

CONFIDENTIAL

**AGENDA
FOR AN
ORDINARY MEETING**

**MANGAUNG
METROPOLITAN
MUNICIPAL COUNCIL**

**CITY HALL
BLOEMFONTEIN**

**MONDAY
MARCH 7, 2022
AT 14:00**

**MANGAUNG
METROPOLITAN
MUNICIPALITY**



MANGAUNG METROPOLITAN MUNICIPALITY

**Bram Fischer Building
BLOEMFONTEIN**

MARCH 3, 2022

**ALL 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

**AN ORDINARY MEETING OF THE
MANGAUNG METROPOLITAN MUNICIPAL COUNCIL**

will be held


**AT THE CITY HALL
BLOEMFONTEIN**

On

**MONDAY, MARCH 7, 2022
at 14:00**

To consider the items as set out in this agenda.


.....
**ACTING CITY MANAGER
MR M NKUNGWANA**


.....
**SPEAKER
COUNCILLOR SB LOCKMAN-NAIDOO**

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
43	OPENING	5
44	NOTICE OF THE MEETING	5
45	APPLICATIONS FOR LEAVE OF ABSENCE	5
46	ACCEPTANCE OF THE AGENDA	5
47	MOTION OF SYMPATHY AND CONGRATULATIONS	5
48	ANNOUNCEMENTS	5
49	CONFIRMATION OF MINUTES	5
50	REPORTS OF THE EXECUTIVE MAYOR	
1	MANGAUNG METROPOLITAN MUNICIPALITY: ADJUSTMENT BUDGET 2021/2022 FINANCIAL YEAR	6
2	APPROVAL OF MACRO ORGANISATIONAL DESIGN AND THE POLITICAL OFFICES ORGANISATIONAL DESIGN	6 – 7
3	RECRUITMENT AND SELECTION REPORT: REQUEST TO THE MUNICIPAL COUNCIL TO ADVERTISE THE SENIOR MANAGERS POSITIONS – HEADS OF DEPARTMENTS	7 – 8
4	REPORT ON THE SELECTION PANEL FOR THE VACANT POSITION OF THE CITY MANAGER	8
51	REPORTS OF THE SPEAKER	
1	MID-YEAR AUDIT COMMITTEE REPORT TO COUNCIL – REPORT NUMBER 1 OF 2021/2022 FINANCIAL YEAR	9
52	REPORTS FROM MUNICIPAL PUBLIC ACCOUNTS COMMITTEE	
1	FUNCTIONING OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE: MPAC	9
53	MOTIONS	
	NONE	9
54	QUESTIONS	
	QUESTIONS IN TERMS OF RULE 38 OF THE STANDING RULES AND ORDERS	9
55	REPORTS TO BE DEALT WITH IN COMMITTEE	
	REPORT RECEIVED FROM ACTING CITY MANAGER REGARDING THE ADMINISTRATIVE ISSUES AND MATTERS CONCERNING THE HOD: CORPORATE SERVICES	9
56	CLOSING OF THE ORDINARY COUNCIL MEETING	

AGENDA

(OPEN COUNCIL)

**43.
OPENING**

**44.
NOTICE OF THE MEETING**

**45.
APPLICATIONS FOR LEAVE OF ABSENCE**

**46.
ACCEPTANCE OF THE AGENDA**

**47.
MOTION OF SYMPHATHY AND CONGRATULATIONS**

**48.
ANNOUNCEMENTS**

**49.
CONFIRMATION OF MINUTES**

- 1. Special Meeting: Wednesday, 8 December 2021**
- 2. Special Meeting: Wednesday, 8 December 2021 (In Committee)**
- 3. Special Meeting: Wednesday, 26 January 2022 (Closed Meeting)**

Note by Secretariat: On the basis that the Executive Mayor is attending the National SALGA Conference in Capet Town, Item 50.2 and 50.3 reports are distributed without signature but will be signed by Monday, March 4, 2022.

1.

**MANGAUNG METROPOLITAN MUNICIPALITY: ADJUSTMENT BUDGET 2021/2022
FINANCIAL YEAR**

2.

**APPROVAL OF MACRO ORGANISATIONAL DESIGN AND THE POLITICAL OFFICES
ORGANISATIONAL DESIGN**

Annexure: Report received from the Acting City Manager.

RECOMMENDATION that:

- (a) Council notes the report of National Treasury on the costing of the Structure.
- (b) Council approves the reviewed macro organisational design and political staffing organisational design.
- (c) Council notes that after approval of the Macro Organisational design, the current positions of all HODs will be redundant. HODs whose contracts end in March and April 2022, will be allowed to exit earlier or in terms of their contract terms.
- (d) The Executive Mayor is directed to embark in the consultation process with HODs whose contracts end beyond April 2022 for redeployment or earlier contract termination or retrenchment. The Executive Mayor is directed to conclude the consultation of termination of such HODs contracts within a period of 01 month from the date of this resolution and is delegated and empowered to:
 - i. Determine the date of termination of contracts, which date of termination must not be beyond 30 June 2022.
 - ii. Determine the severance package for the early contract termination or retrenchment of such HODs.
 - iii. Conclude early contract termination or retrenchment agreements if any with relevant HODs.
 - iv. Appoint such HODs in acting capacity pending finalisation of their early or retrenchment exit.
- (e) The Executive Mayor is delegated to appoint acting HODs pending appointment of new HODs should contracts of HODs end before appointment of new HODs.
- (f) All HOD and political staffing positions, as per the approved reviewed macro and political staffing organisational designs be advertised immediately. The advertisement of HOD Utility Trading be put on hold pending work study and cost assessment and report to council.

