

***CONFIDENTIAL***

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**MINUTES  
of an  
ORDINARY MEETING**

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**MANGAUNG  
METROPOLITAN  
MUNICIPAL COUNCIL**

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**COUNCIL CHAMBER  
FIRST FLOOR  
BRAM FISCHER BUILDING  
BLOEMFONTEIN**

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**THURSDAY  
JUNE 30, 2022  
AT 10:00**

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**MANGAUNG  
METROPOLITAN  
MUNICIPALITY**

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**MINUTES OF AN  
ORDINARY MEETING  
of the  
MANGAUNG METROPOLITAN MUNICIPAL COUNCIL  
held IN COUNCIL CHAMBER, FIRST FLOOR, BRAM FISCHER BUILDING,  
BLOEMFONTEIN  
on  
THURSDAY, JUNE 30, 2022 at 10:00**

**ATTENDANCE REGISTER**

<b>POLITICAL LEADERSHIP</b>			
<b>#</b>	<b>NAME</b>	<b>PARTY</b>	<b>LEAVE</b>
1	<u>Speaker</u> Cllr Lockman (Stefani Bernadette)	ANC	
2	<u>Executive Mayor</u> Cllr Siyonzana (Mxolisi Ashford)	ANC	
3	<u>Deputy executive Mayor</u> Cllr Mothibi-Nkoane (Maria Mapaseka)	ANC	
4	<u>Council Whip</u> Cllr Nikelo (Vumile Edwin)	ANC	
<b>SECTION 79 CHAIRPERSONS</b>			
5	Cllr Mokoakoa (Mpho Isaac)	ANC 29	
6	Cllr Nhlapo (Ntombi Anna)	ANC	
7	Cllr Qai (Alfred)	AIC	Absent with apology
8	Cllr Seleke (Puseletso Leticia)	ANC	
9	Cllr Mokgothu (Tona Kenosi Wilfred)	ANC 2	Absent with apology
<b>MEMBERS OF THE MAYORAL COMMITTEE(SECTION 80 CHAIRPERSONS)</b>			
10	Cllr Titi-Odili (Lulama Magdeline)	ANC	
11	Cllr Morake (Molefi Andries)	ANC	
12	Cllr Matsoetlane (Maditaba Joyce)	ANC	
13	Cllr Mogotloane (Thabo Joel)	ANC 39	
14	Cllr Tladi (Motshewa Martha)	ANC	
15	Cllr Mosala (Motlhokung Theodorah)	ANC 11	
16	Cllr van der Ross (Kevin Etienne)	PA	
17	Cllr Twala (Pani Sidney)	ATM	
18	Cllr Jonas-Malephane (Vuyelwa Eunice)	ANC	

<b>PR COUNCILLORS</b>			
<b>#</b>	<b>NAME</b>	<b>PARTY</b>	<b>LEAVE</b>
19	Cllr Campher (Zaandre MC)	DA	
20	Cllr Davies (Maryke)	DA	
21	Cllr De-Huis (Dikeledi Jane)	EFF	Absent with apology
22	Cllr De Kock (Valerie Belinda)	FFPlus	
23	Cllr Denner (John Henry)	FFPlus	
24	Cllr Dennis (Magdalene Elizabeth)	DA	
25	Cllr Ferreira (Thomas Ignatius)	DA	Absent with apology
26	Cllr Klaasen Raynie Sarah	DA	
27	Cllr Letsoko (Mantwa Sanah)	EFF	Absent with apology
28	Cllr Lipale (Gopolang Jeremiah)	EFF	Absent with apology
29	Cllr Makau (Pitso Elias)	EFF	Absent with apology
30	Cllr Malebo (Deliwe Lettia)	EFF	Absent with apology
31	Cllr Maliela (Motiki Edwin)	DA	
32	Cllr Masoeu (Thapelo David)	DA	
33	Cllr Mogotsi (Mamahlape Elias)	EFF	Absent with apology
34	Cllr Mohlamme (Lebohang Lerato)	DA	
35	Cllr Mokoena (John Itumeleng)	AASD	
36	Cllr Mongale (Mojalefa William)	AASD	
37	Cllr Monyakoana (Ntwa Patrick)	ANC	
38	Cllr Moreeng (Kabelo Christopher)	DA	
39	Cllr Njiva-Lebajoa (Mamotse)	DA	Absent without apology
40	Cllr Ntshakazane (Eunice Xoliswa)	EFF	Absent with apology
41	Cllr Phupha (Ntsoaki Agnes)	PA	
42	Cllr Phohleli (Tsholwane Eddy)	EFF	Absent with apology
43	Cllr Ramatlama (Mpho Joseph)	EFF	Absent with apology

44	Cllr Rampai (Pule Joseph)	ACDP	Absent with apology
45	Cllr Rasoeu (Lempe Ernest)	DA	
46	Cllr Sebolao (Jankie Elisha)	EFF	Absent with apology
47	Cllr Shale (Nkahiseng Reginah)	EFF	Absent with apology
48	Cllr Snyman van Deventer (Elizabeth)	FFPlus	Absent with apology
49	Cllr Terblanche (Arthur Phillip)	DA	
50	Cllr Thomas (Johannes Beleme)	EFF	Absent with apology
51	Cllr Thwala (Zwelinjane Jonathan)	DA	
52	Cllr van der Merwe (Rulhof)	DA	
53	Cllr Viviers (Benhardus Jacobus)	DA	
54	Cllr Vorster (Braam)	FFPlus	Absent with apology
55	Cllr Wewege (Mare-Lize)	FFPlus	
<b>WARD COUNCILLORS</b>			
56	Cllr Sefaki (Samuel)	ANC 1	
57	Cllr Machachamise (Tshepiso Oudious)	ANC 3	
58	Cllr Supi (Mahoko Harold)	ANC 4	
59	Cllr Lecoko (Lehlohonolo Nathaniel)	ANC 5	
60	Cllr Moilola (Tshidiso Petrus)	ANC 6	
61	Cllr Rampai (Chabeli Frank)	ANC 7	
62	Cllr Nyaphudi (Likeleli Julia)	ANC 8	
63	Cllr Tlhakung (Betty Masetlhabi)	ANC 9	
64	Cllr Setlai (Teboho Lesley)	ANC 10	
65	Cllr Hashatsi (Rafedile)	ANC 12	
66	Cllr Siteo (Nombulelo Dorcas)	ANC 13	
67	Cllr Lekgetho (Lebogang Winston)	ANC 14	

68	Cllr Mohibidu (Pulane Martha)	ANC 15	
69	Cllr Kruger (Caprice Logan)	ANC 16	
70	Cllr Mohatle (Mampone Sally)	ANC 17	
71	Cllr McKay (David Mark Campbell)	DA 18	
72	Cllr Peter (Seth Qondile)	ANC 19	
73	Cllr Pretorius (Werner)	DA 20	
74	Cllr Lotriet (Pieter Adam)	DA 21	Absent with apology
75	Cllr Leech (Dulandi)	DA 22	
76	Cllr van der Walt (Tjaart Botha)	DA 23	
77	Cllr Kotze (Gerhardus Dirk Petrus)	DA 24	
78	Cllr Botes (Francois Rossouw)	DA 25	
79	Cllr van Niekerk (Hendrik Johannes Christiaan)	DA 26	
80	Cllr Banyane (Zachous Nechodemus)	ANC 27	
81	Cllr Tukula (Teboho Daniel)	ANC 30	
82	Cllr Mabena (Mere Joel)	ANC 31	
83	Cllr Menyatso (Thabang Victory)	ANC 32	
84	Cllr Mohono (Tshidiso Augustine)	ANC 33	
85	Cllr Tshwane (Kabi Daniel)	ANC 34	
86	Cllr Fantisi (Teboho Samuel)	ANC 35	
87	Cllr Makoloane (Itumeleng Justice)	ANC 36	
88	Cllr Ramolele (Mmota Simon)	ANC 37	
89	Cllr Matsoso (Molahloane Florenciah)	ANC 38	
90	Cllr Pholoholo (Ntebaleng Petunia)	ANC 40	

