

CONFIDENTIAL

AGENDA
for an
ORDINARY MEETING

**MANGAUNG
METROPOLITAN
MUNICIPAL COUNCIL**

**COUNCIL CHAMBERS
FIRST FLOOR
BRAM FISCHER BUILDING
BLOEMFONTEIN**

**FRIDAY
SEPTEMBER 30, 2016
AT 10:00**

**MANGAUNG
METROPOLITAN
MUNICIPALITY**



MANGAUNG METROPOLITAN MUNICIPALITY**Bram Fischer Building
BLOEMFONTEIN****September 21, 2016****ALL MEMBERS OF THE METROPOLITAN MUNICIPAL COUNCIL OF THE
MANGAUNG METROPOLITAN MUNICIPALITY**

Ladies and gentlemen

Notice is hereby given in terms of the provisions of
Section 29(2) of the Local Government:
Municipal Structures Act, 1998 (Act No 117 of 1998) and
Rule 6.1 of the Council's Standing Rules and Orders that

ordinary meeting of the**MANGAUNG METROPOLITAN MUNICIPAL COUNCIL****will be held in the****COUNCIL CHAMBER
FIRST FLOOR
BRAM FISCHER BUILDING
BLOEMFONTEIN****On****FRIDAY, SEPTEMBER 30, 2016****at 10:00**

To consider the items as set out in this agenda.


**ACTING CITY MANAGER
ADVOCATE TB MEA**

Note by Secretariat**1. Attendance Register:**

Every member attending a meeting shall sign his/her name in the attendance register kept for this purpose before the commencement of the meeting.

2. Leave Register:

In order to streamline administrative processes Councillors are friendly requested to submit applications for leave of absence in the appropriate register kept for this purpose. Members are requested to fill in this register 12 hours before the commencement of the meeting (Rule 22.2) (Yellow Form).

3. Name-plates:

Councillors are friendly requested to please take along their name-plates and to display it throughout the meeting.

4. Apologies during the course of the Council meeting:

Councillors are friendly requested to complete in full and submit the relevant apology form for this purpose (Yellow Form).

5. Code of Conduct:

Councillors are reminded of item 3, Schedule 1 of the Code of Conduct for Councillors which reads as follows, namely:

Attendance at Meetings: A councillor must attend each meeting of the municipal council and of a committee of which that councillor is a member, except when:

- (a) leave of absence is granted in terms of an applicable law or as determined by the rules and orders of the council; or
- (b) that councillor is required in terms of this Code to withdraw from the meeting.

6. Meeting rules:

- i. All Councillors must arrive at **least 15 minutes before the commencement** of the Council and all other Committee meetings;
- ii. Cellular phones **must be in silent mode** and **speaking on a cellular phone during the meeting is prohibited**; (Rule 50.2a)
- iii. A Councillor who speaks must **confine his or her speech strictly to the matter under discussion**; (Rule 31)
- iv. Unless expressly otherwise determined, a Councillor **may speak only once on a matter**; (Rule 32)
- v. No speech shall exceed **five (5) minutes** in length without the consent of the Speaker. (Rule 34.1)

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AGENDA

(OPEN COUNCIL)

**17.
OPENING**

**18.
NOTICE OF THE MEETING**

**19.
APPLICATIONS FOR LEAVE OF ABSENCE**

**20.
ACCEPTANCE OF THE AGENDA**

**21.
DECLARATION OF INTEREST**

22

REPORTS OF THE EXECUTIVE MAYOR**22.1**

- (I) **MANGAUNG METROPOLITAN MUNICIPALITY: MEDIUM TERM REVENUE AND EXPENDITURE FRAMEWORK (MTREF) (INCLUDING NALEDI LOCAL MUNICIPALITY): 2016/2017 – 2018/2019** (Pages 1 – 135)
- (II) **CAPITAL BUDGET: 2016/2017 – 2018/2019** (Pages 1 – 22E)
- (III) **GENERAL TARIFFS: 2016/2017 – 2018/2019** (Pages 1 – 92)

22.2**ENDORSEMENT AND APPLICATION OF POLICIES, BY – LAWS AND RESOLUTIONS**

Annexure: Report dated August 23, 2016 received from the HOD Corporate Services, and recommended by the Acting City Manager. (Pages 1 – 20)

RECOMMENDATION

- (a) That the Metropolitan Municipal Council take note of the statutory provisions relating to the By – Laws of the municipality and the existing by – laws of the former Naledi Local Municipality and those of Masilonyana Local Municipality which are applicable to Soutpan/Ikgomotseng as set out in the attached Annexures A and B respectively;
- (b) That the Metropolitan Municipal Council fully endorse the application of these existing Policies and By- laws as listed in Annexure A, and moreover endorse the application of policies in the affected areas until such time that a review, extension and promulgation of Mangaung Metro by- laws had been affected;
- (c) That each Directorate be requested to;
 - i. Identify those services and functions of the directorate which are deemed necessary to be regulated by mean of by- laws as soon as possible;
 - ii. the City Manager compile a time table for completion of the process of reviewing extending and drafting the by- laws for the new geographic areas of Soutpan/ Ikgomotseng and former Naledi Local Municipality;
 - iii. that a time – line of twelve (12) months (from the date of approval of this report) period;
 - iv. be granted to the City Manager to ensure that the process is concluded and report back to Council with the proposed draft by- laws applicable to the whole Mangaung Metropolitan Municipal boundaries;
- (d) That in compliance with the provisions of the MFMA (Act No 53 of 2003) and the Systems Act (Act No. 32 of 2000), a list of policies and by- laws applicable in the Mangaung Municipal jurisdiction prior to August 03, 2016 be noted, endorsed and approved as policies of the Mangaung Metropolitan Municipality.

