



CONFIDENTIAL

AGENDA
for a
SPECIAL MEETING

**MANGAUNG
METROPOLITAN
MUNICIPAL COUNCIL**

**TUESDAY
JUNE 30, 2020
AT 16:30**

VIRTUAL STREAMING

**MANGAUNG
METROPOLITAN
MUNICIPALITY**

MANGAUNG METROPOLITAN MUNICIPALITY**Bram Fischer Building
BLOEMFONTEIN****JUNE 25, 2020****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 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 read together with Section 6.7.3 of the
Amendment of Directions issued in terms of Section 27(2) of the Disaster Management Act, 57
of 2002 under Government Gazette Number 43291 of 7 May 2020, that

**SPECIAL MEETING OF THE
MANGAUNG METROPOLITAN MUNICIPAL COUNCIL****will be held****VIRTUALLY ON MS TEAMS****On****TUESDAY, JUNE 30, 2020****at 16:00**

To consider the items as set out in this agenda.


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

Note by Secretariat

1. **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).
2. **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).
3. **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.

4. **Meeting rules:**
 - i. Cellular phones **must be in silent mode** and **speaking on a cellular phone during the meeting is prohibited**; (Rule 50.2a)
 - ii. A Councillor who speaks must **confine his or her speech strictly to the matter under discussion**; (Rule 31)
 - iii. Unless expressly otherwise determined, a Councillor **may speak only once on a matter**; (Rule 32)
 - iv. No speech shall exceed **five (5) minutes** in length without the consent of the Speaker. (Rule 34.1)
 - v. Council members are reminded to uphold high level of good conduct during Council proceedings (No disruptions, no interruptions, no howling, no swearing to other Council members, less movement in the Chamber, no abuse of the PA system).

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AGENDA

(VIRTUAL STREAMING)

**56.
OPENING**

**57.
NOTICE OF THE MEETING**

**58.
APPLICATIONS FOR LEAVE OF ABSENCE**

**59.
ACCEPTANCE OF THE AGENDA**

**60.
ANNOUNCEMENTS**

61	REPORTS OF THE EXECUTIVE MAYOR
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61.1A**TABLING OF MANGAUNG METROPOLITAN MUNICIPALITY'S REVIEWED FINAL INTEGRATED DEVELOPMENT PLAN (IDP) FOR APPROVAL**

Annexure: Report dated June 2020 received from the Executive Mayor.

RECOMMENDATION

It is recommended that the Council:

- 1) Approve the reviewed Final IDP for 2020/2021;
- 2) Approve the below mentioned Sector Plans for 2020/2021 (Annexure as Key Components of IDP)

Sector Plan	Annexure	Status
<u>Built Environment Performance Plan</u>	<u>A</u>	<u>For Approval June 2020</u>
Integrated Human Settlement Plan	<u>B</u>	Approved May 2019
Environmental Management Plan and Climate Change Adaptation and Mitigation Strategy	<u>C</u>	Approved May 2019
Integrated Waste Management Plan	<u>D</u>	Approved May 2019
Ten - Year Water Conservation and Water Demand Management Strategy	<u>E</u>	Approved May 2019
Integrated Public Transport Network Plan	<u>F</u>	Approved May 2019
MMM Ward Demographics Maps	<u>G</u>	Approved May 2019
MMM Organogram	<u>H</u>	Approved May 2019
<u>Technical Indicator Description (TIDs)</u>	<u>I</u>	<u>For Approval June 2020</u>
<u>Audit Action Plan</u>	<u>J</u>	<u>Approved 2020</u>
<u>Spatial Development Framework</u>	<u>K</u>	<u>For Approval June 2020</u>
Disaster Management Plan	<u>L</u>	Approved May 2019
Centlec Electricity Plan	<u>M</u>	Approved May 2019
Water Service Development Plan	<u>N</u>	Approved May 2019
<u>Rural Development Plan</u>	<u>O</u>	<u>For Approval June 2020</u>
<u>Roads Asset Management Plan</u>	<u>P</u>	<u>For Approval June 2020</u>
<u>Organisational Performance Management Framework</u>	<u>Q</u>	<u>For Approval June 2020</u>

- 3) Note that the final IDP 2020/2021 will be submitted to both the departments of Treasury and COGTA and will be published on the municipal website.

