

CONFIDENTIAL

**MINUTES
of an
ORDINARY MEETING**

**MANGAUNG
METROPOLITAN
MUNICIPAL COUNCIL**

VIRTUALLY ON MS TEAMS

**THURSDAY
SEPTEMBER 30, 2021
AT 17:00**

**MANGAUNG
METROPOLITAN
MUNICIPALITY**



**MINUTES OF AN
ORDINARY MEETING**

of the

MANGAUNG METROPOLITAN MUNICIPAL COUNCIL

held

VIRTUALLY ON MS TEAMS

on

THURSDAY, SEPTEMBER 30, 2021

at 17:00

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 NB CEZULA
- 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 MOPELO 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 R |

Note by Secretariat

1. **AttendANCe Register:** Every member attending a meeting shall sign his/her name in the attendANCe register kept for this purpose before the commencement of the meeting.
2. **Leave Register:** In order to streamline administrative processes Councillors are friendly requested to submit applications for leave of absence in the appropriate register kept for this purpose. Members are requested to fill in this register 12 hours before the commencement of the meeting (Rule 22.2) (Yellow Form).
3. **Name-plates:** Councillors are friendly requested to please take along their name-plates and to display it throughout the meeting.
4. **Apologies during the course of the Council meeting:** Councillors are friendly requested to complete in full and submit the relevant apology form for this purpose (Yellow Form).
5. **Code of Conduct:** Councillors are reminded of item 3, Schedule 1 of the Code of Conduct for Councillors which reads as follows, namely:

AttendANCe at Meetings: A councillor must attend each meeting of the municipal council and of a committee of which that councillor is a member, except when:

- (a) leave of absence is granted in terms of an applicable law or as determined by the rules and orders of the council or
- (b) that councillor is required in terms of this Code to withdraw from the meeting.

6. Meeting rules:

- i. All Councillors must arrive at **least 15 minutes before the commencement** of the Council and all other Committee meetings;
- ii. Cellular phones **must be in silent mode** and **speaking on a cellular phone during the meeting is prohibited**; (Rule 50.2a)
- iii. A Councillor who speaks must **confine his or her speech strictly to the matter under discussion**; (Rule 31)
- iv. Unless expressly otherwise determined, a Councillor **may speak only once on a matter**; (Rule 32)
- v. No speech shall exceed **five (5) minutes** in length without the consent of the Speaker. (Rule 34.1)
- vi. Council members are reminded to uphold high level of good conduct during Council proceedings (No disruptions, no interruptions, no howling, no swearing to other Council members, less movement in the Chamber, no abuse of the PA system).

INDEX

ITEM NO	ITEM	PAGE NO
171	OPENING	6
172	NOTICE OF THE MEETING	6
173	APPLICATIONS FOR LEAVE OF ABSENCE	6
174	ACCEPTANCE OF THE AGENDA	6
175	ANNOUNCEMENTS	6A
176	MOTION OF SYMPATHY AND CONGRATULATIONS	6A – 6E
177	CONFIRMATION OF MINUTES	6E
178	REPORTS OF THE EXECUTIVE MAYOR	
1	ASSIGNMENT AND OR TRANSFER OF PROVINCIAL ROADS, TESTING STATION AND LICENCING CENTRES	7A
2	FILLING OF VACANT POSITION: DEPUTY CHAIRPERSON OF CENTLEC BOARD	7A
3	UNAUTHORISED, IRREGULAR, FRUITLESS AND WASTEFUL EXPENDITURE REDUCTION PLAN	8 – 8B
4	METRO RAIL NETWORK BETWEEN THABA NCHU AND BLOEMFONTEIN	8B
179	REPORTS OF THE SPEAKER	
1	NAMING OF STOPS FOR COMMENCEMENT OF THE HAUWENG BUS SERVICE OPERATIONS IN PHASE 1C (CBD TO BRANDWAG)	9 – 9A
2	PRELIMINARY DECISION FOR PROPOSED NAMING OF SOUTH PARK CEMETERY IN WARD 18	9A
3	RESUBMISSION OF DRAFT REVISED BY-LAWS FOR RATIONALISATION PROCESS	9B – 9C
4	APPROVAL OF BY-LAWS: MUNICIPAL LAND USE PLANNING AND STUDENT ACCOMMODATIONS	10 – 10C

180	REPORTS FROM MUNICIPAL PUBLIC ACCOUNTS COMMITTEE	
	NONE	10
181	REPORTS TO BE DEALT WITH IN COMMITTEE	
	DELEGATION OF POWERS TO THE EXECUTIVE MAYOR	10D
182	MOTIONS	
	NONE	10D
183	QUESTIONS	
	NONE	10D
184	CLOSING OF THE ORDINARY COUNCIL MEETING	

6
MINUTES
(OPEN COUNCIL)

171.
OPENING

The meeting commenced at 17h15 to allow people to connect.

The Speaker, Councillor MM Mothibi-Nkoane thereupon declared the meeting officially opened and thereon welcomed all to the meeting

NOTED.

172.
NOTICE OF THE MEETING

The Speaker read the notice of the meeting as outline on page 2 of the agenda.

NOTED.

173.
APPLICATIONS FOR LEAVE OF ABSENCE

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

NOTED.

174.
ACCEPTANCE OF THE AGENDA

Councillor DMC McKay indicated that he had submitted a motion to the Office of the Speaker however it was still not included. The Speaker then responded that the Councillor would receive a written response at the next Council meeting.

At this point Councillor M Kganakga asked whether another Ordinary Council meeting would be scheduled before the elections to deal with the motion and the Speaker confirmed yes.

Councillor GJ Olivier moved for the adoption and Councillor VE Nikelo seconded the adoption of the agenda as outlined.

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

NOTED.

175.

ANNOUNCEMENTS

None.

NOTED.

176.

MOTION OF SYMPATHY AND CONGRATULATIONS

Councillor LM Titi-Odili made her address as follows: – “Month of birthday of Winnie Mandela – a beautiful woman from the village in Transkei Eastern Cape. Woman taking care of those disadvantaged, disciplined to implement the objective and visions of ANC, 26 September we celebrated her birthday – may her soul rest in peace because we are here as women today and she gave us the platform to speak openly and so it was because of her, because she was a very openminded person who survived triple oppression during apartheid era and taught how to fight as women, to liberate ourselves under the banner of ANC.

