

REPORT: COUNCIL RESOLUTIONS FOR THE SECOND QUARTER (OCTOBER 2017 TO DECEMBER 2017) OF THE 2017/2018 FINANCIAL YEAR

#	Item No	Description of the item	Resolution	Directorate/Sub Directorate
ORDINARY MEETING: FRIDAY, NOVEMBER 17, 2017				
1	106.1	PROPOSED BUS DEPOT FOR THE MANGAUNG METROPOLITAN MUNICIPALITY INTEGRATED PUBLIC TRANSPORT NETWORK (IPTN) PROJECT	<p>RESOLVED</p> <p>(a) That the content of this report and the Bus Depot Inspection and Option Report attached as Annexure A, be noted.</p> <p>(b) That the City Manager be mandated to proceed with and finalise the design, construction and operation of a complete purpose-built modular specialized IPTN bus depot to fit the site configuration on a Portion of Remainder of the Farm 654 Bloemfontein owned by Mangaung Metro Municipality as indicated in Figure 5 of Annexure A.</p> <p>(c) That the City Manager to be given the mandate to proceed with and finalise the Sub-division of the Remainder of the Farm 654 Bloemfontein to accommodate the construction of the depot on the Sub-divided portion.</p> <p>(d) That the City Manager be given the mandate to proceed with the planning processes required to give effect to the construction and operation of an IPTN depot on the subdivided portion.</p> <p>(e) That Centlec and Mangaung Metro Municipality Engineering Services be authorized to provide the required services once planning of the IPTN depot processes have been finalised.</p>	Office of the City Manager

2	106.2	<p style="text-align: center;">APPLICATION TO LEASE COUNCIL PROPERTIES : ERVEN 140, 31 AND 141 GOUD STREET, BLOEMDUSTRIA TO KOREAN SOLAR POWER CONSORTIUM SOUTH AFRICA LIMITED TO OPERATE A MANUFACTURING PLANTS AND A TEMPORARY STORAGE FACILITY/TRAINING CENTRE RESPECTIVELY</p>	<p>RESOLVED It is recommended that the application be approved subject to the following terms and conditions to be accepted by the applicant in writing, namely:</p> <ul style="list-style-type: none"> (a) That notwithstanding the date of approval, the commencement date be the first day of the month following the respective signing dates of the lease agreement by the Lessee and the Lessor; (b) That the lease term be for the fixed period of five (5) years with an option to renew for a further period on terms and conditions as may then be agreed upon by the parties; (c) That termination hereof may be given by either party at lease six (6) months prior to the intended date; (d) That the combined rental for the three (3) properties be set at an amount of R32 805,00 (thirty two thousand eight hundred and five rand only) (VAT excluded) per month; (e) That the rental escalate at a rate of 8% per annum on the anniversary date of the lease agreement; (f) That an amount equal to the monthly rental be deposited into Mangaung Metropolitan Municipality Bank account as a refundable deposit on or before the commencement date; (g) That the rental be reviewed at the renewal of the lease agreement; (h) That the properties be used exclusively as Manufacturing Plants and Temporary Storage Facility/Training Centre; (i) That if the Lessee does not want to carry on with the uses as stated under (4.8) above, the lease be terminated and new applications be invited for the leasing of the properties, which applications will be duly considered by Council; 	<p>Human Settlement</p>
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			<p>(j) That the Lessee shall not sublet the properties or improvements thereon, or allow anybody else to occupy the properties without prior written approval of the Lessor;</p> <p>(k) That any material alteration of the properties may not be done by the Lessee without prior written consent of the Municipality;</p> <p>(l) That the Lessee may not contravene or permit a contravention of any of the conditions of title under which the Municipality owns the leased properties or laws, ordinances, regulations or any measure having the force of law with the Municipality must comply as the owner of the leased property;</p> <p>(m) That the maintenance of the lease premises shall be the responsibility of the Lessee except for normal wear and tear, and the properties shall be returned in good order and condition at the expiration or earlier termination of the lease;</p> <p>(n) That no permanent structures shall be erected on Erf 31 and that relevant building plans and particulars required be submitted to Mangaung Metro Municipality's Building Control Unit for authorisation before erecting the temporary structure;</p> <p>(o) That the Lessee shall be responsible for the installation of all electrical and water and sanitation installations required in the constructed Temporary Building;</p> <p>(p) That the Lessee shall not be entitled to any compensation for any work or improvements effected by them in pursuance of 4.14 and 4.15;</p> <p>(q) That in so far as concerns the removal of any structures which the Lessee is entitled to remove, the Lessee shall be obliged to make good any damage or disfigurement to the Municipality's property or alternatively pay the</p>	
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			<p>Municipality the cost of making good any damage to the properties occasioned by such removal;</p> <p>(r) That the Lessee shall pay for all water, electricity, sanitation services, refuse removal and other local authority charges except for the assessment rate;</p> <p>(s) That the Council commit an amount of R1 500 000,00 for the cost of refurbishment of the two vandalised factory buildings on erven 140 and 141 and said amount to be from Economic & Rural Development Vote number and</p> <p>(t) That the Legal Services Unit be tasked to draft the appropriate lease agreement on receipt of approval of this application and acceptance of the terms and conditions by the applicant.</p>	
3	106.3	REQUEST FOR COUNCIL APPROVAL FOR THE SIGNING AND FINALISATION OF THE MASTER ADDENDUM WITH MESSRS CALGRO M3 HOLDING LIMITED ON VISTA PARK EXTENSION THREE DEVELOPMENT	<p>RESOLVED</p> <p>(a) That Council approves the signing and finalisation of the master addendum with Messrs Calgro M3 Holding Limited on Vista Park Extension Three (3) development in so far as the external services works relating to the upgrading of the bulk water pipeline and sewer works located in the vicinity of Vista Park Extension 3 as depicted on the site plan attached hereto as Annexure A are concerned and</p> <p>(b) That the City Manager be authorised to sign and finalise the master addendum with Messrs Calgro M3 Holding Limited on this development.</p>	Human Settlement
4	106.4	PAYMENT OF MARKET RELATED RENTALS ON REFURBISHED MUNICIPAL RESIDENTIAL RENTAL PROPERTIES: EXEMPTION OF MEGA AND STILLERUS OLD AGE HOMES	WITHDRAWN	Human Settlement
5	106.5	REPORT ON THE IMPLEMENTATION OF SUPPLY CHAIN MANAGEMENT POLICY FOR THE QUARTER ENDING SEPTEMBER 2017	RESOLVED that the Council take note of the Supply Chain Management report for the third quarter ending September 2017.	Finance
6	106.6	APPROVED 2017/2018 MTREF BUDGET- VERIFICATION OF BUDGET INFORMATION FOR PURPOSE OF PUBLISHING THE 2017/2018	<p>RESOLVED</p> <p>(a) That Council note the recommendation of National</p>	Finance

