

*CONFIDENTIAL*



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# **MINUTES** for an **ORDINARY MEETING**

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**MANGAUNG  
METROPOLITAN  
MUNICIPAL COUNCIL**

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**VIRTUALLY ON MS TEAMS**

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**TUESDAY  
AUGUST 31, 2021  
AT 15:00**

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**MANGAUNG  
METROPOLITAN  
MUNICIPALITY**

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**MINUTES OF AN  
ORDINARY MEETING**

**of the**

**MANGAUNG METROPOLITAN MUNICIPAL COUNCIL**

**held**

**BRAM FISCHER BUILDING**

**on**

**TUESDAY, AUGUST 31, 2021**

**at 15:00**

**1     SPEAKER  
COUNCILLOR MOTHIBI-NKOANE MM**

**2     EXECUTIVE MAYOR  
COUNCILLOR SIYONZANA MA**

**3     DEPUTY EXECUTIVE MAYOR  
COUNCILLOR MASOETSA LA**

**4     CHIEF WHIP  
COUNCILLOR MANGCOTYWA ZE**

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

**5     COUNCILLOR JONAS-MALEPHANE VE**

**6     COUNCILLOR MAHASE MM**

**7     COUNCILLOR MONYAKOANA NP**

**8     COUNCILLOR MORAKE MA**

**9     COUNCILLOR NKHABU M**

**10    COUNCILLOR NOTHNAGEL J**

**11    COUNCILLOR PONGOLO XD**

**12    COUNCILLOR THIPENYANE G**

**13    COUNCILLOR TITI-ODILI LM**

**SECTION 79 CHAIRPERSONS**

- 14 COUNCILLOR NKOE MJ
- 15 COUNCILLOR SHOUNYANA MM
- 16 COUNCILLOR SELEKE PL
- 17 COUNCILLOR TLADI MM

**PR & WARD COUNCILLORS**

- 18 COUNCILLOR BOLT W
- 19 COUNCILLOR BOROLE KS
- 20 COUNCILLOR BOTES FR
- 21 COUNCILLOR CAMPHER ZMC
- 22 COUNCILLOR CEZULA NB
- 23 COUNCILLOR CHAKA NS
- 24 COUNCILLOR DAVIES M
- 25 COUNCILLOR DENNIS ME
- 26 COUNCILLOR DYOSIBA S
- 27 COUNCILLOR FERREIRA TI
- 28 COUNCILLOR KGANAKGA M
- 29 COUNCILLOR KHOLOMBA KJ
- 30 COUNCILLOR KHUNOU LM
- 31 COUNCILLOR KLAASEN RS
- 32 COUNCILLOR KOTZE GDP
- 33 COUNCILLOR LEBONA NJ
- 34 COUNCILLOR LEECH D
- 35 COUNCILLOR LOTRIET PA
- 36 COUNCILLOR MADELA BNV
- 37 COUNCILLOR MAJARA LJ
- 38 COUNCILLOR MAKHALANYANE TS

- 39 COUNCILLOR MALELEKA PT
- 40 COUNCILLOR MAPHATHE LM
- 41 COUNCILLOR MARAIS P
- 42 COUNCILLOR MASOEU TD
- 43 COUNCILLOR MLAMLELI SM
- 44 COUNCILLOR MATETHA NR
- 45 COUNCILLOR MCKAY DMC
- 46 COUNCILLOR MICHAELS SO
- 47 COUNCILLOR MOFOKENG MJ
- 48 COUNCILLOR MOGAPI KT
- 49 COUNCILLOR MOHAPI TD
- 50 COUNCILLOR MOHIBIDU PM
- 51 COUNCILLOR MOHLOKI MM
- 52 COUNCILLOR MOHULATSI MM
- 53 COUNCILLOR MOKHOANATSE EM
- 54 COUNCILLOR MOKOAKOA MI
- 55 COUNCILLOR MOKOLOKO PR
- 56 COUNCILLOR MOLEKO ML
- 57 COUNCILLOR MONONYANE MB
- 58 COUNCILLOR MOOPELO TM
- 59 COUNCILLOR MOREENG KC
- 60 COUNCILLOR MORURI MM
- 61 COUNCILLOR MOSALA MT
- 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 NIKELO VE  
69 COUNCILLOR OLIVIER GJ  
70 COUNCILLOR PETERSEN JE  
71 COUNCILLOR POONE-RANKHOLO PP  
72 COUNCILLOR PRETORIUS JC  
73 COUNCILLOR PRETORIUS S  
74 COUNCILLOR PRETORIUS W  
75 COUNCILLOR RAMABOLU MJ  
76 COUNCILLOR RAMAINOANE TD  
77 COUNCILLOR RAMPAI CF  
78 COUNCILLOR RAMATLAMA MJ  
79 COUNCILLOR RANCHOBE T  
80 COUNCILLOR RANTAI JH  
81 COUNCILLOR RASILE MM  
82 COUNCILLOR RASOEU LE  
83 COUNCILLOR SEBOLAO JE  
84 COUNCILLOR SEFUME NR  
85 COUNCILLOR SEFUTHI NM  
86 COUNCILLOR SEKAKANYO DM  
87 COUNCILLOR SELEBELI MG  
88 COUNCILLOR SEWISA OP  
89 COUNCILLOR SNYMAN VAN DEVENTER E  
90 COUNCILLOR TERBLANCHE AP  
91 COUNCILLOR THATHO MV  
92 COUNCILLOR THWALA ZJ

- 93 COUNCILLOR TLALE ME
- 94 COUNCILLOR TSIANE MMP
- 95 COUNCILLOR VAN DER MERWE R
- 96 COUNCILLOR VAN DER WALT TB
- 97 COUNCILLOR VAN NIEKERK HJC
- 98 COUNCILLOR VIVIERS BJ
- 99 COUNCILLOR QWEMA MB
- 100 COUNCILLOR WEWEGE M

#### 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 | ACTING CITY MANAGER           | MR SELLO M     |
| 2 | GM: COMMITTEE SERVICES        | MR MOTHEKHE M  |
| 3 | SENIOR ADMINISTARTIVE OFFICER | MS MAMATELA    |
| 4 | ADMINISTRATIVE ASSISTANT      | MS MF MORAKABI |

### **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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**MINUTES  
(OPEN COUNCIL)**

**147.  
OPENING**

**The meeting commenced at 15:06 to allow all Councillors to join the meeting.**

**The Speaker, Councillor MM Mothibi-Nkoane** officially opened the meeting and requested Councillor PL Seleke to open with a short prayer and thereafter welcomed everyone present.

**NOTED.**

**148.  
NOTICE OF THE MEETING**

**The Speaker read the notice and declared that the Ordinary meeting of Mangaung Metropolitan Municipal Council was convened in terms of Rule 5.1 of the Standing Rules and Orders of the Council.**

**NOTED.**

**149.  
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 five (5) pages of the minutes.

**NOTED.**

**150.  
ACCEPTANCE OF THE AGENDA**

**When dealing with this item, Councillor TS Makhalanyane requested permission to speak, and the Speaker allowed him to speak.**

**Councillor TS Makhalanyane raised the following**, 'Madam Speaker, one thing I want to raise is that we received the agenda on Friday, but it is unfortunate that the IT gave us the wrong password, so we don't have the agenda at the present moment. I'm so worried about it now'.

**The Speaker took note of what Councillor TS Makhalanyane raised and thereafter afforded Councillor DMC McKay to speak.**

**Councillor DMC McKay raised the following issues, namely–** “Thank you, Madam Speaker, on the 12<sup>th</sup> of May the DA submitted a motion to immediately implement an action plan to resolve refuse collection and the negative environment impact caused by the Metro in a sustainable, feasible manner. That this was the at first Ordinary meeting we are having since that date, it was handed timeously, and it was supposed to be in agenda, but it is not included, and we would like to know why. The other concern is that the disciplinary action procedure that we requested- on investigation which was for the same HOD and it is not appearing in the agenda. The Rule 38 questions we have got ...(inaudible – poor audio connection)

**The Speaker interjected and requested that she be allowed to run the Council meeting and as the Speaker, she would deal with all those matters raised.**

**The Speaker then requested for the acceptance of the agenda**

**On a Point of Order, Councillor BJ Viviers commented as follows –** “I would like to assist, an issue was raised by Councillor DMC McKay- can you please make a ruling. Thank you very much.”

**The Speaker responded as follows –**“I said Councillor DMC McKay should give me the opportunity to deal with the matter at hand, I have heard him because he raised it, now will you allow me to deal with it in a manner that I have prepared on how we are going to deal with it. No need for Point of Orders. I say let us move for the acceptance of the agenda. Is there anyone who is moving for the acceptance of the agenda.”

**Councillor BJ Viviers wanted to speak further on the issue, but the Speaker indicated she was going to suppress the Councillor and not accepting any more point of orders on the issue.**

**The Speaker continued to comment as follows –** “Allow me to run this Council in a manner that will satisfy all of us. The issue of the DA, I have heard what you said, and I will go to it, allow me to go through with the acceptance of the agenda first.”

**Councillor MG Selebeli moved for the acceptance of the agenda and Councillor VE Jonas-Malephane seconded.**

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

**NOTED.**

151.

**ANNOUNCEMENTS**

**The Speaker, Councillor MM Mothibi-Nkoane made the following announcements, namely–**

“As the Speaker of MMM I have received a letter from the DA raising issues, which they have just raised now. The letter is dated the 19<sup>th</sup> August 2021 from Councillor GDP Kotze and Councillor DMC McKay. As the office we are busy with that letter, we will respond.

We acknowledge the letter in writing to the two Councillors who have written the letter and thank you very much for that letter you sent to my office.”

**Councillor BJ Viviers raised a point of clarity as follows –** “Madam Speaker if you read the letter we sent to you, you have to table the letter and the document that we sent to your office within 7 days of council. Can you please give us clarity on that, do you know the law? Thank you.”

**Madam Speaker reiterated her point by addressing the Council as follows -** “Yes I know the law; we have responded to your letter. Before the 7 days you are mentioning, we have acknowledged the letter and we are busy dealing with the matter as it is now.”

**Councillor GDP Kotze commented that 7 days has passed.**

**The Speaker continued to explain as follows, –** “The 7 days have passed but you will receive the acknowledgement that we received the letter, we are busy dealing with it. The 2<sup>nd</sup> announcement will be under item 151, we have a new PR Councillor from the DA, Councillor W Pretorius, who is replacing the late Councillor JF Britz. If he is in the meeting, can he open his camera so that we can see him.”

**Councillor JC Pretorius responded as follows, namely –** “Madam Speaker unfortunately Councillor W Pretorius is in consultation until 5pm, he will log on later in the meeting, but he is not in the meeting now.”

**The Speaker continued as follows–** “thank you- we welcome him in Council, we are looking forward to working with him, the same as we are working with you. Tell him we say- welcome to the council Councillor Kotze we are finished with the announcements, what were you saying?”

**Councillor D Kotze raised the following –** “Madam Speaker the letter you received on the 19<sup>th</sup> of Aug clearly states that the report that was given to your office and the to the DEM needs to be responded to in 7 days.”

**Councillor MG Selebeli raised a Point of Order as follows, namely.**

“Thank you, Madam Speaker. I don’t think Councillor Kotze is addressing the issues, on the agenda we have just accepted the agenda- that you will entertain this point that Councillor Kotze has raised in your own time, now the Councillor Kotze wants to behave as if he is the Speaker. No, you must respect the Speaker, this is not the DA Council but the council of all Councillors.”

**The Speaker explained as follows, namely** - “Thank you – Councillor Kotze allow me to deal with the letter in the manner that, in terms of the law if you say 7 days it is only when I don’t respond or acknowledge but I have acknowledged your letter, that we will be dealing the matter. So, I would like us to move away from that point.”

**Councillor BJ Viviers remarked as follows**, “Thank you very much – if you could also just answer us about the motion and the rule 38 questions and then please- my understanding is that currently this meeting is not broadcasted on Facebook and we must be open to the public and media.”

**The Speaker M Mothibi-Nkoane responded by indicating the following**– “Facebook is on and running. On the issue of rule 38, if you check your agenda, they are there at the back, let’s wait until we arrive. Councillor Viviers did you check on the issue of Facebook is on.”

**Councillor BJ Viviers responded that he will verify and confirm if Facebook was indeed working.**

**NOTED.**

**152.**

#### **MOTION OF SYMPATHY AND CONGRATULATIONS**

**The Speaker, Councillor M Mothibi-Nkoane made the following comments, namely** - “On the motion of sympathy, previously during last Council we said today we will deal with the issue of the late Councillor Britz now. I’m going to give every organisation/party one person to give his/her sympathy and the 2 for the DA because they are the custodian of the late Councillor Britz.”

**Councillor E Snyman Van Deventer raised a question on whether they will be dealing with motion of sympathy regarding Councillor Britz and then after the other motions of sympathy and congratulations?**

**The Speaker responded that they should deal with everything at once, as other Councillors would like an opportunity to talk about Women’s month as it was the last day.**

**Councillor RF van der Merwe from the DA passed his motion of sympathy as follows, namely.**

“Honourable Speaker, this is not only a motion of sympathy but also a tribute on behalf of the DA and I am sure, all other members of this Council, with the deceased Johannes Frederik Britz.

To speak of Oom Hans Britz’s qualities as Head of Finances of Mangaung, and as City Councillor for the past eleven years, and in addition, his knowledge of financial matters would indeed allow

us to speak for a considerable length of time. We do, however, wish to pause and reflect on aspects which are of timeless value, namely, his life, his legacy and what these mean for all councillors and colleagues who have been left behind. I know that everyone who worked with Hans Britz will agree that he is the ideal person to whom we can apply the following words of the great Afrikaans writer, C J Langenhoven: "Gee my n man wat se wat waar is, as die duiwel daar is; wat doen wat reg is as die regter weg is; wat trou by sy gewete bly, as hy straf in plaas van belonging kry" In English it will read as follows: "Give me a man who tells the truth, in the presence of the devil; who does what is right when the judge is absent; who remains true to his conscience if he receives punishment instead of reward.

Although I could have used many English quotations it isn't without a specific reason that I use the words of an Afrikaans writer to define Hans Britz, as we know that Hans was an Afrikaner to

the marrow, and that he loved the Afrikaans language. If he had his way, he would have wanted to hear Afrikaans spoken more often in the council. He was a man who had a profound love of his language and people. When Hans was really upset, we would speak Afrikaans to his opposition councillors.

The qualities of a real man, as indicated by Langenhoven, were truly embodied in Hans Britz. He was a man who would stand his ground whenever the opportunity arose. Many times, Hans stood up to state his case, especially when the speaker of city council meetings say things that he didn't like or attacked one of his colleagues. Even when an opposition councillor interrupted him or disagreed with him, he would attack the whole ANC contingent. He voiced his opinion if he did not like decisions which seemed to have been forced on us. He would always address an issue directly and acted firmly, but professionally. He was able to admit that he was sometimes wrong, and took the consequences like a man, without bitterness or backstabbing.

He was always there to lead, when financial decisions had to be taken and was always honest, never avoided hard work, when it was required. He never missed a meeting, for no reason and was always ready to offer his help.

It is with weary hearts that we say goodbye to a colleague and friend whom everyone loved and respected, even if not on his side politically. Hans, your life well lived, and your good example will remain with us for the rest of our lives.

**Councillor M Kganakga from the DA paid tribute as follows, namely.**

"Madam speaker and honourable Councillors. I would like to also take this opportunity to bid farewell and celebrate councillor Hans Britz. Oom Hans as we called him our greatest gift to the citizens of Mangaung before his passing was uncovering the deceit by Centlec when they were presenting their new tariff structure for this financial year. We will forever be grateful.

Deceit, maladministration, patronage is all synonymous that can be used to describe the now ruling party. This we saw in the ex-city manager who avoided accountability and responsibility by resigning. The now new mayor took a page out of his protégée's playbook and did the same thing by resigning as the speaker of this council before his motion of No confidence as the speaker served.

Luckily for us in Mangaung and the rest of South Africa we will no longer have to deal with the ANC in over 30 municipalities. Seems Jesus has come earlier than anticipated by the African National Congress. The once powerful movement has now been reduced to a crowd funding initiative. Struggling to pay staff, submit list on time and what was submitted has so many errors they could just have left it.

This cruel party of the list doing the rounds are anything to go by are dumping 25 of its 38 ward councillors in Mangaung for no reason other than popularity. This is 25 of councillors sitting here in this meeting. This is Ward 1,8,9,10,12,13,14,19,27,30,31,32,34,35,36,37,38,40,41,43,45,46,49 and 50. I do not even want to mention diversity because those councillors have apparently also been given the boot. And before you say anything councillor Sekakanyo apparently you were placed number 33 on the PR list ending your vibrant political career. Do not know where you will be practising the bombastic English now.”

**The Speaker interjected and commented as follows** – “Councillor Kganakga, I hope you will be ready when Councillor Sekakanyo responds, we said motion of sympathy- don’t include other.”

Councillor’s names, we are speaking about the late Councillor Britz. Your former Councillor Van Merwe mentioned nobody’s name, he was speaking purely about Councillor Britz – do not make a political speech but rather a motion of sympathy.”

**Councillor M Kganakga responded as follows**– Mam but you said we can include everything in the speech we are presenting when Councillor Snyman Van Deventer asked. But its fine let me finish...”

If the list is anything to go by the people of Mangaung should realise they are governed by an irrational, unstable and now broke movement. They are not loyal to their staff, their councillors and do not even pay tax. Come elections the citizens of Mangaung should show them the boot and vote for the DA.

**Councillor CF Rampai passed his motion of Sympathy as follows,**

“Thank you, hon. Speaker, early in life most of us have learnt in mathematics that solving the linear equation- that what you do on the left-hand side, you must also do on the right-hand side. But to reasons unknown to us they are unable to practice that. Let me send our heartfelt condolences to Councillor Oom Hans Britz’s family, friend and DA for their loss. Madam Speaker on behalf of the ANC, please allow me to say a short prayer. “PRAYS”

Hon. Speaker and citizens of Mangaung, Oom Hans as other way inspired to be – he left a lasting impression on all of us, a legacy of love, commitment that inspired many. From the time he left the CEO position to joining the DA, he lost a very special part of our hearts, even though he served on the oppositions bench, he always said to us – work hard and chase the thing you want in life. Madam Speaker as the ANC, we understand that at this moment you are not wearing an ANC, DA, EFF, CAP, FF or any other political party hat in this house, but your office action on not allowing us to make sure that Oom Hans receive well deserved send off, has puzzled us. To guide this house the comfort of MB Britz family and children when he was around. Many of us find ourselves collectively mourning his death, madam Speaker all these motions of sympathy be presented to the next of kin of Oom Hans’ family.