Honourable Speaker we will be approaching local government elections and we say as the ANC that we were a laughing stock in the previous Council as the ANC, but we want to confirm today that we managed to register more than 10 000 candidates of the ANC and in the Mangaung where we are as the ANC all the candidates in all 51 wards of Mangaung and the pr councillors of the ANC are registered and we know our president was clear in the manifesto that when we are working, there will be mistakes but the achievements are there and we know that the citizens of Mangaung will turn the ANC back to the Municipality of Mangaung and we are not shy to apologize where we done wrong and we are not hiding and putting that where we lead, we lead correctly but when we did investigations, we found things that are not inhumane to our people.

As the ANC we did lead in transparent so that people can see what we are doing, we are saying to people of Mangaung go and vote on 1 November and vote right for the ANC, but it is the only political party that is a hope to the people. We are saying as ANC we still have our strategy and vision and objectives; our manifesto is talking and the President Ramaphosa put it very clear when he said that all candidates of ANC must be humble and calm and work for citizens of SA particularly because we are talking about the citizens of this municipality, they must go and work for the people of Mangaung. We pledge as the ANC that we'll do so, and we continue doing so.

In those words, Honourable Speaker, we plead and encourage people of Mangaung and young people to go in numbers on the 1st of November and vote for the ANC. In the spirit of Charlotte Maxeke as the ANC declare that the year that we are is the year of Charlotte Maxeke who was really an educator, an academic, a reverent, a social worker and a scientist, that we must go and implement her vision and her objectives. that is ANC, we must better lives of our people in those words Madam Speaker, i say that the ANC is the party that is taking care of our people, thank you Madam Speaker.”

The Speaker remarked as follows– “Thank you Honourable. Oh, what a remarkable legacy that Mama Winnie Madikizela has left behind and thank you for reminding us and that as we may, we stand because of her. Hon Sekakanyo the platform is yours now.”

6B

Councillor DM Sekakanyo addressed the Council as follows– “Thanks Honourable Speaker, let me take a cue and not waste time after what the MMC has just alluded to. Honourable Speaker, please allow me to remind this Augustus that after 369 years on the arrival of fugitive called Jan Van Riebeck here, in South Africa. The South African people change their historical epoch and broke the bondage of colonialism, apartheid, and patriarchy. On the 27th of April 1994, we finally helped South Africa's first non-racial democratic elections and then nation delivered a decisive majority to the African National Congress.

It is through this election that our beloved ANC President Nelson Mandela assumed the helm of – With ANC commitment to build a better life to South Africans, our manifesto primarily talks during that time about reconstruction and development program aimed at redressing the political social economic imbalance created by the apartheid colonialism.

Honourable Speaker, throughout these years, the majority of South Africans have voted for an ANC government and renewed its electoral mandate to continue with its historic mission of building an inclusive South Africa and contribute to a better Africa and a better world. Honourable Speaker as we look back 27 years from 1994, we have made progress and faced challenging or fundamental aspiration of building united national non-racial, non-sexist Democratic South Africa. Moreover, Honourable Speaker, with a precursor that South Africa belongs to those who live in it and no government can claim its rich, busy unless elected by the people.

Honourable Speaker let me remind this August house that our constitution is one of the best in the world and it is embraced by all South Africans advancing the individual and collective rights of our people. Our Constitution has incorporated three arms of state being executive judiciary and legislative arms and they are truly effective. Chapter 9 institutions are in place. We have improved representation and empowerment of women in the public and private sector through our constitutional commitment and non-sexism and gender equality. Although other demon of racism is far from defeated, we have society that refuses to accept racism as the norm.

Honourable Speaker let me remind this August house that in terms of the objectives of the local government in terms of the chapter seven of the Constitution's. Let me remind this particular August house that the objective is to provide a more democratic and accountable government for local communities. Two, to ensure that the provision of services to the communities in a sustainable manner, to promote social and economic development, to promote a safe and healthy environment, to encourage the involvement of communities and Community organization in the matters of the local government. Therefore, Honourable Speaker. Our manifesto of this year, local government elections 2021, talks about building the better communities. We are saying Honourable Speaker, that we as the ANC we came a long way, since the advent of democracy.

We have made a free basic service including water, electricity that are available to poor household. We are still continuing to provide those services to the people we have broadened access to basic education for 10 million learners in 20,000 at free schools, we have provided meals, fruit and national schools nutrition program for close to 10 million, out of 12 million learners. We have introduced NSFAS to provide financial aid to the high education student. We have expanded access to housing to 4 million houses and you can bet testimony here in Mangaung. We had a project of...Honourable Speaker the ANC government rolled out infrastructure program in the highways. Public bus services upgrading of airport, sports facilities, and construction of more power stations and the bug water project.

The ANC has re-distributed 813 million hectares of land in the last 25 years to the beneficiaries and provided agricultural support and assisted small business for the poor. And also they prepare the water in the city and even sanitation to our people. But we are mindful that here in South Africa we are experiencing the growing population every day and every month and every year.

Working with the national and we're saying that Hon Speaker, that working with the national provincial Government ANC Municipality. The ANC government, together with the community will make sure that we maintain and develop sewerage infrastructure and drastically reduce the issue of the water leakages. The ANC will increase local production of components using a tackling the water and sanitation backdrop to expand employment. We're going to fix those potholes, spillages and broken water pipes, we will ensure poor household receive the free water applications they are entitled to. We will make sure to receive a free basic electricity as they are entitled to. Honourable Speaker as I'm concluding, we are saying that we as the ANC will promote land-grab approach. However, we are saying that we are going to make sure the process of providing land to the needy. We're going to change that process; the process should be fast. We are not going to allow situation that..."

The Speaker intervened/interrupted the Councillor to inform him to conclude as his time had lapsed.

Councillor PL Seleke addressed the Council as follows– “Thank you very much. Honourable Speaker, It is with great pleasure to pass a message of congratulations on behalf of the ANC on the remembrance of the birthday for a great Stelwart uMama Nomzamo Winnie Mandela?”