61.1B

- V. MANGAUNG METROPOLITAN MUNICIPALITY: MEDIUM TERM REVENUE AND EXPENDITURE FRAMEWORK (MTREF):
- VI. CAPITAL BUDGET
- VII. GENERAL TARIFFS
- VIII. MANGAUNG METROPOLITAN MUNICIPALITY: BUDGET RELATED POLICIES

61.2

MANGAUNG METROPOLITAN MUNICIPALITY ADJUSTMENT BUDGET 2019/2020

61.3

WRAP AROUND PROJECT: APPLICATION FOR A CONSENT TO EFFECT FURTHER IMPROVEMENTS, ADDITIONS OR ALTERATIONS TO THE LEASED PREMISES AS WELL AS THE AMENDMENT OF A CONTRACT SIGNED BETWEEN THE MANGAUNG METROPOLITAN MUNICIPALITY AND THE FREE STATE RUGBY UNION IN RESPECT OF PORTION 2 OF ERF 26408, WILLOWS, BLOEMFONTEIN (FREE STATE TOYOTA RUGBY STADIUM)

Annexure: Report dated July 3, 2019 received from the HOD: Human Settlement and the City Manager and approved by the Executive Mayor.

RECOMMENDATION

- (a) That the Mangaung Metropolitan Municipal Council consider the proposal submitted by the Free State Rugby Union to be granted a consent to evoke Clause 10 of the lease agreement entered between Mangaung Metropolitan Municipality and the Free State Rugby Union 1 December 2001 to effect further improvements, additions or alterations to the leased property and further accepts the proposed amendment of Clause 3.2 and 6 of the lease agreement respectively in terms of which the Free State Rugby Union will be granted irrevocable option to extend the lease agreement for a further period of thirty (30) years after the expiry date with a further irrevocable option to renew for a further period of thirty (30) years and include within the leased property a four star hotel with conference facilities and office block, provided that a public participation is conducted in terms of Section 116(3) of the Municipal Finance Management Act 56 of 2003;
- (b) That the rental be set at an amount of R176 000.00 (One Hundred and Seventy-Six Thousand) plus VAT per month for the first year from the date that appears on the certificate of occupation issued by the relevant authority;
- (c) That the said rental shall at least six months prior to its anniversary (a year from the date of the issuing of occupation certificate) be reviewed by considering the amount that could be levied for rates and taxes if the property was privately owned;
- (d) That the rental payable be an amount of R176 000.00 (One Hundred and Seventy-Six Thousand) plus VAT per month or the amount that could be levied for rates and taxes, whichever is greater;

- (e) That the final rental amount shall escalate at a rate of 8% per annum on the anniversary date of the lease agreement;
- (f) That the rental for the leased premises without the proposed development (The Rugby Stadium) shall remain at R500 000.00(Five Hundred Thousand Rand) the same as in the current contract;
- (g) That Clause 3.2 of the lease agreement be amended in terms of which Free State Rugby Union shall be granted irrevocable option to renew the lease agreement for a further period of thirty (30) years;
- (h) That Clause 6 of the lease agreement be amended to include within the leased property, a hotel with conference facilities and office block;
- (i) That Section 21 and 21A of the Local Government: Municipal Systems Act 32 of 2000 be applied when soliciting representations from the public on the intended amendment of the lease agreement;
- (j) That notwithstanding the date of approval, the amendment be effective from the first day of the month following the respective signing dates of the addendum by the Lessee and the Lessor, the last date of signature being the signing date for this purpose;
- (k) That the Lessee shall not cede, assign, delegate its right or obligations under this lease without the consent of the Lessor represented by the accounting officer, a consent which shall not be unreasonably withheld;
- (l) That the lease property shall at no point serve as security for the Lessee's obligations and that the Lessee shall not have a right to mortgage or encumber the lease property or any part thereof;
- (m) That maintenance plan for all the improvements on the leased property shall be drafted and agreed upon between the Lessor and Lessee and that the Lessee shall adhere to maintenance requirements per the approved maintenance plan and that the consequences for failure to adhere thereto must be incorporated in the said plan;
- (n) That the Lessee shall be responsible for taking out adequate insurance policy in favour of the leased property and be responsible for all the premiums;
- (o) That the addendum be annexed to the existing lease agreement be registered against Portion 2 of erf 26408, Willows, Bloemfontein and that the notarial registration of the amended lease agreement be for the sole account of the Lessee and
- (p) That all improvements shall become the property of Mangaung Metropolitan Municipality by means of *accession* and that control thereof shall pass to the Mangaung Metropolitan Municipality on termination of the lease agreement free of charge.

61.4**APPROVAL OF INDIGENT ACCOUNTS FOR INCLUSION IN THE 2019/22 INDIGENT REGISTER**

Annexure: Report received from the Chief Financial Officer, recommended by the City Manager, approved by the Executive Mayor and ratified by Exco representative.