As the ANC we wish we could see him but that is impossible. We wish we could see him coming through the door of our Council Chambers but we know that is impossible. We will hear your voice no more, we feel deeply that you can see our tears and you don't want us to cry, yet our hearts are broken. Oom Hans, Long live the spirit of freedom charter, LONG LIVE. Madam Speaker in conclusion let me congratulate Tatjana Schoenmaker who delivered a perfect performance at the Olympics in Tokyo in July. She did it faster than any other woman in history with a record of 2 min 18s sec. Opening the women's month of August as light to all ladies on earth. She nearly cried when she was congratulated by American silver and bronze medallist. She broke the world record of 2013 held by Denmark Ricky Moller.

To all athletes who participated in Tokyo, we congratulate you. You made SA proud, the land of us all. By reading this world's most important stage whereby everyone wishes to be. I thank you."

**Councillor MB Mononyane passed his motion of Sympathy as follows** – "Thank you madam Speaker for allowing me the opportunity to pass a motion of condolences to the family of our late Councillor H Britz. I have known Councillor Britz from far back as 1999 while he was still in the finance department- administering finances of MMM, up to a point where he was CEO of Mangaung and was doing a very good job. Financially, we were doing well- we even had reserves in terms of investments, and after his departure from that department, he has been with us in Council for past 11 years. He was a guiding figure in the council in terms of addressing issues of finance. Even in the MPAC he was a guiding figure, not imposing himself as the one who knows better.

All of us have learnt a lot from him and indeed we will miss him during our meetings. That guiding figure is no more with us. But he has left us with a legacy of us pursuing no matter how hard it may be – pursue to reach the goal that would make all the residents of Mangaung and SA at large happy would like to say to the family of Councillor Britz you are not the only ones who lost a father figure, we have lost a leader within your family. Let us allow his soul to rest in peace and for us who are remaining behind, we must work harder to make sure we deliver services to the entire Mangaung and to ensure it returns back to its former glory, I thank you. May the soul of all the departed and the soul of Oom Hans Britz rests in eternal peace."

**Councillor E Snyman Van Deventer paid her tribute as follows** - "Thank you, hon. Speaker, the FF plus wishes to extend their deepest sympathy to the family, colleagues of Councillor Britz. May the love of the Lord carry you during this difficult time. Oom Hans had a very long career of public service with many highlights, for example he was a ...(inaudible – poor sound connection) and before that he played a huge role in financial public offices. Please forgive for continuing this tribute in Afrikaans, retired colleague of Oom Hans, Tim wrote the FF and I ...(inaudible – poor sound connection) may your soul rest in eternal peace. Madam Speaker as I requested, I also want to put the following motion of congratulations. The FF plus wishes to congratulate Councillor Thabo Oliver with the amazing job he did in Mozambique, his reach in Mozambique showed true international solidarity. Councillor Thabo I know it must be disheartening that your own party seems like they are not congratulating you but do know that there are organisations which will use you and your knowledge to ensure our people will not be hungry and as soon as you are no longer ANC Councillor, I will personally assist you get in contact with Afri-forum and solidarity to ensure you can continue with your work.

Also, congratulations with almost R200K use of interview on Radio Lesedi and soon to be former Councillor, you sure know how to draw the numbers.

Then madam Speaker, final motion of sympathy to give the ANC, I'm really not sorry that you again proved your incompetence by not even submitting your own list and candidates to the IEC on time. Actually, this is a motion of congratulations, congrats to the citizens of Mangaung for being spared another 5 years of the ANC's corruption, mismanagement and incompetence. Thank you, Madam Speaker.

**Councillor TS Makhalanyane passed his motion as follows,**

"thank you, madam Speaker, for allowing and giving me this opportunity to pass our heartfelt condolences to the family of the late Councillor H Britz. What we want to say is that we know Councillor Britz as a guiding figure on financial matters in Mangaung. He

volunteered himself to give and guide, whether in the council sitting or outside sitting, so that is the spirit we want all Councillors to do. I don't want to say more but we want to say that may his soul rest in peace. The family lost their father, brother, they lost everything, their loss is our loss. So, thank you madam Speaker."

**Councillor EM Mokhoanatse addressed the Council as follows** – thank you madam Speaker. On behalf on ANA I would like to express our heartfelt condolences to the family of the late Councillor Hans Britz, we wish them strength, fortitude in this moment of grief and we hope they take solace in the fact that he has done his best to serve the people of Mangaung. Thank you, Hon. Speaker.

**The Speaker thereafter made the following inputs**—"thank you hon. Councillors for the motion of sympathy for former Councillor Britz, may his soul continue to rest in peace. We will now go to Councillor N Malephane for the closing of Women's month, of the women has just broken a record and she has outdone herself with 2.18 seconds, that is the new record she has made but I'm sure Councillor Malephane will emphasize what Women's month is."

**Councillor V Jonas-Malephane addressed the Council as follows,**

"thank you, Hon. Speaker, Executive Mayor, Chief Whip of the councillors, Councillor, officials and citizens of Mangaung, good day. Hon. Speaker, as we close the August month when we celebrate our women, our heroes. I would like to say in the spirit of celebrating women's month and 2021 as the year of Charlotte Maxeke, please allow me to salute all women present here today " MALIBONGWE IGAMA LAMAKHOSIKASI".

Hon. Speaker I would like to thank the council of Mangaung by electing a woman Speaker under the leadership of ANC in the month when we celebrate our heroes "MALIBONGWE". Madam Speaker women have been and continue to be at the forefront of struggle worldwide to advance the women cause. This includes challenging inequality, Economic and political oppression, gender-based violence and multiple forms of discrimination. For them to be at the forefront of struggle is not a matter but circumstances dictated, and likewise our current generation, the struggle of total emancipation of women.

Fellow Councillors also every struggle must be understood in context. The struggle therefore has to be considered in terms of the material condition shaping its opportunities and challenges. To the generation of Charlotte Maxeke oppressive system of colonialism and later colonialism of a special type was the main obstacle, while discrimination related to the past law was the immediate challenge and this challenge could not differ from consideration by the next generation. As we celebrate women's month and 2021 as the year of Charlotte Maxeke, we need to acknowledge the fact that ours is a generation that knows '(inaudible – bad sound connection)'.

However, possession of knowledge of where we need to understand that the history of struggle was written with blood and sweat of the generation of Charlotte Maxeke. Dora Tamara Mashaba, Helen Joseph, Rahima Mosa, Albertina Sisulu, Francis Boot and many other women of 1956. The brutality of apartheid regime could not withstand the courage of these great mothers as they championed the defiance against the past law. Today we have wins of such history of great courage behind us dictating a sense of direction of our generation hon. Speaker. The wins of history refused us rest until we overcome the triple challenge of poverty, unemployment and inequality and attain economic liberation and eradicated all forms of violence, especially gender-based violence.

Under the so-called new normal era, as the covid 19 pandemic depletes economic and social stress further, GBV remains intact. Abuse of women are now subjected to enforced lockdown at home with their abusers. As a result, many women are dying silently because support services to survivors are constrained by lockdown regulations. Hon. Speaker we are waiting with baited breaths for the launch of women's economic assembly to explore opportunities for women and businesses as promised by the state president Cyril Ramaphosa. On Women's day August 2021. This will surely open doors of economic development in key industries. Our fellow Councillors, community of Mangaung, the struggle women emancipated is far from over. The impact of the current global economic crisis on women, girls, gender equality needs further investigation, so that we can contextualise, if correctly in Mangaung and prepare our response as the council.

Hon. Speaker as Martin Luther King once said, I quote "the ultimate strategy is not the oppression and cruelty by the bad people but the silence of over that of the good people" Our action must be the loudest against '(inaudible)'

As I conclude hon. Speaker, following on the footsteps of women in 1956, we are destined to realise gender equality and economic emancipation in our lifetime. MALIBONGWE IGAMA LIKA THIXO. THANK YOU

### 153.

#### CONFIRMATION OF MINUTES

1. Special meeting, Wednesday, October 7, 2020
2. Ordinary meeting, Tuesday, October 27, 2020
3. Ordinary meeting, Tuesday, October 27, 2020 (Items dealt In Committee)
4. Special meeting, Thursday, February 4, 2021
5. Special meeting, Tuesday, March 30, 2021

6. Special meeting, Friday, April 23, 2021
7. Special meeting, Wednesday, May 12, 2021
8. Special meeting, Thursday, May 20, 2021 (Closed meeting)
9. Special meeting, Friday, May 21, 2021

**The Speaker, Councillor M Mothibi-Nkoane requested the minutes be adopted as one document since the list was very long.**

**Councillor GD Kotze made a Point of Clarity as follows**, – “Madam Speaker the previous Ordinary Council meeting that was held early June on the 4<sup>th</sup>, there was a problem of minutes that were tabled, and those minutes are only tabled now. But the minutes for the past 2 months are not included, and we did not receive any documentation on these minutes to go through. Thank you.”

**The Speaker explained as follows**, “all of them are here but we are having a problem with recording, there were lots of disturbances on it and now we are struggling to print but in due course they will be available. My apologies for that and thank you for raising it, can we adopt them.”

**Councillor XD Pongolo moved for adoption of minutes and was seconded Councillor SM Mlamleli.**

**It was thereupon**

**RESOLVED** that the minutes as listed above, electronic copies furnished to members be taken as read and adopted by Council.

**The Executive Mayor, Councillor M Siyonzana tabled his items.**

“Madam Speaker, this is our very first Council meeting since inauguration. Now that our hundred 100 days of exit to the next electoral cycle has been presented, our sleeves are rolled up! This is time for work. I am aware of the desperation of many others’ who wanted to grab the sceptre of the leadership of this Council, and the City in particular. A desperation that often manifests in anger, hatred and cheap politicking. Unfortunately, there is no time for this!

I had a session with the Council Whip to ensure that this Council is united than never before. We agreed to hold monthly meetings with all political organisations represented in this Council, to do a self-introspection on quality of the political oversight function by all of us. It is at these consultative meetings where we should differ to disagree – allowing those with descending views to express their opinions without fear or favour.

Like the ancient Reuben who stood between his brothers for the salvation of little Joseph, we need the Reubens of our time. We need people who will lay their lives at ransom for the survival of our City. Even the Section 80 Committees will be monitored to meet regularly towards improved governance and accelerated service delivery in Mangaung.

Madam Speaker, as we conclude the celebration of Women’s Month today, and in that spirit of celebrating 2021 as the Year of Charlotte Maxeke, we are inspired by the brevity of those women who were in the forefront of the struggle for total freedom and democracy.

Allow me Madam Speaker to congratulate you on your appointment as the Speaker of the Council. I know in some instances I was too soft, allowing some disruptive interjections. But now let me warn all the Councillors: it is a woman on that hot seat of the Speaker. Wathinta abafazi, wathinta imbokodo!

We will be like a wind behind you Madam Speaker. Your election gives effect to the struggle for the total emancipation of women as led by the giants of the calibre of Charlotte Maxeke, Adelaide Tambo, Dora Tamana, Bertha Mashaba, Lilian Ngoyi, Helen Joseph, Rahima Moosa, Albertina Sisulu, Frances Baard, Winnie Madela and many other women of 1956.

Honourable Speaker, now please allow me to move to the following reports for tabling and consideration as outlined in the agenda:

**Item 154(1) REQUEST FOR APPROVAL FOR FUTURE UTILIZATION OF VARIOUS**

ERVEN EARMARKED FOR EDUCATIONAL PURPOSES WITHIN MMM METRO-BOTSHABELO (ERVENS 211L, 212L, 3248U, 3637U AND 2478M FOR INFILL PLANNING IN BOTSHABELO)

**Item 154(2) REPORT ON LAND RELEASE AND APPROVAL FOR PROCESS FOR CALLS FOR THE DEVELOPMENT PROPOSALS TO SERVICE AND DEVELOP THE UNSERVICED PORTIONS OF THE BLOEMDUSTRIA AND NEW HAMILTON INDUSTRIAL AREAS TO PROMOTE UNDUSTRIALIZATION IN MANGAUNG**

**Item 154(3)** APPROVAL OF THE RISK MANAGEMENT POLICY FOR MANGAUNG METRO MUNICIPALITY

**Item 154(4)** PROGRESS REPORT: MANGAUNG METRO MUNICIPALITY FINANCIAL RECOVERY PLAN

**Item 154(5)** REPORT ON PROGRESS ON THE FIFTH UTILITY LEGAL DILIGENCE AND FEASIBILITY STUDY

**Item 154(6)** 6 REQUEST FOR APPROVAL – ADOPTION OF THE MANGAUNG METROPOLITAN MUNICIPALITY OPEN SPACE SYSTEM POLICY

**Item 154(7)** APPROVAL OF THE REZONING FROM “EDUCATIONAL PURPOSES” TO “RESIDENTIAL PURPOSES” AND SUBDIVISION OF ERF 2478 SECTION M, ERF 3245 SECTION U, ERF 211 AND ERF 212 SECTION L FOR RESIDENTIAL PURPOSES, FOR INFILL PLANNING

**Item 154(8)** CONCEPT STRATEGY ON DIGITAL TRANSFORMATION AND NEW NORMAL AND DEPLOYMENT OF FIBRE ON MUNICIPAL INFRASTRUCTURE

**Item 154(9)** MANGAUNG METROPOLITAN MUNICIPALITY: MFMA SECTION 52(D) REPORT FOR 4TH QUARTER SERVICE DELIVERY AND BUDGET IMPLEMENTATIONM PLAN (01 APRIL 2021 – 30 JUNE 2021)

**Item 154(10)** APPROVAL OF MANGAUNG ANNUAL STOCK FOR THE FINANCIAL YEAR END 2020/21

**Item 154(11)** 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 2021

**Item 154(12)** REPORT ON THE IMPLEMENTATION OF SUPPLY CHAIN MANAGEMENT POLICY FOR THE QUARTER ENDING JUNE 2021

**Item 154(13)** ANNUAL REPORT ON THE IMPLEMENTATION OF SUPPLY CHAIN MANAGEMENT POLICY FOR 2020/2021 FINANCIAL YEAR

**Item 154(14)** THE DEFINITIVE AGREEMENT BETWEEN MMM AND CENTLEC (PTY) LTD

**Item 154(15)** MANGAUNG METROPOLITAN MUNICIPALITY DEBT INCENTIVE SCHEME

**Item 154(16)** APPROVAL OF THE DONATION POLICY FOR MANGAUNG METROPOLITAN MUNICIPALITY

**Item 154(17)** OATH OF OFFICE – METRO POLICE SERVICE

**Item 154(18)** TABLING OF THE 2022/2027 IDP AND BUDGET PROCESS PLAN

Finally, Madam Speaker, I now table my reports for consideration and approval by Council.

Madam speaker – I would like to mention one item 152(2), we are withdrawing this item because this item did not serve at section 80 committee. The MMC does not even know the item as well as the HOD that deals with these matters. For that simple reason we are withdrawing that particular item. All the items are being tabled. But it would be important if we pick one and just say something about it if you check 154(5), it talks about 5<sup>th</sup> utility, this item deal with alternative revenue streams and this item will assist this council to improve financial stability. We have decided to venture into business with others, we will play a part, we want to make sure that we stabilize the finances of this council and this item is going to assist us and all other items as you discuss- If there is a need for us to come in and respond we will gladly do so. Like I said earlier on madam speaker, I had tabled all the items.”

**On a Point of Order Councillor LE Rasoeu stated the following**–“We disagree that this item is what the mayor says it is, and we will elaborate on that, thank you we just feel like it is election time and the ANC is broke, they are trying to raise funds for elections, thank you madam speaker.”

**The Executive Mayor responded and indicated the following**– “Madam Speaker can you allow me to say something, I thought I would be protected by other Councillors, when the Executive Mayor is tabling items, no Councillors should speak or say something, when a Councillor is having views, the item will be drawn, and the speaker is going to speak on the item.

This time around I was presenting items, what he was supposed to do, he was supposed to keep quiet and allow the speaker to draw the item. Please, I know we are going to elections but let’s do things right.”

**Thereafter the Speaker remarked as follows** – “before I continue hon. Councillors, I’m just making you aware that under the reports of the Executive Mayor, item 154(1), if you can check on page 12, there’s a duplication, so we will only consider 1, it is still the same thing, thank you. I see a hand – Councillor Botes”

**Councillor FR Botes remarked as follows**– “I want to thank you for the opportunity, will you allow me in good spirit, I only want to ask something for the Mayor. As I said, in good spirit, I am not in a fighting mood. It’s been 2 weeks trying to get an appointment with the Executive Mayor, I was in his office and (loud sounds). Can I use this opportunity to ask for an appointment?”

**The Speaker made the following comment** – “Councillor Botes I am not going to allow you to arrange your appointment through the council now. I am referring you back to the office of the EM. Cllr Kotze when I’m speaking, don’t put your words behind my words. I didn’t give you the opportunity to speak-For you to say he is afraid, please.”

**Cllr J Pretorius requested (proposal) to have a block voting, the Chief Whip responded that they are still drawing items and not yet done.**

**Cllr Kotze makes request to speaker as follows-** “ one of your responsibilities is to protect our freedom of speech, while Councillors are speaking, someone of the IT department is muting Councillors- can you maybe look into that please.”

The Speaker responded that she would investigate and provide feedback to the Councillor. Thereafter she requested clarity and checked with the whips of the parties how would they be voting either individually or per party (i.e. block vote). All parties agreed on a block vote.

The Speaker thereupon called each Councillor to confirm their attendance prior voting and announced the list of Councillors present as follows:

ANC = 51  
DA = 25  
EFF = Absent  
FFP = 2  
AIC = 1  
ANA = 1  
COPE = absent

NOTED.

1.

