

CONFIDENTIAL



MINUTES
of a
SPECIAL MEETING

MANGAUNG
METROPOLITAN
MUNICIPAL COUNCIL

INDABA AUDITORIUM
GROUND FLOOR
BRAM FISCHER BUILDING
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WEDNESDAY
OCTOBER 07, 2020
AT 11:15

MANGAUNG
METROPOLITAN
MUNICIPALITY

**MINUTES OF A
SPECIAL MEETING**

of the

MANGAUNG METROPOLITAN MUNICIPAL COUNCIL

held

VIRTUALLY ON MS TEAMS

on

WEDNESDAY, OCTOBER 7, 2020

at 11h15

- 1 **SPEAKER**
COUNCILLOR SIYONZANA MA
- 2 **ACTING EXECUTIVE MAYOR**
COUNCILLOR MASOETSA LA
- 3 **CHIEF WHIP**
COUNCILLOR MANGCOTYWA ZE

MEMBERS OF MAYORAL COMMITTEE (MMC) (SECTION 80 CHAIRPERSONS)

- 4 COUNCILLOR JONAS-MALEPHANE VE
- 5 COUNCILLOR MAHASE MM
- 6 COUNCILLOR MONYAKOANA NP
- 7 COUNCILLOR MORAKE MA
- 8 COUNCILLOR NKHABU M
- 9 COUNCILLOR NOTHNAGEL J
- 10 COUNCILLOR PONGOLO XD
- 11 COUNCILLOR THIPENYANE G
- 12 COUNCILLOR TITI-ODILI LM

SECTION 79 CHAIRPERSONS

- 13 COUNCILLOR MOTHIBI-NKOANE MM
- 14 COUNCILLOR NKOE MJ
- 15 COUNCILLOR SHOUNYANA MM
- 16 COUNCILLOR TLADI MM

PR & WARD COUNCILLORS

- 17 COUNCILLOR BOLT W
- 18 COUNCILLOR BOTES FR
- 19 COUNCILLOR BRITZ JF
- 20 COUNCILLOR CAMPHER ZMC
- 21 COUNCILLOR NB CEZULA
- 22 COUNCILLOR CHAKA NS
- 23 COUNCILLOR DAVIES M
- 24 COUNCILLOR DE BRUYN MAP
- 25 COUNCILLOR DENNIS ME
- 26 COUNCILLOR DYOSIBA S
- 27 COUNCILLOR FERREIRA TI
- 28 COUNCILLOR GAILELE IL **Absent without leave**
- 29 COUNCILLOR GOLIATH EK **Absent without leave**
- 30 COUNCILLOR KGANAKGA M
- 31 COUNCILLOR KHOLOMBA KJ
- 32 COUNCILLOR KHUNOU LM
- 33 COUNCILLOR KLAASEN RS **Absent without leave**
- 34 COUNCILLOR KOTZE GDP **Absent with leave**
- 35 COUNCILLOR LEBONA NJ
- 36 COUNCILLOR LEECH D
- 37 COUNCILLOR LOTRIET PA

38	COUNCILLOR MADELA BNV	
39	COUNCILLOR MAJARA LJ	
40	COUNCILLOR MAKHALANYANE TS	Absent without leave
41	COUNCILLOR MALELEKA PT	
42	COUNCILLOR MAPHATHE LM	
43	COUNCILLOR MARAIS P	
44	COUNCILLOR MASOEU TD	
45	COUNCILLOR MLAMLELI SM	
46	COUNCILLOR MATETHA NR	
47	COUNCILLOR MCKAY DMC	
48	COUNCILLOR MICHAELS SO	
49	COUNCILLOR MOFOKENG MJ	
50	COUNCILLOR MOGAPI KT	
51	COUNCILLOR MOHAPI TD	
52	COUNCILLOR MOHIBIDU PM	
53	COUNCILLOR MOHLOKI MM	
54	COUNCILLOR MOHULATSI MM	
55	COUNCILLOR MOKHOANATSE EM	
56	COUNCILLOR MOKOAKOA MI	
57	COUNCILLOR MOKOLOKO PR	
58	COUNCILLOR MONONYANE MB	Absent with leave
59	COUNCILLOR MOOPELO TM	
60	COUNCILLOR MOREENG KC	
61	COUNCILLOR MORURI MM	
62	COUNCILLOR MOTHUPI ML	
63	COUNCILLOR MOTLOUNG MV	
64	COUNCILLOR MVALA-MAJOLA DS	

65	COUNCILLOR NAILE TJ	
66	COUNCILLOR NDZUZO T	
67	COUNCILLOR NJIBA-LEBAJOA MA	
68	COUNCILLOR OLIVIER GJ	Absent with leave
69	COUNCILLOR PETERSEN JE	
70	COUNCILLOR POONE-RANKHOLO PP	
71	COUNCILLOR PRETORIUS JC	Absent with leave
72	COUNCILLOR PRETORIUS S	
73	COUNCILLOR RAMABOLU MJ	
74	COUNCILLOR RAMAINOANE TD	
75	COUNCILLOR RAMPAI CF	
76	COUNCILLOR RANCHOBE T	
77	COUNCILLOR RANTAI JH	
78	COUNCILLOR RASILE MM	
79	COUNCILLOR RASOEU LE	
80	COUNCILLOR SEBOLAO JE	
81	COUNCILLOR SEFUME NR	Absent without leave
82	COUNCILLOR SEFUTHI NM	
83	COUNCILLOR SEKAKANYO DM	
84	COUNCILLOR SELEBELI MG	
85	COUNCILLOR SELEKE PL	
86	COUNCILLOR SEWISA OP	
87	COUNCILLOR SNYMAN VAN DEVENTER E	
88	COUNCILLOR TERBLANCHE AP	
89	COUNCILLOR THATHO MV	
90	COUNCILLOR THWALA ZJ	
91	COUNCILLOR TLALE ME	
92	COUNCILLOR TSIANE MMP	Absent without leave

- 93 COUNCILLOR VAN DER MERWE R
- 94 COUNCILLOR VAN DER WALT TB
- 95 COUNCILLOR VAN NIEKERK HJC
- 96 COUNCILLOR VIVIERS BJ
- 97 COUNCILLOR QWEMA MB

MEMBERS OF BAROLONG TRADITIONAL COUNCIL

None of the members present

- 1 SETLOGELO M
- 2 MOROKA PE
- 3 MOLETSANE KC
- 4 SETLOGELO MB
- 5 MANYASHE V
- 6 MOKAKE KP
- 7 RANCHO TB
- 8 SESING LD
- 9 MOROKA MP
- 10 MOHAPI M

OFFICIALS PRESENT:

1	CITY MANAGER	ADV MEA TB
2	CHIEF FINANCIAL OFFICER	MR MOFOKENG SE
3	HEAD: ENGINEERING SERVICES	MR NDLOVU M
4	HEAD: PLANNING	MR MTHEMBU BS
5	HEAD: SOLID WASTE AND FLEET MANAGEMENT	MR MORE S
6	HEAD: SOCIAL SERVICES	MR NKUNGWANA MG
7	HEAD: HUMAN SETTLEMENTS	ADV PHALADI MJN
8	HEAD: CORPORATE SERVICES	MR NKAISENG D
9	HEAD: ECONOMIC AND RURAL DEVELOPMENT	MR MAINE TA
10	CHIEF METRO POLICE	MR KGAMANYANE K
11	ACTING CEO: CENTLEC	MR SEKOBOTO M
12	CFO: CENTLEC	MR MATSIMELA M
13	GM: COMMITTEE SERVICES	MR MOTHEKHE M
14	SENIOR ADMINISTARTIVE OFFICER	MS MAMATELA R

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)
- vi. 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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7
MINUTES
(OPEN COUNCIL)

89.
OPENING

The Speaker postponed the meeting for 10 minutes to allow Councillors to join the meeting. After the 10 minutes.

The Speaker, thereafter, requested all to stand for a short prayer and a moment of silence for the passing of Councillor A Mapota. He then requested Councillor XD Pongolo to pray.

He then welcomed the Acting Executive Mayor, Mayoral Committee members, the Chief Whip, Councillors, officials led by the City Manager, the Administrators, Adv M Mofokeng and Mr T Mkaza and the Team, citizens of Mangaung Municipality and the media.

NOTED.

90.
NOTICE OF THE MEETING

The Speaker read the notice of the meeting.

NOTED.

91.
APPLICATIONS FOR LEAVE OF ABSENCE

All relevant leave of absence and apologies were recorded and minuted as such in the attendance list on the first four (4) pages of the minutes.

NOTED.

92.
ACCEPTANCE OF THE AGENDA

The Council accepted the agenda as the official business of the Council meeting.

NOTED.

93.

ANNOUNCEMENTS

The Speaker announced that the Council will deal first with items of the Speaker before dealing with items of the Executive Mayor, however the Acting Executive Mayor should first present the items.

The Speaker reprimanded Councillor M Njiva-Lebajoa for eating and stated that she should come to his office.

On a point of clarity, Councillor BJ Viviers remarked: "Thank you, Mister Speaker. Are you sure that we are quorating otherwise we cannot continue and that my only question? Thank you, Mister Speaker."

The Speaker stated that the Council was forming a quorum as they were 58 Councillors present and Councillor BJ Viviers requested confirmation that indeed Councillors were 50% plus 1.

The Speaker confirmed that it was 92 individuals in the system of which 72 were Councillors.

Councillor M Kganakga raised a point of order: "Mister Speaker, I don't want you to forget, two meetings ago we were also meeting in this very Council on video for us all to see, it is very wrong for you to now threaten a Councillor and tell her she must come to your office when you have not been to any of our offices for your eating in Council. Thank you, Mister Speaker."

The Speaker responded: "I am not going to respond to you because, at that time if you remember, I gave you 30 minutes break and I ate at that time and so, if o lebetse, we were passing a budget at that time. So, I had my 30 minutes. I remember at that time, it was 20h00, that was on Friday. Others went to watch '*Generations*' but I was eating on that day."

NOTED.

The Acting Executive Mayor presented his items as follows:

“Thank you, Honourable Speaker. Let me start by greeting all the Councillors present, the officials and the media. Honourable Speaker let me start by appreciating the opportunity you gave me to table the items. I am very grateful that at long last we as a Council to finally convene and sit successfully.

Honourable Speaker, we have gone through a difficult period of the lockdown that had brought to the Country and the whole world to a standstill. The pandemic has caused havoc in the entire world. We as Mangaung Municipality have been negatively and seriously affected by the pandemic. Indication of that being that we have already lost two (2) Ward Councillors in Botshabelo, the late Councillor NA Ratsiu and Councillor RJ Mohlabane from Ward 28 and Ward 33 respectively.

Honourable Speaker, we as Mangaung Municipality have gone through a very difficult period, very difficult indeed, but I think it is time that we must actually applaud ourselves for having hand together the Municipality, most importantly that we have managed during this difficult period even if it is being very limited; we have managed to bring services to our communities.

Honourable Speaker, my intention actually today is not to make a long speech because it is a special Council and the issues of connectivity are actually limiting me, I had a speech that I needed to take through the Council, but importantly, we have finally managed as Council to sit today. We all know that we had previously postponed few other Council meetings, but through our efforts together as Councillors as the leadership of institution, we have managed now to – finally sit.

I must also applaud your efforts Honourable Speaker to ensure that things happen administratively so that the Council finally sits. We know that we encountered and I must apologize to the entire Council for the mistakes that happen that documents were not signed; it is issues that we take seriously particularly the whippersy under the stewardship of the Chief Whip because immediately after these mistakes happened, we managed to summon the administration, we managed to ensure that we correct; we take corrective measures to make sure that things go back to normal.

I am not going to make many excuses about the situation we find ourselves in of the lockdown, thanks to the efforts done by the entire Country and the Municipality that we despite all the difficulties finding ourselves being under level 1. It is an effort that we need to applaud as Council and as Country at large.

Honourable Speaker allow me to mention at least two things that took place in the Municipality in the positive node.

Two weeks back, it is worth for me to inform the Council that we had a summit that was hosted by the National Champions under the stewardship of the Deputy Minister of Housing, Water and Sanitation, Mr MD Mahlobo together with the Deputy Minister of Transport, Honourable DP Magadzi.

From the Province we had MEC of Police Roads and Transport, Mr MS Mashinini and MEC for Public Works and Human Settlement, Ms MA Kolozi and Ms MM Tsiu, MEC Health who graced the summit as members of the Province. We were dealing with issues of economic recovery and also the district development model which I think it is going to be of a very good benefit to the Municipality. We also had discussion of gender based violence (GBV) of which we know that now it is another sketch; we are dealing with the pandemic of covid-19 and maybe as the result of the lockdown, we are now seeing ourselves faced with GBV where men in our Country are becoming violent towards the women in our Country. We see on our tv's every time were women are raped and killed and we took a stand to say that as Country and as the Municipality we support the campaign against GBV.