91	Cllr Dintlhwane (Mantja Agnes)	ANC 41	
92	Cllr Mothupi (Maqoma Lazarus)	ANC 42	
93	Cllr Nkiane (Mpho Elizabeth)	ANC 43	
94	Cllr Pretorius (Selmé)	DA 44	
95	Cllr Mathe (Lisiwe Jeanette)	ANC 45	
96	Cllr Majoro (Mpho Samuel)	ANC 46	
97	Cllr Kganakga (Mokgadi)	DA 47	
98	Cllr Pretorius (Johannes Christiaan)	DA 48	
99	Cllr Moqolo (Lehlohonolo Joseph)	ANC 49	
100	Cllr Lelala (Makoa Cristophel)	ANC 50	
101	Cllr Mohulatsi (Mamoorosi Margaret)	ANC 51	

**OFFICIALS PRESENT**

- |   |                         |
|---|-------------------------|
| 1. Acting City Manager                    | Mr T Motlashuping       |
| 2. Acting CFO                             | Mr T Sediti             |
| 3. Acting HoD: Engineering Services       | Mr WR McLeod            |
| 4. Acting HoD: Planning                   | Ms N Mabunda            |
| 5. Acting HoD: Human Settlement           | Ms NR Mosehana-Dumisile |
| 6. Acting HoD: Waste and Fleet Management | Mr F Nel                |
| 7. Fleet Management                       | Mr CX Manyungwana       |
| 8. CEO: CENTLEC                           | Mr M Sekoboto           |
| 9. General Manager: Committee Services    | Mr Motete Mothekhe      |
| 10. Secretariat officers                  | Ms R Mamatela           |
|   | Ms M 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).

## INDEX

<b>ITEM NO</b>	<b>ITEM</b>	<b>PAGE NO</b>
123	OPENING	6
124	NOTICE OF THE MEETING	6
125	APPLICATIONS FOR LEAVE OF ABSENCE	6
126	ACCEPTANCE OF THE AGENDA	6A
127	ANNOUNCEMENTS	6A – 6B
128	MOTION OF SYMPATHY AND CONGRATULATIONS	6B – 6G
129	CONFIRMATION OF MINUTES	6H
<b>130</b>	<b>REPORTS FROM THE EXECUTIVE MAYOR</b>	
1.	REVISED SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP) 2021/2022	7A – 7F
2.	MFMA SECTION 52 (D) REPORT: THIRD QUARTER REPORT FOR 01 JANUARY – 31 MARCH 2022: SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP) THIRD QUARTER REPORT 2021/2022	7F – 7J
3.	MUNICIPAL FINANCE MANAGEMENT ACT (MFMA): PRELIMINARY BUDGET AND PERFORMANCE ASSESSMENT REPORT IN TERMS OF THE MFMA, SECTION 52(d), FOR THE QUARTER ENDED 31 MARCH 2022	7J – 7N
4.	REPORT ON THE IMPLEMENTATION OF SUPPLY CHAIN MANAGEMENT POLICY FOR THE QUARTER ENDING MARCH 2022	8 – 8F
5.	MANGAUNG METROPOLITAN MUNICIPALITY DISTRICT DEVELOPMENT MODEL ONE PLAN	8F – 8L
6.	DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF COUNCILLORS 2021/2022 FINANCIAL YEAR	8L – 8M
7.	MANGAUNG METROPOLITAN MUNICIPALITY ADJUSTMENT BUDGET – JUNE 2021/2022	8N – 8P
<b>131</b>	<b>REPORTS FROM THE SPEAKER</b>	
1	REPORT ON THE ELECTION OF WARD COMMITTEES MANGAUNG METROPOLITAN MUNICIPALITY APRIL 2022	9 – 9B



<b>131</b>	<b>REPORTS FROM THE SPEAKER</b>	
<b>2</b>	<b>REQUEST TO REVIEW AND ADJUST THE WARD COMMITTEE STIPEND</b>	<b>10 – 10A</b>
<b>3</b>	<b>REQUEST TO ESTABLISH AN INDEPENDENT COMMITTEE: ENFORCING CODE OF CONDUCT FOR COUNCILLORS</b>	<b>10A</b>
<b>132</b>	<b>REPORTS FROM THE MPAC</b>	
	<b>NONE</b>	<b>11</b>
<b>133</b>	<b>QUESTIONS</b>	
	<b>QUESTIONS SUBMITTED IN TERMS OF RULE 38 OF THE STANDING RULES AND ORDERS</b>	<b>11A</b>
<b>134</b>	<b>MOTIONS</b>	
	<b>NONE</b>	<b>11A</b>
<b>135</b>	<b>IN COMMITTEE REPORTS</b>	
<b>1</b>	<b>CONFIRMATION OF IN COMMITTEE MINUTES</b>	<b>11B</b>
<b>136</b>	<b>CLOSING OF THE ORDINARY COUNCIL MEETING</b>	

**MINUTES  
(OPEN COUNCIL)**

**123.**

**OPENING**

**(MOMENT OF SILENT CONTEMPLATION FOR MEDITATION AND PRAYERS)**

The meeting commenced at 10h11.

The Speaker officially opened the meeting and welcomed all Councillors, officials, media and the citizens of Mangaung. She confirmed that 72 Councillors were in attendance.

She then requested all to observe a moment of silence for meditation and prayers.

**NOTED.**

**124.**

**NOTICE OF THE MEETING**

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

**NOTED.**

**125.**

**APPLICATIONS FOR LEAVE OF ABSENCE**

The Speaker stated that she received a number of apologies since the previous day and all as been recorded.

She then reminded Councillors the rules and protocols for submissions of apologies and that it has to be submitted at least six hours prior or the night before and not the morning of the Council sitting.

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

**NOTED.**

126.

#### **ACCEPTANCE OF THE AGENDA**

Cllr M Thompson raised a concern that only four (4) of the Rule 38 questions were responded to as at the previous Council meeting the Acting City Manager promised that he would answer all the Rule 38 questions submitted. That they, as the Freedom Front Plus were giving the Acting City Manager seven (7) days to respond to their questions and should he not comply, they would bring a PAIA (*Promotion of Access to Information Act*) application and further ensure that he be held responsible for all costs.

The Deputy Executive Mayor indicated that Cllr M Thompson was not addressing what the Speaker requested, the adoption/acceptance of the agenda.

Cllr GDP Kotze stated that they (as DA) cannot accept the agenda because accepting the agenda, they would also be accepting the documentation. That they submitted Rule 38 questions and they were not answered. He further wanted to quote from the report of the Zondo Commission however the Speaker interjected to indicate that the item was about acceptance of the agenda and whatever Cllr GDP Kotze wanted to raise, he can do so, under item 127 on announcements.

Cllr MH Supi moved for the adoption of the agenda as outlined on page 4 and 5 of the agenda index as well as the supplementary agenda and was seconded by Councillor TD Tukula and Cllr ML Mothupi.

**NOTED.**

127.

#### **ANNOUNCEMENTS**

The Speaker made the following announcements prior to allowing other Councillors, namely:

1. That in the next two (2) weeks, the Ward Committee Members would be taking an oath of office.
2. That interpretation services were available for the duration of the meeting.

On a point of order, Cllr MM Tladi requested that announcements from Councillors should be submitted to the Office of the Speaker before the meeting to allow the Speaker to check if it is suitable for Council as Councillors would make speeches or raise issues which are not announcements.

In responding to Cllr JI Mokoena, the Speaker indicated that Cllr GDP Kotze was not seconded when he stated that they cannot accept the agenda however they had already dealt with the item.

The Executive Mayor clarified that the agenda, the venue and time of the meeting were powers of the Speaker unless time is not inline with the Standing Rules and Orders.

The Speaker reiterated that she would not entertain a debate as they had already dealt with the item and the agenda was accepted with the supplementary agenda.

Cllr GDP Kotze stated that he was informing the Council regarding the Rule 38 questions that were not answered and on the Zondo report, part 6, volume 1, paragraph 666 which read as follows: '*there are allegations also that members of the majority party in both the legislature and the municipal council protect each other even against questions formulated by members of the opposition parties in those structures*'. That the Speaker take note of that as they were doing oversight.