As the ANC, we wish to extend to the Winnie Mandela family, our deepest gratitude for the contribution she made to the emancipation of a black child, woman and South African society at large, Honourable Speaker, Mama Winnie Mandela was a great anti-apartheid activists, she was militant to the core. Through her whole life, she displayed great care to better a life of a black child. And gender was her political resource enabling her to draw on effective qualities to form political communities. And providing a mode in which you could enter into the lives of the people and those vulnerable.

Honourable Speaker a giant ... (inaudible-poor audio connection), it is for these reasons and more that Honourable Sisi Ntombela renamed the town of Brandfort to Mama Winnie as a well-deserved token of appreciation to our stalwart. Thank you, Honourable Premier, for this significant and brave deed that will enjoy from generation to generations. Honourable Speaker as the ANC, we want to encourage our communities to go out in great numbers on 1st November 2021 and vote for the. ANC as we reassured them in our manifesto that we have achieved a lot, and we pledge to do even better.

Honourable Speaker the movement is going a path of renew and building. We are working towards progress to better South Africa. We have made important advances, but there is much more we need to do. Hon Speaker the ANC is the only hope is and. is committed to build capable state that is that developmental in nature. I thank you, Madam Speaker.”

Councillor GDP Kotze addressed the Council as follows– “Madam Speaker, this Council’s 5-year term will come to an end on 1st November when the future of the Mangaung Metro is in the hands of every voter. I would like to thank and congratulate the Mangaung DA caucus for a job well done the past term and it was a great honour to be part of this winning team. We were not perfect, but we strived to be perfect in serving the residents of Mangaung.

The DA would like to thank and congratulate the Hawks on their swift action to investigate the case of financial maladministration and misconduct against the previous Municipal Manager, Adv Tankiso Mea, and gives the DA great pleasure to inform council that the matter has been referred to the National Prosecuting Authority to further investigate the allegations.

We would also like to thank and congratulate staff members and the public who took the opportunity to stop corruption within the metro to hand over evidence to the Hawks in their investigation. We still urge staff members and the public to help council to stop corruption and report any financial misconduct to the Police. Madam the Speaker, through you I would like to request the Executive Mayor to listen to the following. We as the DA sympathise with the residents of Mangaung who applied indigent assistance from the Mangaung Metro. The last indigent list approved by this council was in May 2020 and to date no applications served before Council.

People are struggling due to the Covid Pandemic and the ANC turned their back on them Several indigent households are trying their best to survive and need to decide every month if they can put food on the table. Shame on you Mr bigshot Mayor Siyonzana. The DA also sympathise with staff members not being paid by their employers due to maladministration or corruption during this covid-19 pandemic. Imagine Councillors if you don’t get paid for three 3 months and your kids cannot go to school, you cannot feed your family. I don’t know how these organisations big chiefs sleep at night.

Madam Speaker, I sympathise with the voters who supported the Mangaung ANC in 2016. A lot of promises were made by the corrupt Olly Mlamleli but she or the ANC has nothing to show for except for a downgrade to junk and being placed under administration.

Madam Speaker, I conclude with the following. “A vote is not a valentine; you aren’t confessing your love for the candidate. It’s a chess move for the world you want to live in” Residents of Mangaung let’s put the ANC in check mate and bring the DA difference to Mangaung which will include:

1. Get the basics right
2. Build world class roads and public transport
3. Be tough on crime, tougher on causes of crime
4. Bring jobs and investment to the local economy
5. Keep communities in good health
6. Govern in the interest of the people

Thank you, Madam Speaker.”

Councillor JC Pretorius addressed the Council as follows – “Thank you, Madam Speaker, Madam Speaker from the DA side. We would just like to congratulate Councillor Thabo Olivier for a service award he received from the Zadnik Group designing Development Farmers Program, 2018 to 2021 for changing the mindsets of more than 1000 commonage farmers to improve their cattle farming methods.

It's amazing that a Councillor like Councillor Olivier, with his track record and what he did to for poor people in each couple of turns as counsellor, and the ANC threw him away like it was nothing. It brings a thought in everybody minds that the ANC is only a party for one colour, the black people in South Africa. Because they are taking out the white people out of that party left and right. So, Madam Speaker. I don't know what all colleagues your colleagues are speaking. Before, but really, I don't see our voters are going to vote for the ANC on the 1st of November. Because where the DA govern, we govern well. And what is the secret to the DA success in the government? We are obsessed with doing the basics well. Employee only fit for purpose individuals and demand accountability. We have 0 tolerance for corruption. Tackle challenges with the help of resonance and experts. We make it easier for job creation businesses to flourish. Always remember our oath of office and that we are there to serve the people. Serve the people of Mangaung. So, I want to urge the people of Mangaung. Put a cross next to the DA in the on the 1st of November in this election. And show them that the DA can bring change to Mangaung because the DA gets things done. Thank you, Madam Speaker.”

Councillor E Snyman van Deventer made her address as follows – “Thank you, Madam Speaker, Madam Speaker, the freedom front plus wishes thanks all the frontline workers who have been there since the outbreak of the covid-19 pandemic. Working in hospitals and clinics and ensuring the well-being of all citizens of South Africa. Thank you. We owe our lives to you; the freedom front plus also wishes to extend its sympathy to the family and friends of all those who lost their lives in farm attacks. In the Free State and also, the rest of South Africa. We also want to extend our deepest sympathy to the family and friends of the victims of other violent attacks, especially those where the victims are women and children.

And then Councillor Pretorius took the words out of my mouth and I'm not going to repeat. But I totally agree with him. Congratulation's Councillor Olivier, you are an example to each and every other Council of how one can contribute to your society.

Then also, lastly Madam Speaker, the Freedom front plus wants to encourage all registered voters to vote on one November for clean, safe, honest government. And to vote out the ANC that is in the words of its own President not qualified and self-serving. Thank you, Madam Speaker.”

177.