Honourable Speaker, recently and I think two days ago, the President under the guidance of the African National Congress, the ruling party held an NEC Lekgotla that in the main was dealing with the economic recovery of the Country. We know the devastation that has been made by covid-19 in the Country and the entire world. We have been hit very hard by this pandemic and we must applaud the efforts that have been made by the President to ensure that our Country goes back and recover economically.

Honourable Speaker, I would not really want to go long; I know that as Councillors, we have gone through difficult period hence we at the moment have the Acting Executive Mayor in the Council. After the removal and the ensuing Council where the announcement was made that the former Executive Mayor has been ousted, the Council bestowed on me the position of the Acting Executive Mayor and as a result, we know that when the mayor is removed, the Mayoral Committee also goes.

I think I must also take this opportunity to say that I would like to take the responsibility that immediately after I was appointed as the Acting Executive Mayor, I then appointed the same Mayoral Committee to continue with work because the logic is simple; we did not want to disrupt the functioning of the Municipality. So, all the members of the Mayoral Committee who were there before, are still Mayoral Committee members with their responsibilities. The only part is that during this scourge of covid-19, we had a problem of Councillor LM Titi-Odili who is responsible for the Finances of the Municipality who got ill and was admitted and in her absence MMC Councillor MA Morake, Corporate Services was appointed acting in that position. Councillor LM Titi-Odili is back now and I think she will resume her position. We have a vacancy in the Mayoral Committee, and I would like to inform the Council that next week we will be convening an ordinary Council, that's where the changes in the Mayoral Committee will be properly announced.

Honourable Speaker with those few words and not forgetting to say that we as the Municipality, we also mourn the passing of Ward Councillor A Mapota even though she did not pass due to covid-19, it was a natural death not related to covid-19. We mourn her passing and I would like to close by saying that as Councillors, we must really take precautionary measures and make sure that we are safe. Let us take all the measures that the President always announced. Let us wash our hands, let's wear our masks wherever we go; let's make sure that all the areas that we are in, we sanitise.

I will also close by saying that I will like to applaud all the employees of the Municipality who were there at the forefront to ensure our people get services even if, I know that we were overwhelmed with many other service delivery issues, but at least we had employees who were there to ensure

that our communities do receive the services. With those words Honourable Speaker, I will like to table all the items with the exception of item 94.12 (*approval of the commencement of the Hauweng bus service operations in Phase 1C (CBD to Brandwag) whilst Phase 1A (CBD to Rocklands) is under construction*). Thank you, Honourable Speaker.”

The Speaker remarked: “When the position of mayor is vacant, the deputy mayor acts and assumes all the powers delegated to the mayor and that is why he is able even to appoint the mayoral committee.”

On a point of order, Councillor BJ Viviers remarked: “Thank you Mister Speaker and through you, thank you Acting Executive Mayor. If I look at the Structures Act, you are totally correct in terms of Section 56, the acting mayor or the deputy mayor take over the responsibilities or obligations of the executive mayor; however Section 60, is very clear, that if we don’t have an executive mayor, then Mayco dissolves. Will you please give me guidance of where you get a directive or legislation that indeed, that the acting Executive Mayor being the Deputy Executive Mayor in our instance really have the authority to appoint and reappoint Mayco? I prayed that you have listened. Thank you, Mister Speaker.”

The Speaker responded as follows: “Yes, you are correct when you say it is in Section 56, but you must also understand that it indicates that all the powers delegated to the mayor. The Deputy Executive Mayor is elected by Council and in case that the position is vacant, or the mayor is not available the deputy executive mayor act. In case position is vacant, the Deputy Executive Mayor assume all powers of the Executive Mayor and one of the powers is to appoint the Mayoral Committee and he did so. If you are not happy about this, you can come to my office, but he does have powers to appoint the Mayoral Committee.”

NOTED.

94.1

REVISED 2019/2020 SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN IN LINE WITH ANNUAL ADJUSTMENT BUDGET

Councillor DMC McKay addressed the Council:

“Thank you, Mister Speaker. This item in itself, is a calamity of errors. To honour this item with debate, will be a smack in the face of the residents of Mangaung, the members of this august house and Section 152 (a) of the Constitution of South Africa. I must say this Mister Speaker, because this item is long past due date, so long gone that it is expected for us to later vote and debate the merits of not one, but two quarterly reports based on this SDBIP.

Mister Speaker allow me to explain the word ‘Plan, as a noun it means: *a detailed proposal for doing or achieving something, and /or an intention or decision about what one is going to do*. As a verb it means decide on and make arrangements for in advance.

Now Mister Speaker, I am sure you will agree that approving this item today, will not serve as 'in advance, future proposal or intention'. Instead Mister Speaker, even entertaining this item will be condoning the arrogance and incompetence with which it was tabled.

Mister Speaker, may I remind you that SDBIP entrenches the accountability requirement that the entire administration and Council has to the broader community of Mangaung. It is supposed to outline the actual programmes and projects that the Municipality will be implementing using the respective income revenue, (The operative words 'will be'. Future tense). One of the its fundamental aims is supposed to facilitate accountability and transparency of the municipal administration and managers to the Council and subsequently, Councillors to the communities of Mangaung. How were we supposed to do oversight on an implementation plan that we had not seen, and you expect us to approve or debate an item that has already been implemented without Councils perusal. Mister Speaker that would be condoning continuous, unauthorised expenditure and incompetence.

Mister Speaker, I am not sure if you were ever in the military but allow me to draw a comparison. If the Municipality was a military corps, then the Executive Mayor would be the General, the City Manager would be the Commanding Officer and the SDBIP, the operational plan. If that were the case the General would be going to war to fight a losing battle as the intelligence past onto him by the Commanding Officer is compromised and already in use by the enemy. As for the troops commanded by the Commanding Officer and his officers, they would be vanquished by a high school cadet corps, as they have no equipment, resources or ammunition. In short, the Commanding Officer has fallen short of his responsibilities and should be removed before he cost anymore lives.

In closing Mister Speaker, I would like to remind each and every Councillor present, that if they vote in favour of this item, they will be complicit to the incompetence of these administrators and thus as guilty for the state that our beloved City finds itself in. I implore of you to make a stand, do not comply with this derogative behaviour, it is an insult to your conscience. That said Mister Speaker the DA will be voting against this item, for the aforementioned reasons and would like that it be placed on record. Thank you, Mister Speaker."

Councillor MA Morake addressed the Council:

"Mister Speaker, in terms of this revised SDBIP 2019/20, on the 30th of June, as a result of covid-19 pandemic and the Disaster Management Regulation, Council approved an adjustment budget, Section 28(1) of the Municipal Finance Management Act 56 of 2003 provide that the municipality may revise an approved annual budget through an adjustment budget.

The process towards the development of adjustment of the 2019/20 SDBIP took into consideration legislative requirements as per the Municipal Finance Management Act. The purpose of the budget was to factor in the adjustment on expenditure as a result of response on intervention of curving the spread of covid-19 within the Municipality. The approved adjustment has an impact on the 2019/20 SDBIP hence the need to ensure those changes are made on the 2019/20 SDBIP. This exercise will ensure that there is alignment and consistency in the Annual Report that must be submitted to Auditor-General in due course. I support the move and approval of the report and the recommendation thereof.

I think if we are all living in South Africa; if we are all living in this world, we know what has been happening; we know we had lockdown, we had level 5, 4...we had those and I think people must not really try to ...they must be objective in addressing these matters of the Council. Thank you, Honourable Speaker.”

Each party’s Whip was requested to confirm their number (in terms of attendance on MS Team) and their vote for this item.

*It was thereupon with **51 votes in favour, 29 votes against and 1 abstained,***

RESOLVED that the recommendation as set out in the agenda be accepted, adopted and approved, by the Council.

RESOLVED to Council is to:

- (a) Approves the revisions made on the Service Delivery and Budget Implementation Plan 2019/2020;
- (b) Notes that the revised SDBIP document will be sent to the Departments of Provincial and National Treasuries as well as provincial department responsible for Local Government for records and
- (c) Notes that the revised 2019/2020 SDBIP document will be published in the Municipal website as required by law.

94.2

2021/2022 IDP AND BUDGET PROCESS PLAN

Councillor PA Lotriet addressed the Council:

“Thank you, Mister Speaker. This IDP and budget plan is the road map to the successful implementation of the IDP. This plan has to keep in mind specific policies, budgetary realism within a specific timeline. This is essential for the proper and effective implementation and realization of the needs and expectations of the residents of Mangaung. This is what is supposed to happen.

However, Speaker, this process has become nothing more than box ticking exercise with no effect. Year after year we go through the motions. The IDP is approved, the budget process is approved, and we tap ourselves on the shoulder that we have complied with the statutory requirements.

The problem is, Mister Speaker, this is where it ends. The harsh reality is that a plan means nothing if it remains on paper. A plan is only as good as its implementation. The plan has to translate into action and results. Unfortunately, in Mangaung, this is where our plans stay, on paper. This is evident in the ruin we see around us.

Year after year we approve this budget process plan, year after year we hope that it will result in action and the implementation of the IDP, year after year we tell the residents things will improve. And year after year they are disappointed.

Mister Speaker, this disappointment has now become disillusionment. There is no better tomorrow under the ANC, this Metro needs a new government and I am so disappointed that the previous speaker raised the corona virus issue as if it was the beginning of the problems, it is unacceptable.

The DA can no longer act as a rubber stamp for a process and a plan that will lead to nothing. We cannot approve for the sake of approving. This is much more than merely adhering to the legal procedural requirements, this has to be about actual change. And given the track record of the ANC in the Mangaung Metro we have no reason to believe there will be any change, nobody in their sound mind will believe that, no resident will believe that. The DA will not support this item; our residents deserve more. We will be against this. Thank you, Mister Speaker.”

Councillor MA Morake addressed the Council:

“Thank you, Honourable Speaker. The Municipal Finance Management Act, Section 21 stipulates that: the mayor of the municipality must coordinate a process for preparing the annual budget for reviewing the municipality’s integrated development plan and budget related policies; to ensure that the tabling of the budget and revision of integrated development plan and budget relate policies are mutually consistent and credible.

Furthermore, Section 34 of the MSA further requires that the IDP adopted by Council must be reviewed annually. This section states the following: municipal council must review its integrated development plan annually in accordance with the assessment of its performance measurement to the extent that the changing circumstances so demand. The IDP and budget process as tabled today outlines the planning and budget circle ensure that the City meet the legislative requirements.

In the 2021/2020 financial year the City will continue to focus on the following in terms of the IDP and budget process:

- Advancing and strengthening public participation
- Strengthening of the public participation stakeholder engagement process

Honourable Speaker, we are aware of the new normal caused by covid-19 and we will ensure that public participation and engagement will adhere to the health protocols and directives as and when issued.

- Focus on implementation and monitoring programs and projects for the achievement of the development priorities as adopted by the term of the Council.

Honourable Speaker, the approval of the integrated development plan as required by the Municipal Systems Act, No 32 of 2000 is a critical milestone that need to be achieved to ensure sustainable planning within any municipality.

Honourable Speaker, we know that we have shortfalls especially in terms of the budget at some point. The other programs are not able to be implemented. But what we are saying, we are encouraging our fellow opposition parties, they must not encourage communities to open what we call rate payers associations so that many people must pay services, to ensure that we must strengthen capacity within the City. I think that will be a positive move for anybody who is a Councillor because even if we have ANC as the leading party in Council, but we have other parties, which are part of the Council, so we are expecting them to contribute positively for us to achieve whatever we are planning in terms of IDP and Budget processes. I think those are some of the things that if we become together as one and united in action, we will be able to achieve more. So, we must speak one language when we go to communities, we must not speak other languages.

We know that there are challenges and in any way, challenges we will overcome if we become united and we work together as the ruling party and the opposition parties. I recommend the approval of this item. Thank you, Mister Speaker.”

Each party’s Whip was requested to confirm their number (in terms of attendance on MS Team) and their vote for this item.

*It was thereupon with **48 votes in favour, 29 votes against and 1 abstained,***

RESOLVED that the recommendation as set out in the agenda be accepted, adopted and approved, by the Council.

RESOLVED that the Mangaung Metropolitan Municipality’s Council:

- (a) Approves the 2021/2022 IDP and Budget Process Plan, set out in the body of the report and as attached, in compliance with the provisions of the Municipal Systems Act and the Municipal Finance Management Act;
- (b) Notes that a copy of the approved 2021/2022 IDP and Budget Process Plan will be submitted to the Free State MEC of Cooperative Governance as well as to National and Provincial Treasuries;
- (c) Notes the attached IDP and Budget Process Plan that also outlines IDP Institutional and Management arrangements that will be used to facilitate the planning, monitoring and budget processes.