**REQUEST FOR APPROVAL FOR FUTURE UTILIZATION OF VARIOUS ERVEN EARMARKED FOR EDUCATIONAL PURPOSES WITHIN MMM METRO-BOTSHABELO (ERVENS 211L, 212L, 3248U, 3637U AND 2478M FOR INFILL PLANNING IN BOTSHABELO)**

**Cllr Van der Merwe addressed the Council as follows, namely;**

“Thank you so much Madam Speaker. As an introduction, can I just please suggest that in future, you ask item 1, who wants to speak on item 1, then 2,3, that would be much easier. Just a suggestion, you don’t have to follow it, thank you – now I will start with my speech.

The DA supports this item as municipalities must also make provision for educational institutions, which kindly, is a matter of urgency to expand, in order to achieve progress in education and training. I find it exciting to find out that schools require increasing grounds, to make provision for sports and recreational facilities. Many of our previously disadvantaged simply lack enough grounds for these purposes. The importance of sports in developing the mind was emphasized in ancient times by the Greeks with the words, which translates – “ a healthy body houses a healthy mind and spirit. This is briefly motivation for the DA supports this recommendation, thank you.

**On a lighter note, the Speaker remarked as follows–** “thank you Cllr Van der Merwe for speaking less than 5 minutes. I hope other Councillors will do the same.”

**Councillor V Jonas-Malephane addressed the Council as follows -** “Hon. Speaker thank you. Good afternoon, the Councillors of Mangaung, Executive Mayor, Deputy Executive Mayor, officials of Mangaung and citizens of Mangaung...(inaudible – poor audio connection)

**Due to bad sound connection, the audio was inaudible, and the Speaker requested Councillor V Jonas-Malephane to find a better place where she can be more audible.**



**Councillor V Jonas-Malephane continued with her address** – “firstly – (inaudible)-I’m trying to reduce the backlog of housing deliveries and also seeing that it is unlikely for the – (inaudible) -There is no further – (inaudible)

The following is the list of the sites requested: ERF 2478 BOTSHABELO, ERF 211 BOTSHABELO, ERF 212 BOTSHABELO and ERF 3637 BOTSHABELO

We really appreciate working together-So that the lives of our people will be improved. By formalising this site for residential development. Hon. Speaker the department of education will also gain some land from the municipality to provide for the sporting facilities for Katamelolo intermediate school and permission to extend the school premises of Seroki primary school onto a portion of ERF 807. This is also to improve social lives of our children. By approving this item, the municipality will ensure that the backlog of housing delivery is reduced and the last- (inaudible)

People will invade those sites as a matter of housing backlog. The land issue is – Our people need to have land in order to address historical challenges of land. The land act of 1913 has disadvantaged and disempowered our people to own land. The access to land is resolving the security of-It is clear that the department of education has no plans for those sites now. Hence, they agree to give them to us. However, this should be noted that we are as per request of Human Settlement. Hon. Speaker as the ANC we accept this item as it is and we request the council to accept it as well”

**Councillor Deliwe Mvala-Majola addressed the Council as follows.**

“Speaker, thank you for finally bringing this to the council for approval. But madam speaker, one would ask if this is another foul play that the ANC is playing as we are approaching this election? We all know that every time when facing an election year this is the “name of the game you are playing” APPROVING & ADOPTION is your language spoken nothing else. Because you know that voters of Mangaung has lost confidence in your Party, the ANC. This has been seen and proven when residents of Mangaung took to the streets through protesting. Only now you are thinking about them, months before the election but fortunately the finger is pointing to Botshabelo and unfortunately not at Salyva Square and Silahliwe Square.

SALYVA Square has been there for a very, very long time with no recognition but only their existence remembered when they are supposed to go to the polling stations and cast their votes for the ANC, simply because they don’t know the power of their vote to vote for a party like the Democratic alliance with a decent track record that will be able to make a real difference in their lives.Speaker, WHY NOW months before the elections, you have had 5 years? Is it to benefit the ANC or Mangaung residents?This is just again propaganda from the ruling party to get to Botshabelo voters. However, if this is for the benefits of residents of Botshabelo and that the ANC has come to terms of accepting that you’ve failed your Voter’s dismally through empty promises and service delivery and this is not part of your campaign, then you should consider SALYVA Square and SILAHLIWE Square as part of your infill planning as well. Madam Speaker “Kodwa Sinijongile” - We are watching you! The DA support this item I thank you.”

*It was thereupon with **88 votes in favour, 1 votes against and 0 abstained,***

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

**RESOLVED**

- (a) That the Council approves the rezoning from “Educational Purposes” to “Residential Purposes” and subdivision of erf 2478 Section M, Erf 3637, Erf 3245 Section U, Erf 211 and Erf 212 Section L for residential purposes.
- (b) That Council grants the Department of Education permission to extend the schools premises of Seroki Primary School onto a portion of Erf 807.
- (c) That the Department of Education will be responsible for the subdivision of Erf 807, consolidation of a subdivided portion of Erf 807 with school site and the relocation of the park to the Remainder of Erf 807 and
- (d) That the Council give permission to the Department of Education to utilise Erf 3289 adjacent to Katamelo Intermediate School for sporting facilities for Katamelo Intermediate School.

**2.**

**REPORT ON LAND RELEASE AND APPROVAL FOR PROCESS FOR CALLS FOR THE DEVELOPMENT PROPOSALS TO SERVICE AND DEVELOP THE UNSERVICED PORTIONS OF THE BLOEMDUSTRIA AND NEW HAMILTON INDUSTRIAL AREAS TO PROMOTE UNDUSTRIALIZATION IN MANGAUNG**

**ITEM HAS BEEN WITHDRAWN**

## 3.

**APPROVAL OF THE RISK MANAGEMENT POLICY FOR MANGAUNG METRO MUNICIPALITY**

**Councillor Snyman Van Deventer addressed the Council as follows** - “Thank you, hon. Speaker. Madam speaker risk management is seen as part of good governance, risk management is an integral part of good management practices. The metro should be committed to effective management, this is in line of section 62 subsection 1 C 1 of the MMFA. The implementation and framework of risk management however places a huge responsibility on the CFO. On paper it sounds good and well but the actual working of the risk management committee or risk management unit over a few years will prove the success or failure of the risk management process and procedures within Mangaung. The FF plus would like to ask the following question, in the report there is a statement. The municipality’s risk tolerance level must be determined by top management and outlined in the risk management strategy, I do not find this in the policy, and we would like to know whether this level has been determined by top management. The report further states and I quote, “policy shall be revised and adopted by council when operational needs require but at least once every term of council”. madam speaker the FF plus agrees but we want to propose that the CFO and the risk management committee take note that this policy should be revised annually and not just once every 5 year. Risk management is an act of process and it needs to be revised in accordance with the development within management of Mangaung. Thank you, Madam Speaker.”

**Councillor L Titi-Odili addressed the Council as follows** – “thank you very much hon. Speaker. Hon speaker I think part of good governance, I think Councillor Snyman already mentioned it that it is a tool and the control of making sure that we are achieving the good governance in this institution. This policy hon speaker was long overdue and its clear and we really deliberated on it and as the ANC hon speaker, we are supporting the item as it is hon speaker, thank you very much.”

**Councillor J Pretorius referred to his speech as follows** - “Honourable Madam Speaker, Optimal management of risk is essential to deliver on core business and key objectives and protect values for a well-run city.

In the course of conducting day to day business operations, we are exposed to a variety of risks that are significant and require comprehensive controls and ongoing oversight.

To ensure business success an integrated approach to the management and mitigation of risk is essential.

By institutionalizing risk management processes throughout Mangaung, we will be better equipped to identify events affecting our objectives and to manage risks.

It is imperative to establish a comprehensive framework and implementation plan, consisting of policies, procedures, methodologies and processes.

## 9A

The objectives and benefits of risk management include:

- 1) A more sustainable and reliable level of service delivery in order to achieve the strategic goals and objectives as set out in the IDP.
- 2) Enhanced decision making by promoting a more innovative, less risk averse culture in which calculated risks are taken in pursuit of opportunities for the benefit of the city.
- 3) Reduced redundancies, inconsistencies and gaps in the city's policies and procedures and guidelines.
- 4) Minimisation of fraud and corruption
- 5) Improved performance, outputs and outcomes
- 6) Achievement of better value for money through more effective, efficient and economic use of scarce resources.
- 7) Decreasing surprises and crises by placing management in a position to effectively deal with new and emerging risks that may create uncertainty.
- 8) Avoiding damage to the city's reputation.

Risk management is a powerful tool to deal with uncertainties, to boost service delivery, while tapering the scope of corruption, misconduct, and unethical professional behaviour.

With this being said, it remains the responsibility of Mangaung Metropolitan Municipality to ensure that the implementation of risk management takes place in all Directorates and is imbedded into everyday activities of the Metro. It must be reviewed annually. And evaluating and managing must be ongoing. Madam Speaker, implementing your strategic plan is as important or even more important than your strategy. If this is implemented well it can bring positive change for our city and its residents. Please let this not remain a goal on paper. The DA will support this item

**Councillor CF Rampai made his address as follows** - "Thanks Madam chair. Madam Speaker today as the ANC or rather the ANC-led government we are intending on showing the citizens of Mangaung how committed we are to the optimal management of risks. Speaker while conducting our day-to-day operation we are exposed variety of risks. This includes operational or other risks that are material in nature and require comprehensive control and ongoing oversight. I will come back to councillor Snyman on oversight. Madam speaker if this council has no appetite for risk, this may lead to negative on municipality ability to provide basic services to the community. If this council has no appetite for risk, that may have a significant negative impact on the metro long term sustainability. Madam speaker if the council has no appetite that can lead us to compromise safety and welfare of the environment and the community. Councillor Snyman no matter how many times people can rule us out, no matter how many times we seem to fail, but we will never be irreverence to the needs of the community. This municipality is the biggest asset of our people and we will do whatever in our power to provide that, what I'm trying to say is that, yes, at a certain stage management must be in a position to determine the degree or % of risk which is acceptable.

## 9B

We are looking into minimising risk, in real life, you cannot eliminate risk completely so yes, management at the top level must be able to say this is acceptable, this is not acceptable. When you say the policy must be reviewed on a yearly basis, Hon. Snyman, we as the ANC with an open policy, I think hon. MMC Lulama, her doors are open all the time, don't wait for end of them, you are allowed as opposition to come to our offices and then say now is the time to review our risk policy, rather than keeping quiet and then at the end of the term is now.

All of us have a responsibility to play to build this municipality and I promise you Hon. Pretorius, this just won't be a goal on paper, as long as all of us are working together and are committed to our people, not only at council meeting, but on a daily basis. Look as the ANC we are rooted to the masses of our people, every day we help our people not only once during a council meeting, or any other day so we appeal to all the opposition party, let us work together to build this municipality. Thank you, Hon. Speaker.

*It was thereupon **unanimous***

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

**RESOLVED** that Mangaung Metro Municipality Council:

- (a) Council approves the Risk Management Policy.
- (b) Council takes note of the Risk Management Strategy and Implementation Plan for 2020/21 Financial Year.

## 4.

**PROGRESS REPORT: MANGAUNG METRO MUNICIPALITY FINANCIAL RECOVERY PLAN**

**Councillor Snyman Van Deventer made her address as follows** - “Madam speaker, in all my years in council, I have never been so happy to support an item and for one reason only, recommendation D, I want to read it – “ That Council authorizes a due diligence study by the Intervention Team on whether the alternative service delivery mechanism of electricity by CENTLEC is still in the best interest of the Metropolitan Municipality, taking into account the operational costs of CENTLEC and other indirect costs”. I am so happy that someone is finally listening to the needs of the opposition. Hon. Speaker the FF plus wishes to thank Mr Mkaza as the lead provincial Exco representative for being accessible and being willing to listen to the inputs of the opposition party councillors. However, looking at the challenges in the report it is really tragic that officials in ANC councillors or leadership question the legitimacy and legal status of the intervention team in the municipality and that this has been a huge impairment as instructions are not carried out fully. This places a huge question mark on the seriousness on the ANC government to make the necessary changes and put the citizens of metro first and to manage the metro for the citizens and not the ANC. The challenges listed in the report underlines the problems we have identified so much in council. Please see the list on page, to name a few, increase debt by rate payers, increase in water and electricity losses, huge turnover of employees, aging infrastructure, overtime management, return on unspent conditional grants, lack of dispute resolution mechanism, lack performance management. madam speaker, all of these things are problems that have been identified over and over again. We’d also like to congratulate the team on the successes.....”

**Councillor MA Morake on a Point of order stated the following**– “Can Hon. Snyman not talk on behalf of the ANC, when you make your input, don’t campaign, as ANC we will speak for ourselves, so please, she must just make input on the item, thank you”

**Councillor Snyman Van Deventer continued with her address as follows** – “Thank you madam speaker, we must though congratulate on the successes as listed on page 2, the question is why, again I am referring to the ANC and speaking on behalf of the ANC but asking a question of the ANC Councillor Morake, the question is why did the ANC government not do this since 1996, why is this listed by the intervention team as something that they did right, the same with the question regarding the problems identified, this is a huge question mark on the way the ANC government is ruling Mangaung, but I must, again say congratulations to the intervention team for the successes, for identifying the problems and for recommendation D, thank you.”

**Councillor M Sekakanyo addressed the Council as follows** – “Thank you, Madam Speaker- let me start to say that, sometimes it will be proper speaker, to check the document we are given like the council. As much as the latter speaker has just indicated that she is delighted speaker, she was supposed to read item on page 15 and 16 that is of the agenda, that is with definitive agreement. It is not the call of the intervention team; it was the call of the AG and the call of the council that we need to do due diligence report regarding the issue emanating from Centlec and Mangaung. I mean it is not a worth of praise, to say that the intervention team now- but I am not there.

Madam Speaker first of all it is that we understand that the constitution is allowing the national and provincial government to do supervision on local government through sections of government. One can imagine that section of 155 subsection 6, and it goes with the section, I mean 157 and therefore it can go back to section 41 of the 40 of the institution that deals with the issue of local government.

Madam Speaker, yes, the report of the intervention team with the issues that were raised and with the recommendation raised. But one needs to take a deep view in terms of the report as presented to us, first of all, I felt like one of the leading team was supposed to be invited and present the report and therefore to discuss the report. Because when we check the issue of the debt of the council, we understand that they are here to assist the municipality in terms of the financial recovery plan, and as they are here for the financial plan, we expect that as the report stated, it has a shortfall, shortfall in this particular instance talks about the debt of the municipality about the debt of the municipality to Bloem Water. But it is not talking about the debt of the government. Which is the provincial government, our provincial government that was sent to come and assist us with the financial recovery plan. They are not talking anything, they just talking about the issue of percentages. It is not even giving us a clue how much does the provincial government owes the municipality since their introduction to municipality up to now.

Where there is a move that it was 24% now 23% and that's an improvement. How much does provincial government owe the municipality, and in terms of that, how did they implement the issue of inter-governmental frameworks act, that deals with issues of disputes between the organs of state and the intergovernmental relations. If the government owes, which is the provincial government and I, being the local government, the very same intervention was supposed to facilitate a process so that at the end of the day, one can say there is progress. The other point is that one can interpret and realise it, maybe sometimes they will just respond to what you are saying. A serious point, how do you even begin to come and tell the Executive Mayor how to handle his cabinet, to say to the Executive Mayor that he should have one of our meetings with his MMC, no that is an overreach of intervention committee.

The other point goes with the issue of saying that we need to authorise, we as the council, need to allow them to establish a PMU and that is not their responsibility, to establish a project management unit is not their responsibility. We have a City Manager who is an accounting officer, allow the City Mayor to deal with that popular aspect, and therefore to take him to task if he is not performing, the other issue it goes, somewhere-somehow, I do not know what is taking place because-

Let us not find the intervention team to work if, actually is our year as a administrators in line with the total of 139 whereby you don't have administration or even the existence of governance, headed by the Executive Mayor and you, Hon Speaker, they must not operate like that because when you check the issues they are raising here, it seems like there is no existence of the speaker, the Executive Mayor, and the administration. They are here to assist us to improve our revenue collection. So, we are not to come up with a lot of 8 points of recommendation, it does not work like that. First recommendation says that we must take note of report, but when you check the recommendation, it is giving us, it gives particular people permission to continue and carry on with municipality.

No, we appreciate their involvement in municipality, but they must not create an overreach, because they will create a problem within the systems of government, so I am saying that please, when you check this popular report, although it is promoting but it is very much hard in terms of the sub recommendations, from 8.

Let us go to 8.3, this popular council, we are having a problem with the issue of overtime, but they are posing it as a challenge, what did they do in terms of addressing the issue of overtime, the other point is about the issue of the structure and if they are dealing with the issue of the structure.

It is going to allow the HOD and even City Manager and the Mayor, to deal with this aspect. We cannot, find a situation that indirectly so, we are giving the intervention team to go up until our term is finished, it does not work like. We are in a total of 139, section 139 of the constitution, we are dealing with finance recovery plan, so we appeal to please assist us so that the provincial government can pay what they owe us. 1.2 Billion, of services, they must pay us, assist us. Therefore, we are going to applaud that for the first time after 1996 that really we are working together.

**Councillor TD Masoeu on a Point of Order stated the following –** “Hon Speaker I was just requesting that next time you please check your time, thank you.”

**Councillor MM Tladi addressed the Council as follows –** “Thank you Motsamaisi wa dipuisano, Speaker in line with section 32 of the MFMA, council resolved that the MPAC committee should have formed an investigation as guided by the national treasury, MFMA, number 68, section 68 and 32 of the Municipal Finance Act, and submit to cancel their recommendation for reconsideration of the Council. I am surprised when I see the recommendation of the intervention committee that council should note or give them the authority to do investigation of unauthorised, the irregular and wasteful expenditure. Which law is guiding that speaker? speaker I am not in argument with the Intervention Team to do the investigation because MPAC has been given that power with the laws that I just outlined so speaker I am requesting again, the disciplinary board brought the report here to council and it was not in order, so I'm requesting that the council return this report of intervention committee, thank you.”

