES NOTE of the report.</p>	28 February 2019	EXECUTIVE MAYOR	
A26 of 2019	<p><u>REQUEST FOR APPROVAL FOR IN-SITU UPGRADINGS MELODING (EXECUTIVE MAYOR)</u></p> <p>PURPOSE</p> <p>To request an approval from Council for in-situ upgrading of the following Meloding Informal Settlements;</p> <p>1. Unit 3 Informal settlements 2. Unit 7 Informal Settlements.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 FEBRUARY 2019)</u></p> <p>1. That Council APPROVES the proposed in-situ</p>	28 February 2019	EXECUTIVE MAYOR	

	<p>upgrading in 2 informal settlements in Meloding.</p> <p>2. That Council AVAIL 12142, 12143, 12144 (Unit 7) and 12434 (Unit 3) for in-situ upgrading of the informal settlement in Meloding.</p>		AED: LED, P & HS	
A27 of 2019	<p><u>THABONG: INSTALLATION OF BULK ZONAL WATER METERS AND VALVES APPLICATION FOR BUDGET MAINTENANCE (EXECUTIVE MAYOR)</u></p> <p>PURPOSE</p> <p>The intention of this report is to effectively motivate for the approval Council for additional funding amounting to R1 220 696.95 (incl. Vat) under the Municipal Infrastructure Grant (MIG), maintenance budget. The funds will be used by the Matjhabeng Local Municipality for the implementation of the water demand management system in Matjhabeng Local Municipality within the central area covering Welkom, Thabong, Bronville and Riebeeckstad, under the project name Thabong: Installation of bulk zonal water meters and valves.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 FEBRUARY 2019)</u></p> <p>1. That Council TAKES NOTE of the report.</p> <p>2. That Council APPROVES the application for additional funding.</p>	28 February 2019	<p>EXECUTIVE MAYOR</p> <p>EDI</p>	

	<ul style="list-style-type: none"> They should be alienated at market-related value in favour of Council. <p><u>COUNCIL RESOLVED: (28 FEBRUARY 2019)</u></p> <ol style="list-style-type: none"> That the Municipal Manager BE MANDATED to negotiate the Service Level Agreement but before it is signed, it should be brought to Council for approval. That the Municipal Manager SHOULD INVESTIGATE the possibility of holding companies which signed agreements accountable, by letting them pay a portion of what they promised, in case of failure to deliver. 		<p>AED: LED, P & HS</p> <p>MM</p>	
A31 of 2019	<p><u>REQUEST FOR THE CONCLUSION OF A LAND AVAILABILITY AGREEMENT BETWEEN MATJHABENG LOCAL MUNICIPALITY AND PRO AFRIKA LED CONSORTIUM FOR A PERIOD OF THREE YEARS (EXECUTIVE MAYOR) (20/14/4/3)</u></p> <p>PURPOSE</p> <p>To request Council to authorise the Municipal Manager to conclude a Land Availability Agreement with Pro Afrika LED Consortium for a period of three years.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p>During the discussion of the item, Council was made aware that the piece of land that was earmarked for the Pro Afrika LED Consortium, was the same piece of land that was under discussion with Sunelex.</p>	28 February 2019	<p>EXECUTIVE MAYOR</p> <p>AED: LED, P & HS</p>	

	<p><u>COUNCIL RESOLVED: (28 FEBRUARY 2019)</u></p> <ol style="list-style-type: none"> 1. That the Municipal Manager BE MANDATED to negotiate the Service Level Agreement but before it is signed, it should be brought to Council for approval. 2. That the Municipal Manager SHOULD INVESTIGATE the possibility of holding companies which signed agreements accountable by paying a portion of what they promised, in case of failure to deliver. 		<p>MM</p> <p>MM</p>	
A32 of 2019	<p><u>REQUEST FOR EXTENSION OF THE ACTING PERIOD OF EXECUTIVE DIRECTOR: LOCAL ECONOMIC DEVELOPMENT, PLANNING AND HUMAN SETTLEMENTS (MM) (5/5/2)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to request Council to approve an application to the MEC for COGTA to grant permission for the extension of the acting period of Executive Director: Local Economic Development, Planning and Human Settlement.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 FEBRUARY 2019)</u></p> <ol style="list-style-type: none"> 1. That Council APPROVES the request for an application for the extension of the acting period of Mr. Barry Golele in terms of section 56(1) (c) of the MSA as amended. 2. The extension must NOT EXCEED a period of three months. 	28 February 2019	<p>EXECUTIVE MAYOR</p> <p>MM</p> <p>MM</p>	