94.3

SUBMISSION OF MANGAUNG METROPOLITAN MUNICIPALITY SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP) FOR 2020/2021 FINANCIAL YEAR**Councillor DMC McKay addressed the Council:**

“Thank you, Mister Speaker. As this item is for noting only please allow me to ask the following clarifying questions:

- Why is this document late again, it was supposed to be submitted 30 days after approval of the budget and made public 14 days after that? How are we as Councillors supposed to perform oversight on a plan that we only see for the first time three months into the financial year it is planned for? Must I explain what the word plan means again? May I remind Council that the first quarterly report on this SDBIP is due before the end of October?
- If all Departments are to contribute to revenue collection as stated in the introduction by the previous Executive Mayor, Councillor SM Mlamleli, then why is the source ‘fines, penalties and forfeits’ only budgeted for a minuscule amount of just more than R3 million? Is it because we don’t have a functional Traffic Department and if so, why is there no budget to re-establish the Department to its previous functionality? This is a valuable source of income not being utilized and the lack thereof has a further consequence of unsafe roads due to reckless driving.
- Why has the implementation of illegal dumping fines not been instituted? This too could benefit the Metro in both income from the perpetrators and reducing the cost to the department of fleet and waste due to less expenditure being used to remove illegal dumping.
- Why has the Department of Planning received fourfold the budget of the Department of Economic and Rural Development? Surely one can see that Economic Development will not only bring much more revenue to the Metro than more ‘*pie in the sky*’ planning. Not to mention the much needed jobs.
- The same goes for the Department of Waste and Fleet. Its budget is less than miscellaneous. Why is that? Is it maybe because miscellaneous can be utilized to line pockets easier?
- Why was the waiver of interest on outstanding tariffs paid in full not brought to Council and has the outcome been considered in this SDBIP? Only Council can approve or adjust the rate of tariffs. Not that we disagree with the motivation, but protocols are there for a reason and must be followed.
- Has the impact that covid-19 had on the economy and the residents cash flow been taken into account in this SDBIP and if so, what economic relief measures have been put in place for residents that cannot afford the one third deposit normally required on outstanding accounts to prevent their services being cut?
- And then why is only 5kms been budgeted for resealing of roads and speed humps for the entire year and at such an astronomical amount close to R15 million? Bitumen is not so expensive and nor are the construction of speed bumps. In my opinion, some tenderpreneur has once again struck gold.

9A

- The final question Mister Speaker is, when will be able to debate the merits of this SDBIP as clearly it is flawed or will only be six months down the line, once it has been implemented and irrelevant as all the tenderpreneurs would have already taken their cut?

Thank you, Mister Speaker.”

Councillor M Kganakga raised a point of order that the Speaker was eating and also talking whilst Councillor DMC McKay was delivering his speech.

Councillor CF Rampai wanted to answer some of the questions raised by Councillor DMC McKay however he was not allowed by the Speaker as the item was submitted for noting and therefore only allowed clarity seeking questions.

Councillor MJ Selebeli addressed the Council: “Thank you, Honourable Speaker. Let me not dwell on the speech made by the Councillor of the DA. But as you have noticed, item 94.3 is for noting. As the ANC we support the item as is. Thank you, Honourable Speaker.”

*It was thereupon with **51 votes in favour, 6 votes against and 24 abstained,***

RESOLVED that the recommendation as set out in the agenda be accepted, adopted and approved, by the Council.

RESOLVED that Council:

- (1) Notes the attached Service Delivery and Budget Implementation Plan for 2020/2021 financial year as approved by the Acting Executive Mayor;
- (2) Notes that the SDBIP document will be sent to Provincial and National Treasuries as well as provincial COGTA for record of what Mangaung Metropolitan Municipality intends to do and achieve in the 2020/2021 financial year;
- (3) Notes that the 2020/2021 SDBIP document will be publicised as required by prescripts.

94.4

REPORT ON THE IMPLEMENTATION OF THE SUPPLY CHAIN MANAGEMENT POLICY FOR THE QUARTER ENDING JUNE 2020

Councillor FR Botes addressed the Council:

“Thank you, Honourable Speaker. This item is very important so that residents can see what is the progress on service delivery and what can the Municipality contribute to better the life of residents. But what is negative on the new tenders are that the DA is not sure if the administration follows all the legislation to appoint the correct contractors for the tenders.

9B

In this case the DA is not sure if honesty forms part of this projects. My reason for that is the following. The Municipality work with public funding and they must always work with public funding to the best benefit of the residents. If you look on page 4 of this item, the following questions are important to ask:

- On page 4: number 1, 2 and 3 Contract description: *'Supply, delivery and installation of pre-paid water meters for Mangaung Metro Municipality'*, three contractors were appointed, and every contractor received a tender of R55 million. At all three tenders nothing was mentioned of the quantity of pre-paid water meters for R55 million to be installed. During the evaluation of the tenders, as approved on the 25th of March 2020 *'Calandra Trading 621 (Pty) Ltd* was disqualified but still received a tender of R55 million and also received a rating of 77,24. Just Rights Trading (Pty) Ltd also received R55 million for this tender and received a rating of 74,84.

Honourable Speaker, the DA ask the following questions: Can the administration supply the DA with all the names of the contractors who apply for the tenders and also the points scored of every contractor? Also, can the administration indicate if the tenders awarded on the *'panel application system'* from the administration?

- Iceburg Group (Pty) Ltd received a tender of R54,449 million for 3 700 water connections at Botshabelo. This project is over a period of 18 months. If you do a calculation it means every water connection will cost R14 716,19. **In Afrikaans sê ons ek ruik a rot.** Furthermore, this contractor must only connect 6.8 water connections per day over the 18 months period to complete the project. What about productivity of this project?

Honourable Speaker the President said a few weeks ago that corruption must be stopped. Every Councillor who listen to this speech and be honest, will agree that the above tenders of R219,449 million are not legal, and a lot of corruption form part of this tenders. Honourable Speaker the DA cannot vote for this item and ask that this item to be referred back. It is important that the tenders be referred to the Standing Committee on Public Accounts in Parliament, the Auditor-General and other roll players who can investigate the tenders. Thank you, Honourable Speaker.”

The Speaker stated that MPAC is empowered to investigate all these matters however if there was matters of corruption etc. there was Disciplinary Board that could deal with such matters. The questions that Councillor FR Botes raised, administration should deal with that

Councillor E Snyman van Deventer addressed the Council:

“Thank you, Mister Speaker. The Freedom Front Plus cannot support this item. We cannot allow the Metro to be stripped off with its indispensable monies as well as its capital by uncaring, fibbing, stealing, corrupt ANC government. The tenders for PPEs are proof of what I have just said. There are several problems in the process ...”

On point of order, Councillor MJ Selebeli: “Honourable Speaker, can Councillor E Snyman van Deventer withdraw the words ‘corrupt ANC’. ANC is not corrupt. Can she withdraw that?”

Councillor E Snyman van Deventer continued: “Mister Speaker, I said uncaring, fibbing, stealing, corrupt ANC and I they want me to withdraw corrupt ANC, so I withdraw the word corrupt ANC...”

On a point of order, Councillor XD Pongolo: “Remember Honourable Speaker, the Freedom Front Plus is coming from the broederbond, they stole everything in South Africa and so she just can’t label the ANC stealing, we have never stolen anything. But she as the Freedom Front Plus was at the forefront stealing the property of South Africa...”

The Speaker interjected and ordered Councillor XD Pongolo to sit and further remarked: “Councillors listen, if you are going to debate this item, it means you know it, it means you will be part when people are called to come and answer. Remember this deals with Supply Chain Management and so, I suggest that you ask questions so that whenever there are enquiries on these matters, at least you know that you just passed it but you don’t have details on it. I was just indicating that we are dealing with the matter and if you are going to start debating, it will be problematic.”

Councillor E Snyman van Deventer continued:

“Thank you, Mister Speaker, just a history lesson for Councillor XD Pongolo, the Freedom Front Plus was never part of the broederbond, maybe you should just check your history.

To get back to the item, the tenders for the PPE are a proof of what I just said. There are several problems in the process. Firstly, it seems that suppliers are inflating their prices when they are dealing with the Metro. Secondly it seems like the tender committee have no idea of reality and are awarding or rather re-awarding ridiculous tenders; maybe it is not one or two but one and two and most probably the tender committee are adhering to the instructions of the ANC bosses. Let me give you few examples:

- Unlimited Travel in May: face masks for R173 904.00 which means 6955 masks at R25 per mask. What did you do with 7000 masks? What was the price per mask? I bet you my whole salary for October that you did not pay only R25 per mask, which is the average price for a mask in Mangaung.
- Unlimited Travel in June: cloth face mask 2 ply R66 000.00. Again, how much per face mask and how many did you receive?
- Domino: 3 ply masks for R199 992, it means you bought, at ordinary rate 5740 masks, who received these masks, how many did you receive?
- DS Trading: non-contact thermometers for R96 000 at R2000 per unit that means 48, how many did you actually received for R96 000?
- V-Trix: 3mm clear Perspex-1700mmX800mm with aluminium frame, an average cost of this already cut to specific requirement from hardware stores and other suppliers in Bloemfontein. In accordance with ...their rates, that means the Metro bought 90 metres of clear Perspex, where did you use 90 metres? I did not look, but maybe we changed the Glass Palace to the Perspex Palace.
- Ultimate Waste Management: R40 890.00 for hand sanitizers and spray bottles. How many spray bottles and what is the cost per litre for sanitizers? You can buy 2100 bottles from Dischem for R40 000.00.

But, you know what is showing the compassion or lack thereof, of this ANC government, read from page 16 of item 94.4, where we give R2810 or R1685 per funeral while we pay R200 00.00 for just two Councillors funerals a week ago or a R100 000.00 for one Councillor's funeral today.

Mister Speaker, I am not just complaining, there are solutions. The City Manager can appoint or redeploy maybe two officials to his office and just get themselves on the phone to do one thing, find businesses in Mangaung without saying that they are from the Metro and check the real prices of goods to be acquired through the tender process then the tender committee will have an idea what the real prices of goods are and then we would not have to pay these inflated prices to the ANC friends and families.

Furthermore, I urge all opposition parties to get their members of parliament to change the legislation to ensure political party overview of tender process. I know the ANC will oppose this because it will limit themselves their friends and families from stealing from local government. Thank you, Mister Speaker.”

Councillor MJ Selebeli stated that as ANC they supported the item as is.

The Speaker remarked: “Councillors, make things easier for me please. This item deals with Supply Chain Management (SCM) and the issues of SCM starts from Junior officials and end up to the Senior officials. People who are working in Mangaung are not only coming from the ruling party and those who are serving in those committees; they are not appointed because they are from the ANC. Let us avoid, when we box each other to use political parties. We are not supposed to use political parties on some of the items. We were not there on these items, the only time that we will deal with them in details, it is when they are coming from the AG, it is when we as Councillors are discussing a report of MPAC. So I am just saying that you are Councillors and you don't deal with SCM matters, you are supposed to come with clarity seeking questions and at an appropriate time when we supposed to deal with them in details, then you can come in and box each other.

*It was thereupon with **51 votes in favour, 30 votes against and 1 abstained,***

RESOLVED that the recommendation as set out in the agenda be accepted, adopted and approved, by the Council.

RESOLVED

- (a) That the Council take note of the stock count for the financial year ending 2019/2020;
- (b) That Council approves stock count report, damages and obsolete items for the financial year end 2019/2020 and
- (c) That Council take note of the Supply Chain Management report for the fourth quarter ending June 2020.

94.5

ANNUAL REPORT ON THE IMPLEMENTATION OF THE SUPPLY CHAIN MANAGEMENT POLICY FOR 2019/2020 FINANCIAL YEAR

Councillor M Kganakga addressed the Council: “Thank you, Honourable Speaker. Before I ask my clarity seeking questions, I just want to disagree with your previous statement that the ANC is just like the opposition, you have proudly stated that you were the ruling party and thus you cannot be oblivious to what is happening in the administration. I will now continue with my clarity seeking questions on the annual report.

1. According to this report, Bene Tech, Batlokoa (Pty)Ltd and Manyoni and Gija Investment CC already contracted by the City as service providers; if that’s the case, why do we have QE66, QE86, QE066 for Ethabetswe Construction, the sum of R238 367.00 for the same services that are contracted to those service providers and that we are already paying salaries to do that. We also have Kediregape Investments and Rekgonne Transport to also do the same services that were contracted to Manyoni and Gija Investment, Bene Tech, Batlokoa (Pty)Ltd and that we are paying salaries for.
2. Mangaung is paying Lateral Unison Insurance Brokers R19 134 000.00 for a three years period as a service provider. If we have an insurance service provider that we are paying R19 million for, why is it so difficult to ensure current and previous Councillors instead of paying a R100 000.00 whenever a funeral occurs, like the one we have now?
3. As per this report, Mangaung has paid over 83 different consulting companies over one financial year, why do we have so many consultants, what are the staff of Mangaung doing?
4. Bid 529A: Supply, delivery and installation of prepaid water meter over two years period for R55 million. The contractor contracted to provide these services had been saying in this financial year they are struggling to get payment from Mangaung and thus not being able to provide these prepaid meters. Where has the money gone to?
5. MMMFQ616: Supply and delivery of fruits, vegetables and supplements for six months with an available budget of R511 151.22. If Mangaung is running a juicing or supplement store?
6. FQ68 on page 121 of this report, the maintenance stock levels of R3 145 742.78 this means there is stock available in the maintenance warehouse and based on the salaries that we pay, we have human resources to do maintenance, why are we paying a quotation of R34 409.15 for the maintenance of toilets?
7. In August 2019, payments were made ...?

