

***CONFIDENTIAL***

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**AGENDA**  
for a  
**SPECIAL MEETING**

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**MANGAUNG  
METROPOLITAN  
MUNICIPAL COUNCIL**

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

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**WEDNESDAY  
NOVEMBER 9, 2016  
AT 10:00**

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**MANGAUNG  
METROPOLITAN  
MUNICIPALITY**

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**MANGAUNG METROPOLITAN MUNICIPALITY****Bram Fischer Building  
BLOEMFONTEIN****November 4, 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 5.1 of the Council's Standing Rules and Orders that

**special meeting of the****MANGAUNG METROPOLITAN MUNICIPAL COUNCIL**

will be held in the

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

On

**WEDNESDAY, NOVEMBER 9, 2016**

at 10:00

To consider the items as set out in this agenda.

  
.....  
**ACTING CITY MANAGER  
ADVOCATE TB MEA**  
.....  
**SPEAKER  
COUNCILLOR MA SIYONZANA**

**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)**

**35.  
OPENING**

**36.  
NOTICE OF THE MEETING**

**37.  
APPLICATIONS FOR LEAVE OF ABSENCE**

**38.  
ACCEPTANCE OF THE AGENDA**

**39.  
DECLARATION OF INTEREST**

**40.1****UNSOLICITED BID: PROPOSAL BY THE FREE STATE TAXI ASSOCIATION (PTY) LTD, A BUSINESS ENTITY OF THE GREATER BLOEMFONTEIN TAXI ASSOCIATION (GBTA) TO LEASE THE MANGAUNG INTERMODAL TRANSPORT FACILITY FOR A LONG TERM**

Annexure: Report dated October 4, 2016 received from the HOD: Human Settlements, recommended by the Acting City Manager. (Pages 1 – 8)

**RECOMMENDATION**

- (a) That the Mangaung Metropolitan Municipal Council take note of the unsolicited bid received from the Free State Taxi association, a business entity of the Greater Bloemfontein Taxi Association to lease the Mangaung Intermodal Transport Facility for a long term period;
- (b) That the Mangaung Metropolitan Municipal Council also take note that Russell Square part of Mangaung Intermodal Transport Facility is a replacement capital asset with a value in the excess of R 10 million and as such a capital asset of "HIGH VALUE" as defined in the Local Government: Municipal Asset Transfer Regulation, 2008;
- (c) That both Local Government: Municipal Supply Chain management regulation, 2005 and the Local Government: Municipal Asset Transfer Regulation, 2008 prescribe peremptory processes that must be followed by a municipality when considering unsolicited bids and the granting of a right to a private person or entity to use, control and manage an asset of "HIGH VALUE" for a long term period;
- (d) That the Mangaung Metropolitan Municipal Council authorise the Acting City Manager as the accounting officer of the Mangaung Metropolitan Municipality to solicit public comments as well as comments from other interested parties, National and Provincial Treasury, in compliance with Section 113 of the Local Government: Municipal Systems Act, Act 56 of 2003, read together with Section 21A of the Local Government: Municipal Systems Act, Act 32 of 2000 and regulation 37 of the Local Government: Municipal Supply Chain Management Regulations of 2005, to consider an unsolicited bid received from the Free State Taxi Association, a business entity of Greater Bloemfontein Taxi Association to lease the Mangaung Intermodal Transport Facility for a long term period as well as Regulations 34, 35, 36 and 37 of the Local Government: Municipal Asset Transfer Regulation, 2008 read together with Section 21A of the Local Government: Municipal Systems Act, Act 32 of 2000 to conduct a public participation process in connection with granting of a long term right to a private institution to use, control and manage a capital asset of "HIGH VALUE" belonging to a municipality as defined in the Asset Transfer Regulation, 2008;
- (e) That the Bastion Square part of the Mangaung Intermodal Transport Facility be excluded from the proposed arrangement between the Mangaung Metropolitan Municipality and the Free State Taxi Association;
- (f) That both the processes as prescribed by the Local Government: Municipal Supply Chain Management Regulations of 2005, and the Local Government: Municipal Asset Transfer Regulation, 2008 should run concurrently to safe time;

- (g) That upon receipt of both necessary comments in terms of the Local Government: Municipal Supply Chain Management Regulations of 2005, as well as the Local Government: Municipal Asset Transfer Regulation, 2008, a follow up report be tabled before Council to consider the approval in principle to grant the Free State Taxi Association to use control and manage the Mangaung Intermodal Transport Facility for a long term period not exceeding thirty (30) years, an option which shall be exercised six (6) months prior to the expiry date and
- (h) That all other matters relevant to the conclusion of the lease agreement, the rental amount and conditions thereof be dealt with when the Mangaung Metropolitan Municipal Council considers an approval in principle and after all the processes referred to under (e) above have been concluded.

#### 40.2

#### **CONSOLIDATED INTEGRATED DEVELOPMENT PLAN 2016/2017 OF THE MANGAUNG METROPOLITAN MUNICIPALITY**

Annexure: Report received from the Executive Mayor (Pages 1 – 326)

#### **RECOMMENDATION**

- (a) That the Council of Mangaung Metropolitan Municipality deliberate and consider the consolidated IDP for 2016/2017 financial year;
- (b) That the consolidated IDP for 2016/2017 will be submitted to the Provincial and National Department of Cooperative Governance and Traditional Affairs and Provincial and National Treasuries;
- (c) That the consolidated IDP for 2016/2017 will be flighted on the municipal website.

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**REPORTS OF THE SPEAKER****41.1  
PREPARATIONS AND ARRANGEMENTS FOR THE FUNERAL OF THE LATE  
COUNCILLOR TJ MOEA**

Annexure: Report dated November 4, 2016 received from the Secretary of Council, recommended by the Acting City Manager and approved by the Speaker. (Pages 1 – 3)

**RECOMMENDATION**

- (a) That the Council approves the report;
- (b) That Council approval be granted to accord Civic Funeral privileges to the late Ward Councillor TJ Moea of Ward 39 and
- (c) That Council approves that an amount of R 100 000.00 be set aside for all funeral requirements, including memorial service costs.

**41.2  
ESTABLISHMENT OF WARD COMMITTEES FOR MANGAUNG METROPOLITAN  
MUNICIPALITY FOR THE TERM 2016 – 2021**

Annexure: Report dated November 4, 2016 received from the Secretary of Council, recommended by the Acting City Manager and approved by the Speaker. (Pages 1 – 4)

**RECOMMENDATION**

- (a) That the Council approves the rules regulating the procedures to elect members of the Ward Committees;
- (b) That the Council resolves to utilise the combination of the two models i.e. Sectorial and Geographic models and
- (c) That the Council approves the Constitution and Code of Conduct for Ward Councillors.

**42.  
CLOSING OF A SPECIAL COUNCIL MEETING**

MS R MAMATELA  
SECRETARIAT UNIT