



DIRECTORATE  
OFFICE OF THE  
CITY MANAGER

PO Box 3704, Bloemfontein, 9300  
2<sup>nd</sup> Floor, Bram Fischer Building, De Villiers Street, Bloemfontein  
Tel: +27(0)51 405 8621, Fax: +27(0)51 405 8108

Your Ref:

Room 201, Bram Fischer Building

Our Ref:

Date 19 October 2020

Cllr Baba Sebolao  
Mangaung Metropolitan Municipality

Dear Councillor Sebolao

#### **RESPOND TO RULE 38 QUESTIONS: DUDU MYENI DELINQUENCY**

The above matter and your letter dated 26 June 2020, with regards to the above-mentioned matter refers.

By operation of law, Ms Myeni is still a Board member of Centlec and this is so by virtue of her lodging an Appeal against the Judgment declaring her a delinquent director. It flows from the lodging of the appeal that the Judgment against Ms Myeni has been suspended and as such making her eligible to attend to any board's activities during the period of appeal until the court's final determination of her appeal. It further is the policy of the institution that Board directors are paid as per their participation in the activities of the board and as such, Ms Myeni has had a minimal participation because of ill health thereof but was eligible to receiving remuneration for her participation.

Flowing from the above and without just cause, Ms Myeni could not have been removed from the Board of Centlec until such time her appeal has been fully ventilated by the Court of Appeal and a full determination to her eligibility to hold any director position has been determined

Yours faithfully

  
Adv. Tankiso Mea  
City Manager

# MANGAUNG METRO CAUCUS

## Free State



### OFFICE OF THE CAUCUS LEADER

TO : ADV. TANKISO MEA  
MUNICIPAL MANAGER- MMM

CC : ADV. MZWAKHE MOFOKENG  
ADMINISTRATOR- MMM

FROM : CLLR. BABA SEBOLAO  
EFF CAUCUS MEMBER

SUBJECT : MS. DUDU MYENI DELINQUENCY

Dear Sirs,

26 June 2020

The above matter refers.

This communique serves to advance a demand that Ms. Dudu Myeni be removed from her directorship position of the Centlec Board with immediate effect.

The bone of contention in this matter derives from the North Gauteng High having found and declared Ms. Dudu Myeni a delinquent director and Judge Ronel Tolmay having referred her matter to the National Prosecuting Authority (NPA) for a decision on a criminal prosecution.

Your failure to remove her as a director will leave us with no choice but to report you the Auditor General.

We trust that the above matter will be expedited with the utmost urgency.

Regards

Cllr. Baba Sebolao  
EFF PR. COUNCILLOR

SENT ELECTRONICALLY WITHOUT A SIGNATURE



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Date 19 October 2020

Cllr Baba Sebolao  
**Mangaung Metropolitan Municipality**

Dear Councillor Sebolao

#### **RESPOND TO RULE 38 QUESTIONS: CITY MANAGER WASTEFUL EXPENDITURE**

The above matter and your letter dated 13 July 2020, with regards to the above-mentioned matter refers.

The matter was discussed several times with your good-self and provided explanations regarding the matter.

I wish to indicate and respond to the question by indicating that this matter relates to the conduct and actions of the said employees during the strike action that was declared illegal by the High Court and the affected employees were responsible for the massive destruction of Council property and were captured on video. The evidence was presented to the relevant forums although the decision eventually did not go in our favour. In protecting the interest of the Municipality, I had to ensure that justice is done.

However, despite my explanation above, I did indicate to you that the matter is governed by the Labor Relations Act and Collective Agreement between the Employer and Unions. It is, therefore, my submission that it should be left to and be managed administratively, and Council will not be drawn into its discussion.

Yours faithfully

  
**Adv. Tankiso Mea**  
City Manager



# Mangaung Metro Municipality Free State



## OFFICE OF THE EFF CAUCUS

TO : CLLR. MXOLISI SIYONZANA  
COUNCIL SPEAKER  
MANGAUNG METRO MUNICIPALITY

: ADV. MZWAKHE MOFOKENG  
ADMINISTRATOR  
MANGAUNG METRO MUNICIPALITY

FROM : CLLR. B. SEBOLAO  
PR COUNCILLOR  
EFF MMM CAUCUS

SUBJECT : RULE 38 QUESTION IN TERMS OF THE STANDING RULES AND  
ORDERS- CITY MANAGER WASTEFUL EXPENDITURE

Dear sirs,

The subject matter refers.