RECOMMENDATION

1. That the council approves the **21 007** applications for inclusion in the 2018/2021 indigent register and are provided with free basic services as stipulated in the indigent policy;
2. That the council approves the **8 317** applications for inclusion in the 2018/2021 indigent register and are provided with free 50 kWh of electricity monthly;
3. That council write off the **R271 492 782.99** owed by **29 324** indigents and
4. That the **64** housing rental be provided with 50 kWh of electricity monthly.
5. That any misstatements of the accounts as per any appeals by beneficiaries and Councillors should be corrected when identified

61.5**REPORT ON MANGAUNG METROPOLITAN MUNICIPALITY COVID-19 COMMAND COUNCIL**

Annexure: Report dated June 25, 2020 received from the Executive Mayor.

RECOMMENDATION

It is therefore recommended that:

- 1.1 Council receives the report of the Metro Coronavirus Command Council.
- 1.2 Council notes the report.

61.6**DEFINITIVE AGREEMENTS ON THE CORPORATE ARRANGEMENTS BETWEEN MANGAUNG AND CENTLEC**

Annexure: Report received from the HOD: Corporate Services and recommended by the City Manager and the Provincial Executive Council Representative and approved by the Executive Mayor.

RECOMMENDATION

- 3.1 Council considers and note the following definitive agreements for application to CENTLEC as work in progress towards finality:

1. Memorandum of Incorporation
2. Shareholder Compact
3. Service Delivery Agreement

3.2 Council will convene a special council meeting within 14 days from this meeting to consider the approval of definitive agreements.

61.7

APPROVAL OF THE DONATIONS POLICY FOR MANGAUNG METROPOLITAN MUNICIPALITY

Annexure: Report dated June 10, 2020 received from the City Manager and the Provincial Executive Council Representative and approved by the Executive Mayor.

RECOMMENDATION that Council approve the Donations Policy.

61.8

REQUEST FOR COUNCIL APPROVAL: MANGAUNG METROPOLITAN MUNICIPALITY RURAL DEVELOPMENT PLAN (MRDP) - 2020/2025

Annexure: Report dated March 4, 2020 received from the HOD: Economic and Rural Development

RECOMMENDATION

- (a) The Mangaung Metropolitan Council approves the first generation 2020/2025 Mangaung Rural Development Plan/Strategy as its 20 year and beyond long term strategy plan for the development and sustainability of the rural people.
- (b) That the endorsed Mangaung Rural Development Plan/Strategy be reviewed every five (5) years to align to the changing rural community needs and aspirations with the long-term vision.
- (c) That the Mangaung Rural Development Plan/Strategy become a sector plan of the Integrated Development Plan.
- (d) That Mangaung Rural Development Plan/Strategy is included in the Spatial Development Framework.
- (e) That the Mangaung Rural Development Plan/Strategy and concomitant Implementation Plan be rolled out and facilitated by the Rural Development sub-Directorate under Economic and Rural Development Department for 2020 to 2025 period and

- (f) That the approved Mangaung Rural Development Plan/Strategy be electronically availed to the Mangaung Metropolitan Municipal Councillors through the Office of the Speaker and be publicized on the Municipal website for the wider public to access it.

61.9**PROGRESS REPORT ON THE ESTABLISHMENT OF A MUNICIPAL POLICE SERVICE FOR MANGAUNG METROPOLITAN MUNICIPALITY**

Annexure: Report dated June 9, 2020 received from the Executive Mayor.

RECOMMENDATION

- (a) Council to note the establishment of Mangaung Metro Police Department as gazetted on the 6th March 2020 with the establishment date of April 1, 2020.
- (b) Council to approve the relocation of Public to Metro Police Department effective from July 1, 2020.
- (c) The City Manager be delegated to finalise and implement the transitional and transfer arrangement relating to the establishment process.

62	REPORTS OF PROVINCIAL EXECUTIVE COUNCIL REPRESENTATIVE
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NONE

63	REPORTS OF THE SPEAKER
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63.1

A LETTER RECEIVED FROM SAMWU ON THE ESTABLISHMENT OF MANGAUNG METRO POLICE

Annexure: Report dated June 26, 2020 received from the Speaker.

RECOMMENDATION

Council receive the report with the attached letter from SAMWU and make a determination.

64	REPORTS FROM MUNICIPAL PUBLIC ACCOUNTS COMMITTEE
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NONE

65	REPORTS TO BE DEALT WITH IN COMMITTEE
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NONE

66	CLOSING OF THE SPECIAL COUNCIL MEETING
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MS R MAMATELA
SECRETARIAT UNIT
COMMITTEE SERVICES
CORPORATE SERVICES DEPARTMENT