Cllr NP Monyakoana mentioned that he would be submitting motions for the landfill sites including Rule 38 questions and the Acting City Manager supposed to answer all those questions.

NOTED.

128.

#### MOTION OF SYMPATHY AND CONGRATULATIONS

**Cllr W Pretorius passed his motion as follows:** "Thank you, Madam Speaker. Firstly, I want to congratulate the 41 municipalities in South Africa who achieved clean audit outcomes in the 2020/21 reporting period. Only 41 municipalities out of 257 managed to achieve a clean audit. These 41 municipalities champion the interest of the people, they champion the fight against poverty, and they champion the fight against corruption. I pause to note that of these 41 municipalities, a total of 22 are located in the DA-run Western Cape. This means that 73% of municipalities in the DA-run Western Cape achieved cleaned audits. We call this the DA-difference. In comparison, the other eight (8) ANC-run provinces only achieved a mere 8% on average. This means, in the other province run by the ANC, the number of clean audits achieved are very low, only 8% on average. It is not only in the Western Cape where the DA is getting things done, it is also in Gauteng, in the DA-run Midvaal (Meyerton), we recorded our eighth (8<sup>th</sup>) consecutive clean audit.

Secondly, I want to move a motion of sympathy for the residents residing in all the other municipalities in the Free State as not one municipality received a clean audit during this reporting period. Not a single clean audit in the entire province, and this had been the case in the past five (5) years. This outcome supports the visible lack of service delivery and financial mismanagement in Mangaung, but also in all the towns and cities (ons doerpe, eerde, plaslike gemeenskap en jy kan dadelik sien die agteruitgang) across the Free State supported by audit findings. I want to quote from the AGs report on the state of affairs in Mangaung and I find this disturbing: "*Mangaung did not have any maintenance plan in place and only repaired assets when they had already broken down*".

I want to encourage the Executive Mayor to take note that, by far and large Mangaung, as the only Metro in this province, sets the tone for the financial management of municipalities across the Free State. Mangaung should be the beacon of light for our province. Mangaung must inform and tell other municipalities that it is able to have clean audits, we need to be that shining light.

## 6C

But I encourage all Councillors irrespective of political affiliation, to work together and that each and everyone of us do more in this Metro to achieve better audit outcomes and this we should be doing through the various committees that we work in. We need to hold the executive and administration to account, and to ensure compliance with laws and regulations. By doing this, we will ensure more transparency and accountability in Mangaung.

You may ask why are clean audits important, because this shows that money has been spent on delivery of services, and fighting the unemployment rate across the municipalities which currently stands at 46% in South Africa, it is astonishing. Clean audits should be part and parcel of our fight to improving the life's of the residents of Mangaung. I then move for motion of sympathy to very bad audit outcome but I also want to congratulate those DA-run municipalities which had been getting clean audits. I thank you, Madam Speaker."

**Cllr W Pretorius continued to pass his second motion as follows:** "Madam Speaker, on the 12<sup>th</sup> of May 2022 I congratulated the Free State Rugby Union and others involved in securing the bid to host a big international test rugby match, South Africa (The Springboks) against Wales next weekend on Saturday. So, we will be having thousand of people coming to our City to invest, watch rugby and enjoy our City, heritage and our people and their friendliness.

I want to stress again that this is in less than 10 days that this event will be hosted. It is now in the hands of the Executive. I actually wanted to bring rugby ball this morning to pass it over to the Executive Mayor to say it is now in his hands and the administration to make sure that our streets are accessible, parks are clean, the areas around our tourist attractions are clean and neat. We only have 10 days to ensure that we welcome the residents of Bloemfontein, Thaba Nchu the entire Free State and entire Country on to our home swirl.

The Democratic Alliance calls on the Executive Mayor and the executive to make sure that the City is ready to host this event. We can in a week's time either bow our heads in shame to say we had friend and families visiting and after the rugby match we went out in the City but it was littered with refuse, sewerage all over or we can be proud of the City after the event and so, it is all in the hands of the executive.

I really want to encourage the community of Mangaung to please support this event, to buy tickets and make sure that they support the Springboks and that the City is ready to welcome all of the guests. Thank you, Madam Speaker."

**Cllr GDP Kotze remarked:** "Thank you, Madam Speaker. The gender based violence is getting out of hand. The DA sympathized with the victims, not only for the pain and suffering that they are going through, but they are let down by those that need to protect them. We as South Africans need to stop this.

The DA also sympathise with all residents and business owners who will need to pay increased tariffs for services not delivered. We sympathise with those on the indigent list that has not been approved for the past two (2) years because the majority party comes first and residents last.

## 6D

The DA would like to congratulate the Pumas and Griffons rugby teams who won the Premier Cup and the First Division of the Cup. The Pumas won for the first time and the Griffons are promoted to play next year in the Premier Division.

Mangaung is looking forward to hosting their neighbours next year in the Free State Stadium. We also sympathise with those teams that came second but like the saying goes: *always fall forward so that you can get up again*.

This week the annual craven week is played at Monument High School and we would like to congratulate all the young school players who would represent their Provinces. The tournament will be hosted for the first time after the covid-19 pandemic and we congratulate Grey College who will be presented by 19 players in the Free State team.

Madam Speaker, the DA would like to congratulate those that are defending our democracy. This past month, South Africa received the final report of the Zondo Commission and we were astounded by the work that was done by the Judge Zondo and his support staff. We would like to thank the whistle-blowers who put the well being of South Africa first, some of them were threatened and some lost their income. South Africans can thank you by protecting them and let justice win for criminals to be put in jail.

The DA would like to congratulate the following iron ladies that protected South African constitution, Mrs Helen Zille and Thuli Madonsela. If it were not for you, the Zondo report would have not been published.

I want to sympathize with South Africa that the motions of no confidence against Jacob Zuma were not successful. The ANC put Jacob Zuma first and South Africa last and I would like to say the following, ANC, we told you Zupta is corrupt but you did not listen and now we are all paying the price for his corruption. I thank you Madam Speaker.”

**Cllr KC Moreeng conveyed his motion as follows:** “Thank you, Madam Speaker. Greetings to the house, residents of Mangaung and fellow South Africans.

Madam Speaker, I stand before this house today to extend my sympathies to the youth of Mangaung Metro at the end of this youth month. Those who sat with hope that changes will come but a usual it turned out to be another historical celebratory month, that came and ended without having any changes or impact in that youth that is sitting at the corner of Thakalewala Street, Hoffmans Square with a back full of CVs nor did it add value to the one standing next to the road in Dewetsdorp hoping to get hike to Bloemfontein to come and seek for employment. Yes, this was just another history ticking exercise that brought no change or hope to a young person's life.

All thanks to the empty promises and lack of political will to empower there young people. I deeply sympathies with the young during this time, where the governing party has prioritized cadre deployment over creation of fair opportunities to the youth. The ability to work is key to personal dignity. Mangaung Metro has never committed to create an enabling environment that will make it viable for creation of job possibilities, this could have improved the lives of the our young people. The Metro cannot even create a supportive environment where businesses wants to invest, grow or be able to hire people.

## 6E

After all, who will risk investing in a City full of potholes, water leaks, sewage spills, garbage all over the corners and illegal dumping sites every where you turn in the streets of Mangaung. Clean governance, accountability, transparency, political will, open opportunities, and fairness could have brought stability to this broken and non functional Metro. Like the people of Modimolle Mokgophong in Limpopo, it is time for the people of Mangaung to be part of the DA change and DA governance.

Madam Speaker let me also take this opportunity to congratulate the DA-run Western Cape for being confirmed as the top-performing Province in terms of service delivery by the 2021, by general household of service delivery released by Stats SA on the 23<sup>rd</sup> of June 2022. Compared to other provinces, residents in the Western Cape have a better quality of life that is supported by an efficient and clean government.

- Fewer than 4.9% of the households report water interruptions compared to 30.8% national average.
- 94.8% of households have access to flush toilets, what about Mangaung, we have vip toilets?
- More households get their rubbish collected at least once a week, we wait for four (4) weeks.
- The Highest number of children are in preschool or grade r, education is a priority.
- 71.2% of households get their income from salaries because it easier to find a job in the Western Cape, you cannot say the same in the Free State or even worse Mangaung.