**Councillor Pieter Lotriet made his address as follows:**

**154 Reports of the Executive Mayor**

**154.4 Progress Report: Mangaung Metro Municipality Financial Recovery plan**

1. A Turnaround strategy that comprises of a financial recovery plan is not as easy as it seems. I am sure you have learned this by now. Unfortunately, the school fees that were paid over particularly the last 18 months came at the expense of the taxpayers who ultimately suffer due to new low point experienced in service delivery...(poor sound connection)
2. Trying to turn around an underfunded organization is very hard to get kick started and is a fine and time-consuming balancing act. Time is not something you have in abundance. Having to save yourself into greatness often comes at the expense of the quality of the product and the service you render. However, there is a lot of fundamental re-engineering that can be done during these phases.



3. It is for this reason that we focus your attention to the possibility of vertically integrating some of your services by way of a local and national public and perhaps private intervention. The Act make provision for such an intervention on a project basis. This is an alternative that must be investigated.
4. So Mayor, as this item is for noting, we note the following
  - a. That further unauthorized financial spending was done which includes spending on Human Resource activities. There must be consequences. Perhaps declaring any such illegal decisions void “ab initio” is easier said than done.
  - b. The due diligence study on the integration and rationalization of Centlec is welcomed. The DA is on record of proposing this for a long time. It is good that the penny finally drops. We can foresee that the only logical conclusion will be for Centlec to be integrated as a directorate of the Metro
  - c. The investigation by the Executive Council and Intervention Team into unauthorized and irregular spending since 2018 is to be welcomed and there must be consequences, even to those who are no longer in the service of the Metro or no longer holding the positions they used to have. Especially if fraud and corruption is at stake.
  - d. With regards to “endeavour for a concerted community engagement”. Mayor you have all the information you need. The integrated development plan is a product of the community. As councillor I have a constituency. Please have a look at the IDP plans you receive from each DA ward. Please stay informed of day to day service delivery issues that are brought to the attention of the Metro. Without a proper control system, you will fail. Make individual appointments with all you councillors as this will be the best investment you personally will make.

People are losing faith in the system. By responding to people without a constituency will undermine current structures. Let us first make the current structures work.
  - e. Honourable Mayor I have followed your inauguration as Mayor with interest. You can be proud of your achievement. I honestly hope that you are up to the task. You only have a limited window period to prove your worth. The metro cannot afford the same spectacle we went through. Your mother is so proud of you. Go out there and make us all proud!

*It was thereupon with **88 votes in favour, 1 votes against and 0 abstained,***

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

**RESOLVED** that the report be referred back for further engagements by the Executive Mayor, Exco Representative team and multi political parties and thereafter the report will serve at the ensuing Council meeting.

## 5.

**REPORT ON PROGRESS ON THE FIFTH UTILITY LEGAL DILIGENCE AND FEASIBILITY STUDY**

**Councillor LE Rasoeu addressed the Council as follows** - "Thank you, Speaker. Madam Speaker let us cut the 'non' from the 'sense' and remain with the sense. The item is driven by an unsociable avarice for ANC to dig their snouts into the car of legislature. Hence the EM thought to legitimise and rationalise the absence of sense. Madam speaker according to the report the item served in this council in 2019 November and it was approved subject to the following conditions, madam speaker please, I want to appeal to your conscience.

First there was to be a legal diligence and feasibility study of the 5<sup>th</sup> utility services revenue and other benefits. Secondly there had to be research conducted to develop a tentative model. First, legal diligence, 2, feasibility study, 3, a tentative study. Madam speaker where is the legal diligence now when we are to give the CM and the HOD corporate services authority to implement this 5<sup>th</sup> utility. Madam speaker where is the feasibility study, basically weight assessment of the practicability of the proposal. Where is the research report or tentative model, what will the entity be about or its purpose. What is the benefit of the people of Mangaung and what is the urgency in less than 2 or 3 before elections.

Madam speaker when it served before council in 2019, we were never under intervention for this has massive financial implications. What is the assessment or wisdom or intervention regarding this matter. Madam speaker the ANC or predated political class does not seem to realise that its plunder and mismanagement of local government creates intrinsic fragility within SA state and this does not work well with or for our survival as a liberal democratic state, we therefore propose that this item be referred back to section 80 committee and for the development of the above-mentioned reports, thank you Madam Speaker

**Councillor Mare-Lize Wewege made her address as follows**

"Thank you, Madam Speaker, - (inaudible- bad sound connection)

The idea and principle for looking into and adopting new ways to generate revenue for municipality, if implemented correctly and responsibly. Please note that the NRW logistics' SAFENE and – of non- energy is not local entities, their offices in Joburg, Pakistan etc. - (inaudible- bad sound connection)

For private companies to invest in joint features of municipality, the Mangaung will first have to improve its financial, as no right-minded company will invest in a shrinking. It all looks good on paper but as we all know the ANC's ability to make success of any project is historically little to be about. Furthermore, if the BEE is going to be the only criteria for companies to qualify to be part of the 5<sup>th</sup> it will fail before it even starts. BEE will prevent 100s of companies that have the potential to contribute positively to the 5<sup>th</sup> utility, and in doing so, the potential of job creation and sustainable income will not be reached. Looking at past initiatives of the ANC, this initiative is still likely to fail but the FF plus will still give them the benefit of the doubt."

**Councillor MA Morake made the following inputs** – "Thank you Madam Speaker, I'm seeing that this is the progress report that we are presenting as corporate services as we were tasked with the issue of 5<sup>th</sup> utility. I think that we must really refrain from politically scoring points.

This item started long before the elections were announced and now, we are bringing the contents and progress of some of the activities that the 5<sup>th</sup> utility will be involved in like the spatial economic development zone, your smart city, where we implement the smart meters and so and so. There is a lot of progress and there are big corporates that are interested like Vodacom and MTN, that have presented. Even providing alternative services and solution in terms of maintenance.

I think that we are saying as the ANC, this item must pass as it is because it's a report progress since we've started the 5<sup>th</sup> utility so I think we should take note of some the inputs that were made by some of the other honourables but we are moving ahead with this report because we must make sure that the city is sustainable. We need to make sure that we generate revenue for the city because water and electricity, and rates and taxes will soon phase out because we are talking about the 4<sup>th</sup> industrial evolution, electric cars, turning waste into petrol and so many other initiatives that are coming. Turning gravel and sewer into gas, so there are many initiatives that corporates have presented to corporate services.

So, I think that this item must pass, we cannot be intimidated, we are not politically campaigning, but since 2019 we have been dealing with this and it was approved by council and the reason was streams of revenue were decreasing and other issues was people were moving for alternatives like solar panels. So as the municipality we need to be a step ahead of the current development. So, I think this item is relevant as it is. Anybody who wants to make input and they can always contact our offices and we develop the city together, thank you madam speaker."

**Councillor RS Klaasen seconded the proposal made by Councillor LE Rasoeu that this item be referred back.**

**Councillor M Tlale made the following comments** – "thank you madam speaker – today you look a bit young, I don't know what would be the reason, that being said madam speaker, the concept of people opposing without reading without reading for comprehension is dangerous because we are talking about a progress in relations to sitting as a ruling party to develop the life of the people of Mangaung in order for them to enjoy the benefits that' are seen and being enjoyed by other cities.

We usually say Mangaung is in the heart of it, so when we are supposed show or project it as such you find individuals who are saying a concept should be sent back or be shelved. We can't be deterred because the intention of ANC is one as the leader of the people, its one, only one, to make sure that people and socio-standing economic growth is improved. So this progress report is saying to the council of Mangaung, ,look we have people to come and prese to us, now we want to sit down and do what we call a business-case feasibility study, that now we are going to begin implementation of those concepts, that now we see it fit that Mangaung could develop its special economic zones that has the potential to create employment for the youth that are residing within the reason Mangaung, which are employed so we won't be spared for us to afford the residents, especially the youth, the opportunity to explore the economic world. That is not what we are willing and ready to subscribe to because from the beginning of being in the democratic state, we declared to better people's lives, that's where we are and going.

So, for any contribution that is trying to take us off the grid of what we are supposed to do, won't be entertained. We want to create a logistic city for both the people and the goods, remember Bloemfontein, Mangaung region is central to our country.

Madam speaker for new services to be introduced, for revenue to be increased, for economic growth to be realised in Mangaung. So, Madam Speaker, really and truly we are going for the concept, we request humbly as the MMC just said that everybody should be on board, so that Mangaung can benefit. We establish this economic zone, we make it a reality. We have an airport that will assist, that is our airport, we have an international airport that could collaborate, we make sure that we develop factories and companies around that economic zone as other cities are doing. So why when that happens in Mangaung-We know we have to follow procedure”

**The Speaker reminded the Councillor that he must keep his speech to the allocated time.**

**Councillor M Tlale concluded his speech as follows** – “with that being said madam speaker, we just want to say ANC is on par, and everybody should support that. AMANDLA”

**The Executive mayor, Councillor M Siyonzana made the explained as follows** – “thank you madam speaker, I’m not sure what is happening with my gadget this side because I thought I raised my hand, I just want to deal with 2 issues here. The councillor spoke about electioneering and so on, I made a call to councillors on the inauguration as well”

**Councillor LE Rasoeu interrupted the Executive Mayor and made the following remarks, “Order Madam Speaker, we did not attend and inauguration, it was only attended by 20 ANC Councillors”**

**The Speaker called the Councillor to order and stated the following,”** Hon Councillor, I have the Executive Mayor here, when another Councillor was talking about inauguration, you never said point or order, so leave it as it. Over you Mayor.”

**The Executive Mayor continued as follows,** “Speaker I had noted that Councillor Rasoeu is too personal on me as a person. He doesn’t start now, when he speaks, I will keep quiet, and he will speak without me interrupting. It is not the first time he does this, its continuous, can I please, if he differs with me, he can do that.

On the inauguration where I invited all councillors online, I indicated that we are now building Mangaung as we build Mangaung, we want everybody to be on board. 2; when we were elected, I made that call, even today, we also made that call, we want stability but at the same time, I must just indicate on the 5<sup>th</sup>, it’s not about political gains. In America, even a small child will tell you about an American dream, political parties will differ, but political parties will talk about one thing, the future of America and I think that’s what we want in America, we want a Mangaung that can be political parties, we see things differently, but we all strive for the success of Mangaung.

The 5<sup>th</sup> utility is designed to promote industrialisations, logistic hub. We have an airport there, we stand a better city for cargo airport because we have a huge airport and there are number of companies and departments who are having an appetite to assist us with that airport because there is huge loads in Johannesburg, OR Tambo and Albert Luthuli, and they are saying to us, you are in the centre of SA being in the centre of SA you have roads, rail and airports. For you to make logistics, you stand a better chance so I’m just saying as councillors, for a moment, just for a moment, I’m asking everyone to please think about the growth of Mangaung. Thank you very much.”

The Councillors voted as follows for the proposal raised by Councillor LE Rasoeu: 30 voted in favour, 52 voted against and 1 abstained. Thereafter voted for the item as tabled by the Executive Mayor.

*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.

Councillor BJ Viviers made a Point of Clarity: “would just like to make sure, maybe it was a slip of tongue, or my mistake. But the Chief whip said the ANC is 51 and we can play the tape back but on the proposal on Councillor Rasoeu you said 52 is in favour.”

The Speaker apologised for her mistake and confirmed it was 51.

#### **RESOLVED**

- (a) That the partnership proposal where beneficial to the Municipality be accepted for collaboration with the Municipality subject to recommendations in the report.
- (b) That the Municipality consider further proposals that seek to enhance or fill any gaps in the Fifth Utility.
- (c) That where necessary and required further feasibility studies be undertaken by the Municipality.
- (d) That the Municipality establish a company for purpose of advancing Fifth Utility services.
- (e) That the Municipality consider inviting private investors to take up minority shareholding through seed, capital and operations funding investment or establish investment collaborations with the Fifth Utility company.
- (f) That the Municipality establish a Special Economic Zone in terms of the Special Economic Zones Act of 2014 and commence with necessary feasibility studies in collaboration with Southern African Development Bank. Municipality identify suitable land including Tempe Airport as land required for Special Economic Zone establishment and logistic hub.
- (g) That Fifth Utility services be provided through external mechanism through the company as envisaged in terms of Section 86 of the Municipal Systems Act of 2000.
- (h) That in the event the Fifth Utility is offered by private parties directly, competitive bidding be followed.
- (i) That public participation be followed in respect of draft agreements and the granting of use, management and control of Municipal infrastructure and or land.

- (j) That both National and Provincial Treasury comments be solicited.
- (k) That terms be negotiated for collaborations on Fifth Utility.
- (l) That appropriate budget be made available during adjustment of the budget for further feasibility studies, project management, establishment of Fifth Utility company, the Special Economic Zone and furtherance of Fifth Utility.
- (m) That Council authorise the City Manager and Corporate Services HOD to implement the establishment of Fifth Utility.

## 6.

### **REQUEST FOR APPROVAL – ADOPTION OF THE MANGAUNG METROPOLITAN MUNICIPALITY OPEN SPACE SYSTEM POLICY**

**Councillor ZJ Thwala addressed the Council as follows:** – “Thank you Madam Speaker, as the DA we would like to take this opportunity to congratulate you and hope that you are not going to lose temper now that you are in a senior position. Madam Speaker as the DA we support this item of open space policy, thank you very much.”

**Councillor M Sekakanyo made his address as follows:** – “thank you very much speaker. Speaker sometimes you can be emotional dealing with items, but the Former Speaker –

Our hon. Councillor Snyman, I’m not going to answer her directly, I will rather speak to you hon. Speaker. Hon. Speaker this a culmination, this municipal open space system policy is a culmination of the reports that were presented in the council and maybe during that time it was a Councillor Fouche, she must go to 2004, there is a draft, the 3<sup>rd</sup> in relation to the urban open space of the city and then it was Mangaung local municipality so she must acquaint herself with all the documents and all the processes and in terms of that popular document it also clarifies what is expected in upcoming years and now has the policy before us meaning that this is a serious culmination.

Madam speaker the focus of this policy is aimed at defining the official position of the Mangaung towards the conservation and the maintenance of its urban open space, the actualisation thereof of various users, the design and development of current and additional urban open spaces as well as the alienation of certain areas which are not suited as urban open spaces. Madam speaker, in order to support what my colleague MMC Nthabiseng just indicated, the SA constitution of 1996 guarantees everyone to an environment that is not harmful to their health or wellbeing, the constitution commits all levels of government to sustainable developments of its open spaces, management of open spaces of Mangaung is also guided by national law and international law or legislation.

The variety of the municipal open spaces, we’ve seen Mangaung and enhancements is a responsibility of all that inhabits or visits the municipality, this responsibilities will be enhanced or promoted by local government while civil society will play an important role in supporting and ensuring and monitoring the implementation of this policy.

In conclusion, let me remind my honourable Councillor E Snyman van Deventer by saying that every citizen has the right to know where all public open spaces are located and what they may be used for, of which the municipality, with this public policy, is there in order to manage the issue of the open space and also to address the heritage we are having through this information of biodiversity. We have different species in those particular areas, but we as the city need to safeguard those species. You will find different developers who say that “I just want to build”, for example the issue of seven 7 Dams, whereby when you check the report of biodiversity, it is not allowing because it will tell you about the ... (inaudible – poor sound connection). Because of those popular reports, we as the city need to safeguard because the scientists and specialist are just advising us, we need to preserve the heritage and therefore, lastly, we know that every citizen that has a right to safe and secure environment. Thank you, Madam Speaker, we support the report as it is, I support my MMC, thanks very much.

**Councillor KC Moreeng addressed the Council as follows:** – “Thank you very much hon. Speaker and congratulations on your appointment. Hon. Speaker I would like to agree with Councillor Thwala that we are in support of this policy but hon. Speaker, the truth should be told. I think now it’s time for the ANC to climb off the tree and get to the ground where it will get the real truth, we have been approving and approving for a very long time in this Council, Speaker, but we have never seen the implementation of things that have been approved in this Council, Speaker.

This policy is a good policy speaker, but the question is that is it going to be implemented, or is it just another ploy to get the voters to vote for the ANC again because speaker with only 2 months to go, Councillor DM Sekakanyo can come and make as much noise as he likes but its only 2 months to go and we are sitting in this Council and wanting to approve the policy that he knows exactly will not see the day of light and I want to urge you speaker to let me say this to him, the time of lying to the people of Mangaung is now over speaker, it’s time for the people to realise that the only government that will work for the people of Mangaung that cares is only the DA government speaker, we have been sitting and listening to him the whole time in this council telling the people of Mangaung how good policies can be but the implementation of those policies are non-existent Madam Speaker.

We will approve this policy and I want to say this to him, for this policy to see the day of light, it is only through the DA-governed municipality and that is going to happen immediately after this election speaker, the people of Mangaung for the first time how real government means to them, and the people of Mangaung for the first time will see that the health that he is talking, I mean the safe environment that he is talking, he has failed to let his caucus impend in that safety of the healthy of the people of Mangaung for the past 4 years. 2 months before the elections he thinks he can perform a miracle, that is not going to happen, but we will approve these policies speaker so that after these elections the DA can implement and put into action all the policies that are good for the people and implement them after these coming elections, I thank you hon. Speaker.

**The Speaker responded as follows:** – “Thank you so much, we will now vote for the item as it is. In favour or against, ANC?”

*It was thereupon with **79 votes in favour, 2 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 Open Space System (MOSS) policy be approved by Council.

7.

**APPROVAL OF THE REZONING FROM “EDUCATIONAL PURPOSES” TO “RESIDENTIAL PURPOSES” AND SUBDIVISION OF ERF 2478 SECTION M, ERF 3245 SECTION U, ERF 211 AND ERF 212 SECTION L FOR RESIDENTIAL PURPOSES, FOR INFILL PLANNING**

The same item as item 154.1.

8.

**CONCEPT STRATEGY ON DIGITAL TRANSFORMATION AND NEW NORMAL AND DEPLOYMENT OF FIBRE ON MUNICIPAL INFRASTRUCTURE**

**Councillor TI Ferreira addressed the meeting as follows** - “We as the DA want the point 154.8 to be referred back to the section 80 committee for corporate services to debate the removal of the concept strategy section and ICT government section which has absolutely nothing to do with the deployment of the fibre policy, which is what I presume the point wanted to address because this is what the recommendations deal with. The DA agrees that the policy to monitor the deployment of the fibre is important although some areas in the policy are not aligned with the free and fair practices, but that should be debated in the section 80 committee when it gets referred back.