CONFIRMATION OF MINUTES

1. **Special meeting: Thursday, March 18, 2021(virtual meeting)**
2. **Ordinary meeting: Wednesday, March 31, 2021(virtual meeting)**
3. **Ordinary meeting: Monday, May 31, 2021(virtual meeting)**
4. **Special meeting: Monday, August 16, 2021**

RESOLVED that the set of minutes as set out above, copies of which had been furnished electronically to members, be taken as read and confirmed.

Executive Mayor, Councillor MA Siyonzana presented his items as follows:

“Before I present my item, I think it is proper for me, or can you please allow me to take this opportunity to thank all the political parties for their sterling contribution in the governance of this great city of ours. I wish you could all come to the understanding that before we were politicians, defining our differences in terms of political orientation. We were first and foremost the citizens of Mangaung, hence we qualified to become members of this August house. I say this because every time when we approached the elections, we tend to lose ...(inaudible – poor sound connection) owing our allegiance to the city and the people of Mangaung. Even beyond the local government elections, we have to respect one another as It's servants of the people of Mangaung. We must not rest until the course of a better life, for all is realized in Mangaung. We made a vow to become a developmental state.

This cannot be realized until the features of developmental communities are evident in Mangaung. Let us go and campaign in Bloemfontein with this attitude, we need a better life for all in Mangaung irrespective of who is holding the centre of all government. I therefore wish all political parties a principle and successful election campaign. Please take care and observe covid regulation in whatever you do.

Continue to serve the people, even if you are not the re-elected. Uh, Madam Speaker, I must just indicate that your indigent burial talks about the citizens of Bloemfontein in particular. There's a grey area when it comes to Lesotho citizens if they don't have identity, and I think It's a very important policy, this one. Is very much important We must not politicize it That's why I then decided to delegate it to the city manager, so that is we are dealing with it.

We look at the policy properly and check how we are going to implement it, because at the moment, we are talking about an identity of South Africa. And if you don't have those. It becomes a problem. And I think as we are making speeches. We need to check whether is this, A: Sympathy or congratulations. Let me in advance congratulate those parties which are going to win on the 1st of November, and I believe they ANC will do best. And I believe the citizens of Mangaung have seen the elements of. Changes in Mangaung. With these few words. Let me indicate that, the first Item, the second item, the 4th item are withdrawn. thank you very much.”

Councillor BJ Viviers raised the following, – “While the Executive Mayor was still the Speaker of this August House. You made it very clear that if points are removed from the agenda, there must be valid reasons for that. Could you please ask or confirm regarding that?”

On a Point of Order, Councillor CF Rampai commented as follows– “Executive Mayor has got the right to bring or remove item from the agenda. Thank you, Honourable Speaker.”

Councillor KC Moreeng - “Executive Mayor. When you were still a Speaker, he said...” -

The Speaker interjected and asked whether Councillor KC Moreeng was making a point of order or political speech.

7A

Councillor BJ Viviers made another point of order by stating the following: My point of order is just giving the Executive Mayor the opportunity. He will most probably have reasons why he is withdrawing certain agenda points. Thank you, ma'am."

At this point there was commotion in and Councillors talking at the same time, however the Speaker called the house to order and continued with the business of Council.

NOTED.

1.

ASSIGNMENT AND OR TRANSFER OF PROVINCIAL ROADS, TESTING STATION AND LICENCING CENTRES

WITHDRAWN.

2.

FILLING OF VACANT POSITION: DEPUTY CHAIRPERSON OF CENTLEC BOARD

WITHDRAWN.

3.

UNAUTHORISED, IRREGULAR, FRUITLESS AND WASTEFUL EXPENDITURE REDUCTION PLAN

Councillor M Wewege made her address as following– “Thank you, Madam Speaker, the reason for the decay of this once functioning municipality is a complete lack of effective oversight and consequence management. The R3.459billion in irregular expenditure is proof of these failures. It is unacceptable that irregular expenditure is not prevented nor effectively investigated and that there are no consequences for officials who transgress.

The reduction plan states obvious steps. Such as the stabilization of the Supply Chain Management Unit by reallocating the responsibilities to experienced and qualified staff. Why is there inexperienced and unqualified staff in the first place? We need to appoint skilled officials on the basis of merit to get the job done.

It also refers to the payment of long outstanding creditors to avoid fruitless and wasteful expenditure. This is obviously the way to avoid interest but how? How will this be done within the current cash flow constraints? It is wishful thinking and daydreaming – not a real plan.

Furthermore, the plan is to improve debt collection levels. Speaker, the governing party should take note that a government should not only collect rates and taxes but should rather earn it. Currently residents are not receiving value for their rates and tariffs. Refuse is not removed; water supply is erratic; sewage is a huge problem, and our streets are filled with potholes. Service delivery should be prioritized to earn rates and taxes. Without value for money people and businesses will become more and more reluctant to pay their municipal bills.

Whilst the governing party is wasting rates payers’ money by overpaying councillors and by duplicate payments to contractors, do not expect residents to be eager to pay their rates and taxes. This government does not instil confidence. Corruption, looting, mismanagement and cadre deployment should stop. That is the only way to reduce UIF. Consequences for officials who transgress and who allows non-compliance with laws and legislation is what is lacking. The Freedom Front Plus will not support this item.”

Councillor LM Titi-Odili made the following inputs – “Enkosi mbhokoto Honourable Speaker, as the ANC we are supporting this item as it is. And they would believe that honourable Speaker that immediately after the item has been approved. The MPAC will do their work to continue and with the work that they're supposed to do in terms of this Council. Because what we're saying, we're transparent and it we still want to retain transparent as the ANC. And then we're saying is important for us to make sure that we do have A strategic plan started. Plan to make sure that we reduce the unauthorized, fruitless and wasteful irregular, thank you very much on our Speaker. We are supporting the item as it is. Thank you very much.

Councillor NE Nikelo addressed the Council as follows– “Thank you very much Honourable Speaker. Let me start by saying honourable Speaker accountability has become a cornerstone and very important aspect of African national congress.

It is in the backdrop of this Honourable Speaker, but we, as the African National Congress we also, through the administration bring this particular matter to the Council for consideration.