The DA has once again proven that it is committed to improving lives through better service delivery. We, as the DA get things done. We don't just talk, we walk the talk. Thank you, Madam Speaker."

**Cllr TP Moiloa passed his motions as follows:** "Madam Speaker, thanks for the opportunity I am given by the house as a current young Councillor within Mangaung.

As a young Councillor, today is the last day of June, a month that is dedicated and recognized as the young people of South Africa month. It is a youth month not because youth are being made a favour but because of the role the generation of 1976 played in the political history of our Country. It is the generation that identified its mission of overcoming the brutal system of apartheid.

The freedom we enjoy today as the current generation was never free; many heroes/ heroines paid with their lives for the liberation of the Africans and blacks in particular. This month of June, we are also reminded of one of the greatest, produced by the mass democratic movement, the Commander in Chief, the Commander of Mkhondo we Sizwe, former General Secretary of SACP (South African Communist Party), Comrade Chris Hani. His contribution to our democratic breakthrough remains unmatched; that is why I said, it is because it sound like I am a communist but maybe I am because my mother was a kitchen girl, I'm inspired to be a communist.

Comrade Chris Hani believes were unapologetic because of the poor and oppressed working class of the Country. It is the material condition that we grew up, that stipulated his consciousness to join the liberation movement. He recruited and trained and taught many revolutionary theory for the advance of the people victory towards the total emancipation of national democratic society as the logical conclusion of NDR(National Democratic Revolution).

Agents of capitalism assassinated him and not because he was a member of ANC or a leader of SACP, but because his interests were of our people who still today suffer the effects of brutal system of capitalism. Thank you, Madam Speaker.”

**Cllr NA Nhlapho passed her motions as follows:** “Honourable Speaker, the Executive Mayor and Committees, Chairpersons of Section 79 Committees, Acting City Manager esteemed Fellow Council members, officials present and the media and most importantly residents of Mangaung, dumelang!

Madam Speaker, as it is still youth month, as the African National Congress we still commemorate, remember and salute the brave and courageous youth of 1976, who placed themselves at the forefront of the struggle, for the liberation of the Country.

Madam Speaker before I highlight some of the challenges faced by us as the youth, I would like to share a quote from the former President Thabo Mbeki, who on the 16<sup>th</sup> of June 2008 remarked: *“whereas the youth of 1976 fought against inferior education as part of the struggle for freedom, today’s youth should confront illiteracy and lack of skills as part of the struggle for development. Whereas the youth of 1976 used stones and barricades against repressive forces, today’s youth should use education and skills to fight poverty and unemployment”*.

He continued to say: *“Whereas the youth of 1976 went to exile to train a soldiers for their liberation, the youth of today should go to school, college and university to acquire the skills that they would use for the advancement of the development of our Country and the Continent”*.

Madam Speaker on the 26<sup>th</sup> of June, as the African National Congress we celebrated the 67<sup>th</sup> anniversary of the adoption of the Freedom Charter. Today as a young person, one would attest that the main challenges still confronting the youth of South Africa, namely: it is unemployment, access to quality education and also the question of land. Madam Speaker, it is for these reasons that the Freedom Charter which we celebrated its 67<sup>th</sup> anniversary, clearly articulated amongst the others, that there shall be work and security, that the doors of learning and culture shall be opened and that the land shall be shared amongst those who work it.

Madam Speaker, the current official national rate of unemployment still stands at 34.5% with majority being the youth and our concern indeed still remains, the residents and the jobless youth of Mangaung. For example, we could take advantage of the industrial infrastructure which remain unused in Botshabelo. Through our local economic development plans and strategies we could consider revitalizing the factories and tap into economic potentials for the young people in Mangaung, by doing so, we will be creating much needed employment in Mangaung.

As the Freedom Charter declares that, there shall be work and security. Allow me to highlight the fundamental areas of divergence between the objectives of the African National Congress and those of monopoly capital. It is the nature and the character of private monopolies that has the effect of constraining high rates of growth and skewing development; 46 years after the 1976 student uprising, the youth is still at the forefront of the skewed social economic development. For example, youth entrepreneurs face and compete head on with large conglomerates which create barriers of entry to most economic matters.



In the South African context, capitalism still continues to enable the few wealthy owners of means of production to get richer while the vast majority black and African remain poor and in extreme poverty; creating and maintaining the status quo of social inequality.

Lastly Madam Speaker, another fundamental issue; the Freedom Charter also declares that the doors of learning and culture shall be opened. We need to invest more in education as the single and most important element that can take South Africa forward. Institution of higher learning needs to reconsider their curriculum so it produces skilled professionals to ensure that we have innovators, contributors relevant to our social economic challenges.

Madam Speaker, we applaud the stride and the efforts taken by the African National Congress government since 1994 and just to emphasize this, if we really want to accept that the role of young people is the very essence of development, then more conscious and active efforts should be taken in our government, to constructively engage in mainstream young people to the centre of our national development strategies. Madam Speaker, I thank you.”

**Cllr S Sefaki conveyed his motion as follows:** “Thank you, Honourable Speaker. I would like to make the following motion of sympathy on behalf of the African National Congress. We convey our deepest sincere and heartfelt condolences to the family and friends of the 22 people who lost their lives at the tavern in East London. We are deeply saddened by the untimely loss of those precious lives of the 22 young people. What happened there is tragic and should not have happened in a functional society.

We called on the police to leave no stone unturned in investigating this matter to establish the cause of death of these young people. We further call upon the government to apply most stringent of requirements of issuing liquor licences and law-enforcement agencies to enforce compliance and to bring offenders to the book.

I would also like to take this opportunity to congratulate the Youth League of the ANC, for the various youth elective conference that took place during this month of June across the length and the breadth of South Africa. I particularly want to congratulate Cllr TP Moilola for being elected as the member of the REC of the ANC Youth League in Mangaung. We trust that you would use your positions, both the ANC Youth League and the Mangaung Councillor, to advance and champion the interest of the youth in the Municipal jurisdiction.

As a young person myself and have been voted by other young people, I want to invoke the spirit of Comrades Mxolisi Majombozi and Anthony Lambert, the founding fathers of the ANC Youth League to guide us in our generational mission. Let us not join those young people who have betrayed their generational mission by being under the spell of the eldership. I thank you, Madam Speaker.”

**NOTED.**

129.

**CONFIRMATION OF MINUTES**

1. **Ordinary meeting: Wednesday, March 9, 2022 (initially scheduled for March 7, 2022). Cllr CL Kruger moved for the adoption of the minutes and was seconded by Cllr S Sefaki.**
  
2. **Special meeting: Tuesday, March 15, 2022. Cllr SQ Peter moved for the adoption of the minutes and was seconded by Cllr MH Supi.**

**In responding to reminder made by Cllr CF Rampai, the Speaker reiterated that the Council Resolution register be included as part of the Council Agenda, to be presented on a quarterly basis to Council and that it was very important that Councillors be informed on the progress of the implementation of Council resolutions.**

**RESOLVED** that the sets of minutes as outlined above, copies of which had been furnished to members, be taken as duly adopted and confirmed.

**The Executive Mayor tabled his reports by remarking as follows:** “Thank you, Madam Speaker, the Deputy Executive Mayor, Council Whip, Members of the Mayoral Committee, Councillors, officials led by Acting City Manager and the CEO of CENTLEC, the media and citizens of Mangaung.

We are tabling items including the supplementary agenda. Before we do that Madam Speaker, it is important to make an announcement in this meeting, that in the middle of August, as we had agreed with parties that we are going to have an investment summit, and that is going to happen. We also said that around August, we are going to have an adjustment budget, because we will be getting new monies.

When one look at this agenda, there is an item dealing with an adjustment budget and the adjustment is not less than R450 million, it's money that we have received because we have up our game and as a result, the National Government and the Provisional Government gave us money around April, towards the end of March. At that time we had already passed our adjustment budget. It tells you that, we are now beginning to get new monies. If Councillors remember, we lost some monies during 2020/21 financial year; we are steadily improving.