If we look at the document name, the concept strategy, which is also part of this point, it somehow forms part of this point also which we see things like integrations of the systems, call centre consolidations, structure re-alignment, resourcing of councillors and employees and Centlec alignment, these are completely different discussion point, where does resourcing of councillors with laptops fit in with the fibre deployment policy, Madam Speaker. And telling us about creating a paperless municipality when Mangaung is anyway a bankrupt paperless municipality under ANC government.

The document itself states that it does not outline how the plans will be operationalised and implemented, what is the point of this document when there is no plan, no timelines or goals. Madam speaker we want the point referred back to be debated and to get the HOD to compose a proper document that makes a meaningful contribution to the Mangaung residents, thank you Madam Speaker”

**Councillor DMC McKay seconded the proposal made by Councillor TI Ferreira for the item to be referred back.**



**The Chief Whip, Councillor ZE Mangcotywa addressed the Council as follows:** –“thanks Hon. Speaker, this item is very clear, this is high we start to regulate the space of fibre deployment in Mangaung through by-laws. Every service provider is doing as they like in Mangaung and as Mangaung we don't harness the resources and benefits that Mangaung is supposed to be getting out of this particular space. Hon. Speaker, the purpose of the policy is very clear to control and govern the installation of fibre and radio networks by a licensed network provider impose necessary levies for permits use, maintenance and exploitation of municipal infrastructure.

To provide appropriate penalties, of which those penalties will be to the benefit of the municipality. In the case of non-compliance with the said guidelines by the service providers, so we need to generate revenue out of our space. We can't be letting service providers willingly installing fibre in our infrastructure without us getting nothing in return hon. Speaker. In terms of this policy, powers of the municipality are there, amongst others, we will have to appoint a compliance officer who will supervise the execution of the work to ascertain if the conditions imposed by this policy are being observed so it's not like we are opening up space for people to do as they wish in Mangaung or we are opening windows for flies to get in when we want fresh air.

This is what we have been waiting for, this is what we have been looking hon. Speaker to be able to tap into the resources that the Mangaung can provide in terms of its infrastructure for the benefit of the people of Mangaung through revenue on this particular item and lastly hon. Speaker , as the ANC it is very clear in 2019 the DA lost a significant number of votes and this is a downward spiral they are still going to lose in 2021, they should not daydream here. They lost, that is why they dismissed Maimane, I'm done.”

**There we disturbances and loud commotion in the council and the Speaker called all the councillors to order**

**Councillor D Kotze requested to make a Point of Order and was granted permission by the Speaker, thereafter he asked that the Chief Whip must keep to the point. However, the Speaker indicated that the Chief Whip had concluded his speech.**

**The Speaker made the following comments:** – “Hon. Councillors, let's have patience with each other and let us not accept things when they are only on our side. Some of you are passing political statements and others are quiet. But when the same thing is done to you, you become angry. Let us be adults and have space for each other, all of us are political parties and all of us are going for the elections and everyone would like to shine but let us shine in a way that shows that humanity is also with us and I like to be howled, please I'm appealing. You may continue Hon. Tlale.”

**Councillor M Tlale remarked as follows:** – “The Chief Whip was spot on, for a very long-time madam speaker, deployment of fibre has been skewed to benefit specific areas while we are living in this municipality collectively. So, things are now about to change because a policy is about to be developed and be approved today in order for an individual who is “ko di trasteng” in Thaba nchu, an individual who is ko Phase 9, an individual who is mo Rockland or Phase 2 should also have access to communication. If you look, and you ask yourself, are the Wayleave deployers qualified, because how do you put another fibre-

Almost 300 fibres cable inside 1 area in our town but when you come to the township or the towns that are part of our municipality it's a daydream, so for us to bring this concept for approval, it is for us to balance and make sure that every citizen of this municipality has the benefit of enjoying communication as it is. You become even amazed madam speaker of people who are commenting and talking about issues on the table, we never saw them in relevant committees that have took decisions relating to this, but today they are able to tell you that a concept should be taken back because it's going to disturb what has been going on for years. Change is eminent and it is coming and change for people for have access to information will not be stopped. Our African owned companies will also benefit from because it's rare when you see-

And they will call them big companies, they are not big companies, they are legitimate companies of other race who have gone through all the stages to be given an opportunity to lay out fibre. With that being said, as the leader of the people, ANC is leading to make sure that relevant legislature, relevant policies, relevant by-laws are being implemented for the benefit of the people because our infrastructure is barely being by private companies, but as a municipality we don't have the benefit of getting money to repay but we are supposed to go to our small and replace the mess that was not done by us but by private companies that have benefitted from that. So, for us to be able to be able to push forward it is for us to say that as from now, you dig a hole, you put fibre.

You will pay an incentive in order for my spelling to be repair it, because we have lost a lot of money because of companies who come to dig our land and use our air space without us getting anything out of it, so the fortunate part is that the mayor has asked us to build the municipality as a collective that even if we differ but there is something that we agree, but it seems as if we forever seeking to oppose, even to things that will benefit all citizens of this municipality. Let's all see from the same glass the progress that is required by the community and stop opposing just because we are on opposite sides. Oppose something that is not beneficial, but if it is, support it. It doesn't mean because it was brought forward by the ANC it won't materialise, it will materialise because studies were done."

**Councillor MA Morake made the following inputs:**

"Madam speaker as the ANC we are proud to have Madam Speakers. I think that the issue of the concept of digital transformation is that we are aware that we are moving to the 4<sup>th</sup> industrial revolution, even in this time of a pandemic its very digital for us to communicate that is why today we have a meeting via Microsoft. This is a step forward and I think that we will not be left behind or leave our residents behind, that is why we are saying those who are deploying fibre must be regulated, there must be by-laws that are regulating them so that we enhance revenue at municipality and I think that the foot in the right is not for a particular to claim victory but only the ANC and we are not doing this because it's a victory but it is a wakeup call that says we want to build smart cities.

I think President Ramaphosa has made it clear that we need to adapt and move forward, now this physical migration or strategy it shows that we are in the right direction. Deployment of fibre in the municipality is a positive step but we are saying to those private partners, they must be regulated so that as municipality we also receive some revenue. I know that there are number of projects from the department of communication that are with the office of the president and will be deploying fibre, so we need to say that this is one step forward in terms of advancing the revenue for the municipality because we need to take care of the future of the citizens of Mangaung to say that

they must be on board through by benefitting from the current 4<sup>th</sup> industrial revolution. So, I think this is a milestone that we have achieved, and I think that future generations will benefit from this and I think that we must stop or political squaring in terms of our political parties but the ANC, the leader said that must be an acceptable way of life that others will keep opposing, will keep discriminating against other races but as the ANC we are non-racial, we are non-sexist. We want to build a genetical society as predicted by our then president general Tambo, thank you.”

**Councillor Snyman Van Deventer addressed the Council as follows:**

“Madam speaker the freedom front plus agrees with Councillor Ferreira and wishes to add to what he said, in the report that sits before us, it deals with quite the number of different aspects, more than just regulating fibre, when one looks at a solution, we need to look at what is going to be covered, what is the area, where is the border of these areas. Is it the CBC, The Soutpan, if so, this is a very huge project where special service providers with the necessary infrastructure is needed to host such a huge project?

A project of this magnitude needs intensive planning, very few IT companies are able to manage this type of project, this is also labour-intensive with the need for special skills, in the report there is reference to SMME’s, now in light of labour-intensive specialised skills, this is highly problematic in view of knowledge, there is also referenced to cyber security, this is also very expensive and requires very expensive skills. Another question, will there be competition, will the price of data for extra use be regulated, will this be for a fixed term and then hon. Speaker, the discussions of this project already in 2019 in corporate services, IT changes so often that 2 years later it will have changed. A timeline of 5 years does not make sense, technology changes, it might not even exist by then or it might be outdated. Madam speaker then the chief whip prefers to talk about the 2019 elections, well maybe that’s the last elections he can talk about because the ANC is not even contesting in Mangaung in 2021, so yes, please talk about 2021. Thank you, Madam Speaker.”

**Councillor D Kotze made a Point of Clarity, asked the following question:** “Madam Speaker i agree that fibre is great technology, but i would just like to know what happened to the WIFI to all in the Mangaung.”

**The Speaker responded as follows:** “thank you Councillor Kotze, you will find the answer in rule 38, thank you so much, we are now going to vote for the item, there’s a motion that it should be referred back and others in favour as it is.”

**The Councillors voted as follows for the proposal raised by Councillor TI Ferreira: 29 voted in favour, 51 voted against and 1 abstained. Thereafter voted for the item as tabled by the Executive Mayor.**

*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 concept strategy on digital transformation and new normal and deployment of fibre on Municipal infrastructure be approved.
- (B) That a by-law and public participation processes be developed undertaken on the deployment of fibre on Municipal infrastructure.
- (C) That an assessment of subscription and oversubscription of fibre where it is presently laid be performed and determination be made.
- (D) That a new application for Wayleave be considered for approval in townships

**9.**

**MANGAUNG METROPOLITAN MUNICIPALITY: MFMA SECTION 52(D) REPORT FOR 4<sup>TH</sup> QUARTER SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (01 APRIL 2021 – 30 JUNE 2021)**

**Councillor L Titi-Odili addressed the Council as follows:** –“ Hon. Speaker I just want to indicate that as the ANC we are really supporting this item although we want to be transparent, the item is late, we were supposed to table this item by June, but because of many circumstances and checking the processes that we must overtake as the covid to discuss this item and we point and indicate some points we were that we were not satisfied of and we discussed the section 8 and we feel like it's a 4<sup>th</sup> quarter item and we really want to ask the council to really approve this council for the council to take channels that are supposed outgoing to provincial treasury, provincial COGTA by city manager, exec speaker we are really supporting this item as it is.”

**Councillor Mare-Lize Wewege made her address as follows:** –“ thank you madam speaker, in the report it is stated that more than 40 percent of the projects and services were performing outstandingly, significantly exceeded and fully effective on the set of targets but if you look at the state of service delivery and infrastructure or lack thereof, it is hard to imagine that you can state that the municipality is performing outstandingly and significantly, with regard to the progress report on the storm water refurbishments stated with a 100 percent target met, I'm sure with the rain season approaching, the contrary will be proven as every year parts of Mangaung turns into flood zones due to the insufficient storm water infrastructure, we will support and believe this report and its result when we can see the results in the streets of Mangaung and not just on paper.”

**Councillor TB van Der Walt addressed the Council as follows:**

**LUMS**

Speaker the LUMS has been completed and submitted to the office of the speaker more than 3 months ago, same goes for the student accommodation policy, and probably the Land use Bylaw as well. The LUMS is a critical replacement of a half century old Town Planning Scheme which should have been replaced by 1 July 2020. Please can you ensure especially the LUMS is very urgently submitted to council.

**MPT**

Furthermore, regarding MPT decision and meeting on page 6 and 7, firstly it concerns me that the HoD of Planning currently holds 3 or 4 critical positions in the land use process. Firstly, he signs recommendations for MPT applications on behalf the planning department, secondly he chairs the MPT which adjudicates applications that are submitted to it in terms of the policies and legislation the he also has taken the responsibilities and rights of the departed land use and building enforcement GM on himself while also mostly taking decisions that the critical vacant GM Planning should be making.

Speaker I trust you have noted the urgent call for forensic investigations into the land use decisions taken by the MPT that have been made in the past few months. These calls echo the long-standing calls by the DA for the Land Use Management and Tribunal processes to be fairly and transparently implemented. Everyone knows that there are political deployees that have been influencing the future plans and Land use decisions of Mangaung on a irrational basis to the benefit of specific political or personal friends. Why would an application that was advertised with the legal parking ration of 0.6 be approved by the MPT with a ration of ONLY 0.05!!!! Without any technical comments on this amended ratio. This happened with student flats in Universitas, which residents will have to take on review in court because the Mangaung administration continue to ignore my please on this matter.

On the other side there are applications that were approved in 2018, but the incompetent administration has now lost the Service Level Agreement submitted by the applicant 4 times in a row since 2018. That is why no development happens in Mangaung.

**TRAFFIC SAFETY**

Thanks must be given to the Universitas Ridge Homeowners Association and Universitas Neighbourhood Association for taking action to protect human lives in critically dangerous cases such as stop streets without stop signs or lines that we have been asking Mangaung to paint and replace since 2016. Same goes for various civil organisations that have filled potholes that Mangaung has failed to fix after years of requests and promises. Speaking of, in Jac van Rhyn Avenue a contractor has marked potholes for reparation twice in 12 months while failing tro fix the damn potholes! I would like to know if they have been paid for this work.

Speaker and Mayor I want you to note that the communities have even emailed all the stakeholders to no avail to inform them that due to failure to respond or fix the problems reported, they would now be taking action. Speaker you must know that if any liability is claimed by anyone because of the preventative actions by the community, the community will prove that they continually asked for municipal action without success.

**INCLUSIVE ECONOMIC GROWTH**

The economy of Mangaung has been crushed by decades of internal and external shocks, self-inflicted destruction through unbridled cadre deployment, incompetence, political infighting and rent seeking. In this state we need development, capital investment, job creation and business growth at all costs.

No stone should be left unturned by Mangaung to create and expand the platform for opportunities for the business sector to grow and expand.

How can this be done? Mr Mayor, through you speaker: Last week the mayor met with a selected group of business interests semi secretly, without any opposition councillors invited. At this meeting, instead of asking them what THEY think his top 3 priorities should be, he begged them to pledge their resources to help him clean up the city, and ordered them to bring to him a list of all the instances where developers, business and communities are doing the work for which more than 3000 Mangaung employees get paid, because, he claimed he was not aware of all the places where civil society have jumped in to do the work Mangaung has been failing to do in the past 3 years.

Mr Mayor, instead of begging for help to appease the unhappy voters out there, please next time ask developers what they want from you.

In the past two days I have been engaging business leaders and developers as to what is needed to ensure the expansion of business, industry, employment and the economy of Mangaung, and the answer is simple: They want a city that is: 1 Well governed 2. Has a acceptable base of maintained infrastructure, no fraud and corruption, they need a municipality that is not governing in isolation, but in partnership with society in order to work together to make Mangaung great again. This sounds so much like the ever-elusive IDP Representative forum required by law, and not implemented by Mangaung. Refer to the item on the IDP process plan for information, but needless to say this forum includes business, ward councillors, ward committees and religious sector.

**Councillor D McKay addressed the Council as follows:**

“Madam Speaker, through you to the Executive Mayor, Sir, it seems I was wrong when I commented that the 3rd quarter report was the worst it could get and that we had reached the bottom of the pit as far as dismal service was concerned. You definitely proved me wrong! This is the worst SDBIP Report to-date! Is there no end to your incompetence and lack of empathy? This last year was a utter disaster! Cadre deployment, nepotism and corruption, has crippled this municipality and destroyed our once proud city.

Any project or service that would have been life changing to the community, has made no progress to speak of or has been simply rolled over again. In addition, this report is late yet again. By your own admittance, not all departments submitted their reports on time. Which departments did not submit on? time and will they be held accountable?... Or will it simply be swept under the proverbial rug? What really gets under my skin, is the absolute disregard for the poor. All your talk about being pro-poor - NONSENSE! Never before in the history of this municipality has there been such a huge backlog in indigent applications.”

**The Speaker requested Councillor DM McKay to withdraw the word “nonsense” as it was unacceptable after which the Councillor withdrew the word “nonsense”**

**On a point of Order Councillor MA Morake stated the following:** – “my point of order is that we have section 56 managers which HOD, we have city managers, we have CFO, we don’t have cadre deployment. I think the structure of systems is very clear. I think this generalisation and insults are not required in the council, because the council is legislated, council is not a political party, we are managed by the acts.

I think Councillor McKay must clarify, which act of local government talks about cadre deployment, that must be clarified today. Who is mainly deployed on a cadre deployment act?"

**The Speaker remarked as follows:** – "Hon. Morake you have made your point of order which I accept, thank you so much. You can continue Hon. Mc Kay"

**Councillor DMC McKay continued as follows:** - "There are application from 2018 that are still pending. The number of work opportunities created through EPWP, CWP and other related infrastructure programmes received an 'Unsatisfactory Performance' score. That hardly explains it - there was no attempt to create jobs and that with the grants given by National treasury. That money has now been lost!

As for Human Settlements, does that department still exist? This entire year they have managed to complete 3 projects in total! Madam speaker, the term "advocate" means to recommend or support, and I am now of the opinion that when it is used as a title in this municipality, that it means to support incompetence, as can be testified by the performance of both the previous City Manager Adv Mea and now by the HOD of Human Settlements, Adv Phaladi. Please do not employ another Advocate of this qualification.

Madam Speaker, the performance in the fourth quarter report shows that 60% of projects and/or services preformed below expectation and at an unsatisfactory level of performance. This illustrates exactly why the residents of Mangaung should vote the current governing party out during the upcoming local government elections. Madam Speaker, I see that the diversion of 2800 tons of waste diverted from the landfill site was awarded "outstanding performance".

I can attest to this actually being true as that same waste is being dumped on the streets and surrounding areas of the landfill site. So, in truth, although it was diverted, it was not diverted far. As for the clean-up campaigns receiving "outstanding performance" status, I am stunned - where did this take place as even a blind man could see this city looks like a trash bin.

Why after paying out exorbitant amounts of money on overpaid water meters and services hatches for the Botshabelo Hawkers Stalls, has the project come to a complete standstill! Another failed ANC tenderpreneur project! Why has the Fresh Food Market project stagnated – these projects are vital to our economy. Mr Executive Mayor, may I ask how it is possible that fleet management receive the status of "outstanding performance", when there are countless the sewerage spills and burst water-pipes that take days to be attended too or roads that have not been repaired or graded for years as there are no vehicles or diesel available.

So, in closing Mr Executive mayor and NEW Mr Acting City Manager, the ball is in your court. currently, this is the worst functioning metro in the Country! Show us that you are the right people for the job, clean-up this city! Fix and unblock the storm-drains. Service our Parks, cemeteries and roads. Revive regular Refuse collection and our renovate our Landfill sites! I implore you!