Indeed, Honourable Speaker by the way I support the matter and the item as it is so that it can be said that it can be passed by this August house. However, Speaker I need also indicated that we knew that *‘ba teng bo ma-hana puso’* who so will try their all best to make sure that they prevent this good item to pass before this Council. And the issue of the irregular, fruitless and wasteful expenditure? Uh, chair? It is a matter that we're saying we need to reduce it as it comes and also commend the work that is being done by the MPAC throughout the years in ensuring that these kinds of irregular expenditures are being reduced within this municipal council. And as a result of that chair and we are saying, because the African National Congress is the only party that is running its affairs in transparent manner. That is why today many people will come and talk about these particular things and therefore we are saying then.

That is being brought before us. It'll reduction strategies that will assist the municipality going forward is the strategy that will build confidence to the communities of Mangaung if their strategy that will ensure that this institution so it's sustainable in terms of taking care of its own internal affairs and controls. We are strengthening by giving more powers to all impacts and everybody that is involved in ensuring that we're building a Docker. The confidence that the African National Congress, and therefore as a result chair, I would say – Thanks Chair.”

Councillor DM Sekakanyo made his address as follows– “Thanks a lot Honourable. Speaker, let me not waste time and to support the item as it is, and to remind our fellow counsellors that it is also within the manifesto of the ANC that you're going to deal decisively and immediately with corruption, mismanagement, waste, and Under performance, and therefore we do even support. I mean the work that has been done by our MPAC. Our MPAC has been very much a pillar of this popular municipality and identifying where there are grey areas in terms of, I mean, wastage irregular, unauthorized expenditure that has been incurred by this particular council and therefore with those particular few words. I am supporting the item as it is. I'm just following my colleagues. Thanks very much.”

Councillor M Kganakga made her address as follows- “Good evening Honourable Councillors and honourable Speaker. This is gibberish, contrary to ANC and Mangaung task committees do not solve problems especially those of financial misconduct. Unauthorized expenditure means you are not unauthorised to create the expense, Irregular expenditure means the expense does not comply with applicable legislation. Fruitless and wasteful expenditure according to section 1 of the PFMA is expenditure which was made in vain and could have been avoided had reasonable care been exercised.

Basically, in all three instances expenses are occurred by persons doing what they are not supposed to do with tax-papers money. The office of the accounting general of National Treasure has issued a nice little document of curbing fruitless and wasteful expenditure and in that document as per section 38 of the PFMA:

1. The accounting officer must take effective and appropriate steps to prevent fruitless and wasteful expenditure
2. Then accounting officer must take effective and appropriate disciplinary steps against any officials in the service of departments or constitutional institutions who makes and permits fruitless and wasteful expenditure

8B

Nowhere in the PFMA, MFMA, PPPFA and from national treasury does it say to form a committee. It's the responsibility of the accounting officer to curb, report and hold accountable those responsible for fruitless and wasteful expenditure. The only cure for irregular expenditure, fruitless and waste full and unauthorised expenditure is consequence management. This is a term used by the ANC governments only in speeches and documents and never in reality. If the ANC and its governments were serious about consequences management, they would have started with the ex-City Manager and not have had, then then Acting Mayor assist him in escaping responsibility, or they would at least hold the HOD's accountable for failures in their departments and giving them appropriate scoresheet in their performance evaluations.

If this municipality was serious about curbing the thievery and waste of taxpayers' money, they would issue disciplinary procedures against each and every staff member responsible for wasteful spending of taxpayers' money, in form of billions of Rands not used for intended purposes.

But what am I saying there is no capacity, will and everyone eats together? *Le ja kaofela*. Again, nowhere in the PFMA, MFMA does it task about task teams, the legislation is very clear on this matter! The citizens of Mangaung and rest of South African watching on Facebook use your constitutional rights and vote out the ridiculousness, n committee is not going to solve lack of accountability in this municipality. Voting DA will.

FYI: Irregular and fruitful expenditure in billions of Rands proudly brought to by ANC government. Nothing you have done in the last 27 years point to you have any capacity to do anything.

*It was thereupon with **48 votes in favour, 25 votes against and 0 abstained,***

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

RESOLVED

- a) That Council takes note on progress made in addressing Unauthorised, Irregular, Wasteful and Fruitless Expenditure; and
- b) That Council approves the Unauthorised, Irregular, Wasteful and Fruitless Expenditure Reduction Plan/ Strategy (Annexure A) for implementation between 2021/22 and 23/2024 financial years;
- c) That MPAC and Audit Committee monitor implementation of the Unauthorised, Irregular, Wasteful and Fruitless Expenditure Reduction Plan/ Strategy:
- d) That Unauthorised, Irregular, Wasteful and Fruitless Expenditure Reduction Plan/ Strategy be submitted to National Treasury

4.

METRO RAIL NETWORK BETWEEN THABA NCHU AND BLOEMFONTEIN

WITHDRAWN.

The Speaker withdrew item 179.2 and indicated she will present item 179.3 and 2 and that 179.1 will be presented by Councillor PL Seleke.

NOTED.

1.

NAMING OF STOPS FOR COMMENCEMENT OF THE HAUWENG BUS SERVICE OPERATIONS IN PHASE 1C (CBD TO BRANDWAG)

Councillor M Wewege addressed the Council as follows – “Thank you, Madam Speaker. As mentioned in item 178.3, this is just another fruitless and wasteful expenditure. How can you have a reduction plan for UIFW but still waste money on a project, and the naming of bus stops if there's not even one operating bus yet. It's like naming a child if you don't even know the gender of it yet. This is just another way of the ANC to waste money and to enrich certain Gators. The Freedom front plus will not support this item. I thank you, Madam Speaker.”

Councillor M Kganakga addresses the Council as follows – “Madam Speaker and fellow Councillors It's a shame that after over an estimated R1billion spend on IPTN the only thing this department and Mangaung can come up with is an illegal route In 4 council meeting we have asked this municipality and the IPTN to provide solid evidence that phase 1c is not a concocted route to try save face, extort more money out of treasury and remain from dogbox of the national department of transport and the parliament transport committee, but the metro has failed to refute our claims.