The Speaker interjected to indicate that Councillor M Kganakga’s speaking time was over however Councillor M Kganakga’s disagreed that she only spoke few minutes on the annual report. She continued as follows:

7. In August 2019, we were paying Sabinet Online Ltd R357 426.00 for annual subscriptions. If you check Sabinet Online Ltd core business online journals, in the last two financial years, there is no real proof that Mangaung has published any financial journals.
8. On page 48 to 50 of this report, April 2019 Mangaung paid 27 companies for waste collection due to covid-19. But anyone in the world know that covid-19 was only an epidemic after April 2019.

10A

9. Bid 568 – 2019/2020: Communication services for Mangaung. Doesn't Mangaung already have a Communication's Department?
10. Bid544 – 2019/2020 for R3 824 797.33, this is the supply of meter reading and meter services to Mangaung. In my own Ward, I made a sample of 253 houses for these contractors that are being paid this ridiculous amount of money and I found houses without meter numbers, houses without meters, 65 houses that were not in the book and houses that are read that already have prepaid meters. Why is Mangaung outsourcing the services if we are not getting value for money?
11. QE0794 for R173 904.00 for Unlimited Travel for the supply of PPE. Unlimited Travel stated that this is a travelling company. Why is Mangaung paying a travelling company for the supply of PPE?
12. Fleet No 1069 for the total cost of repairs in that financial year R305 972.00. This vehicle has two identical invoices to the cent. Each of R152 986.00; one for cof and the other one for services. There is no way that one vehicle can have two identical invoices to the cent.
13. Fleet No 1120 also has two similar invoices to the cent for R71 576.76, one for hydraulics and the other for services..."

The Speaker interjected to indicate that Councillor M Kganakga speaking time was over as she was allowed more than the allocated 5 minutes. Councillor M Kganakga disputed and further said that as this was an annual report she should be allowed to finish and that the Speaker also mentioned that Councillors should take note as these matters would be investigated.

The Speaker disagreed that the item was an annual report but a compliance quarterly report and that the annual report would be submitted either by the AG or Oversight Committee (MPAC). He further stated that the submission of the annual report would be in January. He then explained the process of the submission of the annual report.

Councillor M Kganakga stated that the item must then be referred back as it was incorrectly worded.

Councillor MJ Selebeli stated that the ANC supported the item.

*It was thereupon with **51 votes in favour, 1 votes against and 29 abstained,***

RESOLVED that the recommendation as set out in the agenda be accepted, adopted and approved, by the Council.

RESOLVED

- (a) that the Council take note of the stock count for the financial year ending 2019/2020;
- (b) that Council approves stock count report, damages and obsolete items for the financial year end 2019/2020 and
- (c) that Council take note of the annual Supply Chain Management report for ending 2019/2020 financial year.

94.6**MUNICIPAL FINANCE MANAGEMENT ACT (MFMA): PRELIMINARY BUDGET AND PERFORMANCE ASSESSMENT REPORT IN TERMS OF THE MFMA, SECTION 52(d), FOR THE QUARTER ENDED 30 JUNE 2020**

The Speaker mentioned that the three items i.e. 94.6, 94.7 and 94.8 will be discussed simultaneously.

Councillor JF Britz addressed the Council:

“Thank you, Mister Speaker. In the previous Council meeting, I appealed to you that due to the unavailability of translation services, to rule that we must conduct our meetings in English so that everybody can understand the inputs of all speakers. Your ridiculous reply was that the unavailability of translation services was because the DA voted against this item. Mister Speaker please listen carefully now, because I am going to use this report to explain to you again with facts some of the main reasons the DA voted against the budget.

Let us start with the capital budget where you promised the community certain projects that will create and improve infrastructure for their benefit. For that purpose, you approved the capital budget of R1,2 billion and you have expected everyone to be happy with this wonderful promise and clap hands to support and praise the ANC, but guess what, in mid-term you reduced that amount to R725,6 million in the adjustment budget, you could not even fulfil that promise because in this report before Council today, we see that for the full financial year only R450,4 million was spent on capital budget and R850.8 million less than what you promised when you approved the budget.

For the financial year ended 30 June 2020, it was budgeted for funding; a funded operating budget that close with surplus of R370.1 million. Looking at the actual performance, the end of the results shows that you collected R250,2 million less income and spent R334,2 million more on expenditure and that means the budget is again unfunded because it closed with a deficit of R214,3 million.

Mister Speaker, this is what we expected and the DA stated again and again that you ANC Councillors have no clue of what is needed to manage the Metro’s finances and as a result of that, you appoint incompetent HODs and managers in certain Departments to assist you in destroying this Metro financially bit by bit. It is important to note there that we acknowledge that not all HODs and managers fall in this category...(inaudible – poor audio connection)

When we voted against the 2019/20 budget, we thought that you would have taken your history of dealing with overtime into account; your budgeted amount of R96,8 million for overtime was not enough; we were proved to be correct when you increased that amount to R135,4 million in the adjustment budget. Now at the end of the financial year, you see that even that was not enough because you closed with a total expenditure R168,5 million on overtime and that is R71,7 million more than the original approved budget.

Mister Speaker, budgeted rates income for 2019/20 is R1,266 million. The actual amount of 30 June 2020 is R1,334 million; R68,3 million more than the budgeted amount. It further...(inaudible – disturbing horn sound on the background) the actual rates at 30 June 2020 is only R41,4 million ...(inaudible – ambient noise) than the budgeted income for 2020/21 is a clear indication that this income is again misstated.

10C

It is also clear that the person or persons who determine the rates tariffs don't have a clue of what they are doing and you as ANC Councillors are unable to see that because of that incompetence, you are overcharging the rate payers and that is one of the reasons why the outstanding debtors increase with newly R1 billion in the 2019/20 financial year.

Other ...figures showed in the report by outstanding creditors and the DA continuously pointed out that the reported amounts are unreliable, the total amount owed to creditors indicated as R42,8 million...it is not a good situation. Water is indicated as R262 million, is time to acknowledge that the Bloemwater want to cut our water supply because you owe them R1,2 million. The fair solution to the community is to vote the DA into power because you have a proven record that we deliver; we rule because we constantly deliver on this government. Democratic Alliance will vote against this report. Thank you, Mister Speaker.”

Councillor MJ Selebeli stated that the ANC supports all three items as discussed.

Councillor DMC McKay requested that it be noted that the DA voted against the items.

The Councillors then voted for all three items dealt with simultaneously.

*It was thereupon with **51 votes in favour, 24 votes against and 1 abstained,***

RESOLVED that the recommendation as set out in the agenda be accepted, adopted and approved, by the Council.

RESOLVED

That, in compliance with Section 52(d) of the MFMA

1. The Accounting Officer 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 30 June 2020 and,
2. The Executive Mayor of the municipality must, within 30 days of the end of each quarter, submit a report to the council on the implementation of the budget and the financial state of affairs of the municipality and,
3. In order to comply with Section 71(4) of the MFMA, the Accounting Officer ensure that this statement be submitted to National Treasury and the Provincial Treasury, in both a signed document format and in electronic format.
4. That Council takes note that this is preliminary financial information, final Section 52 Report will be submitted after finalization of the 2019/20 Annual Financial Statements.

94.7

MANGAUNG METROPOLITAN MUNICIPALITY: MFMA SECTION 52 REPORT: SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (01 JANUARY 2020 – 31 MARCH 2020)

Councillor DMC McKay addressed the Council as follows:

“Thank you, Mister Speaker. Mister Speaker once again this item is extremely late it was supposed to be submitted before the end of April earlier this year. Only five (5) months late! This seems to be the tendency and legacy of the Mlamleli administration. Thank goodness that her time has come to an end, but let’s not harp on that, let’s get to the merits of this report.

Mister Speaker, it is extremely concerning that 70% of projects and services during that quarter receive a below expectation, unsatisfactory performance or were simply rolled over to the next quarter. This dismal performance cannot even be blamed on covid-19 as the start of the lockdown only started on the 27th of March 2020. So how do we explain it? Simply a lack of competent leadership, full stops!

While we at it, Mister Speaker, I would like to rectify an error in this report. I would like to believe that it was a simple typo, but it should read (24%) 77 projects and services have performed below expectation and (25%) 78 projects/services that registered unsatisfactory performance. It’s simple maths.

To continue, Mister Speaker, I was absolutely applauded by the dismal performance from the Department of Human Settlements. Not one of their services or projects met target or higher during that quarter, absolutely zero! 100% of them were below expectation, unsatisfactory performance or simply rolled over to the next quarter and that from a regime that claims to care for its people. Well I beg to differ!

Then Mister Speaker, I would like to know why is paving more important to the Metro than residents that lives in it? I say this because according to this report it was more important to pave the Naval Hill parking lot than build a Fire Station in Botshabelo. This is not the only example, the Waaihoek Precinct walkway, took precedent over sewer reticulation, waterbourne sanitation, refurbishment of sewer systems, upgrades of re-use water systems and housing. Both the Naval Hill parking lot and the Waaihoek Precinct met target during that quarter but the basic service delivery items as aforementioned, along with housing and rental issues all receive unsatisfactory performance or were nonchalantly passed on to the next quarter. So, by deduction paving, according to the Mlamleli administration, outweighed the health, safety and shelter of the Mangaung residents.

Lastly Mister Speaker, I was devastated to see that after-all the upheaval, debate and advice we as the DA offered to improve the situation of wasting grants. Strongly mentioning that they are use it or lose it grants, our words seem to have fell on deaf ears. I say this Mister Speaker as during the third quarter once again 1200 residents were denied the opportunity of gainful employment via the EPWP or CWP job creation programme.

Mister Speaker, Councillor SM Mlamleli should be ashamed of herself, for denying residents the dignity of put a plate of food on the table of their families without scourging for scrapes or ‘piece jobs’, it is an absolute disgrace that not even one (1) job was created during this period. Absolutely Zero and that program were directly under her control.

She claimed it! It is an absolute travesty! I truly hope the ANC has learnt their lesson and don't buckle under alleged provincial or peer pressure to bring her back!

That said Mister Speaker the DA will be voting against this item, for the aforementioned reasons and would like that it be placed on record. Thank you, Mister Speaker."

*It was thereupon with **51 votes in favour, 24 votes against and 1 abstained,***

RESOLVED that the recommendation as set out in the agenda be accepted, adopted and approved, by the Council.

RESOLVED that Council approves the 3rd quarter report (01 January 2020 – 31 March 2020).

94.8

MANGAUNG METROPOLITAN MUNICIPALITY: MFMA SECTION 52 REPORT: SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (01 APRIL 2020 – 31 JUNE 2020)

Councillor DMC McKay addressed the Council: "Mister Speaker, once again, this item is also late, I am beginning to sound like a stuck record as this item was supposed to be submitted before the end of July.

Mister Speaker, once again it is extremely concerning that 71% of projects and services during the fourth quarter receive a below expectation, unsatisfactory performance or were simply rolled over to the next quarter and thus the next year. Projects cannot simply keep being rolled over to the next quarter. This behaviour and tendency is typical of an incompetent governing party.

Mister Speaker, the rest of this report is virtually similar to the third quarter report with a few changes here and there. The one worth mentioning is that at least this quarter, 267 residents were given the opportunity and dignity of a job created through the EPWP and CWP programmes. I was also relieved to see that at least two of the waterborne projects met target. Unfortunately, Mister Speaker the improvements in certain areas are not enough and more must urgently be done to rectify the devastating lack of discipline and productivity of the Metro and I am very doubtful that this administration has the capability or the political will to do so.

Mister Speaker, through you to the Acting Executive Mayor, I know you inherited this report from your predecessor and were not in-charge at the time, so please Sir do what is necessary to rescue service delivery and this Metro. I wish you luck and really hope you pull through for the sake of all the residents in Mangaung. That said Mister Speaker the DA will be voting against this item, for the aforementioned reasons and would like that it be placed on record."

*It was thereupon with **51 votes in favour, 24 votes against and 1 abstained,***

RESOLVED that the recommendation as set out in the agenda be accepted, adopted and approved, by the Council.

RESOLVED that Council approves the 4th quarter report (01 April 2020 – 31 June 2020).

94.9

REPORT ON THE CUMULATIVE UNAUTHORISED, IRREGULAR OR FRUITLESS AND WASTEFUL EXPENDITURE AS AT END OF 2018/19 FINANCIAL YEAR

The Chief Whip addressed the Council as follows:

“Thank you, Honourable Speaker. If you remember well, in terms of the findings of the Auditor General, one of the things he raised sharply in his report was about the unauthorised, irregular, fruitless and wasteful expenditure; that Mangaung does not keep the records and does not declare in Council, does not report to Council about these expenditures.