I personally think it is too late though, and that the time has come for the residents to vote for change! I pray they hear my call and vote out this incompetent governing party and vote in the DA, we are the only party that is capable of governing this municipality successfully. Where the DA govern, we govern well, and residents receive quality basic services."

*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** - that Council approves the 4<sup>th</sup> quarter report (01 April 2021

10.

**APPROVAL OF MANGAUNG ANNUAL STOCK FOR THE FINANCIAL YEAR END 2020/21**

**Councillor L Titi-Odili made the following remarks:** –“ Mbokodo as the ANC we also support this item as it is, if you can check and compare to other years when, we are in yearend in terms of our stock it was more than 4.6 but because of the challenges of covid 19 we didn't even purchase many things in the supply chain and that is why we have this amount In front of us, but chair I want to indicate that this is a realistic report that is in front of us and it is reflecting what we saw inside the stairs of supply chain. Now Chair we really support this item as it is and we really want this item to go through madam speaker, thank you very much.”

**Councillor M Kganakga addressed the Council as follows:**

Good evening honourable speaker and fellow councillors. According to National treasury's inventory framework stock takes are the process of counting physical stock in the warehouse and off locations. Then comparing it manually or via computer records and make adjustments where necessary. Point 6.4.3 says that the accounting officer must ensure proper control systems exist for assists to eliminate losses, wastage, misuse, spoilage, damages and theft.

Mangaung's supply chain policy provides as a shocking undetailed one pager for stocktaking, explaining this shameful process that too place. On the attendance register for the two days stocktake were done internal audit only send one lady, she didn't even bother to pitch for the photo opp. She attended only one day of the two days.

The warehouses are in totality's stock is valued at R4 633 368.46, I do not know what the documents are that they presented but I would have expected a variance report with the positive and negative adjustments on the stock levels. One can tell that internal audit has no interest because according to these documents, there were only positive adjustments which is impossible especially in a consumable warehouse.

The General warehouse at the end of stocktake is valued at R2 353 750,06. In this warehouse between 2016-2021 stock items that have movement were GRN'd for the same price for over 5 years, for example item e.g. item 60300193, 300ml Mr Min for 5 years being GRN'd for R39,95. I can't think over 5years that Mangaung is paying R39,95 where this item cost R42,99 in clicks during their month end sale.

The rest of the stock items, which is over 50% of them have had no movement since 2016. I doubt these items are still there, but we will have no way of verifying because internal audit doesn't care to pitch or send more than one person.



The mechanical store that was valued at R839 264,58. In this warehouse there are less than 20 items that show movement at prices that make do sense. E.g A lamp build GRN'd at R6.08 and then at R35,06, this is a massive price difference and internal audit should have picked it up.

Consumable store is valued at R890 694,76 almost no movement in this warehouse between 2016 - 2021. Why, no reasons provided, are the items truly there. We will not know because internal audit was only there one of the 2 days for stock count.

Stationary Store, the biggest shocker is that the stationery in Mangaung is valued at R2 353 750,66. It's a shocker because Mangaung does not have stationery.

From the elaborate papers presented I could only find proof of existence of R552 388.40 worth of stationery. Saying that whoever conducted stocktake has overstated the value of created accounting fraud of over R1,8 million. I am not sure who is responsible for this accounting fraud of R1,8 million the acting GM, internal audit, the CFO or the acting City Manager. But someone should definitely be taken to task about this accounting fraud.

Lastly internal audit in Mangaung should either be scrapped or they must start pulling their socks. It's shocking that there is no detailed stocktaking process for the metro and that they send one person for one day for assets of over R4million.

As the DA we hope that the acting CM and the new mayor will deal with our concerns but cannot vote for a floored process with accounting fraud."

**At this point Councillor Mare-Lize Wewege requested to make her speech however the Speaker refused by indicating that the Councillor did not draw on the item.**

**Councillor E Snyman Van Snyman made a Point of Order as follows:** "Madam Speaker we just listened to a recording from Facebook and Councillor Wewege said 'i draw item 9 and item 10', if you do not allow her to speak you are repressing our democratic to participate and be heard on an item and we request that you also listen to the recording and it's not her fault that both you and the officials helping you do not listen. Thank you, Madam Speaker."

**Thereafter the Speaker afforded the Councillor to proceed with her speech.**

**Councillor Mare-Lize Wewege addressed the Council as follows:** – "thank you Madam Speaker , Council is expected to believe and support to report issues but one can't help to wonder what the actual result of this topic was and how it will differ with the report. I wonder if each department will be willing to allow Councillor's site visits to see the actual quantities on hand themselves. while there are 2.353 million worth of stationery in stock according to the report it is unimaginable that the regional offices of Dewetsdorp and the rest of naledi have to operate without even basic stationery such as pens, paper, printers for more than a year now, employees are forced to supply their own stationery to complete their duties. as this report once again lacks details, the FF plus cannot support this item, thank you hon. Speaker."

*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**

- (A) That the Council take note of the stock count amounting to R4 633 368.46 for the financial year ending 2020/2021.
- (B) That the Council approves stock count report, obsolete stock for the year 2020/21

11.

**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 2021**

**Councillor Mare-Lize Wewege addresses the meeting as follows:** “thank you Madam Speaker, every quarter is the same story of variances, wasteful expenditures and maladministration of the budget. once again the ridiculous variances on overtime spent raises more questions than answers, for example in the NCAP week last year, the former city manager stated that department of waste and fleet management has less than 190 employees, if you take that into consideration the 4.8 spent in the current on overtime it works out to 26 thousand per employee per month if divided equally, if we furthermore divide it into the 40 legal overtime per person it works out to more or less R650 overtime per hour being paid. surely this is impossible and once again proves that no one is being held accountable for this expenditure, quarter after quarter, year after year the ma proves incompetent in ruling the ANC’s ability to govern the metro. this is a clear picture that change is needed, and that the metro can’t afford ANC ruling the metro any longer but luckily this can all be changed in the coming elections when the ANC comes under 30 percent, I thank you Madam Speaker.”

**Councillor D Leech addressed the Council as follows:**

“Madam Speaker. It would seem as if Mangaung Metro has now officially joined the circus business, let me explain: We have anything from acrobats, clowns, jugglers and even magicians.

First of all, we have Centlec, they are our jugglers. They try to give us electricity.... but not too much, otherwise they will run out. Yet they still try to justify ridiculously high tariffs and get this the more you buy from them the higher their price. All of this while they are trying to justify their existence in order for them to pay enormous salaries to friends of the ANC. In this report it is stated that the metro earned over R 96 million less due to lower usage perhaps it is due to load shedding as well as people obtaining solar.

Secondly, we have the clowns and one can only laugh while reading this report of the Department of Law Enforcement. It read as follows: “no traffic fines, no fines on law enforcement and below par collections on illegal electricity connections”, thus you did absolutely nothing while the law-abiding citizens had to fund illegal usages. But don’t worry.... this joke only cost the metro an estimated R 15 million.

Now we get to the acrobats, they are the people from Solid Waste, have you seen the fancy footwork of these guys? Trying to collect refuse with no trucks, then no diesel, and then burning landfill sites, and then you want to tell us that the metro earned just over R 41 million less due to Covid 19 and fewer households billed. Now correct me if I am wrong, with all due respect no one in this city received any discount on their accounts during this period. Your argument doesn’t make sense. The magicians of the Metro is definitely the Finance Department who work with the government grants. In the report you indicate that the metro received an astronomical R 274 million less due to a once off tranche for four months against a monthly appointment. Now please

help me if I am wrong, you still received the money shouldn't you have rolled it over to the next three months? How can you lose money if you received it once off? Furthermore, you only spent 80% of the capital budget, where is the rest of the money? Surely it cannot just disappear.

Lastly, we even have a white elephant in our circus. A white elephant is defined as: "soothing that is useless or troublesome, especially one that is expensive to maintain or difficult to dispose of, and that madam Speaker is the ANC Government.

Thank you."

**Councillor. BJ Viviers addressed as follows:**

"Honorable Speaker, through you Honorable Executive Mayor your report is not painting a good picture and on the one side our Outstanding Creditors is just growing and on the other side our Debtors not collected is also just growing.

Here are the figures on Debtors:

Outstanding Debtors on 30 June 2021- R7 158 183 000 and on 31 March 2021-R 6 967 253 365 in other words R 190 929 635 more in Debtors not collected. Members of this Council it means a growth of R 63 643 261.00 per month.

If this debt could be collected it will change the financial position of this MMM just for the better and proper Service Delivery will be a possibility. Unfortunately, it would seem that this Municipality does not collect debt. To add insult to injury if you have a look at what I call age analysis of this debt you will note that R 4 572 400 000.00 is older than a year and R 1 009 580 000.00 older than 180 days. Members of this Council changes that MMM will ever collect this R 5 581 980 000 ,00 is very slim, so now we are only left with a realistic amount of R 1 576 203 000.00 of debtors that can be collected. Thus, the reason why Councillor. Hans Britz always told you in life that you are inflating your Debtors.

Here are the figures on Creditors:

Outstanding Creditors on 30 June 2021 -R 885 609 000.00 and on 31 March 2021-R 792 918 000.00 in other words R 92 691 000.00 more in Creditors not paid. Members of this Council it means a growth of R 30 897 000.00 per month.

In the perfect world if MMM had the ability to collect outstanding Debtors of R7 158 183 000.00 they could pay the outstanding Creditors of R 885 609 000.00 and will be left with R 6 272 574 000.00 to provide for the much-needed Service Delivery in Mangaung and to replace or maintain Failing Infrastructure. Basic accounting or Math 101. Unfortunately, we all know this is a pipe dream and normal ANC smoke and mirrors.

To further add insult to injury Government Debt owed to MMM on 30 June 2021 was R 1 871 527 919 and on 31 March 2021it was R 1 811 208 049.Over three months this debt grew with R 60 319 870.00, a growth of R 20 106 623.33 per month. Through you Madam Speaker Mr. Executive Mayor on Friday during your inauguration party you promised residents of Mangaung that you will collect outstanding debt owed to MMM and that all residents must now pay for services. In assisting you Executive Mayor there is a very easy way of honouring your promise or

undertaking to the residents of Mangaung. Request National and Provincial Government to pay their debt immediately, if not cut their water and electricity than you will note how quickly they will pay their outstanding debt.

101 Accounting you will receive R 1 871 527 919.00 pay outstanding Creditors of R 885 609 000.00 and be left with R 985 918 919.00 to supply proper Service Delivery in MMM.

I dare you Honorable Executive Mayor to take this bold step and honour your commitments to the Residents of Mangaung. By performing this action, you will proof to us that you are the Executive Mayor for all in Mangaung and not just the ANC. We as the DA will be in a position to monitor your performance in this regard as soon as we receive the report for the next quarter as prescribed by the MFMA.

In closure you never listen to Councillor. Hans Britz, affectionately known by his DA family as Oom Hans, in life. Hopefully you will now listen to him in death.”

**Councillor MA Morake made a Point of Order as follows** – “As the ANC we are not a white elephant and I think that I said to hon. Members that they distinguish our organisations from a council sitting, council is regulated and we are not expecting to put our political organisation into disrepute, thank you.”

**Councillor VE Nikelo addressed as follows:**

“Madam Speaker let me take this opportunity once more to greet council members and the communities of Mangaung and also indicated that it cannot be much more good for one to become an ANC member during this, especially when you have been one since 1994. We have been making sure that we are accountable to our communities regardless of the situation that we find ourselves in but still, we make sure that we do that. Looking at the report as tabled hon. Speaker, I want to make sure and re-emphasize that it also pained or rather confirmed again that we are serious about performance management as the government of ANC in ensuring that every now and then we make sure that these kind of report serve before the council in compliance with section

Of the MFMA, once more we are also trying to make sure that we are transparent and steering our shift to a very good direction. I just want to also say chair, you know sometimes it's not good for members of opposition, to perhaps when they read this report, they also become selective in terms of things that they are closer to their heart without necessarily making sure that they pay more focus in terms of what is entailed in the report. If you check the report, there are some areas that show a gloomy picture but there is progress that we can report but on the other side you can that there is more development in terms of other things, you look into the issue of property raise penalty, which also reflect a very significant improvement compared to the previous performance because we are talking about the 306 million variants in as far as the performance of the previous quarter. Check also the issue of the revenue amount to date resulting in amount of 1.359 million and then the issue and many other things that maybe we can highlight. I just wanted to say that I support this report as it is because it gives residents of Mangaung what is transpired within the institution, it gives residents hope in the organisation that they love, and they voted in 2016 and the organisation that they will still be voting for in 2021.

*It was thereupon with **51 votes in favour, 29 votes against and 2 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

- (a) That 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 2021.
- (b) That 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.
- (c) That 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.
- (d) That Council takes note that this is preliminary financial information, final Section 52 Report will be submitted after finalization of the 2020/21 Annual Financial Statements.

**12.**

**REPORT ON THE IMPLEMENTATION OF SUPPLY CHAIN MANAGEMENT POLICY FOR THE QUARTER ENDING JUNE 2021**

**Councillor M Kganakga addressed the Council as follows:**

**154.12 Quarterly Report**

Honourable Speaker and fellow councillors following these vague reports. I just want to know when our clarity seeking questions will be answered.

**1. MMM Bid 534**

Supply and delivery of uniform and protective clothing with an available budget of R11,8. I struggle to make peace that a) We have enough personnel to buy over R11,8 million worth of protective clothing.

B) What kind of protective clothing cost almost R12m per annum?

**2. MMM/ FQ 652**

Branding of Mangaung Metro vehicles

a) When were these vehicles purchased?

b) Did the vehicle purchases go thru supply chain if so when?

c) Do these vehicles belong to the ANC since the purchase these vehicles are not in the current or previous financial year!

### 3. Quotation MMM/ FQ 635

When Councillor Olly Mlamleli was the executive Mayor everyone was accusing her of hogging EPWP and being the director of EPWP in every ward. As a ward councillor I am very worried because I have never seen a trace of EPWP in the last 2,5 yrs. My question is this another campaign attempt from the now ruling party to lead people on with EPWP jobs. If that is the case it's cruel and inhumane. Those wages are unsustainable and with almost 40% unemployed rate amongst youth they cannot all work for EPWP. The idea that it's the intention of the ANC to campaign with EPWP jobs makes me sick to my stomach.

### 4. MMM/ FG644

Repairs and service for breathing apparatus cylinders for firefighting. Awarded to "the zone car wash" The only scored 80 points.

The auditor general on Mangaung's supply chain "some contracts were awarded to bidders who did not score the highest points in the bid evaluations without justification for deviations"

Case and point "the zone car wash"

5. The fleet stuff honourable is appalling - invoice are still being duplicated fleet 0055 for invoices duplicated to the cent for work done in different months.

### 6. Deviations from supply chain

Purchase of Diesel in June 2021 for R1 542 901.26 just based on this emergency the R20millioob budgeted for the RT46 transversal contracts as indicated in before council meeting was not be enough.

**Councillor VE Nikelo made his address as follows:**– "Speaker let me come into this matter and indicate that perhaps if we need them to become auditors, we should have followed that route instead of becoming Councillors because in this case, section 117 of MFMA clarifies the roles and responsibilities or who are the people who are supposed to be involved in procurement, but chair I just wanted to emphasize that perhaps some of us followed a wrong path instead of following the right one, but in a nutshell chair, regulation 6 does clarify what is supposed to happen in terms of this kind of report that is serving in front of council today and as a result of that, I am happy that we as the council or leadership of Mangaung, the mayor has presented this report before the council in compliance with the regulation because if that was not done because it would raise questions of transparency once more. But as a result of that, to say what was procured and how, those are issues of the MPAC when they are doing their investigations. Ours is just to accept what is in the report and continue with our work, in saying that chair I would say I once more support the report as it is.

**On a Point of Order Councillor ME Dennis raised the following question:** – "Speaker I just want to ask Councillor Nikelo if he doesn't want us to do oversight, that's exactly what we do in council and there is no department that can hide anything from a councillor. We are allowed to do oversight, that's what we are paid for."

Councillor DM Sekakanyo made a Point of Order and reiterated what Councillor Nikelo, that he was indeed correct, Councillors cannot do an oversight without the Speaker.

**The Speaker remarked that Councillors were correct and that she needed to be informed.**

**At this point of the meeting Councillors were all talking at the same time and the Speaker called the Councillors to order.**

**The Chief Whip remarked as follows: “Councillors are undermining you; you are on the platform-all of them are out of order.”**

*It was thereupon with **51 votes in favour, 4 votes against and 27 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 amounting to R4 633 368.46 for the financial year ending 2020/2021.
- (b) That the Council approves stock count report, damages and obsolete items for the financial year end 2020/2021.
- (c) That Council take note of the Supply Chain Management report for the fourth quarter ending June 2021.



13.

**ANNUAL REPORT ON THE IMPLEMENTATION OF SUPPLY CHAIN MANAGEMENT POLICY FOR 2020/2021 FINANCIAL YEAR**

**Councillor Mare-Lize Wewege addressed the Council as follows:** – “thank you Madam Speaker, as stated numerous times in the past by the FF plus, how are we supposed to fulfil councils oversight role if the report doesn’t contain enough information. Seeing as this issue has been raised since 2019, it is obvious that council has no interest in addressing the matter to better oversight. If you look at the number of services that are being outsourced, one has to ask the question, why these services can’t be done in-house as was always the case. The salary bill increases every year but municipality’s ability to perform declines yearly, dit maak loogies geen sien nie.

For example, basic services like tree felling, legal advisors, financial advisors etc. were always done by the municipality in the past, on page 8, number 2 the bid has been awarded at plumbing works at the Dewetsdorp town hall for R24 455 but it is ridiculous to think that the town only has water for only 2 hours a day and as we know they have been without water for the whole of last week, there should be money for fixing plumbing at a rundown building, and on page 7, once again all the ammunition is it for training practices, and if so, why does it have to be full metal jacket rounds, also on page 7, branding of Mangaung metro police vehicles for R166880, was the branding even approved and not to mention the welding works at commercial stocks, barter posts office for R54000. Are you welding under water, het die verslaag wat voor die raad gedien word nog ‘n eksegerende verslag, I thank you Madam Speaker.”