The embracement that this Metro and IPTN is, has to create an illegal route to try and meet deadline they set for themselves witch they failed to meet over and over. The disgrace that IPTN is, wanting to alter people's lives by adding on traffic misery with these ten busses with no designated lanes of their own in two busiest one-way streets in Mangaung. Nelson Mandela drive and Zastron street have very high volumes of traffic, where is the traffic impact study for phase 1c? Why is Mangaung's planning department not part of IPTN? Having no designated lanes in a bus rapid transport system that is unheard of! E re ke le sebele, there are no designated lanes because this phase was an after though to swindle more money from treasury.

I wish this this municipality would take these systems seriously and not uses it as a cash cow for tenderpreneurs because in DA governed municipalities where money is not wasted, deadlines are met, and implementation does not take a thousand years, these busses change lives. The rational on the naming of the bus stops makes sense but on principal the DA cannot approve the naming of bus stops of an illegal route. An illegal route has illegal consequences. Thank you very much.”

Councillor PL Seleke addressed the Council as follows– “Thank you very much. Honourable Speaker, Executive Mayor- Honourable Mxolisi Siyonzana, Honourable Councillors, acting City Manager and officials. Community of Mangaung watching on Facebook.

9A

Honourable Speaker, integrated public transport network IPTN is ready to launch the Hauweng bus service, which will be managed by Mangaung and operated by the taxi industry through a vehicle operating company. The first Phase to be launched is phase 1C Brandwag. This phase comprises of three routes which start at Hoffman Square in CBD and terminate in Brandwag at UFS. Tempe Army base and Bloem Gate shopping centre. Honourable Speaker in order to operate a bus system. The routes identified need to have stops where the bus will stop to let passengers on or off. The total of 42 locations between CBD and Brandwag have been identified as a place where either stop with a pole or a stop will with a shelter will be located.

Honourable Speaker, to identify and verify these locations and number of surveys were completed. A land use survey to identify land uses in the area and places that attract more people. The onboarded taxi surveys which Involved installing GPS gadgets in taxis and recording the routes they travel, the locations they stop, as well as the number of passengers they carry.

Honourable Speaker from this exercise, a total of 14 stops with shelters, 6 at Hoffman Square were identified and 29 stops with poles were also identified, Honourable Speaker. Some of these stops are still the same or close to stops currently used by the taxis and to where IBL also has stops. They are located next to close or landmarks and building that are easily identifiable and already known by the residents of Mangaung, for example, Mimosa, Mediclinic, Shell at garage and Train station and so on. Honourable Speaker, based on the above, a recommendation is made to the Identified stops using the landmarks and buildings next to them. This will help passengers to better orientate themselves on the new system and easily identify where they used already get off or on where they were using taxis Honourable Speaker, I therefore present item 171. Thank you.”

*It was thereupon with **48 votes in favour, 25 votes against and 0 abstained,***

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

RESOLVED

- (a) That the identified stops be named for the commencement of Hauweng Phase 1C.
- (b) That it be noted that the naming of Hauweng Bus stops along Phase 1C is based on known landmarks next/close to the intended stop as well as names/locations already known by commuters and general public.
- (c) That the Hauweng stops be labelled accordingly in order to make it easier for commuters to identify those stops.

2.

PRELIMINARY DECISION FOR PROPOSED NAMING OF SOUTH PARK CEMETERY IN WARD 18

WITHDRAWN.

3. RESUBMISSION OF DRAFT REVISED BY-LAWS FOR RATIONALISATION PROCESS

Councillor BJ Viviers referred to his speech as follows– “Honourable Speaker, other than the National Sphere of Government, the Municipal Sphere of Government seldom gets the opportunity to make laws and indeed our only avenue is By-Laws. The question begging to be answered is why only now? This agenda point was removed several times from the Agenda of this Council in the past and now a mere 33 days before the election we need to approve By-Laws. Is this a dire attempt after all the failures of the ANC the past 5 years, to convince voters that the ANC can make Laws? Noting that the Rules Committee finalized this matter several months ago. Harsh reality is that an ANC led Mangaung will not have the ability to implement these By-Laws.

Our Karma Chameleon Council Whip one day preach on MPAC that it is the ANC correcting MPAC and then as soon as he realizes the failures of the ANC, then preach again that all political parties must stand together and accept responsibility for Mangaung.

I need to give a special thank you to Cllr. Thabo Olivier today in this regard. His gracious intervention in the Rules Committee caused all Political Parties to agree on many issues. It is just sad that his own party does not see his contributions and value and he will most probably not be a Councillor after 1 November 2021. Thanks to the DA, s intervention residents will not receive unnecessary fines if waste is not collected and collection schedules change at number 99 and are not communicated to the public, by the Metro.

The DA will reluctantly support these ANC propaganda By-Laws at this late hour and properly implement them after we take over this Municipality on 1 November 2021 and get things done.

On a Point of Order Councillor MA Morake indicated the following, “Nice to talk about ANC when we talk about DA it is a problem, this is a Council meeting and not ANC meeting.”

The Speaker interrupted to indicate that this was not a Point of Point.

Councillor BJ Viviers concluded as follows– “The DA will reluctantly support these ANC propaganda By-Laws at this late hour and properly implement them after we take over this Municipality on 1 November 2021 and get things done.

Councillor Snyman Van Deventer addressed the Council as follows – “Thank you, Madam Speaker, for this item I could actually say Madam Chair, because you were out cheering for this rules and orders and looking at these bylaws. Madam Speaker, it is, Questionable or? Why all these serving now? we have a new council, in I think it's about 31 days or thereabouts 33 days whatever and it seems as if there's a lot of things being in front of council or before Council now for specific reasons and Councillor BJ Viviers did refer to that as ANC propaganda and I kind of want to agree with him. But I also want to ask you and hopefully you come back as our Speaker again that in future when a document like this and looking at both the item three and four. It's quite long, a document of more than 170 pages with five policies. Maybe if you can just ensure that in the report serving before Council, just before all the resolutions and where you all sign, just list all the policies there, it just makes it a lot easier for count. So that when we work through these documents Madam Speaker, when looking at these policies, apart from the one on refuse removal. It is the policy on waste management.