		MTREF	<p>Treasury as summarised in the submission above.</p> <p>(b) That the Council approves the correction in the approved 2017/2018 MTREF budget as adopted on May 31, 2017 as per Annexure B.</p> <p>(c) That Council authorises the Accounting Officer to submit the corrected A1 budget schedule to National Treasury and to update the necessary budget return forms for submission to the Local Government database in Pretoria.</p>	
7	106.7	MUNICIPAL FINANCE MANAGEMENT ACT (MFMA): BUDGET AND PERFORMANCE ASSESSMENT REPORT IN TERMS OF THE MFMA, SECTION 52(D), FOR THE QUARTER ENDED 30 JUNE 2017	<p>RESOLVED</p> <p>That in compliance with Section 52 of the MFMA</p> <p>(a) The Accounting Office submits to the Executive Mayor this statement reflecting the implementation of the budget and the financial state of affairs of the Municipality for the quarter ending June 30, 2017 and</p> <p>(b) In order to comply with Section 71(4) of the MFMA, the Accounting Officer ensure that this statement be submitted to the National Treasury and the Provincial Treasury, in both a signed document format and in electronic format.</p>	Finance
8	106.8	MUNICIPAL FINANCE MANAGEMENT ACT (MFMA): BUDGET AND PERFORMANCE ASSESSMENT REPORT IN TERMS OF THE MFMA, SECTION 52(D), FOR THE QUARTER ENDED 30 SEPTEMBER 2017	<p>RESOLVED</p> <p>That in compliance with Section 52 of the MFMA</p> <p>(a) The Accounting Office submits to the Executive Mayor this statement reflecting the implementation of the budget and the financial state of affairs of the Municipality for the quarter ending September 30, 2017 and</p> <p>(b) In order to comply with Section 71(4) of the MFMA, the Accounting Officer ensure that this statement be submitted to the National Treasury and the Provincial Treasury, in both a signed document format and in electronic format.</p>	Finance
9	106.9	PROGRESS REPORT: IMPLEMENTATION OF T.A.S.K JOB EVALUATION	<p>RESOLVED</p> <p>(a) That the Council takes note of the progress of MMM with regard to the implementation of TASK Job Evaluation</p>	Corporate Services