	<p>3. The application for extension must NOT BE CONSTRUED by the incumbent as legitimate expectation for appointment to the post.</p> <p>4. That the Executive Mayor IS DELEGATED to depose the letter to the MEC of Local Government.</p>		<p>MM</p> <p>MM</p>	
C1 of 2019	<p><u>REPORT ON THE ALLEGED BREACH OF CONDUCT (SPEAKER) (5/5/5)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to submit a report to Council about the alleged breach of the code of conduct by the Executive Mayor and Cllr SJ Liphoko.</p> <p>DISCUSSION</p> <p>The Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 FEBRUARY 2019)</u></p> <p>1. That Council TAKES NOTE of the report.</p> <p>2. That Council ACCEPTS the findings of the Office of the Speaker.</p>	28 February 2019	SPEAKER	

COUNCIL: RESOLUTIONS AUDIT: 29 MARCH 2019

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE PERSON	PROGRESS
A33 of 2019	<p><u>UPDATED REPORT ON THE INVESTIGATION OF THE ALLEGED BREACH OF CODE OF CONDUCT OF COUNCILLORS BY COUNCILLOR VICKY MORRIS, AS PROVIDED IN THE MUNICIPAL SYSTEMS ACT, NO. 32 OF 2000 (SCHEDULE 1) (SPEAKER) (5/5/5)</u></p> <p>PURPOSE</p> <p>To update the Council on the investigation of the alleged breach of the Code of Conduct.</p> <p>DISCUSSION</p> <p>The Speaker informed Council that the Ad-hoc Committee Chairperson, Cllr TJ Mosia became sick as he was coming to Council, and therefore the item would not be dealt with in his absence.</p> <p><u>COUNCIL RESOLVED: (29 MARCH 2019)</u></p> <p>1. That the item must BE DEFERRED to the next Council meeting.</p>	29 March 2019	<p>SPEAKER</p> <p>SM: Office of the Speaker</p>	
A34 of 2019	<p><u>OVERSIGHT REPORT IN RESPECT OF THE 2017/2018 DRAFT ANNUAL REPORT FOR THE MATJHABENG LOCAL MUNICIPALITY (MPAC CHAIRPERSON) (4/1/2/2)</u></p> <p>PURPOSE</p> <p>To submit to Council an Oversight report of the Municipal</p>	29 March 2019	<p>MPAC Chairperson</p>	

	<p><u>COUNCIL RESOLVED: (29 MARCH 2019)</u></p> <ol style="list-style-type: none"> 1. That Council, having fully considered the 2017/2018 Draft Annual Report of the Municipality and representations thereon, ADOPTS the Oversight Report and APPROVES the Annual Report without reservations. 2. That specific Committee recommendations BE NOTED and IMPLEMENTED. 3. That the Oversight Report BE MADE public in accordance with Section 129(3) of the Municipal Finance Management Act 56 of 2003. 4. That the Oversight Report together with the final annual report for 2017/2018 BE SUBMITTED to Provincial COGTA, Provincial Treasury and National COGTA and National Treasury as required by Section 132(2) of the Municipal Finance Management Act 56 of 2003. 		<p>ED: SSS</p> <p>ED: SSS</p> <p>ED: SSS</p>	
A35 of 2019	<p><u>PROGRESS ON THE FIRST DRAFT REVIEWED INTEGRATED DEVELOPMENT PLAN FOR THE FINANCIAL YEAR 2019/ 2020 (EXECUTIVE MAYOR) (9/3/1)</u></p> <p>PURPOSE</p> <p>To present to a Council sitting progress towards the Draft Reviewed Integrated Development Plan (IDP) for the Financial Year 2019/ 2020 for consideration in terms of Chapter 5 of the Municipal Systems Act</p> <p>DISCUSSION</p> <p>The Executive Mayor requested MMC for Tourism, Cllr MC Radebe to present Items A35 of 2019 - A39 of 2019.</p>	29 March 2019	<p>EXECUTIVE MAYOR</p>	

A37 of 2019	<p><u>DRAFT SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN FOR 2019/2020 FINANCIAL YEAR (EXECUTIVE MAYOR) (6/1/1)</u></p> <p>PURPOSE</p> <p>The purpose of this item is to submit the draft Service Delivery and Budget Implementation Plan for 2019/20 Financial Year to Council for noting.</p> <p>DISCUSSION</p> <p>The MMC for Tourism, Cllr MC Radebe presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (29 MARCH 2019)</u></p> <p>1. That Council TAKES NOTE of the draft Service Delivery and Budget Implementation Plan for 2019/2020.</p>	29 March 2019	EXECUTIVE MAYOR	
A38 of 2019	<p><u>REQUEST FOR THE CONCLUSION OF A LAND AVAILABILITY AGREEMENT BETWEEN MATJHABENG LOCAL MUNICIPALITY, FIKILE CONSTRUCTION AND SA HOME LOANS FOR A PERIOD OF THREE YEARS (EXECUTIVE MAYOR) (20/14/4/3)</u></p> <p>PURPOSE</p> <p>To request Council to authorise the Municipal Manager to conclude a Land Availability Agreement between Matjhabeng Local Municipality, Fikile Construction and SA Home loans for a period of three years.</p>	29 March 2019	EXECUTIVE MAYOR	