9C

Yes, we do support the policy for example on parks, it's necessary that people know what one is supposed to do and not to do in a park, and also the rest of the policies we have the same reservations as the DA, but I want to specifically mention the policy on waste management and Councillor Viviers kind of touched on it, but I want to take it further and say like it is really difficult for residents to limit the number of bags to five when you're refuse or only collected every single every second week. It's also not acceptable that it is decided by the workers, when there are, for example, two houses on one Earth, and then they decide that they will only collect 5 bags and leave the other five. But there's two houses, both houses by rights in taxes and therefore must receive the same service. It's also difficult for residents to put out bags on specified days, only to find that it's not collected on those days. We need to look at these problems. It's not just policies that we want the people of Mangaung to adhere to. But then the municipality must follow their own bylaws. And also, we need to look at the problems of refuse collection at town houses and other complexes. Maybe we need to make provision for this in the policy and then Madam Speaker through you.

I always complain and I always say the ANC does this or they don't do this. But I want to thank you, the acting city manager for assisting us with the big problem of refuse removal. He receives complaints and request from us at all hours from early morning to close to midnight, and he really tries to assist us. Thank you for at least trying to help us. Thank you, Madam Speaker.”

Prior to voting, the Speaker indicated that item 3 and 4 will be voted as 1 item.

*It was thereupon with **73 votes in favour, 0 against and 2 votes abstained***

RESOLVED that the Council take note of this report and approve the attached copies of the five (5) by-laws with the amendment therein made.

4.

APPROVAL OF BY-LAWS: MUNICIPAL LAND USE PLANNING AND STUDENT ACCOMMODATIONS

Councillor VE Jonas-Malephane addressed the Council as follows– “Thank you, Honourable Speaker, and ma’am, I just want to talk about the land-use bylaws and the student accommodation. Honourable Speaker, Executive Mayor, deputy executive mayor, acting Chief Whip, Councillors of Mangaung, senior official of Mangaung, and the community of Mangaung. Hon. Speaker in terms of the special planning and land use management. Act 2013, Act 16 of 2013, It is as published on five August 2013, the Mangaung Metropolitan Municipality developed this parallel with the following objectives. These two; to provide for a package of plans which shall inform the social, economic, environmental and infrastructure development in the municipality to provide a uniform, effective, comprehensive and interrelated framework for spatial planning and land use management. To provide for the inclusive developmental, equitable and efficient planning in the spirit of cooperative governance to provide a framework for cooperative and cross border relationship with all spheres of government and to ensure the integration of planning between the municipality and neighbourhoods municipality.

provide a framework of policies, principles, norms and standards for special development planning and land use management. Provide a framework for their monitoring, coordination and review of the spatial planning and land use management system. Regulate land development, application and decision-making procedures provide for the establishment functioning operation of tribunal. Provide for facilitation and in enforcement land use and development measures.

Provide for appeal authority and provide penalties for breach of his provision. Honourable Speaker we as ANC we support this object is as it is for land use management and we are requesting the Council to approve it as it is and the other one my Honourable Speaker is the student accommodation. In terms of their special planning and land use management 2013 16 of 2013 publish, It is probably under 5 August 2013. The manner you spell it has to develop a student accommodation by law. Mangaung Metropolitan Municipality is one of the largest municipalities in South Africa that are still experiencing nonrigid, non-regulated student accommodations. To ensure compliance we have developed this by law with the following purpose and objectives:

To manage the provision of student accommodation so that the land use does not encroach on their right of existing residential areas and properties to regulate the establishment of student accommodation within the area of Jurisdiction of the municipality by prescribing requirements and standards to be met for premises to be established as student accommodation provides safe needs secure law abiding accommodation for students and surrounding neighbourhoods and ensuring good management and conducive environment for students to learn and live.

Honourable Speaker we as the ANC, we support this bylaw it is, and we are requesting the Council to approve and support it as it is for better life of our kids. Thank you, Honourable Speaker.”

Councillor T van der Walt made his address as follows – “Dankie Speaker, I thank you for reading my request in my speech in the previous Council for these land cues and student accommodation bylaws to be tabled urgently.

Mangaung has historically been one of the places for primary, secondary and tertiary education if we want to have any hope of keeping that reputation, it is critical for every student that is housed in Mangaung to live in a safe, healthy and dignified environment. Thousands of students come to many of our universities with their last hope of a better life. However, the hopes of many have been destroyed by the unhealthy, unsafe and unbearable situation many find themselves living and studying in. Students, residents and caring student accommodation providers frequently complained about noisy inhabitants in neighbourhood, neighbouring houses, or even in the streets.

They also complained that it doesn't help to contact the inhabitants, agents, or owners of unscrupulous student houses. The small minority of persons living in student accommodation with no interest in studying or graduating or creating an environment that is neither healthy nor dignified for many students and residents, calling law enforcement, COPS and staff from noise control or unable to work off the hour. Meanwhile, they are people like the Free State DG of Education, Malakoane and other well-connected cadres who are being allowed to build illegal blocks of flats to siphon money from NSFAS bursaries in single residential, urban meant- for houses such as Sergeant Street in Universitas with impunity. Many of these illegal structures, or dangerous to its inhabitants. Luckily, dozens of community leaders have now risen up and will be fighting these illegal developments with everything we have as well as houses where anarchy reigns on a daily basis.

The call for implementation of this bylaw or and others to ensure health and safety of students is shared by students and management of UFS that I will be marching with to this municipality on 2 October to demand on a sizable community. I also want to thank my colleagues, counsellors, Leech and Van Der Merwe who have been driving this issue since it first came to the foreground more than 10 years ago. Therefore, the DA welcomes this bylaw because it has the potential to improve the lives of the majority of serious and hardworking students and residents, although we do not agree with some of the maximum and minimum parameters specified in the bylaw. This can be amended in future while approval will set the framework for the dye to implement after the elections. Needless decide there is very little hope for the current government in Mangaung to implement it, but thankfully, it's domains on 31 October we will vote for the land use and student accommodation bylaws. Thank you."