			Systems. (b) That Council note the parallel process of the SALGBC (National) of developing wage curve for the entire local government sector.	
10	106.10	REQUEST FOR APPROVAL FOR CLIMATE CHANGE ADAPTATION AND MITIGATION STRATEGY FOR MMM	WITHDRAWN	Planning
11	106.11	REQUEST FOR APPROVAL FOR THE ENVIRONMENTAL IMPACT & MANAGEMENT PLAN – (EI & MP) FOR MMM	WITHDRAWN	Planning
12	106.12	APPLICATION TO LEASE AIR RIGHTS FOR EXISTING AERIAL PEDESTRIAN BRIDGE KNOWN AS CHARLES STREET PEDESTRIAN BRIDGE SITUATED BETWEEN BLOEM PLAZA ON ERF 963 AND BLOEM ARCADE ON ERF 15904, BLOEMFONTEIN	<p>RESOLVED that the application be approved subject to the following terms and conditions to be accepted by the application in writing, namely:</p> <p>(a) That notwithstanding the date of approval, the commencement date be the first day of the month following the respective signing dates of the lease agreement by the Lessee and the Lessor;</p> <p>(b) That the lease term be for as long as the aerial pedestrian bridge exists;</p> <p>(c) That the termination hereof may be given by either party at least 12 months prior to the intended date;</p> <p>(d) That the rental be set at an amount of R 1 828.12 (One Thousand Eight Hundred and Twenty Eight Rand Twelve Cents)(VAT Exclusive) per month;</p> <p>(e) That the rental escalate at a rate of 8% per annum on the anniversary date of the lease agreement;</p> <p>(f) That the rental be reviewed every ten (10) years during the run of the lease;</p> <p>(g) That the bridge be used exclusively for pedestrian traffic and that it is not used particularly for goods traffic, with the exception of packages that the public may carry in the usual course of business, or carriages that they may push;</p>	Human Settlements

			<p>(h) That the Lessee maintain and keep the bridge clean, neat and in good and proper condition of repair;</p> <p>(i) That the Lessee indemnify the Council against liability in relation to any public accountability claims that may arise in relation to the existence of the bridge;</p> <p>(j) That the Lessee shall not cede or otherwise alienate any of its rights in pursuance of this without the Council's written permission: Provided that the Council may not be unreasonable in withholding permission;</p> <p>(k) That the Lessee may not affix or permit any advertisement, notices, signwriting or anything of this nature, neither inside or outside the bridge that had not been approved by the Council;</p> <p>(l) That the Lessor's officials shall have the right at reasonable times to enter the bridge for the purpose of inspecting the areas. The Lessor shall notify the Lessee in writing specifying the purpose and time such entry is desired;</p> <p>(m) That the surveying and the notarial registration of the lease agreement be for the account of Vukile Property Fund and</p> <p>(n) That the Legal Services Unit be tasked to draft the appropriate lease agreement on receipt of approval of this application and acceptance of the terms and conditions by the applicant.</p>	
13	106.13	REQUEST FOR APPROVAL FOR AN OVER-ARCHING COMMITTEE ON ENVIRONMENTAL MANAGEMENT FOR MMM	WITHDRAWN	Planning
14	106.14	APPROVAL OF RECOMMENDATIONS ON THE PROVISION OF UNIQUE IDENTIFIERS IN INFORMAL SETTLEMENT	<p>RESOLVED</p> <p>a) That Council support the programme of issuing Unique Identifiers to informal settlements and</p>	Human Settlements

			b) That the Council make available resources to issue addresses to the informal settlements.	
15	106.15	APPROVAL REQUEST FOR CORPORATE GIS POLICY	RESOLVED that the Corporate GIS Policy be approved by the Council for implementation.	Planning
16	106.16	REPORT ON THE DEVELOPMENT, APPROVAL AND IMPLEMENTATION OF INTERNAL HUMAN RESOURCES POLICIES	RESOLVED that Council approve the following Human Resources Policies <ul style="list-style-type: none"> • Skills Development Policy • Occupational Health and Safety Policy on Personal Protective Equipment • HRM & D Strategy • Internship and Work Integrated Learning Policy • Recognition of Prior Learning Policy (RPL) • Employment Equity Policy • HIV Aids, STI and TB Policy • Control of Official Firearm Policy 	Corporate Services
17	106.17	PERMISSION TO ERECT SPECIAL CHRISTMAS DECORATIONS IN THE MANGAUNG METRO MUNICIPAL AREA	WITHDRAWN	Centlec
18	106.18	CHANGES TO THE APPOINTMENT OF SECTION 80 CHAIRPERSONS	NOTED	Office of the Executive Mayor
19	106.19	APPROVAL OF THE DRAFT OPERATIONAL PLAN FOR PHASE 1 OF THE MANGAUNG IPTN	RESOLVED <ol style="list-style-type: none"> a) That Council take note of the Draft Operational and financial plan for the Mangaung IPTN; b) That the City Manager be authorised to implement the details of the Draft Operational Plan; c) That Council approves the “Go-live” date of July 2019 Phase 1 (Trunk + Complementary routes) of the IPTN and d) That Council take cognisance of the funding shortfall I the 2018/19 financial year for which the MMM should seek alternative sources of funding. 	Office of the City Manager
20			RESOLVED	Office of the