I won't sit down without talking about the visitors that are coming to Mangaung; our Rugby Union has done a sterling work by making sure that Springboks as well as Wales will be coming to Mangaung. I can assure you Councillors, we are going to welcome them in Mangaung. Last week when we adopted our budget, we indicated that we are starting with our cleaning campaign. We indicated that we are patching potholes and will do so to all our areas.

Minister Mbalula was here and we indicated that our roads, the roads of the Provincial Government; I had also spoken to the MEC of roads in the Free State, that they must begin to work on roads because the bad part to Mangaung is that, some of the roads, the freeways, N8, Dewetsdorp road, are passing Mangaung by and some of these roads, they've got lot of potholes and grass is growing on the sideways path. We are going to have a joint effort, in ensuring that Mangaung is a better place.

We are going to have a program that would be visiting all areas of Mangaung, and already the officials had visited those areas. I checked the programs which are there and again, I took a tour. This time around, our Acting City Manager also took that tour with all HoDs. We will make sure that Mangaung is a better place. I listened to the Councillors talking about the clean audit; the services that other municipalities were giving, steadily Mangaung is changing. It needs your efforts and yes, if you go out, you would see that Mangaung was not like this. It needs all of us. We are going to have meetings with all political parties so that we move together. In fact, the decision of the investment summit, it is not our decision, it came with opposition party and because we are moving together, we would ensure that those suggestion form part of changing this City.

We are submitting all items of the Executive Mayor. I thank you, Madam Speaker.”

**NOTED.**

1.

**REVISED SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP) 2021/2022****Cllr SQ Peter remarked:**

- That SDBIP provides a vital link between the Executive Mayor, Council and administration and facilitated the process for holding management accountable for its performance and further monitors whether the set targets were met against the budget.
- That the Executive Mayor was aware and concerned that the City's score card was not satisfactory and therefore necessitated more work to be done to remedy the situation.
- That it was against the above-mentioned background that the Executive Mayor submit or table the revised 2021/2022 SDBIP taking into consideration the challenges the Municipality was facing hence the revision of that sort.
- That they acknowledge that the report was late, therefore recommend that the revised 2021/2022 SDBIP be noted with the recommendation.

**Cllr W Pretorius commented as follows:** "Thank you, Madam Speaker. There are various troubling indicators contained in the revised SDBIP for the fourth quarter (April to June 2022). From the document it is clear that the Metro firstly sets low and vague targets, and secondly in many instances fails to even meet these low targets. What are some of these low targets I refer to? Under sewer connections the SDBIP target is set at 30 new households to be connected; 30 new households over a 12 month period. This results in only having to connect 2.5 new households per month over 12 months period. How low is that? Similarly, a target is set for the conduction of 12 street trading by-law enforcement operations over one year, just ones a month across the entire Mangaung. One would expect that these types of operations would at a minimum be concluded weekly. I can go on and on about many of these low and vague targets. How can it be that we set such low targets for ourselves and we ask why are residents not happy with services that we are rendering?"

There is a lack of operationalisation of projects. The SDBIP tells a story of a '*half-baked cake*', many projects started but very few completed and operationalised. If one focuses on safety and security you will note that targets are set for the purchasing and delivery of CCTV cameras, speed law enforcement cameras, and parking meters etc. All of these targets are included in the SDBIP. We have to look at operationalisation of our projects.

Misalignment with needs of community. It is clear that there is a serious misalignment between the actual wants and needs of the community of Mangaung and the projects which make their way into the IDP firstly, and if lucky, do receive funding at the end of the day. A few examples of these misalignments include engineering projects which have been left unfunded in the SDBIP, namely:

1. Replacement of obsolete and illegal signage and traffic signals. There are no longer targets set because there is no budget that has been made available between January and June 2022 for this critical infrastructure. I would like to invite the Executive Mayor, the MMCs for Infrastructure and for Public Safety to do a walkabout, around our town especially looking at areas where there is a critical shortage of traffic signs and signals, areas on pedestrian crossings at schools, ECDs, retirement villages and around business precincts. Where there is no targets for maintenance of traffic signals and this lack of infrastructure creates life threatening situations across Mangaung.

## 7B

2. Resealing of streets and speed humps. Again, per the SDBIP there are no targets anymore because the budget have been moved.
3. Similarly on upgrading of roads and stormwater across Mangaung, in Batho, Freedom Square etc.

At the end of the day, the DA want to ask the Executive Mayor, Speaker and Acting City Manager to consider the establishment of a Mangaung IDP Representative Forum. We need to solicit more and better inputs from all stakeholders in Mangaung to inform the IDP and budget, and to better discuss both challenges and to come up with solutions. If we have the Mangaung IDP Representative Forum we can utilise this body to inform our target setting for the SDBIP. We need to hear what our residents say our targets should be set for HoDs/Managers. I really implore on the City to investigate the IDP Representative Forum that will comprise of broad stakeholders and that it can be a great asset to the setting as well as assessment. Thank you, Madam Speaker.”

### **Cllr MW Mongale made his inputs as follows:**

- That they had raised the issue of the dedication of the budget as wells as the SDBIP to the people of Mangaung as the ones who had voted for Council.
- That he was raising it because the current statistics of unemployment as it has been reported was standing at 34.5% in terms of the narrow definition. That based on actual definition, it is at 50% in Mangaung.
- That it was not true that the Municipality was meeting targets as in the 4<sup>th</sup> quarter SDBIP as it was evident of what was happening in the streets of Mangaung, that refuse are not collected, no major projects taking place, crisis in terms of building of houses in the past five (5) years.
- That they believed that, if the Municipality is not going to prioritise the people of Mangaung and use funds for what it is intended for, they would be monitoring that and people would be going to jail should they cross the line.

**Cllr VE De Kock delivered her speech as follows:** “Thank you, Madam Speaker.

Using the words of the Auditor General: quote: *“I firmly believe that courageous, ethical, accountable, and citizen-centric leadership is needed to turn the tide in local government. Capable leaders should demonstrate change by strengthening transparency and accountability”*.

The SDBIP is a mechanism that ensures proper alignment between the Municipality's IDP and the budget. It is central to the monitoring and evaluation of the performance of the Municipality in implementing its IDP and its annual budget. This plan is supposed to ensure that citizens of this Metro have access to clean water, sanitation, electricity, refuse services and good roads and infrastructure, yet mid-term reports indicate that this Metro is not able to achieve most of its targets.

For the 2020/2021 financial year this Metro spent a mere 2% of its infrastructure budget on repairs and maintenance, resulting in collapsing infrastructure. As mentioned by Cllr W Pretorius, this could be attributed to the fact that this Metro does not have any maintenance plans and are operating only on a crisis management principle.

Some highlights from the SDBIP:

- On the improvement of fleet management and utilization: according to this plan 800 units needs maintenance and service, of which 350 should be finalized already, yet we still hear that services cannot be delivered due to the unavailability of vehicles?
- 1550 households will still not have access to electricity and are the project deferred to next year due to the absence of an Environmental Impact Assessment from this Municipality.
- Where is the four (4) Firefighting SKID units ordered and delivered, since the target is set for this month? Will 4x4 vehicles be available to fit these units on?
- 8 out of 10 fire and rescue calls received are dispatched to within 3 minutes, well done to the Mangaung Fire Department, this is quite an achievement taken into consideration that only 90 of 144 posts are filled, and only 4 out of 7 fire stations in the Metro are operational. It is worrying though that 20% emergency calls are not attended to within 3 minutes.
- The process of procuring 280, 9mm handguns, 40 shotguns and 240 bullet proof vests for the Metro Police, really?  
This item is still not removed from the budget nor from the SDBIP? But programs such as resealing of streets, replacement of obsolete traffic signs, upgrading of Batho roads and stormwater, overall stormwater refurbishment, waterborne sanitation programs that is supposed to give access to basic water supply to households saw their budgets "*moved*".
- On time submission of reports; sorry, but you are already failing.
- 2830 households will suddenly be connected with water and sewer in a period of 3 months, ending this month? With what vehicles, tools of trade and man-power was this done?
- Functional Council Committees, I doubt!  
The Infrastructure Committee for one, has not had one meeting to date, the Finance Committee sat 2 days before today's meeting, after reports and the adjustment budget were already distributed to Councillors.  
What oversight function did they have?  
The same with the budget earlier this month. Discussing finalized reports is not facilitating oversight, it is only a matter of forcing the hand of Council.
- Council to appoint qualified, experienced, skilled, and knowledgeable person to serve as Audit Committee members that adheres to the developed and adopted annual schedule of meetings. Once again, a very "*good on paper*" concept with no use if nobody is kept accountable.
- Energy and Electricity: A statement such as "a percentage of applications processed" is totally meaningless. What percentage? What are we supposed to approve here?
- Percentage of budget spent on indigent relief. When last was this register updated and approved? When can the indigent residents of this Metro again apply, and have applications approved?
- Time allocated for the processing of building applications: this matter should be very high on the priority list of the Executive Management of this Metro. Businesses are closing, your residents are losing jobs, and the City is losing revenue.
- The percentage of reported pothole complaints resolved should be changed to percentage of potholes increased. Potholes are not fixed.
- Grading of unsurfaced roads are also not done. As a rough guide it's typically optimal to grade gravel roads with high traffic volumes as often as every 10 days, medium to low traffic every three weeks to a month. I have been reporting gravel roads in Kellysview since March this year and nothing has been done there yet. Surely more than 375km of roads can be graded in three (3) month.