So, the attempt of this report is for noting actually because it has to be deferred to MPAC, for MPAC to do its work and make findings and those findings will then come to Council. In the report of MPAC there will be recommendations which actually will request for the referral to Disciplinary Board if there is any occurrence of financial misconduct. So, this is part of the audit action plan to remedy all what the AG said the Council and the Municipality must do. As the ANC we support the noting of this report and its referral to MPAC. Thank you, Honourable Speaker.”

Councillor LE Rasoeu addressed the Council as follows:

“Thank you, Mister Speaker. We the DA also support that the report be referred to MPAC for investigation and once the investigation process has been concluded, then the report be presented to Council.

Having said that Mister Speaker, ANC functionaries need to be careful and execute the public mandate with ... because, again as recent events has shown, the time for impunity is slowly but surely coming to an end. Thank you, Mister Speaker.”

*It was thereupon with **81 votes in favour, 0 votes against and 0 abstained,***

RESOLVED that the recommendation as set out in the agenda be accepted, adopted and approved, by the Council.

RESOLVED

It is recommended that:

- 1) Council note the report and the attached UIWF expenditure registers.
- 2) Council refer the report to MPAC for investigation and report back to Council.

94.10

PERFORMANCE AGREEMENTS OF EMT

Councillor ZMC Campher addressed the Council: “Thank you, Mister Speaker. Mister Speaker, performance agreements are once again tabled before Council, but this year will be ‘make or break’ for these officials. They need to reapply for their positions next year if the ANC survive the elections. The Mangaung Metro has been in decline since 2016 due to incompetence of the accounting officer and the appointed Section 57 senior managers or better known as HOD’s.

Within these agreements are key performance phrases that include basic service delivery, municipal development, local economic development, financial viability management and my personal favourite good governance and public participation. The agreements also state that these cadres need to adhere to the code of conduct for municipal officials and within these, my favourites are:

- act in the best interest of the municipality and in such a way that the credibility and integrity of the municipality are not compromised;
- act impartially and treat all people, including other staff members, equally without favour or prejudice and
- foster a culture of commitment to serving the public and a collective sense of responsibility for performance in terms of standards and targets

Mister Speaker, this is just a smoke screen to protect the interest of a certain party. These targets have not been met for the past year and here are the reasons. Go and look at our infrastructure, our debt and of course we are being run by administrators that are also a zero on a contract.

Chapter 13 of the Municipal Planning and Regulations clearly states that: *the mechanisms, systems, and processes for monitoring provide for reporting to the municipal council at least twice a year.* I raise the question, why has Council not received any performance reviews the past four years for these accounting and responsible? The answer is, of course they are failing!

Fellow Councillors, I urge you, as representatives of the Mangaung Metro residents, to go and study these agreements and keep these officials on their toes. Use these targets in your committee meetings and in Council.

Eunomix, a consultancy firm in risk management has warned that South Africa could become a ‘*failed state*’ politically and economically in the next 10 years if the Country’s decline is not arrested immediately.

R.W Johnson states in the article, I quote ‘*The ANC invest in pipe dreams because themselves and South Africa are bankrupt. This plethora of insane ideas in the face of the existential crisis in which the state finds itself is a sign of the government’s intellectual bankruptcy. The ANC has been in power for 26 years, the money is up and all that is left are a few ideas*’.

To finish Mister Speaker, cadre deployment can no longer be tolerated in this Mangaung Metro Municipality and it is a stern warning to the City Manager and HOD’s. We are going to keep you on your toes. Stop promoting your organisation for who you voted and start serving the residents of Mangaung. For this, we cannot support this item Mister Speaker. Thank you, Mister Speaker.”

Councillor LE Rasoeu seconded what Councillor ZMC Campher remarks.

Councillor MA Morake addressed the Council:

“Thank you, Honourable Speaker. I think that we have to have an understanding what agreement performance are. Performance doesn’t mean it would be excellent. For other reasons you will find performance sometimes have challenges, sometimes have weaknesses and as such those are some of the sum ups in the process of performance and I don’t think that it is correct to say, we will blame ANC cadres who are...we have HODs here, we have City Manager, CFO, we don’t have cadres. I think we need to correct that, but due to certain challenges that the City has faced as outlined in all the reports of the Auditor General and also reports of service delivery and others show the weaknesses as the City that we had.

I think that it is important for the management to improve on that because we are hopeful that the management is competent and they can really perform up to expectation. Also provided that we provide political support through oversight to make sure that there is an adequate performance of senior management, but I think it is important for us to assist the process as Honourable Councillors and not to be stumbling block in terms of service delivery process because at some point you will find that...”

The Speaker interjected to inform Councillor MA Morake that the item was for noting, thereafter Councillors voted.

*It was thereupon with **51 votes in favour, 28 votes against and 1 abstained,***

RESOLVED that the recommendation as set out in the agenda be accepted, adopted and approved, by the Council.

RESOLVED that:

- 1) Notes the signed performance agreements of the Municipal Manager and Managers directly accountable to the Municipal Manager;
- 2) Notes that the signed performance agreements will be published on the Municipal website of the City and
- 3) The performance agreements will be submitted to the MEC responsible for local government.

94.11

REPORT ON HAUWENG BUS SERVICE, FARE STRUCTURE AND FARE POLICY

The Chief Whip requested a 20 minutes ANC caucus.

On a point of order, Councillor BJ Viviers stated that it was an unreasonable request as the Municipality did not have data policy. He further stated that Councillors from the DA did not receive support from Office of the Speaker for data and thus requested a shorter caucus.

The Speaker granted the ANC a 20 minutes caucus.

After the ANC caucus, Councillor M Kganakga asked the Speaker to apologise for the ANC caucus that took more than 20 minutes. The Speaker thereupon stated that the Chief Whip should apologise for taking more than the allowed time for the ANC caucus.

The Chief Whip reported back: "Thank you, Honourable Speaker. The items are still as presented by the Acting Executive Mayor, but we are saying on item 94.13 page 13, we have an additional recommendation that says: '*That the City Manager should get the mandate from Council while negotiating with the taxi industry before taking a decision*'. That is the second recommendation that we want to include there under the first recommendation (4.1) on item 94.13."

The Speaker reiterated: "In other words, as he negotiates; if they agree on a particular price, you are saying he must come to Council for approval."

The Chief Whip confirmed yes.

On a point of clarity, Councillor BJ Viviers remarked: "Thank you, Mister Speaker. Will it not be well advised seeing that it is the Acting Executive Mayor points that he must rather do that suggestion, that is point one. Point two: We are still waiting for our apology Chief Whip."

The Speaker stated: "Let me correct it. The Acting Executive Mayor submitted his items. So, the different political parties have the right to make additional recommendation. This is a recommendation that is coming from a political party which must be supported; that is a proposal. You will expect any other Councillor to support that."

Councillor BJ Viviers responded: "Mister Speaker I can live with that, but then I guess we will deal with that point when it is deliberated. We are not there now."

The Speaker confirmed that Councillor BJ Viviers was correct. Councillor BJ Viviers thereupon requested an explanation on why the Council had to wait for more than 20 minutes.

The Chief Whip remarked: "Honourable Speaker, let me apologise, you know this technology is very problematic. Many of our Councillors in that 20 minutes were still connecting to caucus; that is what delayed us. They were struggling to connect to caucus. But immediately when they connected, it did not even take 10 minutes to deal with the matters. My apology on behalf of the ANC. Thanks you, Honourable Speaker."

Councillor M Kganakga addressed the Council: “Thank you, Honourable Speaker. Item 94.11, the approval of the fare structure on IPTN.

Honourable Speaker and honourable Councillors, the Auditor General has already raised concern about Mangaung IPTN system. This proposed fare structure is deranged or loony. Honourable Speaker seeing that this item is for noting, I will ask my clarity seeking questions:

1. In the item it is referred to phase 1C. On the operational plan of IPTN 2016 to 2020, phase 1C is from Hoffman Square to the University of the Free State TO Tempe boom-gate then back to Hoffman Square. Seeing that we are approving fares for that route, where re these buses going to drive? Is there an invisible route that we are not aware of or is this the route only the one that IPTN, City Manager’s office and the ANC caucus can see and not the rest of us?
2. Taking into consideration...”

The Speaker interjected to verify with the Acting Executive Mayor that item 94.11 was related (intertwined) with item 94.12 which was withdrawn from the agenda, they were both talking about the Brandwag route.

Acting Executive Mayor responded: “Honourable Speaker, item 94.11 is for noting. If you remember our discussion was that this matter still needs more consultation. I think the Chief Whip came out clear about our engagement with the National Department of Transport and the Province, even the questions of clarity. We said that this item should be withdrawn on the basis that it needs to be cleaned so that we can table it again in the ordinary Council next week.”

The Speaker continued: I fully agree with you, but all I am saying is that 94.11 and 94.12 are intertwined ...”

Councillor M Kganakga raised a point of order that these issues should have been clarified within the ANC caucus. The Speaker responded that he was speaking as a Speaker that 94.12 was withdrawn... (inaudible interruption on audio recording)

Councillor BJ Viviers raised a point of order as follows: “Mister Speaker, Councillor M Kganakga is 100% correct. When the Chief Whip spoke, he only mentioned additional recommendation. There was no talk about item 94.11 being now withdrawn. You allowed Councillor M Kganakga to start speaking and now suddenly you are interrupting her in the middle of her speech and now you want to withdraw points. Please get your house in order.”

The Speaker responded that he did not want to withdraw any item but was just stating that the two items were all intertwined.

Councillor M Kganakga responded: “I have drawn all the IPTN items; they are all intertwined; there is no one that doesn’t speak to the other one. So, I don’t know if you are going to stop me throughout my four (4) speeches.”

The Speaker then allowed Councillor M Kganakga to continue as follows: “Question no 2:

Now, taking into consideration this invisible route where these buses are to drive from Hoffman Square, the item refers to a dry run in June 2020. A *dry run* if you google it or use a dictionary, *it is a rehearsal of a performance*; that cannot happen on an invisible route plus we are already in October 2020.

1. As the basis for calculation for this item, it says that in general buses are higher than taxis, higher quoted from the documents received. As a foundation, I use buses and taxis in route in phase 1, this document is inaccurate. A bus trip will cost you R1.60 less than taxi; so that means what we have received is incorrect.
2. As another basis for determining this fare structure on this item, it says that the Hauweng Bus Service want to offer between, and I quote: 10% and 15% lower rates than the minibus taxi. When counting the R11 proposed fare structure by Hauweng Bus Service, it is actually only 8.3% less than the minibus taxis making it not between 10% and 15% as proposed
3. Another basis for determining the R11 single trip fare by Hauweng was that and this is according to the info on the item that taxis are 20% higher than subsidised bus services. In Mangaung we have Interstate Bus Line (IBL) as a subsidised bus service and the difference is only 13%. As a basis for determining the fare structure, the mathematics done by either Mangaung/IPTN is highly inaccurate and incorrect.
4. On this item, we refer to the R1 price difference between the minibus taxis and Hauweng as a discount. IPTN of Mangaung is not doing the residents of Mangaung any favours, it is not a discount to anyone.
5. If anyone goes back to the operational plan for the Hauweng for 2016 to 2020, for phase 1 in totality, it states that 40% of phase 1 of customers will get off at the CBD, 20% at the University of the Free State, 17% at CUT or surrounding areas, 7% at Tempe and 2% at Estoire and surrounding areas. If the second largest portion of commuters are going to get off at the University of the Free State as surveyed, it is very bizarre that the discounted fares to learners and students may only be considered and this is quoted from this item because the latter is very difficult to administer. IPTN with its Head, Mr Steve Rapulungoane have been surveying other municipalities that offer discount to students. What has he learned there and why is he not implementing this discount to the students?

This report presented to the Council is all wrong and highly inaccurate. Some of the info is outdated and as it is, we cannot vote for this R11 proposed fee. Thank you, Honourable Speaker.”

Councillor E Snyman van Deventer address the Council: “Thank you, Mister Speaker. I actually agree with you, and you might find it strange that I do agree with you, but these two items 94.11 and 94.12 and I think we should refer item 94.11 back because item 94.12 was withdrawn. I also want to add to what Councillor of the DA just said (Councillor M Kganakga) and I want to say to her, thank you for asking all these questions and I hope somebody will answer them.

12C

Just to add to the questions that she ask, is it really feasible for the City with our current financial situation, not being able to pay our debts and not being able to collect debts owed to us; to think that we will be able to subsidise the whole intercity transport system? We really have to revisit the feasibility of what we are doing. Thank you, Mister Speaker.”

Each party's Whip was requested to confirm their number (in terms of attendance on MS Team) and the vote for this item.

Thereafter *it was thereupon with **51 votes in favour, 24 votes against and 1 abstained,***

RESOLVED that the recommendation as set out in the agenda be accepted, adopted and approved, by the Council.