**Councillor M Kganakga made her address as follows:** – “Thank you Madam Speaker, I find this item as presented a complete waste of time. Every time this annual report is presented before Council, it comes with laced and laced information. Mangaung supply chain management policy states that an annual consolidated report on the implementation on the supply chain must be presented within 30 days at the end of each financial year. On 31 august today, the financial year end was a long time ago, and almost 3 years speaking on this item, not one clarity-seeking question has been answered. I have one but only one question, the CCTV cameras purchased by the city for over R40 million, how does a municipality financially strained as ours, spend over R40 million on CCTV cameras, who are they trying to watch. I only have that one question.”

*It was thereupon with **51 votes in favour, 4 votes against and 27 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 amounting to R4 633 368.46 for the financial year ending 2020/2021.
- (b) That the Council approves stock count report, damages and obsolete items for the financial year end 2020/2021.
- (c) That Council take note of the Supply Chain Management annual report for the financial year ending June 2020/2021.

14.

**THE DEFINITIVE AGREEMENT BETWEEN MMM AND CENTLEC (PTY) LTD****Councillor DM McKay addressed the Council as follows:**

“Madam Speaker, this item should have been withdrawn, as it serves no function to seal a definitive agreement with an entity that by your own admittance must first undergo a due diligence study by an intervention team on whether the alternative service delivery mechanism of electricity by Centlec is still in the best interest of the Metro, taking into account the operational costs and other indirect costs.

We as the DA therefore recommend that this item be referred back until the outcome of item 154.4 recommendation d) has been determined. I thank you!”

**Councillor L Titi-Odili made the following inputs:**

“Thank you very much hon. Speaker, as the ANC, we are supporting the item as it is, let’s give them the 9 months that they are requesting to finalise everything, and auditor general is waiting for us to make sure that we are an unqualified audit, we are preparing for a clean audit. We are saying as the ANC we want the item to go through, thank you very much.”

**Councillor E Snyman Van Deventer pointed out the following:**

Hon. Speaker, Centlec must be held responsible to comply with its responsibilities. Centlec must be held responsible to serve the citizens of Mangaung, but Centlec must also be restructured to focus on its core functions, that’s all from the report, however Centlec must be dismantled, it must be dissolved, it must discontinue, it must be destroyed. We agree with Councillor McKay, let us implement recommendation d first, we do not need this money-making overblown entity that is making and then getting rid of the profit as soon as possible by for example by paying bonuses to friends and family being appointed there to ensure that the entity does not make profit to pay Mangaung, to make the profits it’s supposed to do. Let’s get rid of Centlec, well after the elections, we will get rid of the Centlec because then we won’t have the ANC anymore, FF plus will not support this item Madam Speaker.”

**Councillor CF Rampai addressed the Council as follows:**

“Thank you, Madam Speaker, the ANC and the ANC-led government is a listening organisation and listening government but in most cases, to the detriment of ourselves. Some members of the opposition party get too much delighted to listen to people Hon. Mokgadi on social media, on WhatsApp and Facebook to the extend that they forget to pay attention to the needs of the municipality and its residents. When I’m listening to hon. Mc kay and prof Snyman, they didn’t read the document, speaker I will explain why I’m saying, I will be very patient with them and very slow like a grade 1 educator, they must listen and forget Councillor Mokgadi promised to post on Facebook today. On 4<sup>th</sup> of June, this council the city manager and the CEO of Centlec to sign a memorandum of cooperation, shareholder compartment and service delivery agreement.

So today we are pleading with the council to differ the implementation of that contract, but madam speaker – What I was trying to say madam speaker, we are not cancelling the agreement that we Maybe I must emphasize on that because it might be very difficult to determine to say the service

delivery expectation from us to Centlec, what contribution must Centlec must make to Mangaung if we are not taking into account the accounting part of taking into consideration all the assets of Centlec, so what we are saying is that please give us time, let's take and examine all the assets of Centlec so that before we can determine the service delivery agreement, and how much Centlec must contribute, we know for sure what we are doing, we don't want to put the CFO of Centlec and CFO of Mangaung into trouble. They must be sure of what they are doing, to us Madam Speaker, Centlec is playing a vital role to us and I will therefore support hon. Lulama to say this item must go through, thanks Chair."

**The Councillors voted as follows for the proposal raised by Councillor LE Rasoeu: 30 voted in favour, 51 voted against and 1 abstained. Thereafter voted for the item as tabled by the Executive Mayor.**

*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 old Sale of Business Agreement continue to be in effect for the 2020/21 financial year to allow the alignment of the accounting and legal treatment and the Definitive Agreements incorporating the alignments be effective in the 2022/23 financial year and implementation be from 01 July 2022;
- b) That management be allowed a period of nine (9) months from the date of this resolution for the process to unfold as it has valuation issues as some of the assets need to be revalued before transfer;
- c) That after both parties (Centlec and Mangaung Metropolitan Municipality) have agreed on the process to be followed, Council be informed of any amendments or alignments to the draft Definitive Agreements;
- d) That the office of the Accountant General (National Treasury) be consulted to consider the Managements interpretation and proposed implementation of the agreement;
- e) That during the nine (9) months period allowed in sub paragraph (b) the following actions be, in addition to accounting and legal alignments and for the time being, performed by the Municipal and CENTLEC management;
  - CENTLEC review and phase out its non-core projects and functions;
  - Restructure itself to be learner core-based functions to unlock funds to pay the municipality;
  - Certain non-core functions such as ICT, communications, marketing, budgeting and treasury, security, law enforcement, legal, training etc should be reviewed downwards or integrated into the municipality;

- Payments by CENTLEC to the municipality should be prompt, in equal quarterly instalments in line with budget;
- Municipal step in rights should still be applied by the municipality in the circumstances outlined in the Shareholder compact anytime and when necessary.

## 15.

**MANGAUNG METROPOLITAN MUNICIPALITY DEBT INCENTIVE SCHEME**

**Councillor Mare-Lize Wewege made the following inputs:**– “Thank you Madam Speaker, the FF plus asked a rule 38 question on the 12<sup>th</sup> of July 2021 regarding the debt incentive scheme that was not answered so I assume this is the response, the FF plus agrees in principle with the debt incentive scheme as we need to get rid of all the debts in the books, but it raises the issue of unfairness to the loyal payers who received no discount or incentive for their loyalty. If the ANC had done its work to collect their debt in due time this could be avoided, why is this matter only being presented to the council now since it has been an issue since it was first tabled in 2019. The FF plus doesn’t support this item, thank you Madam Speaker.”

**Councillor FR Botes addressed the Council as follows:** – “Thank you Madam Speaker, Speaker this is a copy and paste item because they indicated in the recommendation A and they quote “councillor approved the debt incentive scheme for consumer for immediate implementation and to be in place until 30 June 2021, you hear correctly” I think that must be 30 June 2022. Speaker, every year this item served before the council but I think the municipality must communicate this incentive scheme better so that more consumers can take note of this scheme. Advertise in newspapers, make use of radio adverts. The DA is not sure if all the consumers know about this scheme, after 17 months of covid, so many owners of property lost their jobs or only received 50 percent of the normal salary.

Churches and NGOs also struggled to generate their income during this time, some of the consumers struggled to receive an account from the municipality and that creates in some cases a debt, another problem that links to this debt is that the consumers who register a dispute did not receive any feedback from the municipality. If the debt collection operates more aggressive after a consumer is for 3 months in arrears, then they must take the necessary action like the government department which owes the municipality billions of Rands that can prevent the total from becoming millions or billions. Why did the municipality not put prepaid water meters in, the prepaid water meters will prevent the outstanding on water accounts increase with huge amounts?

This is some of the reason why property owners end up in arrears. In most of the cases it is not possible for owners to pay the full so that they can qualify for the 50 percent discount when they pay cash or make use of the arrangements. The DA is of the opinion that the percentage discount must be increased during this financial year and most important, due to the covid pandemic. More realistic discount can be for cash payments, a discount of 60 percent and for the arrangements, a discount of 60 percent. The municipality must rather take from the consumer what they can pay instead of not paying.

For some reason, the municipality does not even mention what they can offer on the debt incentive for business owners and schools. On the end of the financial year, this outstanding can end up in an irregular list on the council's books. Speaker, the DA will support the item with amendment of the 60 percent and 30 percent discount, in the spirit of covid, it is council's responsibility to look after the residents, help the residents and not force the residents into a bad situation."

**Councillor L Titi-Odili made her address as follows:** – "thank you hon. Speaker. We are guided MFMA, any suggestion that we are bringing to the council is done according to the MFMA, we can't just put 60 percent, 30 percent. We are putting 50 percent off residents and zone 9 profitable organisations. I want to say thank you to Councillor Botes by just making it clear that it's just a mistake of 2021 to 2021.

Hon. Councillors this item doesn't serve for the first time in the council, it went back because this same item we put the businesspeople and the provincial government and you were elaborating more and indicating why we put the provincial, why we put the business. If you remember council members, in the same items when we put government, the businesspeople took us to court asking us why we are putting the provincial government that is owing us in this item. Now we put that are disadvantaged, and as you are indicating Councillor Botes, because of Covid, some churches can't raise anything and some of NPO's can't raise anything, that is why we are here today.

The Joburg city MEC of finance was talking about the incentives, the same ones we are bringing to the council today, she was talking to all media houses and told people to come and apply. What we must do now Hon. Speaker is to encourage our people to come and apply for this incentive because what we want is for everyone to benefit, we didn't even indicate who is supposed to apply but we are working according to the legislation. The legislation are very clear who are the people who qualify for this item, as the ANC hon. Councillors, we are supporting this item as it is and we will go after this as the portfolio committee of finance and talk to media houses about this incentive and encourage to come and apply, we must do that, we can't do before the council approve the item, but if the council approve we will go as a portfolio committee and tell people to come and apply because it's very important for our people to make sure –

And like Councillor M Wewege said, our debtor book is huge and its time now we reduce because of these issues that are behind. But today we bring this item to make sure that we pass it and we reduce and encourage people to come and apply for incentive. We are supporting this item as the ANC, thank you very much."

**Councillor DM Sekakanyo addressed the Council as follows:**– "Thanks hon. Speaker, I think it will be proper for us to understand the base of this item and in support from the onset, I am support hon. MMC. The report is there, and it is clear, check first paragraph, first sentence. The purpose of this report is to serve as a merger to improve cash flow in the municipality. The other point is that we need to remind our fellow councillors, in terms of the prescription act of 1969 during the apartheid, it was favouring only white people. This scheme is there to make incentives so that people can come-

This government of today is implementing this to everyone and when we check hon. Speaker, why I'm saying the ANC must collect debt. Cllr Morake tried to explain to the council, even today that this is the council, and not the ANC.

Where it matters most, it is the ANC if is something that deals with portraying the ANC in a negative form to the people but when it comes to the good, you say it's the government. I believe that councillor that spoke before Councillor MMC was totally out of order to say that the ANC must collect as if the ANC is the only party that needs to collect. Now the administration is coming up with this particular, it is in terms of the act and the act we are within the prescript of the act, within the prescription act, within the MFMA regarding this particular process.

You know what, the other important thing is that we must understand the issue of 60-40 or 60-30, I do believe the MEC just clarified that we are guided by the MFMA with dealing this particular aspect, the 50-50 is correct. And therefore, even the category of those residents and even churches and NPO'S are totally correct, therefore I will suggest even though it cannot be recommendation, to say the mayor or MEC to keep us updated in terms of the implementation the scheme as it is. The recommendation that talks about 30 June must be an error in terms of writing and therefore what is important is that the mayor or MMC must give us the report in terms of implementation because it will provide us with space to identify mistakes during oversight. So, the Executive Mayor must give us report in terms of implementation, that is my input Hon. Speaker, thank you."

**The Councillors voted as follows for the proposal raised by Councillor FR Botes: 26 voted in favour, 51 voted against and 4 abstained. Thereafter voted for the item as tabled by the Executive Mayor.**

*It was thereupon with **51 votes in favour, 26 votes against and 5 abstained,***

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

## **RESOLVED**

- (a) That Council approve the debt incentive scheme for consumers for immediate effective implementation and to be in place until June 30, 2021.
- (b) The following categories and percentage to be approved in line with debt incentive scheme:

<b>GROUP OF DEBTORS</b>	<b>METHOD OF DEBT INCENTIVE SCHEME – CASH BASIS (FULL SETTLEMENT)</b>	<b>METHOD OF DEBT INCENTIVE SCHEME - ARRANGEMENT BASIS</b>
Residential consumers	For all residential consumers, a discount of <b>50%</b> will be given with respect to all <b>debt older than 2 years</b> from the time of application of the debt incentive scheme. A prepaid water meter may be installed after concluding agreement.	For all residential consumers, a discount of <b>20%</b> will be given with respect to all <b>debt older than 2 years</b> from the time of application of the debt incentive scheme. A prepaid water meter may be installed after concluding agreement.

Churches and other NGO's (Not for profit entities)	For all these profit entities, a discount of <b>50%</b> will also be given with respect to all <b>debt older than 2 years</b> from the time of application of the debt incentive scheme. A prepaid water meter may be installed after concluding agreement.	For all these entities, a discount of <b>20%</b> will also be given with respect to all <b>debt older than 2 years</b> from the time of application of the debt incentive scheme. A prepaid water meter may be installed after concluding agreement.
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- (c) That all terms and conditions as indicated in this submission is approved in line with the debt incentive scheme.

## 16.

### **APPROVAL OF THE DONATION POLICY FOR MANGAUNG METROPOLITAN MUNICIPALITY**

**Councillor M Davies addressed the meeting as follows:**

“Madam Speaker, although this policy is much needed to curb irregular, wasteful and fruitless expenditure by the Executive Mayor, the policy serving in Council today is flawed and must be referred back.

The Municipal Finance Management Act section 65 is about the management of expenditure by a municipality. The past five years the management of this metro was unable to manage expenses as prescribed in the ACT. The metro finds itself in a bad situation after section 139 were invoked on the metro by the provincial executive. An administrator was appointed and after 18 months this metro is not better off than before.

Today we as council are requested that we must approve a policy that did not serve before any section 79 or 80 committees, as is required by the Municipal Systems Act. Under section 3 Discussions it reads that donations refer usually to financial contributions which does not need to be repaid and which incurs no formal obligations. This is for donations received and grants donated.

The past 2 years, the phrases financial contributions and the mismanagement of taxpayer's money were used many times at the Zondo Commission and the Public Protector. Councillors, attending this online meeting today, names were also mentioned by the Public Protector at the Zondo commission. But let us get back to the point, the Democratic Alliance will not approve this policy for the following reasons;

No financial contributions can be made by the City Manager or Executive Mayor until the Mangaung Metro's financial situation has improved drastically. The reason for this is that this metro has many unpaid creditors and we owe BloemWater more than a billion rand.

I refer your attention to 6.2 Application for a donation must include the following. A documented process must be included in this policy what the steps will be to grant a donation. This documented process must include an audit process as well.

6.4 Applicants must provide supporting documentation which may include. The DA request that the word “may” be changed to “must”.

7.1 The City Manager shall establish a Donations Committee to assist him/her. This function should be vested with the Section 80 Committee: Finance, IDP and Performance Management as they deal with the finances of the municipality, what is financially in the best interest of the municipality and would make the process more transparent.

8.1 Administration of Approved Applications. No funds must be transferred to applicants. A needs assessment needs to be done for consideration. When received the Metro needs to procure items according to the Supply Chain Policy on the needs assessment.<sup>11</sup> Review of the policy.

The DA request that the policy be reviewed annually and not when the need arises<sup>13</sup> The DA request that the definition of donations be included in the policy. To conclude Madam Speaker and through you, the DA request the City Manager to table a report at our next meeting of all donations received and contributed by the Office of the Mayor and the City Manager during the tenure of this August House. Thank you.”

**The Chief Whip, Councillor ZE Mangcotywa made his address as follows: –**

“Thank you Hon. Madam Speaker, this item on the donation policy is long overdue, this matter was raised in the report of the auditor general to say Mangaung you do not regulate your donations to and from municipality. So, this is a procedural act where in which donations from the municipality and donations which come to municipality will be done accordingly. Hon. Speaker, the donations policy’s application and approval process is provided for in this particular policy and also the conditions and prohibitions are also catered for so that we know what is prohibited for in terms of policy and we know what is provided for. There will be a tool hon. Speaker for monitoring and reporting in terms of this proposed policy.

Hon. Speaker in terms of the MFMA in the report, section 12 prescribes that a municipality may in terms of section 7 open a separate bank account in the name of the municipality for the purpose of relief, charitable fund or other funds. Money received by the municipality in terms of relief or charitable funds must be paid into a bank account of the municipality or if a separate bank account has been opened into that particular bank account.

The donation policy is provided for in the law, it is provided in the MFMA Hon. Speaker, so this policy is long overdue, I think the time is now for us to take this policy into consideration approve it as the council of Mangaung. In conclusion, hon. Sekakanyo raised a very important matter that when it suits people, they will refer matters as the ANC matters, I’ve been listening to councillors from the opposition talking about the ruling party doing this and that, the ANC government doing this and that, the ANC not collecting, when it suits them, what a paradox because when the ANC talks about themselves, they are stopped and told that they are not the government and they are



just the ruling but when it suits them, they are in the forefront of the conversation, what a contradiction, opportunism hon. Speaker. Cllr Snyman, my dear sister, the ANC in Mangaung will be there. Unfortunate for you as the FF, in the 2021 local elections, we'll be there, we are registered and we are going to win, and Hon. I want to assure that when I refer to the elections of 2019, I did that because they are nearer, in 2016 we beat you, in 2019 we beat you and in 2021-

**At this point of the meeting, there were disruptions and commotion.**

**On a Point of Order Councillor BJ Viviers indicated that the Chief Whip was not given the platform to speak and that he was undermining other Councillors.**

**Councillor E Snyman Van Der Venter addressed the Council as follows:**

"let me first start by saying there is one thing that the chief whip that is true and that is, this policy is long overdue, the report is dated June 2020, signed by the then city manager, serving on council of august 2021, that is a year later, yes chief whip, this policy is long overdue.

