

CONFIDENTIAL

AGENDA
for a
SPECIAL MEETING

**MANGAUNG
METROPOLITAN
MUNICIPAL COUNCIL**

**CITY HALL
BLOEMFONTEIN**

**WEDNESDAY
DECEMBER 8, 2021
AT 10:00**

**MANGAUNG
METROPOLITAN
MUNICIPALITY**



MANGAUNG METROPOLITAN MUNICIPALITY

**Bram Fischer Building
BLOEMFONTEIN**

NOVEMBER 29, 2021

**MEMBERS OF THE METROPOLITAN MUNICIPAL COUNCIL OF THE MANGAUNG
METROPOLITAN MUNICIPALITY**

Ladies and gentlemen

Notice is hereby given in terms of the provisions of
Section 29(1) of the Local Government:
Municipal Structures Act, 1998 (Act No 117 of 1998) and
Rule 6.1 of the Council's Standing Rules and Orders read together with Section 3 and 27(2) of
the Disaster Management Act, 2002 (Act No. 57 of 2002) that

**A SPECIAL MEETING OF THE
MANGAUNG METROPOLITAN MUNICIPAL COUNCIL**

**will be held
IN THE CITY HALL
BUILDING
BLOEMFONTEIN
ON
WEDNESDAY, DECEMBER 8, 2021
at 10:00**

To consider the items as set out in this agenda.


.....
**ACTING CITY MANAGER
MR S MORE**


.....
**SPEAKER
COUNCILLOR SB LOCKMAN**

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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AGENDA

(OPEN COUNCIL)

**22.
OPENING**

**23.
NOTICE OF THE MEETING**

**24.
APPLICATIONS FOR LEAVE OF ABSENCE**

**25.
ACCEPTANCE OF THE AGENDA**

**26.
ANNOUNCEMENTS**

WARD COMMITTEES

The term of office of Ward Committees expired at the end of October 2021. The office of the Speaker will engage with Ward Councillors on the process towards election of new Ward Committees, in line with paragraph 10 of the Ward Committee by-laws.

SALGA INTERGRATED TRAINING FOR NEW COUNCILLORS

Attached is a program from SALGA regarding training of new Councillors, new Councillors are requested to diarize the training program, which is scheduled from Monday, 06 December 2021.

1.

MANGAUNG METROPOLITAN MUNICIPALITY HANDOVER REPORT 2017 – 2022

Annexure: Report dated 19 October 2021 received from the Chief Financial Officer and certified by the Acting City Manager

RECOMMENDATION

It is recommended that the Mangaung Metropolitan Municipality's Council note the Hand-over report with the following annexures:

- (a) The revised 2021/2022 Integrated Development Plan,
- (b) The adopted 2021/22 MTREF budget,
- (c) The mid-year budget and performance assessment report for 2020/21, and the latest monthly financial statement, and,
- (d) The 2019/2020 Annual Report of the City

2.

MUNICIPAL FINANCE MANAGEMENT ACT (MFMA): PRELIMINARY BUDGET AND PERFORMANCE ASSESSMENT REPORT IN TERMS OF THE MFMA, SECTION 52(d), FOR THE QUARTER ENDED 30 SEPTEMBER 2021

Annexure: Report dated 19 October 2021 received from the Chief Financial Officer and certified by the Acting City Manager

RECOMMENDATION

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

1. The Accounting Officer submits to the Executive Mayor this statement reflecting the implementation of the budget and the financial state of affairs of the municipality for the quarter ending 30 September 2021 and,
2. The Executive Mayor of the municipality must, within 30 days of the end of each quarter, submit a report to the council on the implementation of the budget and the financial state of affairs of the municipality and,
3. In order to comply with Section 71(4) of the MFMA, the Accounting Officer ensure that this statement be submitted to National Treasury and the Provincial Treasury, in both a signed document format and in electronic format.
4. That Council takes note that this is preliminary financial information, final Section 52 Report will be submitted after finalization of the 2020/21 Annual Financial Statements.

3.

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

Annexure: Report dated 19 October 2021 received from the Chief Financial Officer, approved by the Acting City Manager and ratified by the Exco Representative.

RECOMMENDATION that Council take note of the Supply Chain Management report for the first quarter ending September 2021.

4.

SECTION 56 MANAGERS: RECRUITMENT AND SELECTION REPORT: VACANT POST OF THE MUNICIPAL MANAGER

Annexure: Report dated 25 November 2021 received from the Executive Mayor

RECOMMENDATION that

- a) Council approves the report
- b) Council to consider the extension of the acting of Mr Sello More from November 1, 2021 until January 31, 2022.
- c) Council approves that the position of the City Manager should be advertised in line with the provisions of both the Local Government Municipal Systems Act, 32 of 2000 as well as the Local Government; Regulations of appointment and Conditions of Employment of Senior Managers (2014) and
- d) Council approves the utilization of services of a recruitment agency to identify candidates for the post.

5.