RESOLVED

It is therefore resolved:

- 1) Council takes note of the proposed Fare Policy as stipulated in paragraph 4 above;
- 2) Council takes note of the proposed Fare Structure as stated in paragraph 5 above;
- 3) Council allow for further public participation on the proposed Fare Policy and proposed Fare Structure

94.12

APPROVAL OF THE COMMENCEMENT OF THE HAUWENG BUS SERVICE OPERATIONS IN PHASE IC (CBD TO BRANDWAG) WHILEST PHASE IA (CBD TO ROCKLANDS) IS UNDER CONSTRUCTION

WITHDRAW.

94.13**HAUWENG BUS SERVICE – REQUEST TO FORMALLY NEGOTIATE COMPESATION PAYMENTS WITH AFFECTED TAXI OPERATORS**

The Chief Whip reiterated the additional recommendation proposed on this item as follows: “Thank you, Honourable Speaker. I said the City Manager when they negotiate, they should report back to Council to get mandate from Council before taking any decision.”

The proposal as raised by the Chief Whip was seconded by Councillor XD Pongolo.

Councillor M Kganakga addressed the Council: “Thank you, Honourable Speaker. I just want from the offset to say that we reject this recommendation because it is another item all together. On the Hauweng negotiations for the taxi industry.

Honourable Speaker and honourable Councillors, as you would remember for IPTN or (integrated public transport network) originated in 2006 and 2007, this was in preparation for the 2010 soccer world cup when the need arose to provide public transport to the stadiums. The sole aim of IPTN was to build a network across different modes of transport hence integrated public transport network. The Hauweng Bus Service is one of the methods for this integrated network.

In this item, Mangaung Municipality wants to start the negotiations for compensation payments with the taxi association. My first concern like with the previous IPTN items, some of the information is outdated and the timelines are no longer applicable.

Mangaung IPTN has identified a single taxi association, namely the Greater Bloemfontein Association and there are 61 taxis or taxi owners in that association. I say 61 taxis or taxi owners because the difference has not been established.

The first obvious red flag is the violence associated with the taxi industry especially if they are not happy. The Head of IPTN, Mr KS Rapulungoane is quoted saying that in other cities the negotiations have led to debts. There is no evidence that Mangaung Municipality has been in consultation with other associations as well. If that is the case, compensation of only one taxi association will definitely incite violence amongst the taxi association and between Mangaung and the taxis.

There is also no evidence to point out that these 61 taxis or taxi owners are the only ones operating on these routes. Annexure A only has a heading of compensation, but there is no real information, formulas, estimations or amounts or how much will it cost the City to buy out this association. This once off payment that is noted on this item is not listed.

When the City of Cape Town embarked on this process, the negotiations between them and the taxi associations cost them nearly R1 billion. Seeing that we do not have the figure, I will accept R1 billion as a basis. Mangaung does not have R1 billion. This undisclosed amount that we are working with that we will be paying out to the taxis or the taxi owners, because there is no real distinction, so that the Hauweng Bus Services can exclusively use that route. In exchange they get undisclosed amount of money. They get to keep their minibus taxis and now shareholders in a vehicle operating company.

Mr KS Rapulungoane on his City-wide information gathering, in information gathering phase definitely missed few points. In the City of Cape Town's ...phase of IPTN, they realised that they had made a mistake by excluding the minibus taxis in the route as it is unsustainable because of grant decline, low economic growth and an urban sprawls which no city in South Africa has been able to control. Similarly the eThekweni Municipality just like Mangaung has spent millions of Rands in planning and also noted that it more sense to have the minibus taxis or the minibus taxi association as a feeder service to the buses as taxis are more flexible and can adapt to commuters' demands rather than removing them entirely from the routes.

The other concern of these 61 taxis or taxi owners are who are they? Seeing that the City Manager's office is the only office that IPTN reports to, there is no proof that Mangaung will be paying or rather the City Manager will be paying this undisclosed amount to either politicians, staff or friends and families of the ANC. Paying this undisclosed amount of money to the 61 taxis or taxi owners and making them the sole shareholders of the vehicle operating company definitely is not to the advantage of the citizens of Mangaung or IPTN. IPTN is supposed to integrate different systems or modes of transport. Based on these 61 taxi owners and taxis that are going to be benefiting, they are the only ones that will be winning in this item. As this item stands Honourable Speaker, we as the DA cannot vote for it."

Councillor MI Mokoakoa addressed the Council: "Thank you, Honourable Speaker. Firstly, let me correct Councillor M Kganakga, the taxi owners in that route of Brandwag are 13 owners, 52 taxis, 51 permits and not 61 taxi owners. Lastly which I think it is important, like Mr KS Rapulungoane has indicated, he is not speaking to individuals, he is speaking to Greater Bloemfontein Taxi Association and those taxis of Brandwag fall under the umbrella of Greater Bloemfontein Taxi Association. There is also BATA from Botshabelo, THALSTA from Thaba Nchu.

Those negotiations are healthy, fulfilling and that is why we are saying to them, we want to support the item for them to negotiate with them. Also I applaud the Chief Whip on saying after negotiating with them, they must not agree on anything, they must come back to the Council to brief the Council on what is happening then we will take it from there. What is clear and important is that, is what is expected in terms of legislation, all the big Metros like the City of Cape Town, the City of Johannesburg they follow the same route of negotiations, we must negotiate for compensation of them and also after we negotiate with them, automatically it is up to them, they will be part of the vehicle operating company; that is why we are saying, no matter dark or blue, we are supporting this item as an ANC and the approval of it.

This item passed at the Section 80 Committee ...and we agree as the Committee, each step taken by Committee must be send to the Council. We also agree that we make the other recommendation that City Manager must report to the Council and that is why I am saying we are supporting the item and the approval of it. Thank you, Honourable Speaker."

Councillor E Snyman van Deventer addressed the Council: "Thank you, Mister Speaker. First of all, thank you to the Chief whip for limiting the blanket approval that was required from Council without limitation for the City Manager just to negotiate. Thank you for adding recommendation 4.2 that they must come back to Council.

But what the previous Councillor said it is actually proving what the DA Councillor said that we did not receive enough information, she referred to the 61 taxi operators because that is the only information we had; he refers to the 51 permits and that just indicates that we as Councillors, in the reports given to us, we do not receive all the information that ANC, Mayco members or other ANC members may have.

As is, I as a Councillor, do not have enough information to make an informed decision. All the questions that the DA Councillors asked, those question we can also add, how do you determine the value of the business rights? How do you determine really is there is only 51 relevant taxi operators if you only look at the permits, you are ignoring the other taxi operators maybe the illegal ones and those are the ones who will create chaos and will be the ones that will make trouble. We therefore really need in the reports to give Councillors sufficient information. I need enough information to make an informed decision and because I cannot make an informed decision with everything you gave us; we cannot support this item.”

Each party’s Whip was requested to confirm their number (in terms of attendance on MS Team) and the vote for this item.

Thereafter *it was thereupon with **51 votes in favour, 25 votes against and 0 abstained,***

RESOLVED that the recommendation as set out in the agenda be accepted, adopted and approved, by the Council.

RESOLVED

It is recommended that:

1. Council approves the mandate to commence with the process of preparing for negotiations of compensation to acquire the business rights of the operator affected by the implementation of MMM’s Hauweng system and who, by necessity, will have their services removed from the route where the Hauweng system will be operating.
2. *The City Manager prior to finalizing the negotiations of compensation (taking any decision) should get the mandate from Council.*

94.14

APPROVAL OF MANGAUNG CITY WIDE – INTEGRATED PUBLIC TRANSPORT NETWORK (CITYWIDE IPTN)

Councillor M Kganakga addressed the Council: “Thank you, Honourable Speaker. I just want to place on record that when the taxi violence starts because of this IPTN business that we please take note is the ANC caucus that voted for the taxi violence.

That being said, 94.14: approval of Mangaung city wide network system; Honourable Speaker and honourable Councillors, based on the recommendations of this item, it is pretty clear that Mangaung is hard-up for cash. This item is a ploy to get more money from Treasury.

In the initial assessment that the City has done, it was done until 2036. All the item that were brought before Council previously were also done until 2036. Mangaung has already spent over R400 million in feasibility studies to 2036. Why is this item necessary when everything has already been approved?

On this item we note that there is a shortfall of R16 million in this financial year 2020/21 and a potential 20 years shortfall of R434.6 million to implement this IPTN City-Wide. In essence what this item wants us to do is to approve this shortfall and other millions wasted by IPTN or rather the City Manager's office. One can smell the desperation a mile away for funds. The documents were all signed on the 21st of September 2020 when the Section 80 Committee only sat on the 25th and the 28th.

If the ANC is looking for methods to fund the upcoming elections, my suggestion is that they stay away from the tax-payers money and raise funds..."

On a point of order, Councillor NJ Lebona remarked: "Mister Speaker can Councillor M Kganakga withdraw those words where she says the ANC should pull their hands from the tax-payers money? Here we have issues of Council that are being tabled, here in front of us, let her withdraw Mister Speaker."

The Speaker requested that Councillor M Kganakga not to speculate on what would happen and Councillor M Kganakga responded as follows: "Honourable Speaker, I don't know what about my speech is pure speculation because it is stated on the item that we must note the shortfall of R16 million and we must note the shortfall of R434.6 million. We have already approved this IPTN until 2036. What of this is speculation?"

The Speaker responded that the speculation was to say that the ANC would be taking money from tax-payer money for election purposes.

Councillor M Kganakga responded: "Honourable Speaker, with the previous IPTN funds, the Metro Municipality used it for salaries..."

The Speaker interjected as follows: "Councillor M Kganakga we are dealing with this and not the ANC fundraising policy. As we are dealing with this matter, you spoke about the ANC is busy coming with strategy to fundraise for the next local government election..."

Councillor M Kganakga interjected to say that "If the ANC" and at the same time Councillor MM Mothibi-Nkoane continued calling for a point of order and continued speaking

The Speaker call Council to order and remarked: "Councillors, here we are dealing with this item, it is not a fundraising platform for political parties and the Councillor said, *please withdraw that* and I am saying that point of order is sustained and therefore you must withdraw that statement."

Councillor M Kganakga responded: "Honourable Speaker, I just want to rephrase what I said; if the ANC..."

The Speaker interjected and ask Councillor M Kganakga to withdraw and Councillor M Kganakga said she will withdraw but please play back the tapes, I said if the ANC.

Councillor M Kganakga continued: “Honourable Speaker, since you made me withdraw, my closing statement, Mangaung is hard for cash, they have used the previous funds for salaries and we cannot approve for them to try to swindle more money from Treasury and that is my closing statement. We will not vote for this item. We will not vote for the administration to waste more of the tax-payers money on things that are already approved in previous Councils.”

Councillor MM Mothibi-Nkoane remarked: “Thank you, Honourable Speaker. I am ok if Councillor M Kganakga has withdrawn, but I wanted to say it is enough, we had enough of her. Thank you, Honourable Speaker.”

At this point, both Councillor M Kganakga raised a point of order and continued speaking without being recognised by the Speaker and Councillor MM Mothibi-Nkoane responded without being recognised by the Speaker and Councillor MG Selebeli as well. At this point, other Councillors also joined in speaking without being recognised.

Councillor MI Mokoakoa remarked: “Mister Speaker, I have noticed that Councillor M Kganakga is in a grey area. Let me remind her something, in 2017 Council approved the IPTN plan and also the name and the logo. On this item, remember the Council approve phase 1 and phase 2; here we are looking for another approval of phase 3 to phase 6 to cover all seven towns of Mangaung.

We are quite aware of the shortfall, but if you check recommendation 2, the MMM will seek alternative source of funding to assist in that matter. I support the item and the approval of it. Thank you, Mister Speaker.”

Each party’s Whip was requested to confirm their number (in terms of attendance on MS Team) and the vote for this item.

After voting and the Speaker had announced the results thereof, he then remarked: “I so wish Councillor MM Mothibi-Nkoane and Councillor M Kganakga were here whilst they were busy, and Councillor XD Pongolo would say please don’t fight.”

Councillor M Kganakga asked whether Speaker was inciting violence and he responded that he said both Councillors must stop as he was the one reprimanded Councillor M Kganakga to stop.

Councillor M Kganakga continued: “You want your caucus to say you are my puppet master?”

The Speaker responded: “No Councillor, I don’t look like a puppet and I don’t sound like a puppet and I will never be a puppet.” **Councillor M Kganakga then said,** “that can be debate”.

Councillor NJ Lebona spoke without being recognised by the Speaker and the Speaker requested Councillor N Kganakga to withdraw.

Councillor E Snyman van Deventer raised a point of order: “As always the ANC did not listen, she said you want to let your caucus think you are the puppet master and not the puppet.”

The Speaker responded: “So, I am the master of her and Councillor MM Mothibi-Nkoane. I tell them what to do. So, they just fought on their own.”

Thereafter *it was thereupon with 51 votes in favour, 23 votes against and 1 abstained*

RESOLVED:

It is recommended that:

- 1) Council approved the Citywide Integrated Public Transport Plan (2015-2036)- Mangaung Metropolitan Municipality and note that refinement and optimization of the plan to make it cost effective, as well as construction with National Department of Transport for further funding will commence after approval.
- 2) Council takes cognizance of the operational shortfall of R16million for starter services in the 2020/21 financial year for which the MMM should seek alternative sources of funding.
- 3) Council takes cognizance of the potential 20-year financial shortfall of R434,6million for the complete implementation of the citywide IPTN.