	<p>DISCUSSION</p> <p>The MMC for Tourism, Cllr MC Radebe presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (29 MARCH 2019)</u></p> <ol style="list-style-type: none"> 1. That Council MANDATES the Municipal Manager to conclude a three year Land Availability Agreement between Matjhabeng Local Municipality, Fikile Construction and SA Home loans and upon signing the Land Availability Agreement, he must bring it back to Council for perusal. 2. That a quarterly progress report must BE SUBMITTED to Council. 		<p>AED: LED, P & HS</p> <p>AED: LED, P & HS</p>	
A39 of 2019	<p><u>REQUEST FOR THE CONCLUSION OF A LAND AVAILABILITY AGREEMENT BETWEEN MATJHABENG LOCAL MUNICIPALITY AND PRO AFRIKA LED CONSORTIUM FOR A PERIOD OF THREE YEARS (EXECUTIVE MAYOR) (20/14/4/3)</u></p> <p>PURPOSE</p> <p>To request Council to authorise the Municipal Manager to conclude a Land Availability Agreement with Pro Afrika LED Consortium for a period of three years.</p> <p>DISCUSSION</p> <p>The MMC for Tourism, Cllr MC Radebe presented the item to Council.</p>	29 March 2019	EXECUTIVE MAYOR	

COUNCIL: RESOLUTIONS AUDIT: 28 MAY 2019

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE PERSON	PROGRESS
	<p><u>DRAFT FINAL REVIEWED INTEGRATED</u> <u>DEVELOPMENT PLAN FOR THE FINANCIAL YEAR</u> <u>2019/2020 (EXECUTIVE MAYOR) (9/3/1)</u></p> <p>PURPOSE</p> <p>To present to Council a draft final Reviewed Integrated Development Plan (IDP) for the Financial Year 2019/2020 for consideration in terms of Chapter 5 of the Municipal Systems Act</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p>After extensive deliberations the matter was put to vote and the result was as follows:</p> <p>The voting was done by means of raising hand.</p> <p>For adoption of the IDP : 39 Against the adoption : 16 Abstention from voting : 6</p> <p><u>COUNCIL RESOLVED: (28 MAY 2019)</u></p> <p>1. That Council ADOPT IDP for the Financial Year 2019/2020.</p> <p>2. That the final IDP document for the Financial Year 2019/2020 BE SUBMITTED to both Provincial and National Treasuries as required by legislation.</p> <p>3. That all the Projects for the Financial Year 2019/2020</p>	28 May 2019		
			MM	Adopted 28/05/2019

	<p>MUST REFLECT in IDP.</p> <p>//Cllr HS Badenhorst indicated that in terms of standard rules and orders his vote be noted that IDP should not be adopted\\.</p>			
A41 of 2018	<p><u>THE 2019-2020 MTREF BUDGET FOR THE MATJHABENG MUNICIPALITY (EXECUTIVE MAYOR) (6/1/1/1)</u></p> <p>PURPOSE</p> <p>To adopt the Annual Budget for the 2019/2020 medium term revenue and expenditure framework (MTREF).</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p>After extensive deliberations the matter was put to vote and the result was as follows:</p> <p>The voting was done by means of raising hand.</p> <p>For adoption of the Budget : 39 Against the adoption : 15 Abstention from voting : 3</p> <p><u>COUNCIL RESOLVED: (28 MAY 2019)</u></p> <ol style="list-style-type: none"> 1. That the Annual Budget for the year 2019/2020 MTREF BE ADOPTED by the Council. 2. That Council MUST TABLE the MTREF in terms of Circular 93 and 94 of 2019. 3. That Council MUST HAVE a budget funding plan for this Budget. 	28 May 2019	CFO	Adopted 28/05/2019

	<p>4. That Council MUST ADOPT this Budget with all relevant Budget Policies with permission to review Indigent Policy in particular application requirements.</p> <p>5. That the Yellow Fleet and Meters must BE INCLUDED in the budget.</p>			
A42 of 2018	<p><u>DRAFT SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN FOR 2019/2020 FINANCIAL YEAR</u> (EXECUTIVE MAYOR) (6/1/1/1)</p> <p>PURPOSE</p> <p>The purpose of this item is to submit the final Draft Service Delivery and Budget Implementation Plan for 2019/20 Financial year to Council for noting.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 MAY 2019)</u></p> <p>1. That Council ADOPT the final draft Service Delivery and Budget Implementation Plan for 2019/2020.</p> <p>2. That the final draft SDBIP for 2019/2020 BE SUBMITTED to Council for noting.</p>	28 May 2019	ED:SSS	Adopted 28/05/2019
A43 of 2019	<p><u>APPROVAL OF THE BANKING FACILITIES AND OVERDRAFT OFFERED BY ABSA BANK LIMITED FOR THE 2019/20 FINANCIAL YEAR</u> (EXECUTIVE MAYOR) (6/3/1/2)</p> <p>PURPOSE</p> <p>To request approval for the banking facilities and overdraft offered by ABSA Bank Limited for the 2019/20 financial</p>	28 May 2019		