- Water and sanitation: this matter has been discussed on so many levels already, I don't think there is much more to be said.

There is much more to deliberate on in this report, but there is just not enough time. We as elected members of Council have the duty to ensure that the rates and taxes paid by our voters and funds received from government are used for the intended purposes and are accounted for. This SDBIP is proof that the ANC governed Municipality cannot plan, implement, execute, or maintain infrastructure, finances or assets. The Freedom Front Plus cannot and does not approve the revised SDBIP 2021/2022. Thank you, Madam Speaker."

**Cllr T Van der Walt addressed the Council:** "Thank you, Madam Speaker. This item with 136 pages is submitted to Council late to amend the Key Performance Indicators that will be used by the Executive Mayor to evaluate the performance of the municipal manager up to midnight, tonight. It shows us how the Executive Mayor has provided leadership by finding innovative ways to turn the community needs and vision for the city into an operational plan used for holding the municipal manager to account for any signs our objectives that will not be reached. It is a plan, a map of how to get to a destination and the arrival date is today. You had two (2) months after signing the plan to make sure that more than 3590 workers of Mangaung, 200 senior managers and 400 supervisors were all equipped, motivated, enabled and held to account to do their part to reach our vision. As of today, the last day, you have already failed to implement the plan you both committed to on the 3<sup>rd</sup> of May 2022.

The SDBIP must be signed within 28 days after the budget is approved by Council, and published for the public within 14 days and before July every year. Mr Executive Mayor have you completed and signed the new SDBIP for 2022/23 yet? If not, what is the plan the City Manager will use to implement our vision for Mangaung from tomorrow?

The Financial Recovery Plan(FRP) and IDP identifies five (5) overarching strategic development objectives. This should be the golden thread throughout the SDBIP and the administration. These are:

*Spatial Transformation*

*Economic Growth*

*Service Delivery Improvement*

*Financial Health Improvement*

*Organisational Strength*

Every action taken, every cent spent and every speech made must bring our City closer to at least one of these 5 development objectives. If not, then it shouldn't be done. Your plan contains 293 Key Performance Indicators, in addition to the generic indicators by National Government. Is it really necessary to have so many objectives, or targets. The Stellenbosch SDBIP KPIs is organised into 5 Strategic Focus areas with 60 KPIs. When an employee gets up in the morning, which one of the 293 KPIs do you actually focus on that day?

Madam Speaker, I want to urge the Acting City Manager and the Executive Mayor to ensure that the indicators for improved ease of doing business within the municipal area is priority. On a daily basis I get calls from developers, builders, business owners and workers that are going bankrupt due to the stagnated building environment in Mangaung.

Executive Mayor do you want to stop the growing trend of well known and respected building companies who provide jobs and training to thousands of Mangaung workers to fail, go bankrupt and close their doors? If not, improve the average time taken to finalise business license applications, number of days taken to process building and land use applications, percentage of clearance certificates issued within 10 working days, number of days from the point of advertising to the letter of award for tenders, percentage of Municipal payments made to service providers who submitted complete forms within 30-days of invoice submission.

Mr Executive Mayor some advice: when a Councillor calls you on a Saturday morning or the afternoon, it is not because we miss your voice, or don't have something to do like cleaning a park in our Ward. It does not help when you and the Acting City manager and the HoDs simply refers us to an official and tell us to tell the official to make the problem to go away, because the Executive Mayor says so. That is not leadership, Mr Executive Mayor. When we are calling to bring a systemic problem that is seriously hampering our service delivery, one of our 5 strategic development objectives to your attention so that you can investigate it and find a proper solution. For example: We can't afford to have water teams without trucks and materials because the Acting CFO is too busy to process a R200 000 quotation, that could ensure that our teams for now have the right material they need to fix the burst pipes that have been streaming clean water for weeks, losing millions of rands monthly in water down the drain. We will vote against this item.

Madam Speaker, I want to ask you, on your way home today, go past Gips Street and look at the water that is streaming there for three weeks now. I have informed the Acting City Manager and the Executive Mayor; it is still streaming, why? We don't have material. Thank you, Madam Speaker."

**The Speaker reminded the Council that the item was unanimously referred back in March 2022 and therefore hoped that all issues of concern raised would have been dealt with in the next submission of the SDBIP (i.e. 4<sup>th</sup> Quarter) in July 2022.**

**The Executive Mayor responded:**

- That when Council adjust the budget, the SDBIP must also be adjusted and the item covered the financial year 2021/22.
- That Councillors were responsible to ensure that Mangaung becomes a better place for constituencies. As they were all voted in, hence he as the Executive Mayor stated that they need to cooperate in working together.
- That he engaged with the MMC Planning and Economic Development, Cllr VE Jonas to say that if the Municipality wanted to develop the City, issues such as: applications of zoning/rezoning, approval of plans etc must be fast tracked and that what Cllr T van der Walt said was correct and it was important that the administration address such issues.
- That the Acting City Manager must submit a report "*ekumela kunje*" by end of August 2022 to Council

**The Speaker remarked:**

- That at the Ward Committee meeting with Provincial CoGTA, it was indicated that the SDBIP would be used to draft Ward Operational Plans that the Ward Committees must use to monitor service delivery issues and to monitor if the City is achieving what it should achieve.



- That the Ward Committees are committees of Council and the Councillors were chosen to be the Chairpersons of those committees and they report to Council and it is a committee that must inform the IDP.
- That the IDP process for the next financial year has already started by Ward Committees and so, this SDBIP for each quarter should be used to draft the Ward Committee Operational Plan and then used to measure and monitor the performance.
- That, in Ward committee meetings, the Ward Committee should be reporting and speaking to this item as one of the foundational documents of Ward Committee Operational Plan.
- That when the Municipality report to Provincial and National CoGTA, it can be reported that the Ward Committees are functional based on the set KPIs, based on the output that must be achieved.
- That the Ward Committees were measured against the same KPI's as in the report.

**The Council voted on the item and Speaker announced the results.**

**It was thereupon with 50 votes in favour, 25 against and 2 abstained**

**RESOLVED** that Council approves the revised SDBIP 2021/2022

**2.**

**MFMA SECTION 52 (D) REPORT: THIRD QUARTER REPORT FOR 01 JANUARY – 31 MARCH 2022: SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP) THIRD QUARTER REPORT 2021/2022**

**Cllr DMC McKay addressed the Council:** “Thank you, Madam Speaker. Madam Speaker, through you to the Executive Mayor, Sir, reading this report can bring a grown man to tears. I would never have predicted that this Municipality would be worse off than during the previous Executive Mayor’s term, but it is, it is the worst, it has ever been. 65% of projects are below satisfactory levels. It seems the National intervention team has arrived in the nick of time. Their job is immense. To fix this catastrophe is not going to be easy.