REQUEST FOR APPROVAL TO ACQUIRE LAND FOR INFORMAL SETTLEMENTS TO BE RELOCATED

Annexure: Report received from the HOD: Human Settlement, recommended by the Chief Financial officer, supported by the Acting City Manager, approved by the Executive Mayor, and ratified by the Exco Representative.

RECOMMENDATION that:

- 1. Council takes note of the report and the fact that there is serious shortage of land for residential sites especially informal settlements identified for relocations;
- 2. The Council condone the decision by the HDA to procure the identified seven Plots in Grassland;

- Plot 54 Grassland MMM, Free State Province – Measuring approximately 4.2795 Hain Extent
 - Plot 60 Grassland MMM, Free State Province – Measuring approximately 4.2807 HA in Extent
 - Plot 90 Grassland MMM, Free State Province – Measuring approximately 4.2830 HA in Extent
 - Plot 97 Grassland MMM, Free State Province – Measuring approximately 4.2782 HA in Extent
 - Plot 121 Grassland MMM, Free State Province – Measuring approximately 4.2813 HA in Extent
 - Plot 128 Grassland MMM, Free State Province – Measuring approximately 4.2783 HA in Extent
 - Plot 147 Grassland MMM, Free State Province – Measuring approximately 4.2798 HA in Extent
3. The Council authorises the Acting City Manager to sign the deed of sales;
 4. The Council approves the immediate transfer of the land costs R600 000.00 x 7 = R4 760 000.00;
 5. (excluding VAT) into the HDA's bank account to be transferred to the trust account of the Seller's appointed Conveyancer. The conveyancing costs and administration fee shall be paid into the HDA's account upon registration of the properties into MMM's name; and
 6. There is budget approved for the procurement of land in the current financial year under the Upgrading of Informal Settlements Grant.

28	REPORTS OF THE SPEAKER
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28.1.**THE MAYORAL COMMITTEE AND WARD PARTICIPATORY SYSTEM**

Annexure: Report dated November 9, 2021 received from the Acting City Manager.
(Pages 1 – 3)

RECOMMENDATION That the Metropolitan Council re-affirm the Mayoral Committee System combined with the Ward participatory system.

28.2.**DESIGNATION OF MANGAUNG METRO OFFICE BEARERS AS FULL-TIME COUNCILLORS**

Annexure: Report dated November 10, 2021 received from the Acting City Manager. (Pages 1 – 3)

RECOMMENDATION

- a) That the Council designate the Speaker, Executive Mayor, Deputy Executive Mayor, Members of the Mayoral Committee, the Chairperson of Section 79 Committees as well as the Council Whip as full-time Councillors;

- b) That in order to maintain continuity and co-ordination, it is hereby proposed that the official working hours of full-time Councillors be the same as those of the administrative employees of the Council and
- c) That full-time Councillors not be allowed to conduct any form of employment other than that of the Council.

28.3.

ELECTION OF THE CHAIRPERSONS OF THE SECTION 79 COMMITTEES

Annexure: Report dated November 11, 2021 received from the Acting City Manager. (Pages 1 – 13)

RECOMMENDATION

- (a) That the composition and terms of reference of the mentioned Section 79 Committees be noted.
- (b) That the Municipal Council elect Chairpersons of the mentioned Section 79 Committees amongst members of Council
- (c) That the Chairpersons of each Section 79 Committee be designated as a full time Councillor.

28.4.

ADOPTION OF THE LANGUAGE POLICY AND PROMOTION OF MULTILINGUALISM WITHIN THE CITY

Annexure: Report dated November 10, 2021 received from the Acting City Manager. (Pages 1 – 3)

RECOMMENDATION

- a) That the Council endorse three official languages, Sesotho, Afrikaans and English;
- b) That Council endorse the two Administrative Language namely Setswana and isiXhosa;
- c) That the choosing and self-worth of each members language preference should be respected and
- d) That where practically possible, the Speaker should ensure that provision of simultaneous interpretation services is rendered during all Municipal Council proceedings.

**28.5.
MANGAUNG METROPOLITAN MUNICIPAL COUNCIL STANDING RULES AND ORDERS**

Annexure: Report dated November 10, 2021, Acting City Manager. (Pages 1 – 3)

RECOMMENDATION

- a) That the Metropolitan Council re-affirm the current Standing Rules and Orders as proclaimed by gazette number 44 of 15 July 2016 and
- b) That as and when required; revision, amendments or removals would be considered by the Municipal Council during the term of office.

**28.6.
COUNCIL MINUTES: MIGRATION FROM VERBATIM MINUTES TAKING TO ACTION/RESOLUTION BASED MINUTES**

Annexure: Report dated November 10, 2021, received from the Acting City Manager. (Pages 1 – 2)

RECOMMENDATION

- (a) That Council take note of the report and
- (b) That Council approve the migration from verbatim minutes taking to action/resolution based minutes.

29	QUESTIONS
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30	MOTIONS
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31	IN COMMITTEE REPORTS
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32	CLOSING OF THE SPECIAL COUNCIL MEETING
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