	<p>year.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 MAY 2019)</u></p> <p>1. That the Council APPROVES the banking facilities and overdraft facilities of R20 000 000 for the 2019/20 financial year.</p>		CFO	Approved 28/05/2019
A44 of 2019	<p><u>UPPER LIMIT OF TOTAL REMUNERATION PACKAGES PAYABLE TO MUNICIPAL MANAGERS AND MANAGERS DIRECTLY ACCOUNTABLE TO MUNICIPAL MANAGERS (EXECUTIVE MAYOR) (5/1)</u></p> <p>PURPOSE</p> <p>To provide the calculation of the total remuneration package payable to Municipal Manager and Managers directly accountable to Municipal Manager in terms of Government Notice no. 42023 of 8 November 2018.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 MAY 2019)</u></p> <p>1. That Management MUST INDICATE whether the payment is for the long, medium or short-term.</p> <p>2. That the item BE REFERRED BACK to allow the management to develop a columns of the table indicating the previous and the current amount earned by each</p>	28 May 2019	ED:CS	Referred Back

	<p>official.</p> <p>3. That the item BE SUBMITTED in the next Council meeting to be held on the 30th June 2019.</p>			
A45 of 2019	<p><u>PROGRESS REPORT: PROPOSED ORGANISATIONAL STRUCTURE (EXECUTIVE MAYOR) (2/1)</u></p> <p>PURPOSE</p> <p>To provide progress on the proposed Organisational structure.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 MAY 2019)</u></p> <p>1. That the item be DEFERRED BACK to the next Special Council to be held on the 11th of June 2019.</p> <p>2. That the Workshop SHOULD BE ARRANGED before the 11th of June 2019 for Councilors on the Organisational structure.</p>	28 May 2019	MM	Referred Back
A46 of 2019	<p><u>RESIGNATION OF COUNCILLOR M.S TD KHALIPHA AS AN ANC COUNCILLOR (SPEAKER) (3/1/4/2)</u></p> <p>PURPOSE</p> <p>To submit to Council, notice of resignation of Cllr TD Khalipha as a Councillor representing African National Congress in Matjhabeng Council.</p>	28 May 2019		

	<p>DISCUSSION</p> <p>The Acting Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 MAY 2019)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the resignation of Cllr TD Khalipha, effective from 27 May 2019. 2. That the Municipal Manager should DECLARE a vacancy to the IEC. 		<p>Speaker 's Office</p> <p>MM</p>	
A47 of 2019	<p><u>RESIGNATION OF COUNCILLOR D DIREKO AS AN ANC COUNCILLOR (SPEAKER) (3/1/4/2)</u></p> <p>PURPOSE</p> <p>To submit to Council, notice of resignation of Cllr D Direko as a Councillor representing African National Congress in Matjhabeng Council.</p> <p>DISCUSSION</p> <p>The Acting Speaker presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 MAY 2019)</u></p> <ol style="list-style-type: none"> 1. That Council TAKES NOTE of the resignation of Cllr D Direko, effective from 21 May 2019. 2. That the Municipal Manager should DECLARE a vacancy to the IEC. 	28 May 2019	<p>Speaker 's Office</p> <p>MM</p>	

A48 of 2019	<p><u>REQUEST FOR APPOINTMENT OF ACTING EXECUTIVE DIRECTOR: LOCAL ECONOMIC DEVELOPMENT, PLANNING AND HUMAN SETTLEMENTS (EXECUTIVE MAYOR) (5/5/2)</u></p> <p>PURPOSE</p> <p>The purpose of the item is to request Council to approve the Acting of Executive Director: Local Economic Development, Planning and Human Settlement.</p> <p>DISCUSSION</p> <p>The Executive Mayor presented the item to Council.</p> <p><u>COUNCIL RESOLVED: (28 MAY 2019)</u></p> <ol style="list-style-type: none"> 1. That Council APPOINT Mr. Barry Golele to act as Executive Director: LED, Planning and Human Settlement. 2. The extension must NOT EXCEED a period of three months. 3. The application for extension must not BE CONSTRUED by the incumbent as legitimate expectation for appointment to the post. 	28 May 2019	MM	Appointed