We hereby bring to your attention that on or about 2016, two employees, namely; Morlatsi Jobo and Lungi Mini were charged and dismissed for frivolous and unfounded allegations having being handpicked amongst sixty-two (62) suspected employees.

They are now been reinstated into the MMM fold after tirelessly fighting the purging, humiliation and marginalisation by MMM administration who is hellbent in fighting political battles instead of sustainably leading this municipality out of the economic and financial quagmire us in and the question is this;

1. Why was this mess and maladministration allowed?
2. How much was the four-year legal battle cost?
3. Who is to be held accountable for this mess and legal costs incurred during the Labour Court's to and from exercise?

Kind regards

Cllr. Baba Sebolao

EFF PR COUNCILLOR

13 July 2020



DIRECTORATE  
OFFICE OF THE  
CITY MANAGER

PO Box 3704, Bloemfontein, 9300  
2<sup>nd</sup> Floor, Bram Fischer Building, De Villiers Street, Bloemfontein  
Tel: +27(0)51 405 8621, Fax: +27(0)51 405 8108

Your Ref:  
Room 201, Bram Fischer Building

Our Ref:  
Date: 16 October 2020

Ward 23 Cllr Tjaart van der Walt  
Mangaung Metropolitan Municipal

Dear Councillor van der Walt

**RESPONSE TO RULE 38: IMPLEMENTATION OF COUNCIL RESOLUTION 99b –  
25/11/2009**

Your letter dated 2020/10/14, with regard to the above-mentioned matter refers.

In 2018 the internal process of developing the new draft by-law on Student Accommodation was started. The Council noted the draft and it was subjected to the external process of public participation as required by legislation.

From 2018 up to February 2020, numerous public engagement sessions were conducted for the purpose of opening for comments and inputs on the draft by-law. Due to the nature of the draft by-law, several interest group sessions had to be made in order to ensure and allow an adequate and reasonable public participation process.

The process was interrupted by the lockdown period since March 2020. However, the process of finalizing the draft by-law, so that it can be submitted for Council approval, is about to be completed. We have given a landlord association on student accommodation to submit their final inputs by the Friday, the 16<sup>th</sup> of October 2020. The draft by-law should be tabled before Council for adoption in November 2020.

We hope the response suffices and we are looking forward to having the draft by-law passed by Council into a new By-law on Student Accommodation.

Yours faithfully.

  
Adv. Tankiso Mea  
City Manager

To: THE CITY MANAGER:  
Adv. T Mea  
Mangaung Metro Municipality

Further To: THE SPEAKER  
Mr. MA Siyonzana

The INTERVENTION TEAM  
Adv. Mzwakhe Mofokeng

BY HAND.

BRAM FISHER BUILDING,  
BLOEMFONTEIN  
9301

Dear Gentlemen

**RE: Implementation of council resolution 99B - 25/11/2009**

I refer your attention to **Rule 38 of the Standing Rules and Orders** that states:

*38.1 Any member may submit a question requiring a written reply from any political office bearer, the municipal manager or senior manager of the municipality, concerning any matter related to the effective performance of the functions of the municipality and the exercise of its powers, provided that a written notice of such a questions has been submitted to the Speaker or chairperson and the municipal manager at least 10 (ten) days prior to the councillor committee meeting and the political office bearer and the City Manager shall ensure that the member receive a written reply at the meeting.*

*38.2 If after the question has been replied to, a member is of the opinion that the reply is not clear or satisfactory, he or she may with the permission of the speaker or chairperson, request a follow-up question, follow –up question should be in writing.*

*38.3 All questions duly given notice of and all responses submitted shall be recorded in the minutes of the meeting.*

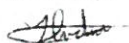
I refer you to council Item 99B - 25/11/2009 (Annexure A)

Therefore, I ask the following questions in terms of Rule 38 of the Standing Rules and Orders:

1. Has resolution (m) been implemented? "That the General Manager: Legal Services be requested to compile the necessary By-Laws in this regard once approved by the Free State Provincial Government" If yes, please provide details? If not, why not?
2. Has resolution (i) been implemented? "That a special Unit in the Directorate of Planning be established to deal with all the transgressions" If yes, please provide details. If not, why not?
  - a. When will this resolution be implemented?
3. Have resolutions (j), (k), (l) and (e) been implemented? If yes, please provide details, If not, why not?