- (g) All General Manager: Strategic Support positions, positions eliminated as a result of merger or consolidation of directorates be declared redundant and LLF consultations must proceed for purposes of redeployment or retrenchments.
- (h) New consolidates positions should be job graded.
- (i) Council notes and welcome the Financial Recovery and cost savings realised through macro and political offices organisational designs.
- (j) The service delivery, governance and financial performance and costs impact of CENTLEC to city be assessed. The external mechanism of providing electricity be reviewed by the City Manager working with CFO and HOD Shared Services in terms of section 78 Municipal Systems Act of 2000. A report be tabled to council for decision making on or before 31 May 2022.
- (k) Council notes the National Treasury comments on the reporting of CENTLEC and establishes the Utilities Trading Directorate to coordinate the business performance of CENTLEC, Water, Fresh Produce, Property Rentals, IPTN Bus services and Fifth Utility. Shared Services is directed to conduct work and cost study for the establishment of this Directorate and report to council on or before 31st May 2022.
- (l) Human Settlements be unbundled and established as a directorate once the municipality receives accreditation to build houses.
- (m) The Shared Services must immediately initiate through internal or external means, design the micro organisational design in accordance with the newly approved macro organisational design and in compliance with Municipal Staffing Regulations of 2021.
- (n) The micro organisational design must be submitted to council for inputs prior to consultation in the Local Labour Forum. The micro organisational design must be submitted to council on or before 31st August 2022 for approval.
- (o) Council notes the need to further consult with SALGA national and agrees that the macro organisational design may be reviewed further to take into consideration their inputs and reports on the Utilities Trading Directorate, CENTLEC and Human Settlements accreditation.

3.

RECRUITMENT AND SELECTION REPORT: REQUEST TO THE MUNICIPAL COUNCIL TO ADVERTISE THE SENIOR MANAGERS POSITIONS – HEADS OF DEPARTMENTS

Annexure: Report dated 28 February 2022 received from the Acting City Manager.

RECOMMENDATION that:

- (a) Council approves the report;
- (b) That the Municipal Council take note that the positions listed under paragraph 3.1 above will reach their five years mandatory fixed period;

- (c) Council approves that the positions below of Senior Managers 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 on Appointment and Conditions of Employment of Senior Managers (2021); namely:
 - i. Municipal Planning and Infrastructure Development
 - ii. Financing and Trading Service
 - iii. Community Services
 - iv. Technical Service
 - v. Human Settlements and Housing
- (d) Council approves the utilization of the services of a recruitment agency to identify candidates for the positions mentioned under (c) above.

4.

REPORT ON THE SELECTION PANEL FOR THE VACANT POSITION OF THE CITY MANAGER

Annexure: Report dated 20 January 2022 received from the Executive Mayor.

RECOMMENDATION that the Council approves:

- (a) That the following person from the shortlist and interview panel:
 - i. A public service senior manager selected by the member of Executive Council.
 - ii. Mr Thomas Mkaza as local government expert and practitioner.
 - iii. Councillor Molefi Morake
 - iv. Councillor Theodorah Mosala
 - v. Deputy Director General Mr Siphon Thomas
 - vi. Councillor E Snyman van Deventer
- (b) That the Executive Mayor must select the chairperson of the panel from Councillors who are members on the panel.
- (c) That Corporate Services must provide administrative support to the panel.
- (d) That the recommendations of the panel be submitted to the Executive Mayor, who must table a recommendation item to Council for approval.

51	REPORTS OF THE SPEAKER
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**1.
MID-YEAR AUDIT COMMITTEE REPORT TO COUNCIL – REPORT NUMBER 1 OF 2021/2022
FINANCIAL YEAR**

Annexure: Report dated 31 December 2021 received from the Audit Committee Chairperson.

RECOMMENDATION that the report be considered and approved by Council.

52	REPORTS FROM MUNICIPAL PUBLIC ACCOUNTS COMMITTEE
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**1.
FUNCTIONING OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE: MPAC**

Annexure: Report dated 18 February 2022 received from the Chairperson of MPAC.

RECOMMENDATION

- (a) That the Council note the operational challenge experienced by MPAC.
- (b) That the MPAC Committee continue with its work with Committee members confirmed as of the 12th February 2022.
- (c) That the Speaker be mandated to finalise the Office staffing of MPAC office.

53	MOTION
	NONE

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

Annexure: A letter received from the Acting City Manager.

55	REPORTS TO BE DEALT WITH IN COMMITTEE
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**1.
REPORT RECEIVED FROM ACTING CITY MANAGER REGARDING THE ADMINISTRATIVE
ISSUES AND MATTERS CONCERNING THE HOD: CORPORATE SERVICES**

The report to be availed at the meeting.

56	CLOSING OF THE ORDINARY COUNCIL MEETING
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SECRETARIAT UNIT
COMMITTEE SERVICES