94.15

INTENTION TO TRANSFER IPTN BUSES TO THE VEHICLE OPERATING COMPANY

Councillor M Kganakga addressed the Council: “Thank you, Honourable Speaker. I would like also to put on record that all these IPTN items had no information whatsoever; one had to go and pull things from 2016 and prior. What the Councillor has alluded to about 51 taxis and other things are not on the document. We cannot make informed decisions without proper information dealing with this item, 94.15: transferring IPTN buses to the vehicle operating company.

Honourable Speaker and honourable Councillors, in the previous item we discussed Mangaung seeking permission to commence with phase 1C, this was withdrawn, then seeking permission to start with communication with the taxi industry so that they can buy out their route and not knowing what the outcomes of the negotiations with the taxi association will be. We are already now trying to get permission to transfer the buses into the vehicle operating company (VOC); where the taxis will be the sole owners or shareholders of the VOC. I say they will be the sole owners or shareholders of the VOC because there is no other information provided on this item. These taxis will be the sole owners or shareholders of the VOC regardless of the negotiation outcomes that seek permission.

Mangaung previously denied having bought any buses and also denied that Mothebe Wheels was the company or service provider that was used to purchase these buses, but the IPTN Head, Mr KS Rapulungoane confessed to this that the buses have been bought and Mothebe Wheels was used to get these buses.

This item state that Mangaung Metro bought these buses on behalf of the taxi association because quote: *'the taxi industry has not yet registered VOC and will not be in a position to secure funding for procurement of these buses'*. According to this item, it is ok to purchase these buses because the supply chain management system was used to make the purchase. This is the same supply chain management system that the Auditor-General has queried for more than one financial year.

If the VOC has not yet been registered, which VOC are we seeking to transfer these 10 buses into? Also taking into consideration that we do not know who the 51 taxis or taxi owner are. How could we be transferring these buses that we bought into this VOC. We also don't know if the taxis are owned by politicians, staff or the City Manager.

This item also gives the City Manager the sole discretion and rights to deal with IPTN and all finances relating to IPTN. Why is the CFO excluded from IPTN? The City Manager has the sole rights to conclude the establishment of the VOC, that means that on his own to transfer the buses into the VOC that Mangaung previously sworn that the buses have not been bought. Then these 10 buses or assets add to the deliberate misinterpretation of Section 14(2)(b) of the MFMA, the City Manager must transfer them into a VOC at a zero value. This deliberate misinterpretation of the MFMA that say the asset is not needed to provide minimum level of municipal basic services thus approve the disposal by way of sale and development to enhance economic growth and social development.

Why does Mangaung spend millions of Rands if the buses were bought not to provide basic essential services? The answer is they spent these millions of Rands so that they can commit this fraud and the City Manager can use this misinterpretation to dispose these 10 buses into the VOC whom we do not know who would be the owners of. We as the DA will definitely be speaking to SCOPA and Treasury about these deliberate misinterpretations of the MFMA and all these other crazy developments...to IPTN. As this stand, we cannot approve this item."

Councillor E Snyman van Deventer addressed the Council: "Thank you, Mister Speaker, again we cannot support this item. It is not possible for us to make an informed decision on the information provided to us. The Freedom Front Plus cannot support this item because of a lack of accountability for the loss and future loss of millions of Rands lost due to the negligent or incompetence of officials and lack of political leadership and oversight.

If a journalist cannot access internal documentation, contracts etc can identify huge problems, discrepancies, how can the CFO, the CM and Mayco members not question these transactions? If the journalist can summarise, 10 buses brought through Mothebe Wheels with loans from Standard Bank even though there was money from National Government for Mangaung to buy those buses, and now we are giving away those buses to a consortium of 61 taxi drivers to run bus service; according to our documentation, in partnership with the Metro Municipality however in a partnership agreement, there should be division of profit (as an example). Who is responsible for liabilities? Who is now responsible for the Standard Bank loan? Are we going to subsidise this bus service as well? Not only the fares but the service of the buses but everything pertaining to running this service. It is really very difficult to make an informed decision.

However, on the information that a journalist could find that went wrong with these 10 buses from buying and now disposing of it, with the Hawks and the SIU being so active in the Free State; I hope they take note of this and hopefully they will come to Bram Fischer Building and get hold of all these documentation and see what is going on. Thank you, Mister Speaker.”

Councillor MI Mokoakoa addressed the Council: “Thank you, Mister Speaker. Councillor M Kganakga, the CFO is part of the EMT, he is sitting at EMT. Secondly, I am a bit worried when they spoke about the issue of City Manager, they must say that outside of Council, we are not interested in him.

Thirdly, let me say it again, the negotiations are around the association and not individual operators; there is no way we can talk to individuals. We are talking to the association and I did indicate that Greater Bloemfontein, BATA and THALSTA are the ones who are negotiating.

Mister Speaker, this is a very serious asset of the Municipality and that is why we are saying, private sector, VOC is the bus operator that will be contracted by the City. The accepted operators will have the option to ...”

On a point of order, Councillor M Kganakga remarked: “Honourable Speaker the Councillor is speaking in contradictory with the information that we received. The information states that the City Manager has the sole discretion, he can go back and read it himself and it also states that the asset does not have a zero value. They will be taking these buses and making them at a zero value and not making them an asset of the Municipality and so, he is speaking in contradiction to what the item is saying. So, he cannot correct me, he must correct himself.”

On a point of order, the Chief Whip remarked: “On the same note, in the same breath Honourable Speaker, in terms of the MFMA, the Accounting Officer overall, is the City Manager; there will be no reference to the CFO in the documents because the City Manager is entrusted by the law and legislation.”

Councillor MI Mokoakoa continued: “I was saying, Mister Speaker the affected operators will have the option to share in the VOC and also they will be having a stake in the compensation of this. Councillor M Kganakga go to recommendation (d) and also Chief Whip is correct, the City Manager is the head of administration, he is the only person who is the accounting officer; that is why I was saying to you, the CFO is part of the EMT. Thank you, Mister Speaker.”

Without being recognised by the Speaker, Councillor M Kganakga raised a point of order: “all of these things that this Councillor have said, getting himself in a spider’s web, clinging from one point to the other, contradicting himself, why is that not part of the reading material that we have received, so that I can be on the same confusing level as he is?”

Without being recognised by the Speaker, Councillor MI Mokoakoa responded: “Councillor M Kganakga you must behave like an African woman and not a foreign woman.”

At this point **Councillor M Kganakga and other Councillors were speaking at the same time and the Speaker thereupon used his gavel to call for order in the Council meeting.**

On a point of order, Councillor BJ Viviers remarked: “Hopefully everyone will calm down now, but the last remark from the ANC Councillor stating that our Councillor is a foreigner and not from Africa, I think he should really withdraw that and let him check the Standing Rules and Order. Please give your ruling on that.”

Without being recognised by the Speaker, Councillor M Kganakga remarked: “Mister Speaker may I please add on, with all these GBV going on, he strikes me like a type of man that will throttle my throat because I speak out of term as a woman, I am very offended by that and he must take it back. I am not his wife and there is no standard of how a woman should talk or handle themselves in this Council. He must take it back.”

The Speaker thereupon requested Councillor MI Mokoakoa to withdraw and Councillor MI Mokoakoa stated there was no insult, it was just a clean language and only an issue of behaviour, however the Speaker instructed Councillor MI Mokoakoa to withdraw.

Councillor MI Mokoakoa responded: Mister Speaker, she is not my wife this lady.”

Councillor ZMC Campher and Councillor M Kganakga were talking without being recognised by the Speaker whereupon the Speaker requested Councillor BJ Viviers to speak to Councillor M Kganakga who was speaking without being recognised. And Councillor BJ Viviers responded that he will speak with Councillor M Kganakga to contain herself as soon as the Speaker request his Councillor to withdraw his statement. The Speaker responded that he said to the Councillor to withdraw and he did so.

Councillor ME Dennis remarked: “Mister Speaker, I also ask you to ask your ANC Councillor to withdraw his insults that he did to Councillor M Kganakga, he is not making it easy for us to be women and our President and everybody is talking about gender violence. It is so disrespectful to a woman and it is also a violation of our women rights. Please ask your Councillor to withdraw the statement that he made.”

The Speaker responded: “Ja, I think the statement he made about a foreign he had withdrawn, but Councillor MI Mokoakoa you also said ‘this lady’, but here, we are all Councillors, can you please withdraw that one as well.”

Councillor MI Mokoakoa responded: “I withdraw Mister Speaker.”

The Speaker commented: “Councillors, these are difficult matters/issues that we are dealing with. They are not easy that is why I had allowed you to speak, to express; to empower each other. When you speak, you are actually influencing each other, so that you enlighten each other. You influence each other so that at one point you see things differently. That is why at one-point, other Councillors or another Chief Whip will say, let us have a caucus on this one. I am just saying, I had allowed this item so that you speak, ultimately you find each other and the only way of finding each other, is to vote.”

Each party’s Whip was requested to confirm their number (in terms of attendance on MS Team) and the vote for this item.

Thereafter *it was thereupon with 49 votes in favour, 25 votes against and 0 abstained,*

RESOLVED

It is therefore recommended that:

- a) Council approves the transfer of the 10 buses to VOC established by the Taxi Industry for operation on the bus service, particularly the Starter Service of Phase 1C.
- b) The Mangaung METRO Municipal Council, in compliance with section 14(2)(a) of the MFMA, declare the assets listed under paragraph 5 above as assets that are not needed to provide the minimum level of municipal basic services and approve the disposal by way of sale and development thereof to enhance economic growth and social development;
- c) That the Mangaung Metropolitan Municipal Council, authorise and delegate that the City manager should finalise the administrative aspect to ensure that the transaction is complete in compliance with section 14(2)(b), consider and approve the fair market value of the said assets and that the said values be used as the reserve prices for the disposal of the assets;
- d) That the City manager is authorised to conclude the agreement with the VOC and/or taxi industry for the transfer of the buses in line with applicable regulations and legislation.

95	REPORTS OF THE SPEAKER
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The Speaker presented the items as follows: "Councillors if you check the items of the Speaker on page 14. We have four (4) items and item 95.1, the Speaker is withdrawing that item. I am tabling item 95.2 (Terms of reference and establishment of the Disciplinary Board as per the municipal regulations on financial misconduct procedures and criminal proceedings); item (95.3) Programme schedule of meetings of the Mangaung Metropolitan Municipality for the 2020/2021 financial year (July 2020 – June 2021) and the fourth item 95.4 (Preparations and arrangements for the funeral of the late Councillor Amanda Mapota). in short, I am withdrawing only one item.

NOTED.

95.1

REPORT OF THE DISCIPLINARY BOARD ON THE MATTER REFERRED FOR INVESTIGATIONS BY COUNCIL

WITHDRAWN.

95.2**TERMS OF REFERENCE AND ESTABLISHMENT OF THE DISCIPLINARY BOARD AS PER THE MUNICIPAL REGULATIONS ON FINANCIAL MISCONDUCT PROCEDURES AND CRIMINAL PROCEEDINGS****Councillor ZMC Campher addressed the Council:**

“Thank you, Mister Speaker. Item 95.2, Regulation 1 reads that Council take note of the appointed members of the Disciplinary Board of the Mangaung Metro Municipality and therefore I ask the following clarity seeking questions:

1. Did your office have interviews with the appointed external members of the board?
2. Council need to approve these appointments. Why did Council not receive any Curriculum Vitae’s of the appointed members?
3. The first meeting for the disciplinary board was held on the 30th of May 2019 and the chairperson was appointed on the 22nd of August 2019. Why are the terms of reference tabled in Council after more than a year?
4. During the meetings held on 4 October 2019 and 9 March 2020 referred matters was discussed. Can your office please enlightened Council on the referred matters that were discussed?
5. Please name the fifth person appointed by Council.

Then Mister Speaker, Regulation 2 reads: ‘*Council approves the Disciplinary Board’s Term of Reference and therefor declare the following information to Council*’. The Democratic Alliance will not approve the appointment of the chairperson for the disciplinary due the following reasons, Mister Speaker:

The regulations for the establishment of a disciplinary board Chapter 2 subsection 4 (5), reads: The following persons are disqualified from membership of a disciplinary board:

- (a) a person who has been convicted of an offence in terms of this regulation or any other legislation.
- (b) a person who, whether in the Republic or elsewhere, has been convicted of theft, fraud, forgery, the uttering of a forged document or any offence of which dishonesty is an element.
- (c) a person who has at any time been removed from any office of trust on account of misconduct or dishonesty.

Councillors in the Mangaung Metro Municipality, Mrs Patience Mdaka was appointed as an CFO in the Nama Khoi District Municipality in 2014 and was dismissed are a lengthy disciplinary procedure due to misconduct and maladministration. Legislation was also changed in 2014 that stipulates that any person in an accounting position of a municipality be placed on a national list to identify corrupt South African citizens that want to re-apply for a position.