Looking forward in having a written reply at our next council meeting.

Sincerely,



Ward Cllr Tjaart van der Walt

Ward 23

Mobile: 074 100 6808

Email: tjaart1000@gmail.com



17/2/11



COMMITTEE SERVICES

Ref: Ms R Mouers  
Ref No:  
Ext: 8605

207834

Date: January 19, 2010

COUNCIL 99B(5)- 25/11/2009

EXECUTIVE DIRECTOR : ECONOMIC DEVELOPMENT AND PLANNING

APPLICATION IS SUBMITTED FOR THE FOLLOWING : PROPOSED AMENDMENT OF THE BLOEMFONTEIN AND BAINSVLEI TOWN PLANNING SCHEMES TO ACCOMMODATE STUDENT DWELLINGS

Your report dated January 26, 2009 refers.

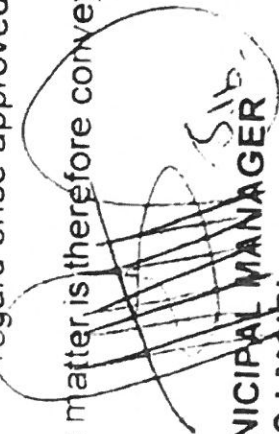
I wish to inform you that your recommendation as set out in the above-mentioned report, was approved by the Executive Mayor and with additional amendments by the Council as follows, namely :

**"RESOLVED**

- (a) that the contents of the report be accepted by the Council with amendments to the Bloemfontein and Bainsvlei Town Planning Schemes for student dwellings;
- (b) that the amendments for the Bloemfontein and Bainsvlei Town Planning Schemes as depicted on Annexures "A" and "B", be submitted for approval to the Free State Provincial Government;
- (c) that the proposed information brochure/application forms (Annexure "C"), be approved in principle;
- (d) that the applications for student dwellings be considered by the Mangaung Local Municipality only after the necessary scheme amendments have been approved by the Free State Provincial Government;
- (e) that there will be six(6) months grace period after approval of the Policy as to allow current owners of the student accommodation to formalize their operations before the reinforcement of the guidelines as set out in the report;
- (f) that the maximum for normal student dwelling, be as follows, namely
  - a maximum of ten (10) students on site with a maximum size of 1 100m<sup>2</sup>
  - a maximum of twelve (12) students on site with a maximum size of 1 101m<sup>2</sup> to 1 500m<sup>2</sup> and
  - a maximum of fourteen (14) students on site with a maximum size of 1 500m<sup>2</sup>;
- (g) that all applications should include service reports;
- (h) that the Council should develop a policy and determine an application fee that compel developers to contribute towards an infrastructural development fund to enable upgrading when and where necessary;
- (i) that a special Unit in the Directorate of Planning be established to deal with all the transgressions;
- (j) that the Municipality apply to the Department of Justice to extend the jurisdiction of our Municipal Court in order to deal with all the Municipal By-Laws and transgressions and

- (k) that a 'grace period' as suggested by the Acting Executive Mayor, be inserted;
- (l) that the Chief Financial Officer, from the date of approval of a special consent for a student dwelling, amend municipal tariffs (water, sanitation, electricity) accordingly and that the 40% rebate on property tax, be cancelled and
- (m) that the General Manager : Legal Services be requested to compile the necessary By-Laws in this regard once approved by the Free State Provincial Government".

The matter is therefore conveyed for your urgent attention and execution.

  
MUNICIPAL MANAGER  
MR SJ MSIBI

15/01/2010.....  
DATE