Mr Executive Mayor, please explain to me, as if I was a 2 year old, what exactly happened this quarter? Lets start with why have the Hawker Stalls in Botshabelo still not been completed, this project has been going for more than eight (8) years. In the last five (5) years nothing has happened except for the continuation penalties the Metro must pay due to incompetence. Why are there budget constraints delaying the Vereeniging bridge and road extension. It is a grant, not money generated by the Metro. So it should be available. Why was the Maselspoort water works not expedited? If it was, the Metro could soon have been receiving the maximum capacity of water supply, thus drastically reducing our Bloemwater account. Why has the Soutpan sewer system refurbishment once again been put on hold? The residents residing there are constantly drowning in sewer and have no water supply either. Prioritize Service delivery, not beautification!

Mr Executive Mayor, you keep repeating that you want to work with opposition parties to get the Metro back on track, but the evidence is to the contrary. Everything we ask for or advise, you do the exact opposite.

I stood here prior to the revised SDBIP and budget, pleading that you ensure the Metro has a functioning fleet and each Department has the necessary tools of the trade and resources to do their jobs! Yet, the budget of fleet was reduced in the adjustment budget by almost R12 million and when it comes to service and maintenance of them, you accept and submit the worst excuse ever! Wait for it... The confusion at SCM has resulted in orders not being generated on time and at the required speed! What the fizzle?

The report continues to admit that not enough vehicles were brought for minor maintenance. In the meantime we are literally losing millions of litres of water due to leaks, amounting to millions of rands of irrevocable funds. A leak in Ward 18 and in East-end took days and weeks respectively to repair, these 2 leaks alone cost the ratepayers of Mangaung in excess of R4 million in revenue due to wasted water. If all the leaks are calculated the Metro is losing in excess of R120 million a month. This could have been prevented if the fleet had more vehicles to its disposal. The fleet Mr Executive Mayor, is the backbone of the Metro, without a optimal functioning fleet, basic service delivery is nothing but a pipe dream!

I must admit the report got one thing spot on! In the Circular 88 output indicators, governance is reported to be completely non-functional, 100% correct, but that is not something to be proud of, just in case you think I am complimenting you! That said, you quoted the Late President Nelson Mandela, in relation to governance and corruption during your budget speech. My question is, if you truly believe that, why is nothing being done on the “*zero tolerance of fraud and corruption*” line item. There are several disciplinary processes that have not been concluded and the Metro has no idea what the quarterly bill of suspended officials are as no information has been provided. Frightening to say the least!

So in closing Mr Executive Mayor, I expect the 4th and last quarter to be even worse, as this is the perfect example of what happens when you have an unfunded, unsustainable budget managed by incompetent deployed cadres. To the National Intervention team, I pity you. This report has no bearing on you, as it happened before you arrived. I pray that you can turn things around and quickly, otherwise this Metro is doomed to collapse into oblivion. Thank you, Madam Speaker.”

**Cllr LW Lekgetho remarked:**

- That he purpose of this item was to indicate where the Municipality was and if it did not achieve its goals, how would it achieve it in the next quarter.
- That the item was firstly about compliance with Section 52 of the MFMA and submission to the Council
- That the report on progress, showed only 35% achievable for the quarter and that the user Departments perform below expectations.
- That the report indicate a 14% allocated for the roll over for the next quarter.
- That as elected Council with intervention and with no administration and then get other Councillors saying that the Executive Mayor did not perform.
- That in the next quarter based on the roll over the Municipality would be able to achieve most of the targets.

**Cllr CF Rampai addressed the Council:** Thank you, Madam Speaker. You must mark this day in your diary. Today, we are announcing to all residents of Mangaung, that the capital City of the Free State will never, never and never again be the same, come the 1<sup>st</sup> of July 2022. We want to appeal to all workers, officials, Councillors and everybody involved, for a permanent change in the lives of our people. It is a culture in the ANC to tell the people the truth; we must be brave to tell when services are coming and when they are not coming.

It is enough Madam Speaker, to treat our people like voting cows. Our third quarter reports are very bad, out of 290 projects that we intended to achieve, we only achieved 69 by end of March 2022; that is very bad Madam Speaker. I must be brave to tell my people out there, it is very bad and we apologize for that, but come the 1<sup>st</sup> of July 2022 we will change things around. Madam Speaker, come the 1st of July 2022, die poppe sal dans.

All the 22 priorities that the Executive Mayor presented here last week, must be achieved. I want to repeat it again Madam Speaker, it is a must, our people have suffered for quite some time, but come the 1<sup>st</sup> of July 2022, we will embark on a massive, consistent oversight. We pray that all officials will join the party. We pledge with our lives, for continuous monitoring of our action audit plans, the improvement of strengthening our governance structures both politically and administratively, for a clean governance and eradicate corruption. Anyone who would be corrupt from the 1<sup>st</sup> of July 2022, die poppe sal dans, Madam Speaker.

Comrade Acting City Manager, you must learn relax, we will not target you or anyone of your officials as you want to believe like that. Let us please work for our people. Comrade Acting City Manager and all HoDs, have you ever observe that most of the time during elections, it is either raining or cold but our people are queuing on lines voting for us. Let us serve our people. your role here as intervention team is to provide full strategic support; please do that without favour and fear and without being taken to expensive hotels or guest houses.

In conclusion Madam Speaker, I want to turn to the Executive Mayor. Luister Executive Mayor and jy moet my baie mooi luister, my mother used to say, when she needed something urgently, she would say: *'ek soek daardie goet nou, roer jou gat'...*

**The Speaker interjected to call Cllr CF Rampai on the use of language and requested that he withdraw the last statement to observe the decorum of the meeting.**

**Cllr CF Rampai withdrew the statement and continued as follows:** “ I want to challenge all my colleagues, the Honourable Councillors, ons moet daardie ding roer, almal van ons in hierdie Chamber, to work for our people. We will do everything in our power for our people to get the service. I am ashamed to look at our third quarter reports, but we will improve, like it or not. Thank you, Madam Speaker.”

**The Executive Mayor substantiate that what Cllr CF Rampai said was correct and that come July 2022 all the Section 80 Committees, Mayco, Ward Councillors etc. all would be expected to do their work.**

**Cllr JH Denner addressed the Council:** “Thank you, Honourable Speaker. The budget for the new financial year was recently approved and the fact that the third quarterly reports are only being here today, once again illustrates the uniformed, ignorant and inadequate way in which the ANC goes about budget processes.

You see Honourable Speaker, Section 52 (d) of the MFMA centres around the budget implementation progress, how does it make sense to receive a report on a budget process after the new budget is already approved. This report should have been considered before approval of the new budget. It once again illustrates the ANC contempt for municipal legislation & timelines and legislation in general, maar die kalf is in die put.

So with regards to the performance indicated in this report. The following aspects are worth noting: Progress on more than 65% of projects is either unsatisfactory, incomplete or have been rolled over. So basically, Mangaung Municipality has a success rate of 35% or less, which I guess if measured against our national pass rate is acceptable for the ANC and even the so-called satisfactory performance indicator of 35%, is questionable.

We would really like to know how to this municipality sets the standard for satisfactory performance, because they have indicated progress as satisfactory on the Vereeniging road extension, yet the contractor has not been paid, and workers are losing their jobs because of your satisfactory project. Why are you lying to us? To fail is one thing, but to fail against the already poor standards that you have set for yourselves is a crying shame and we will not accept it.

At least the Naval Hill parking area has been completed and so tonight colleagues we can all go up Naval hill and park in the brand-new parking area to look at the beautiful lights of Bloemfontein. O wait! stage 6.

Water-infrastructure is one of the most important aspects needed to provide legally mandated service delivery to the residents of the municipality, yet the Metro`s water infrastructure remains in a pitiful state. There is much to be done towards the upkeep, upgrading and construction of new water infrastructure, yet the Metro could not manage during these past three quarters to complete projects like:

1. The feasibility study on the Pellissier reservoir,
2. Feasibility report on the new Thaba-Nchu reservoir,
3. The construction of the Hamilton park pump station,
4. Refurbishment of the water Scada system,
5. Numerous projects on the Maselspoort gravity line,
6. Dam safety plans/ reports for Mockesdam, van Stadensrus and Maselspoort dams

They are all incomplete, with unsatisfactory performance. Thanks to the ANC government all the basic service delivery needs are busy failing at an alarming rate. No municipality and its residents can survive without effective water supply, effective power supply, effective refuse collection and a properly skilled workforce. We cannot bargain on one of these basic rights in Mangaung.