	107.1	DRAFT REVISED POLICY: NAMING AND RENAMING OF STREET NAMES AND PUBLIC PLACES	<p>a) That the Council take note of the report and the annexure thereto and</p> <p>b) That the Council approves the proposed amendments made in the Draft Amended Policy on Naming and Renaming of Street Names and Public Places.</p>	Speaker
21	107.2	REPLACEMENT OF ECONOMIC FREEDOM FIGHTER'S (EFF) PR COUNCILLOR JABAVU JOHN SEBOLAI AND ELECTION OF A NEW PR COUNCILLOR TUMO KHAUHELO MAPITSE	<p>RESOLVED</p> <p>(a) That Council notes the replacement of Councillor Tumelo Khauhelo Mapitse with effect from the 31st of October 2017.</p> <p>(b) That Councillor Tumelo Khauhelo Mapitse should be allowed to perform the duties and responsibilities of Mangaung Metro Municipality Councillor including attendance of Council meetings with effect from the 31st of October 2017.</p> <p>(c) That Councillor Tumelo Khauhelo Mapitse should be entitled to all benefits payable to MMM Councillor with effect from the 31st of October 2017.</p>	Office of the Speaker
22	107.3	REPLACEMENT OF AFRICAN NATIONAL CONGRESS (ANC) WARD COUNCILLOR TSHEPO MOTSOMI AND ELECTION OF A NEW WARD COUNCILLOR MAMOROSI MARGARET MOHULATSI.	<p>RESOLVED</p> <p>(a) That Council notes the election of Councillor Margaret Mamoorosi Mohulatsi with effect from the 19th of October 2017.</p> <p>(b) That Councillor MM Mohulatsi should be allowed to perform the duties and responsibilities of Mangaung Metro Municipality Ward Councillor which includes attendance of Council meetings with effect from the 19th of October 2017.</p> <p>(c) That Councillor MM Mohulatsi should be entitled to all benefits payable to MMM Councillor with effect from the 19th of October 2017.</p>	Office of the Speaker
23	107.4	RESHUFFLING AND APPOINTMENTS OF NEW CHAIRPERSONS OF SECTION 79 COMMITTEES	<p>RESOLVED</p> <p>(a) That Council approves the report.</p>	Office of the Speaker

		FOR THE MANGAUNG METRO MUNICIPALITY	<p>(b) That the Council appoints, Councillor MM Tladi as the new Chairperson of the Oversight and Public Accounts Committee of the Mangaung Metropolitan Municipal Council and</p> <p>(c) That the Council appoints, Councillor N Ratsiu as the new Chairperson of the Geographical and Street Naming Committee of the Mangaung Metropolitan Municipal Council</p>	
24	108.1	MMM MPAC BENCHMARKING VISIT TO EKURHULENI METRO MUNICIPALITY'S MPAC AND SCOPA	<p>RESOLVED</p> <p>(a) That to increase Mangaung Metro Municipality's legal compliance on oversight functionality, we recommend that MPAC office be provided with a full time office of a legal advisor.</p> <p>(b) That that where possible, members of the MPAC should not be over delegated by other Committees responsibilities for more time spares for oversight work.</p> <p>(c) That MPAC to have legal services, internal audit and risk management units permanently represented in all its meetings and</p> <p>(d) That Council to take note of this report</p>	Office of MPAC
25	108.2	RE: QUARTERLY PROGRESS REPORT ON THE FUNCTIONING OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC)	RESOLVED that the Council take note of the report.	Office of MPAC
26	108.3	RE: ANNUAL WORK PLAN OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE	RESOLVED that Council approve the proposed work plan for the 2017/2018 financial year.	Office of MPAC
27	108.4	RE: FIRST QUARTER PROGRESS REPORT ON THE FUNCTIONING OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE	RESOLVED that the Council take note of the report.	Office of MPAC
28	109.1	REPORT ON RECRUITMENT, SELECTION AND APPOINTMENT OF SENIOR MANAGEMENT-	<p>RESOLVED</p> <p>(a) That the Council approves the report.</p>	Corporate Services