At least the new city manager and mayor are trying to clean up the backlog, thank you for that, at least there will be less for us to catch up on when opposition will govern Mangaung. This policy is needed and serves an important role, the removed Executive Mayor, Councillor SM Mlamleli proved that we really needed this policy. Donating cars and money as was seen fit without any rules or procedures necessitated that we put rules in place, while we do not approve with entire policy, the FF plus acknowledges the need for this policy but we must agree with Councillor Davis that at the moment we cannot afford to make any donations. This municipality is in a dire financial situation, we are not paying our creditors, we owe Bloemwater money. So even though the policy is put in place, please do not make donations in terms of this policy, thank you madam Speaker."

**The Councillors voted as follows for the proposal raised by Councillor M Davies: 26 voted in favour, 51 voted against and 5 abstained. Thereafter voted for the item as tabled by the Executive Mayor.**

*It was thereupon with **51 votes in favour, 26 votes against and 5 abstained,***

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

**RESOLVED** that the Council approves the Donations Policy.

17.

**OATH OF OFFICE – METRO POLICE SERVICE**

**Councillor MI Mokoakoa made the following inputs:** – “Thank you madam speaker, this item serves both item study group and section 80 committee. Oath is the declaration made according to law before competent criminal officer. I don't want to read recommendation madam speaker, both recommended stated clear about the protocol of oath office, in conclusion madam speaker, I must indicate to the gala that we are launching metro police on the 10<sup>th</sup> of September, the ANC supports as it is, thank you madam speaker.”

**Councillor D Kotze addressed the Council as follows:** “Madam speaker, let's start with question: Why is oath so important?

An oath is a solemn **promise**, often invoking a divine witness, regarding one's future action or behaviour. This is the reason nearly all professions have oaths; they use these words as a **binding contract to hold them accountable** for their **ethical actions, behaviours, and ultimately, their decisions.**

Madam Speaker, during the section 80 committee the DA requested that an additional line item be added to the oath of office. It would have read that if you are being investigated for misconduct you will be suspended immediately while a disciplinary process is ongoing. ANC members voted against this request and therefore the DA will not vote for this vote of office.

Our no vote is not just for the addition of another paragraph but during the meeting, an item was discussed for the establishment of a public oversight committee as described in the South Africa Police Services Act. That item is not tabled today but I do know why.

The Metro police should have been launched on 24 August 2021, but it did not happen because on the positions for the Metro Police was only advertised internal at the start of August. There is no Metro Police to be launched.

New officers need to sign an Oath of Office but the Chairperson, nor the MMC or Police Commissioner are following the rules or National legislation to establish a metro police

It has been 9 years since the Metro Police was approved by council December 2012. Councillors go and look at my rule 38 question that is a PAIA application today. They want to employ criminals guilty of intimidation, bribery, murder, and theft, **WHILE THEY WERE EMPLOYED BY THE METRO.** The establishment of the Metro Police is not for public safety or make Mangaung a safer place but an elite corrupt force to look after criminals within the ANC. To look after the mafia you establish a caporegime or in short cadre regime.

To conclude Madam Speaker, the DA therefore request immediate disciplinary action be taken against the Metro Police Commissioner for Maladministration and misconduct and a motion of no confidence be tabled against the chairperson of the Section 80 committee for public safety and traffic. I thank you”

**Councillor CF Rampai made the following comments:** – “Madam Speaker, once you don’t have trust in our officials, qualified officials, and you come to us and ask a question about, it always puzzles us madam speaker. Madam speaker most public servants are required to take an oath, but question is why, why they are required to do that, the answer is simple, public servants are just that, servants of the people. If we are to take away our trust in them, how will they perform. Oath taking is not just a mere formality, oath is a public plan that the official understands the requirements of the position and will work and exceed those requirements so to come and give us allegations that some of them have illegal records I think you are undermining the conscious of those officials that we have trusted to protect our people.

Those taking oath must fully understand and consider the meaning of oath and its implications, that’s what we understand as the ANC and that’s what we believe, here is just to show how serious is about serving our people madam speaker. More than 300 years our people have been served like animals, we are pledging to them today to never and never will we allow brutal policing. To me, it’s an honour to serve the people of Mangaung and its our hope for our metro police officers as well, taking an oath Madam Speaker by officials will have a significant impact on official loyalty to the extent which an officer is able to honour the commitment. So, what we are trying to say that we put trust that those who have taken an oath will not work for the ANC, or do favours, but will work for all of the community of Mangaung. So, we are saying and I’m supporting Councillor Mokoakoa, that we should let the commissioner do the oath and put trust to our people, our employees. Thank madam speaker.”

**Councillor AP Terblanche seconded the proposal made by Councillor GDP Kotze**

**Councillor E Snyman Van Deventer commented as follows:** – “I will not do my whole speech because Cllr Kotze basically covered everything and I agree with everything he said, I will just make one comment. I want to emphasize what he said. An oath of office to be taken by convicted criminals, wow. Thank you, Madam Speaker.”

**Councillor DM Sekakanyo remarked as follows:** – “Speaker the item as it is, it is clear and straightforward. It is in terms of the regulation for municipal police service, we are talking about service and not force. The oath of office is very important, some people are taking the issue of office so simple that is why you will find a caster administrating in the DA saying the donation policy has never served in a section 80 committee. The donation policy is serious if maybe they do not understand. Speaker, the municipal office during apartheid, during the years of 1980’s one of –...”

**Councillor M Kganakga interjected to make a Point of Order as follows:** – “Speaker I do not understand what the councillor is talking about because he, himself did not attend the section committee, he was not present yet he’s accusing other councillors of not attending the meetings, who’s the liar now.”

**Councillors DM Sekakanyo continued as follows:** “Speaker the power of the oath office is very important, people must not take it simple. When you find a Councillors of the DA appearing before the court in the Western Cape Belville. Defrauding the municipality in terms of food parcels, she is arrested, taking money to the-Office is very much arrested”.

**Councillor D Kotze made a point of order as follows:** – “I would just like to remind Councillor Sekakanyo that there’s a code of conduct for councillors, not the oath of office.”

**Councillor DM Sekakanyo responded and concluded his speech as follows:** – “Speaker let me remind him, 18 August 2016, he must go back to that particular Council what he did himself before- The new municipal police have greater powers and unlike their predecessors, were often armed. Accountable control over this institution was only normal and they fell under the command of the SA police. Municipal policemen were used primarily to guard government institution in the township but were often used for more violent purpose so the oath of office will make sure our police service personnel are rendering service to the community and not violence.

The apartheid municipal office used to give reputation for high levels of excessive and inappropriate, often drunken behaviour, in discipline and personal vendetta. These one’s are going to take over office and will understand what is expected in order to uphold the oath of office and that regulation has been signed by the minister therefore we are supporting the item as it is with those recommendations. I thank you Speaker.”

*It was thereupon with **51 votes in favour, 26 votes against and 3 abstained,***

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

## **RESOLVED**

- (a) That the Council approves the Oath of Office as per the regulations for Municipal Police Service.
- (b) That Council delegates the administering of the Oath of Office to Metro Police Commissioner.
- (c) That Council approves the administering of the Oath of Office to Metro Police Officers.

18.

**TABLING OF THE 2022/2027 IDP AND BUDGET PROCESS PLAN**

**Councillor E Snyman Van Deventer remarked as follows:** – “Thank you for my laugh of the day, the ruling ANC government planning a process for 5 years ahead while they cannot even submit their election list on time. since 2006 we have witnessed continued disregard by the ANC government majority to comply with the provisions of the municipal systems act or the MFMA. we’ve experienced budgets and IDP’s being tabled then withdrawn so i think nobody can blame me if I’m sceptical about this 5-year IDP and budget process, but we acknowledge that this is a tick-box necessity for which the ANC has no clear will to comply with, but again, after October, they will not need to comply with this process plan.”

*It was thereupon with **77 votes in favour, 0 votes against and 5 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 2022/2027 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.
- (b) Notes that a copy of the approved 2022/2027 IDP and Budget Process plan will be submitted to the Free State MEC of Cooperative Governance and Traditional Affairs as well as to the National and Provincial Treasuries.
- (c) Notes the attached IDP and Budget Process Plan outlines IDP Institutional and Management arrangements that will be used to facilitate the planning, monitoring and budget processes and that both political and administrative will adhere to such timelines

<b>155</b>	<b>REPORTS OF THE SPEAKER</b>
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**NONE**

**Noted.**

<b>156</b>	<b>REPORTS FROM MUNICIPAL PUBLIC ACCOUNTS COMMITTEE</b>
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**1.**

**MUNICIPAL PUBLIC ACCOUNTS COMMITTEE: OVERSIGHT REPORT 2019/20**

**Snyman Van Deventer asked a question as follows, namely,** “Can I just ask who disconnected me just now- this is unacceptable.”

**Speaker, Councillor M Mothibi-Nkoane responded by indicating that no one had disconnected the Councillor and thereafter requested Councillor Snyman Van Deventer to make her speech.**

**Before the Councillor could make her address, Councillor M Kganakga interrupted by requesting the Speaker to call to order the person who had muted Councillor D Kotze as this was unacceptable behaviour.**

**The Speaker responded that she would check on that but later confirmed that no one was muted.**

**The Chief Whip, Councillor ZE Mangcotywa commented that the Councillor had muted himself, whereupon Councillor M Kganakga responded that she will send a screenshot of that.**

**Thereafter the Chief Whip made his address as follows, - “thank you Hon. Speaker- this is a job well done by the MPAC of the ANC. Very good job...**

**Councillor MB Mononyane interrupted to raise a Point of Order as follows, “my point is MPAC is not an ANC wing, it is a council committee. Can he just correct that? I know you might be trying to pull our legs but let’s put the record straight.”**

**The Chief Whip continued as follows, namely- “the ANC is in majority and in line with section 1.1. Council approves the annual report with reservations...**

**Again, the Chief Whip was interjected by Councillor EM Mokhoanatse to raise a Point of Order as follows, - “Hon. Speaker, I think the Chief Whip is out of order, if MPAC is of the ANC, I hereby serve my resignation from that committee. It is simple and straightforward. He cannot come and claim the work that is being done by members of this council to this political party. It is immoral, it is incorrect, and it’s got to be rejected and withdrawn. Thank you.”**

**The Chief Whip responded that he was exposing the hypocrisy of the opposition.**

**Councillor M Kganakga spoke without being recognised by the Speaker and stated the Chief Whip is being disrespectful to the rest of the councillors.**

**The Speaker called the house to order and requested Councillors to behave accordingly. She further reiterated that there were officials in the building that needed to go home before curfew and thereafter requested the Chief Whip to continue with his speech.**

**Councillor MB Mononyane remarked that he agreed with the Speaker however he was requesting the Chief Whip to be called to order.**

**The Chief Whip continued and concluded his address as follows, - “recommendation number 2 is very clear, it says; council approves the annual report with reservations in other words, there are some shortcomings in the annual report, which MPAC were able to pick up and for that Honourable speaker, I say; give a round of applause. Recommendation number 15 says “the Accounting Officer should on a quarterly basis provide the MPAC with a progress report on the implementation and monitoring of the audit action plan”, that is where we have been lacking, we can assist our MPAC as council to make sure the audit auction and plan is followed to the latter.**

I think we will be out of the woods. Finally, honourable speaker we have received unqualified audit from qualified, which is progress of the ANC government. Thank you very much.”

**Councillor MB Mononyane requested to address the Speaker however the request was denied.**

**Councillor MM Tladi made her address as follows**, - “thank you honourable. Without wasting any time, I’m supporting the Chief Whip. As chairperson of MPAC sent by the ANC. The ANC has given me the mandate to ensure that we hold the administration and executive accountable and as the chairperson, I made sure we do that but honourable speaker after doing such work, making sure as the city we are complying- ba botlhale, bo tlhalentlhajana want to take that glory from the ANC. ANC made sure we fight LOUD – SPEAKING AT ALL. ANC was leading as the driver of the committee. If not for the ANC, Bo tlhalentlhajana. They could have not.....

**Councillor MM Kganakga interrupted and asked that Councillor MM Tladi should withdraw that name she called the councillors.**

The Speaker asked which word should be withdrawn- which word must she withdrawn and Councillor M Kganakga responded as follows- Bo tlhalentlhajana what does she even mean, ke bo mang bao?”

**At this point of the meeting Councillors were all speaking at the same time.**

**Councillor P Maleleka pointed out the following, namely**- “Speaker ke wena a etsang mandate, o re ho etsahale eng as Speaker. You are the only one who can decide hore council ena e tsamaya jwang. I don’t understand this confusion in the Council.”

**The Speaker, Councillor M Mothibi-Nkoane called the house to order and requested Councillor Tladi to conclude her speech.**

**Councillor MM Tladi finalised her address as follows**, - “even the auditor general acknowledges there is an improvement in this municipality. Thank you, Mr. Speaker.”

**Councillor MM Kganakga reiterated again that the Speaker should request Councillor MM Tladi to please withdraw what she said about the rest of her committee members.**

**However, the Speaker indicated that she still does not understand what word needed to be withdrawn and asked if Councillor Tladi was swearing, and to this Councillor M Kganakga narrated the direct translation of that word which means “they think they are clever”, and therefore was insulting.**

**There was Loud uttering / mumbling in council.**

Councillor DM McKay remarked that that since he had to withdraw the ‘nonsense’ therefore Councillor MM Tladi should withdraw as well. However, the Speaker indicated that Councillor McKay cannot compare the word nonsense with what Councillor MM Tladi said.

**At this point, Councillors were all talking at the same time that nonsense was not a swear word. Speaker suppressed all councillors and requested Councillor Snyman Van Deventer to make her speech.**

**Councillor Snyman Van Deventer made her address as follows,** “thank you madam speaker. I have never been so disappointed as I am right now. My original speech was to thank the chairperson of MPAC as well as the members of MPAC for doing amazing work, for being a multiparty committee where we leave party politics outside. Madam speaker don’t even want to carry on. I just want to say that the chair of MPAC this is just so disappointing. Thank you, Madam Speaker.”

**Councillor MM Tlali responded as follows,** “No, don’t be disappointed. I am a Councillor of the ANC, why are you disappointed?”

*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**

The MPAC has thoroughly considered the contents of the annual report and the findings of the Auditor General for the year under review, and therefore recommends that:

10. Council adopts the Oversight Report.
11. I line with section 129(1), Council approves the annual report with reservations, based on the responses received from the management and lack of implementation of previous MPAC resolutions.
12. Municipal Manager ensures that, all outstanding MPAC resolutions are implemented and provide quarterly progress reports in this regard.
13. Municipal Manager henceforth, ensures that, all components of the annual report are submitted all at once to Council and on time (i.e. within the MFMA set timelines) to avoid the late processing of the annual report that has the potential to lead to non-compliance findings by Auditor General.
14. Municipal Manager should ensure that, in future, all questions posed by the MPAC are adequately responded to by relevant HODs and adequate responses are submitted to MPAC prior to the MPAC meeting where these responses will be discussed.
15. The Accounting Officer must on quarterly basis provide the MPAC with a progress report on the implementation and monitoring of the audit action plan.
16. The Accounting Officer must provide a detailed report on the implementation of consequence management in relation to unauthorised and irregular expenditure.



17. The Accounting Officer must ensure that a performance management system is put in place and provide the MPAC with a report.
18. The Accounting Officer must provide the MPAC with a report detailing corrective and preventative measure that will be taken to address the increase in material water losses that have been incurred.
19. The Accounting Officer must provide a report to the MPAC that indicates corrective measures that will be taken to curb underspending of conditional grants.
20. The Accounting Officer must provide a report on measures that will be put in place to ensure proper record keeping by management of the responsible user department, to ensure that project monitoring reports and the related expenditure incurred against the contract were readily available for audit processes.
21. The Accounting Officer must provide MPAC with the details of all vacancies in Mangaung and Centlec and provide a progress report on the recruitment process that must be undertaken to address the shortage of human capitals and
22. The Accounting Officer must submit all reports indicated above within three months of tabling of this oversight report.

<b>157</b>	<b>REPORTS TO BE DEALT WITH IN COMMITTEE</b>
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**NONE**

**Noted.**

<b>158</b>	<b>MOTIONS</b>
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**NONE**

**Noted.**

<b>159</b>	<b>QUESTIONS</b>
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**A.**

**QUESTIONS IN TERMS OF RULE 38 OF THE STANDING RULES AND ORDERS**

**The Speaker commented as follows:** – “Here we 13 questions that they have been responded to. If there are any that are not here please bring them to my attention so that we can deal with them.”

**Councillor TB Van De Walt addressed the Council as follows:** “Thank you speaker. The beginning of the meeting was a bit more dignified and orderly, and I was hoping that it would mark a turning point for this council but now I don’t have much hope anymore.

Speaker, below the below questions were all answered by the previous action City Manager, I have submitted questions to the new acting City Manager which he has not answered but I will send to you. Ensure they answer them. Answer to question 3 names me as councillor for ward 21 but I'm ward 23 please correct that. Regarding question 4, Maine says in his answer; my question was answered on the 28<sup>th</sup> of august 2019, this is not true and must be noted. I wrote to the office City Manager to give me proof that the answer was emailed to me, with the council agenda. I asked again that this proof is attached to this, in the answer there is a letter, dated 28 august 2019 with space for signature by GM Maswabi and HOD Mthembu and the City Manager, they are unsigned, please note that I did not receive an answer before June 2021, secondly speaker the letter from the acting CM just says the decision letters are attached, they are not attached.

Thirdly speaker, the answer for some reason has included another rule 38 that I previously asked and has not been answered. On council resolution 99 which relates to enforcement of student accommodation- please can this question also be answered? It's not the details I asked. Look at the question and look at the answer, it does not indicate which side was resulted to, this is information that must be public knowledge and it is not a state secret. This is our Council, the City Manager and Speaker if you don't intervene, you two prevent me as a councillor to do my oversight, that I am required to do in my work. Thank you.

**The Speaker responded as follows:** "thank you, they will address what you have raised now. Thank you to all councillors for attending the council meeting and the community for watching on Facebook, and all others on different media platforms. Thank you so much; this council is adjourned."

**NOTED.**

160	<b>CLOSING OF THE ORDINARY COUNCIL MEETING</b>
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**The meeting terminated at 21:38**

**MS M MORAKABI  
SECRETARIAT UNIT**