22.3**REPORTS IN-COMMITTEE****A.
APPOINTMENT OF ACTING HEAD : SOLID WASTE & FLEET MANAGEMENT**

Report to be circulated and discussed in committee

**B.
APPOINTMENT OF ACTING HEAD: PLANNING**

Report to be circulated and discussed in committee

**C.
APPOINTMENT OF AUDIT COMMITTEE**

Report to be circulated and discussed in committee

**D.
REPORT ON THE ADVERTISEMENT OF SECTION 56 SENIOR MANAGERS POSITIONS**

Report to be circulated and discussed in committee

23**REPORTS OF THE SPEAKER****23.1
SEATING ARRANGEMENTS FOR THE COUNCIL MEETINGS**

Annexure: Report dated September 22, 2016 received from the General Manager: Secretariat Service and recommended by the Acting City Manager. (Pages 1 – 4)

RECOMMENDATION

- (a) That the Metropolitan Council consider and approve the report;
- (b) That the recommended seating arrangements for the Council and Council Committees be as per the enclosed seating plan;
- (c) That any adjustments or review be done to enhance participation, if needs be, and moreover a chapter be incorporated in the Council's Standing Rules ad Orders regarding the Council seating arrangements.

**23.2
RESIGNATIONS AND REPLACEMENT OF PR COUNCILLORS**

Annexure: Report dated September 22, 2016 received from the Acting City Manager. (Pages 1 – 3)

RECOMMENDATION that the Municipal Council take note of the filling of vacancies, that existed in the FF Plus and the DA parties respectively.

**24.
NOTICE OF MOTION**

Motion to stop the distribution and use of fireworks in the Mangaung Metropolitan Municipality.

Motion dated September 14, 2016 received from Councillor GDP Kotze and Councillor TI Ferreira and seconded by Councillor TD Masoeu and Councillor JH Rantai. (Page 1)

**25.
QUESTIONS**

QUESTIONS IN TERMS OF RULE 38 OF THE STANDING RULES AND ORDERS

1. Annexure: Response dated September 19, 2016 received from the Acting City Manager to questions raised by **Councillor M Davies** from a letter dated September 2, 2016 with regard to **Chimpanzee and rhino at the Zoo.** (Pages 1 – 2)
2. Annexure: Response dated September 19, 2016 received from the Acting City Manager to questions raised by **Councillor JH Rantai** from a letter dated September 1, 2016 with regard to **Staff/Incorporation of Naledi Local Municipality and Soutpan into the Mangaung Metropolitan Municipality.** (Pages 3 – 4)
3. Annexure: Response dated September 19, 2016 received from the Acting City Manager to questions raised by **Councillor TK Litabe** from a letter dated September 9, 2016 with regard to **the CBD cleaners in three Mangaung Metropolitan Municipal regions.** (Pages 5 – 6)
4. Annexure: Response dated September 19, 2016 received from the Acting City Manager to questions raised by **Councillor TK Litabe** from a letter dated September 9, 2016 with regard to **the damage of Council property in Thaba Nchu.** (Pages 7 – 8)
5. Annexure: Response dated September 19, 2016 received from the Acting City Manager to questions raised by **Councillor D Leech** from a letter dated September 2, 2016 with regard to **fleet management in Mangaung Metropolitan Municipality.** (Pages 9 – 11)
6. Annexure: Response dated September 19, 2016 received from the Acting City Manager to questions raised by **Councillor HJC van Niekerk** from a letter dated September 8, 2016 with regard to **the outstanding payments of Walter Sisulu Road – Contract No T 1326B.** (Pages 12 – 14)
7. Annexure: Response dated September 19, 2016 received from the Acting City

Manager to questions raised by **Councillor BJ Viviers** from a letter dated September 12, 2016 with regard to **the IDP public participation meeting not advertised in the media.** (Pages 15 – 23)

8. Annexure: Response dated September 19, 2016 received from the Acting City Manager to questions raised by **Councillor GDP Kotze** from a letter dated September 5, 2016 with regard to **refuse removal in Ward 24.** (Pages 24 – 26)
9. Annexure: Response dated September 19, 2016 received from the Acting City Manager to questions raised by **Councillor S Pretorius** from a letter dated September 2, 2016 with regard to **relocation and rehabilitation of dumping site.** (Pages 27 – 30)
10. Annexure: Response dated September 19, 2016 received from the Acting City Manager to questions raised by **Councillor TB van der Walt** from a letter dated September 2, 2016 with regard to **awarded tenders.** (Pages 31 – 39)
11. Annexure: Response dated September 14, 2016 received from the Acting City Manager to questions raised by **Councillor TD Masoeu** from a letter dated September 2, 2016 with regard to **the incorporation of the former Naledi Local Municipality and Soutpan in Mangaung Metropolitan Municipality.** (Page 40)

**26.
CLOSING OF AN ORDINARY COUNCIL MEETING**

**MS R MAMATELA
SECRETARIAT UNIT**