Councillor M Wewege made her address as follows – “Thank you, Madam Speaker. If a bylaw should be introduced, that would make available the provision and requirements as set out in annexure B within our constitutional legal framework for student accommodation. I find it rather than necessary to take into account the financial state of the Mangaung metro. This bylaw must include provisions that would ensure the most secure and safe manner of making capital available for student accommodation in order to prevent the outflow of our national capital that would leave other municipal services vulnerable.

Also, it should include the assessment of the safety of the neighbourhood as well as the students on page 169 of annexure B, it is stated that student rental properties may leads to a decline in infrastructure lowering of property value as well as having a negative impact as well as having negative impacts on the surrounding community. My question to this is as follows, how will these bylaws provisions prevent the same scenario playing out in new student accommodations, if they ought to be new ones, established.

More importantly, I believe that this bylaw should have a primary focus to improve already existing student accommodations that are implies and secondary focus on erecting new ones are. Thank you, Madam Speaker.”

Councillor BJ Viviers addressed the Council as follows – “Honourable Speaker one gets excited that there will now be a proper By-Law for Municipal Land Use and want to belief that it will stimulate development in our Metro and create employment. In the same breath one wants to be excited that at long last Student Accommodation will also now be properly regulated. Unfortunately, we all know that an ANC led Mangaung will not have the ability to implement these By-Laws.

Thanks to the DA, s intervention after several years of not receiving that feedback, now once again applications in terms of the Land Use Planning By-Law will be reported in Council quarterly and the public of Mangaung will be informed regarding development, zoning applications etc. In addition thanks to our intervention Illegal Student Accommodation will receive a fine of a maximum of R 100 000 ,00 and not just R 1 000,00 and if the Illegal Student Accommodation continuous the Business can be closed.

The DA will support these By-Laws at this late hour and properly implement them after we take over this Municipality on 1 November 2021 and get things done.

The Speaker, remarked – “Thank you, Honourable BJ Viviers. And now it's the opportunity for the former Chairperson of the Rules to present the item that we worked on it all of us. Through the Executive Mayor, The Deputy Mayor, the acting Chief Whip, Councillors, community members of Mangaung, Facebook viewers. It is my pleasure today to present to you the municipal land use planning and student accommodation bylaws.

The two bylaws were subjected to the public participation process, which was completed last year, 2020. In October, the public engagement process was conducted in all the towns of the Mangaung Metro municipality. Due to the nature of the bylaws and additional public interest, group sessions were conducted, the process relating to the interest group sessions was delayed in order to afford all different stakeholders to make their inputs into the draft bylaws.

In fact, most stakeholder support, the draft bylaws, and they have been asking as to when the draft will be adopted into bylaws so that they can start to operate in terms of the provisions of the newly approved bylaws. They also expressed their satisfaction to have been given adequate time to make their inputs. stakeholders include, amongst others, tertiary institution, student accommodation owners, town planners and relevant associations. Upon completion of the public participation process and the internal incorporation of the comments received, the draft bylaws were submitted, submitted to the Section 79 Rules Committee to recommend Council approval. The section 79 communities set in June 2021 to consider and recommend the draft bylaws for Council adoption.

A Section 79 Committee resolved that the draft bylaws be submitted to Council to consider and pass the draft bylaws into the applicable bylaws. Their approval of the municipal land planning by law will also be part of Mangaung Metro municipality to complete the process of the rationalization of the bylaws so that it can be also be unforeseeable in the former Naledi municipality and so open area.

And when we come to the re submission of the withdrawn bylaws, which was withdrawn in 2019. The point is or best of the bylaws as reflected in the Council item were withdrawn by mistake by Council. The mistake happened as follows. A member of the public received a copy of the full version of the waste management by law and made the inputs into the copy by handwriting. He submitted to the whole copy to the municipality as part of his comment during the previous Council sitting, the copy was confused with the clean-up version copy wherein all, the comments were incorporated. Usually, the copy where in the inputs were made is included in the copies of the inputs received as usual in it in terms of the previous item, the copy from the member of the public was included in the copies of the comments received. The copy of version for Council consideration is an annexure on its own and it is not forming part of the copies for inputs received. It is highly recommended that this submitted bylaws be approved by Council in order to finalize the process of the rationalization of the bylaws of the Mangaung Metro municipality. Thank you. I have presented the item as it is. Can we now go to for item 179.3 and 4 as it is?"

Councillor GDP Kotze made a point of clarity as follows – “Madam Speaker, I'm referring to the point of Councillor Snyman at thanking the City Manager for replying to the request regarding refuse removal. I see that the City Manager is attending this meeting. I just want to bring to his attention that I sent him urgent emails and he did not respond to those emails yet. If maybe you can assist me that he could respond to those urgent emails. Thank you, Madam Chair.”

*It was thereupon with **73 votes in favour, 0 against and 2 abstained,***

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

RESOLVED

- (a) That Council take note of the report and its annexures, and the statutory provisions mentioned herein relating to making of by-laws by municipalities.
- (b) That Council approves the draft Municipal Land Use Planning By-Law, marked as **Annexure “A”**, and the draft **Student Accommodations By-Law, marked as Annexure “B” as proposed.**

A copy of the applicable policy on development and review of policies and by-laws of 2012 is hereto attached and is marked **Annexure “E”**

None.

NOTED.

181

REPORTS TO BE DEALT WITH IN COMMITTEE

1.

DELEGATION OF POWERS TO THE EXECUTIVE MAYOR

Executive Mayor tabled the item whereupon the Speaker read the recommendation as submitted in the report of the Executive Mayor.

The Executive Mayor mentioned that someone else must be appointed to act as the City Manager.

Thereafter the Acting Chief Whip, Councillor CF Rampai requested a 15 minutes ANC caucus.

After the ANC caucus, the Executive Mayor mentioned that the item be withdrawn.

WITHDRAWN.

182

MOTIONS

None.

NOTED.

183

QUESTIONS

None.

NOTED.

184

CLOSING OF THE ORDINARY COUNCIL MEETING

The Speaker declared the meeting officially closed at 20H25.

.....
ACTING CITY MANAGER
MR S MORE

.....
SPEAKER
COUNCILLOR MM MOTHIBI-NKOANE

SECRETARIAT UNIT
COMMITTEE SERVICES