		HEADS OF DIRECTORATES	<p>(b) That the Council approve the appointment of Mr Ketsebae Kgamanyane to the vacant position of Chief Metro Police and should Mr Ketsebae Kgamanyane not accept, the position be offered to Mr Adrian Barnes.</p> <p>(c) That the Council approve the appointment of Mr David Nkaiseng to the vacant position of Head: Corporate Services and should Mr David Nkaiseng not accept, the position be offered to Me Thandi Modibela.</p> <p>(d) That Council condone the extended timeframe to fill the vacancy and intermediate timeline for finalization of candidates screening, shortlisting and conducting interviews.</p> <p>(e) That the aforementioned appointments be effected from December 1, 2017.</p> <p>(f) That Council delegates the City Manager to conclude administrative arrangements such as letters of appointment, contract, performance agreements etc.</p> <p>(g) That Council delegates the Executive Mayor to inform Free State MEC for Local Government regarding the appointment process and outcome of the filling of the Heads of Departments positions.</p> <p>(h) That the recommendation (g) above be done within 14 days of Council approval.</p>	
29	110.1	MOTION TO BETTER SERVICE DELIVERY AND UPGRADE OF INFRASTRUCTURE IN MANGAUNG METROPOLITAN MUNICIPALITY	RESOLVED that the motion as submitted was not approved .	Office of the Speaker
30	110.2	MOTION OF INTEGRITY, ACCOUNTABILITY AND TRANSPARENCY	RESOLVED that the motion as submitted was not approved .	Office of the Speaker
31	110.3	MOTION ON DISSOLUTION OF SECTION 79 AND 80 COMMITTEES	RESOLVED that the motion as submitted was not approved .	Office of the Speaker
SPECIAL MEETING: THURSDAY, 14 DECEMBER 2017				
1	119.1	REPLACEMENT OF CONGRESS OF THE PEOPLE (COPE) PR COUNCILLOR DIRATSAGAE	RESOLVED (a) That Council notes the replacement of Councillor	Office of the Speaker

		ALFRED KGANARE AND ELECTION OF A NEW PR COUNCILLOR MOLAHLEHI BARNARD MONONYANE	<p>Molahlehi Barnard Mononyane;</p> <p>(b) That Councillor Molahlehi Barnard Mononyane should be allowed to perform the duties and responsibilities of MMM Councillor including attendance of Council meetings and</p> <p>(c) That Councillor Molahlehi Barnard Mononyane should be entitled to all benefits payable to MMM Councillor.</p>	
2	119.2	FEEDBACK ON THE DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF COUNCILLORS	<p>RESOLVED</p> <p>(a) That Council take note of the report;</p> <p>(b) That the Council note that sufficient budgetary provisions had been made in the Mangaung Metropolitan Municipal Council budget for the 2017/2018 financial year for payment of the salaries, allowances and benefits of Councillors and</p> <p>(c) That the Municipal Council mandate the City Manager and the Executive Mayor to implement the determination of upper limits of salaries, allowances and benefits of Councillors once finalized by the Minister and concurrence granted by the Provincial MEC for COGTA.</p>	Office of the Speaker
3	119.3	PROPOSED REVIEW OF THE STANDING RULES AND ORDERS	<p>RESOLVED</p> <p>(a) That Council take note of the proposed review of the Standing Rules and Orders for the meetings of the Council and its Committees and</p> <p>(b) That the proposed review of the certain rules of the Standing Rules and Orders for the meetings of the Council and its Committees be accepted and approved.</p>	Office of the Speaker
SPECIAL MEETING: FRIDAY, 22 DECEMBER 2017				
1	131.1	OJ MOHAPI: FIRST DEMOCRATICALLY ELECTED MAYOR OF MANGAUNG HAS PASSED ON	<p>RESOLVED</p> <p>a) That Council note the immeasurable civic contribution made by Mr. OJ Mohapi as the first democratically elected Mayor of Bloemfontein (Mangaung) between 1994 to</p>	Office of the Speaker

			<p>2000;</p> <p>b) That Council considers the funeral of OJ Mohapi as an official funeral and</p> <p>c) That Council to make contribution of availing halls and traffic law enforcement staff towards the successful hosting of his funeral, and with no financial contribution.</p>	
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