Mrs P Mdaka is currently serving on the Audit Committee of the Mangaung Metro Municipality since 2016 and was reappointed by the ANC in 2019 in committee of Council. More concerning is that Mrs Mdaka currently serves in a CFO position at the Fezile Dabi District Municipality. The DA demands that Mrs Mdaka step down as Chairperson of the disciplinary board and the Mangaung Metro Audit Committee. That Council appoint new external member for the disciplinary board to replace Mrs Mdaka.

I conclude Mister Speaker with a message to the citizens of the Mangaung Metro, the process of justice in the Mangaung Metro has been sleeping for the past five (5) years and we as the DA are looking forward to awaken the beast of justice to get rid of the cadres of the African National Criminal organisation. Thank you, Mister Speaker.”

Councillor M Kganakga addressed the Council:

“Honourable Speaker, I just want to second my fellow Councillor ZMC Campher based on the fact that the ANC is using this Municipality to be a dumping site for ANC members that are being found not to be fit for office. We as the DA cannot approve this and Mrs Mdaka has been found of misconduct and maladministration and honestly and frankly Honourable Speaker, by allowing this, you yourself do not see any problem with this and I am of the opinion that you should be sitting at the benches with Councillor SM Mlamleli because you also find nothing wrong of using this Municipality as a dumping site. Thank you, Honourable Speaker.”

The Speaker responded as follows:

“Mrs Mdaka was the CFO of the same Municipality at Springbok. At the time, the ruling party was DA. Let me repeat, Mrs Mdaka was the CFO in a Municipality of the DA. She was appointed by the DA led Council. When the ANC took over, she was judged by the ANC and not the DA. The ANC charged Mrs Mdaka immediately on performance and my understanding is that she was not expelled. What then happened, there was an out of court settlement, if my memory serves me well.

I expected in this Council, people who can complain about the matter to be the ANC Councillors because it is very clear that the DA Council then had problems of performance because the same Municipal Manager was also taken out because of performance and if you are going to claim that there was maladministration, it means it was done by the DA because at that time the party which was leading was the DA. You are now telling us that a led DA Council had maladministration, they did not do anything until the ANC came in. I just wanted to correct that part.

There is no finding on her regarding maladministration, corruption and other things. She worked in Treasury and she had been a CFO in a number of municipalities. At Fezile Dabi Municipality, she applied, and she was appointed. Let’s look at audit outcomes after a year when she is there. we are not appointing Disciplinary Board today; we are dealing with issues of terms of reference and maybe you were not part of this Council when we appointed the Disciplinary Board.

If you check the first item that was withdrawn, it tells you that they had already started doing the work, but we had withdrawn because the terms of reference were not there. We have referred this to them. I will look at the standing of this report, as a Speaker...”

Councillor M Kganakga on point of clarity asked the Speaker whether he was saying that it was okay for her to serve in the Disciplinary Board because they had showed her incompetence, but it was okay to put her in Mangaung Municipality?

In response, the Speaker remarked: “I am saying you are out of order as you are discussing the issue of appointment when we had already appointed.

The issue here is the terms of reference and that is what I am saying. We had an opportunity to discuss her appointment when we were appointing back then, but today we are dealing with terms of reference. Issues that can be referred to the DC Board.

I am saying the issue of her appointment is not part of the agenda, we are discussing terms of reference. The terms of reference are there in the MFMA and we took them as is. There are certain things that can be referred to the Disciplinary Board and those that cannot. We have heard your concerns raised but it is so unfortunate that the CVs were part of the Council meeting when we were appointing, today we are not appointing.

The issues of her conduct...that is why she is appointed in another municipality, however in terms of the MFMA if you are expelled by a municipality for misconduct therefore you cannot be appointed to another municipality. It shows that it is the issue of performance and out of court settlement. It is the same as Mgoqi; when DA came in, they expelled Mgoqi who was appointed by the ANC. This time around, she was appointed by DA, when the ANC came in, they expelled her. They wanted to expel her but there was no proper case, that is why it was an out of court settlement."

The Speaker informed Councillor M Kganakga that she cannot speak twice on an item in terms of the Standing Rules and Orders.

Councillor ZMC Campher stated that they had a good advice that she was found guilty and that the Speaker's office should look into it.

The Chief Whip on a point of order remarked: "Honourable Speaker you have explained it very well that you are withdrawing item 95.1 and the only item that is there in terms of the Disciplinary Board is 95.2 which is about terms of reference. You made it very clear that the issues of appointment were dealt with in November 2019 when the Disciplinary Board was appointed, but people continue to ignore that and comment on the appointment of Disciplinary Board members, the Chairperson in particular. So, can you rule on that Honourable Speaker in the interest of progress."

The Speaker reiterated that the item was dealing with terms of reference of the Disciplinary Board and not the appointment and furthermore that the terms of reference were taken from the MFMA.

The Speaker thereupon confirmed with Councillor BJ Viviers on the process for voting of which Councillor BJ Viviers concurred that it would be by calling each Councillor's to state their vote.

The Speaker reiterated that Mrs Mdaka's term was over, and her case was settled out of court at Springbok, Namaqua.

Councillor ZMC Campher requested that it be minuted that the DA voted against the approval of the item whereupon the Speaker stated that it was not a point of order.

Councillor BJ Viviers remarked on a point of clarity: “Mister Speaker, thank you that we have gone through the list as you have done, and I think we can all concur that we are a quorum maybe this will come back to haunt us, but I just want to be realistic and that is the thought of the DA Mangaung’s though as well, unfortunately it is bad if we take the path that you suggested that we read every name and everybody must say for or against. It takes long to vote and sometimes there is connectivity problems, and therefore if Council agree, will it not be advisable seeing that we have a very long agenda today.

We now know who connected and for example Councillor D Leech just left, she had other commitments and Councillor MAP De Bruyn as well as Councillor R van Der Merwe have problem connecting; will it be not well advised to safe time that we refer to party’s whips or chairperson, since our whip is not available, but I suggest our Chairperson, Councillor TD Masoeu. Rather party to party give you their votes and confirm who Councillors were in attendance. There is a great possibility that we will save time; it is just as a suggestion. Thank you, Mister Speaker.”

The Speaker thereupon confirmed with whips and chairperson if they agreed with the suggestion raised and each to confirm the number of Councillors. They were all in agreement.

Each party’s Whip was requested to confirm their number (in terms of attendance on MS Team) and their vote for this item.

Thereafter *it was thereupon with **60 votes in favour, 24 votes against and 0 abstained***

RESOLVED

- (a) Take note of the appointed members of the Disciplinary Board of Mangaung Metro Municipality.
- (b) Approves the Disciplinary Board’s Terms of Reference.

95.3**PROGRAMME SCHEDULE OF MEETINGS OF THE MANGAUNG METROPOLITAN MUNICIPALITY FOR THE 2020/2021 FINANCIAL YEAR (JULY 2020 – JUNE 2021)**

This item was not drawn for discussion.

RESOLVED

- (a) That the Municipal Council takes note of this report.
- (b) That the Executive Management Team should adhere to strict timelines for submissions of compliance and administrative reports, at least ten working days prior to the sitting days prior to the sitting of Council and Council Committee;
- (c) That the approved schedule be placed in the Municipal website and be advertised to ensure that communities of Mangaung and stakeholders, where possible are able to attend Council activities.

95.4**PREPARATIONS AND ARRANGEMENTS FOR THE FUNERAL OF THE LATE COUNCILLOR AMANDA MAPOTA**

Councillor KT Mogapi addressed the Council: “Thank you, Honourable Speaker. Ndizoqala ngokuthi lala ngo’xolo maRadebe, Mthimkhulu, Bongane; Indlebe sikhanye llanga, ntombi’emhlophe. Qha siqala sithetha ngo the late Councillor Amanda Mapota, ndiza kuthi ntobi’emhlophe ya ka Radebe lala ngoxolo ntobi’entle. Uyenzile ndima yakho, uwenzile umsebenzi wonke; iqhasha wena uliqhebele. Sithi nge isiXhosa ma si khapha intobi entle ngawe, sithi si ya ku khulula intombi emhlophe, maRadebe! ...”

On a point of order, Councillor DMC McKay raised a point of order that as this was a virtual platform and there were no translation services, Councillors should speak in English.

The Speaker indicated that this cannot be said in English foe instance if he had to say “maRadebe” it cannot be put in English. The Speaker further mentioned that she was talking about the clan and she had not yet spoken about the item.

At this point Councillors were speaking without being recognised.

Councillor M Kganakga on a point of order: “Honourable Speaker if she is going to be speaking about the clan, the least and the respectful thing to do to other Councillors, you don’t speak isiXhosa, we only speak English, Afrikaans, Sesotho and Sepedi, just worn them you going to praise(inaudible, other Councillors speaking). Worn them that you are going to praise a Councillor in her native language, praise her then continue the speech in English, that is respectful thing to do.”

The Speaker reiterated that she was talking about her clan name, her in her own language and therefore it would be difficult to translate, but he will interpret after she spoke because the Municipality has a language Policy.

Councillor KT Mogapi continued:

“Thank you, Honourable Speaker. Ndiza iphinda futhi nge siXhosa, ndithi futhi lala kakuthle MaRadebe, Mthimkhulu, Pungane, Indlebe siya khanya, illanga, ntombi emhlophe. Sithi qha simkhulula thina amaXhosa, sithi uzuhambe indlela entle, MaRadebe, intombi emhlophe....”

Honourable Speaker, I would like to say to Council today, I support the item as is. Ndiqhela uMaRadebe alale ngoxolo. Qhabe sise Gatyana ngase 17th, ndiyabulela Gatyana ...

The Speaker remarked:

“Let me correct you there, uGatyana is Willowvale, ise Dutywa; uKentani (Centane) use Gcuwa. I just wanted to correct you there, I understand originally you are coming from former Ciskei, you will not understand the former Transkei.

Thank you, Councillors. She supports the item and when she started, she was praising her late Councillor and she was praising her clan name. she further indicated that Councillor A Mapota must rest in perfect peace.”

Councillor CF Rampai remarked: “Thank you, Honourable Speaker. Let me start to say thanks to the Councillors of opposition for not saying anything on this item.

Having worked with Councillor A Mapota for quite a long time, I think the community of Ward 11 and the family of Mapota got an opportunity to give their leader a well-deserved send off. Honourable Speaker, death is one of the few certainties in life, it comes to all of us, but the way in which we deal with it vary according to a range of social and cultural factors. Monuments, memorials and statues and state funerals are the rights reserved for the truly special among us, they are the symbol of appreciations catered for those who make a positive difference in our collective lives.

Honourable Speaker, for the purpose of clarity, it is imperative to understand the term bereavement, grief, and mourning. It is through pain and our history that member of the ANC has learned these terms and conditions. Bereavement, grief and mourning are terms that apply to the psychological reactions of those who have experienced a significant loss. Bereavement literally means a state of being deprived of someone by death and referred to be a state of mourning. Grief is a subjective feeling precipitated by the death of loved ones. Grief is a complex psychological process of withdrawing attachment and working through the pain caused by bereavement.

Grief have the individuality to recognise the loss to prepare for the process of mourning. Without experience and learning provided by acute grief, mourning cannot take place. In fact, in psychology, mourning referred to the mental and emotional work carried out following a loss. Mourning is an expression of grief.

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I will therefore thank all the Councillors of Mangaung to afford the people of Ward 7 or members of the zone 2 or cluster 2 as we normally term it to allow this Council to give Councillor A Mapota a well-deserved send-off. Thank you, Honourable Speaker.”

Councillor BJ Viviers raised a point of order asked the Speaker whether he was going to allow other parties to make speeches as Councillor LE Rasoeu prepared and the Speaker responded that in the next week, there would be an ordinary Council meeting which was before the burial and Councillors will be given an opportunity to pass their condolences.

Each party’s Whip was requested to confirm their number (in terms of attendance on MS Team) and their vote for this item.

Thereafter *it was thereupon with 60 votes in favour, 24 votes against and 0 abstained,*

RESOLVED

- (a) That Council approves the report.
- (b) That approval be granted to accord Civic Funeral Privileges to the late Councillor Amanda Mapota.
- (c) That an amount of R100 000,00 be set aside for all funeral requirements, including memorial service costs.
- (d) That the Council approves the use of Council facilities and other logistical arrangements as indicated under paragraph 4 and 5 in the report.

96	REPORTS FROM MUNICIPAL PUBLIC ACCOUNTS COMMITTEE
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None.

NOTED.

97	REPORTS TO BE DEALT WITH IN COMMITTEE
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None.

NOTED.

98	CLOSING OF THE SPECIAL COUNCIL MEETING
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The meeting officially closed at 16:40.

.....
CITY MANAGER
ADVOCATE TB MEA

.....
SPEAKER
COUNCILLOR MA SIYONZANA

SECRETARIAT UNIT
COMMITTEE SERVICES