Speaking of the workforce. Workforce need basic tools of trade in order to do their jobs and deliver services to the residents of Mangaung. These tools include vehicles of which the Metro has succeeded in servicing only 16% of their target in this third quarter. This is such a basic principle that this Municipality shockingly fails to implement.

To sum up Madam Speaker, the quality of these reports reflects the quality of the service delivery in the Municipality. It is vague and, in many places, non-existent and before proper oversight is done and true accountability of the outcome of the SDBIP is not insisted upon, we will sit here quarter after quarter talking about the same unsatisfactory performance to the detriment of the Metro and its residents. Thank you, Madam Speaker.”

**The Council voted on the item and Speaker announced the results.**

**It was thereupon with 48 votes in favour, 25 against and 2 abstained**

**RESOLVED** that Council approves the 3rd quarter report (01 January – 31 March 2022).

### 3.

#### **MUNICIPAL FINANCE MANAGEMENT ACT (MFMA): PRELIMINARY BUDGET AND PERFORMANCE ASSESSMENT REPORT IN TERMS OF THE MFMA, SECTION 52(d), FOR THE QUARTER ENDED 31 MARCH 2022**

**Cllr MA Dennis addressed the Council:** “Thank you, Madam Speaker. It seems as these reports are just getting worse and worse with every quarter of the financial year.

On Page 5 under fines: An unfavourable variance of R13,7 million (69%) less due to nonaccrual of traffic fines, no recorded revenue to date of fines on Law Enforcement and lack of traffic management system and deficiencies in internal control measures.

Page 6 Overtime per vote: An amount of R61,6 million is overspent for the period in question this will results in unauthorised expenditure.

Page 7 An unfavourable variance of R16,2 million (38%) overspending on materials and supplies by all Departments. Madam Speaker, this could have been prevented if proper maintenance was done, but the Metro underspends on maintenance and thinks that it can save money. This is saving a penny to spend a pound strategy! The norm for maintenance is 8% and for the period only a miserly 2% was spend on maintenance. This impacts negatively on service delivery.

Still on Page 7: Overspending on contracted services of R2,3 million. It is unnecessary to pay contracted services while the Metro has its own staff to do the job. The Metro spends money on training for personnel to enable them to do the job, but still, we make use of contracted staff and equipment. Paying twice as much and still no or little service delivery to the residents.

Page 11: Payments to suppliers and employees: R1,335 million unfavourable variances.

Page 14: Outstanding debtors: this increased within an amount of R405,4 million for this period, adding more strain on the Metro`s finances.

Page 18: Financial implications: Due to under collecting from debtors, outstanding creditors, underspending on capital projects, and operating expenditure and low cash and cash equivalents, only 46,6% of the adjustment budget has been spend in the period instead of the norm of 75% as expected.

Page 20: Financial Ratios: Current Ratio Current Assets and liabilities: The Metro is below the norm of 1:5-2:1 which indicates that the City is not able to pay its current and short-term obligations. Collection rate for the period stands at 74.1% instead of the norm of 95%.

Page 21: Recommendations: Paragraph (2), we again see how little the Executive Mayor cares for this Metro and its residents by not even trying to bring this report to Council on time. Section 52(d) of the MFMA stipulates that the mayor *must* table this report within 30 days after the end of the quarter which ended on 31 March 2022. He received this report on the 19<sup>th</sup> of April 2022 and only brought it to Council today and maybe he was ashamed to let Councillors and residents see in what poor state the finances of this institution are. Shame on you Executive Mayor! Sorry you are not here to hear me. As we say in Afrikaans: jy sal jou sokkies moet optrek, jou tyd raak min. 2024 is voor die deur! Thank you, Madam Speaker.”

**Cllr M Kganakga raised a concern that how would the Council address issues when the Executive Mayor, Deputy Executive Mayor and the Council Whip were not in Council meeting? As the Deputy Executive Mayor walked back in the meeting, the Speaker requested that they proceed with the meeting however, Cllr BJ Viviers indicated that the Section 52(d) as alluded to by Cllr MA Dennis, required only the Executive Mayor and not the Deputy Executive Mayor to deal with it. The Speaker thereon allowed a few minutes break to afford the Executive Mayor to join the meeting.**

**Cllr M Thompson addressed the Council:** “Honourable Speaker, all protocols observed. Preliminary Budget and Performance Assessment Report.

Page 6: Why is there an overspending on overtime of over R61 million?

What are the reasons for these unauthorized expenditures?

Are there any measures in place to correct these unauthorised expenditures?

Why is overtime paid to the Metro Police seeing that we don't have a Metro Police?

Page 60: Why is the year to date movement on salaries for Centlec more than the year to date budget?

What will be done to avoid the overspending of salaries at Centlec seeing that the projected salaries are way higher than approved in the budget?

Page 62: Why is there overspending on performance bonuses?

Page 16: What measures are in place to collect the outstanding debt, especially on water which is 36,5% of the outstanding debt?

What was done to collect outstanding debt from government which is 24,6% of the total outstanding debt?

Are there any agreements in place with government with regards to repayment of their debts. If so, what are terms and conditions of the agreements? If no agreements are in place, why not? Will any future agreements be tabled before Council for approval?

Page 15: What measures are in place to collect the outstanding debt which is 1 year and older?

Page 5: What measures will be taken with regards to the unfavourable variance of fines revenue. Thank you, Madam Speaker.”

**Cllr MS Mohatle remarked:**

- That as the ANC, they acknowledge the report and that there were shortfalls.
- That they agreed at the Section 80 Committee: Finance meeting that they would develop a monitoring and valuation system that will ensure that mishaps will no longer happen in spending the budget and officials must be held accountable.
- That Council must do its work and should refrain from not voting for certain things but expecting people to account and yet, Council had not accounted.
- That the ANC was adamant and committed in making sure that residents received services.

**Cllr BJ Viviers addressed the Council:** “Honourable Speaker, through you, Executive Mayor, I am going to repeat what Cllr MA Dennis said: please note Section 52(b) of the MFMA which reads as follows: *“the mayor of a 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”*. That would have given you until the 31<sup>st</sup> of April 2022 to comply with legislation. Executive Mayor, I do think that this will be one of the points on the next motion of no confidence that will be brought against you.

Section 142 of the MFMA cover in essence the obligations of Provincial and National interventions, obligations like: implementation of recovery plan, specific strategies for the municipality’s financial problems including a strategy for reducing unnecessary expenditure and increasing the collection of revenue during the period that we are under provincial intervention.

Lets cover line items in this report that will once again proof that this ANC led Metro’s budgets are not implemented, that it is unfunded and unsustainable and that provincial intervention obligations are not met.

Page 3 of the report, operating budgets R130 million in the red.

Page 5: fines, - 69% in collection rate and yet in the budget approved last week of 2022/23, you had budget again R30 million in fines while in this quarter, you couldn’t even get to R6 million, with three months to go.

Page 9: employee costs, the highest expenditure of this Municipality is standing at the staggering R1, 6 billion by end of March 2022, even surpassing bulk purchases.

Page 11, with only three months to go, about 60% of the capital grant budget is spent, I guess that is why we have what we are seeing now. The notorious fiscal of dumping of grants budgets remaining, suddenly the IPTN buses are running and drivers do not even know how to operate the hydraulics. By end of March 2022, only 43.26% of that grant was spent, R92.7 million in three months, fishy!

On the informal upgrading partnership, only 14.2% was spent by the end of March 2022 and suddenly, the now ex-MMC of housing is dishing out title deeds; R226.2 million spend in three months, even more fishy!

## 7M

Page 13: waste and fleet expenditure: 780.57% overspend on a budget amounting to R30 million when the adjustment budget was only R3.8 million that was available. Furthermore, adjustment budget as per the report, reflects the R3.8 million but the adjustment budget tabled today, on page 6 of 85 says the approved budget is R13.7 million, it is decreased by 11.8%. Now, the adjustment budget is very low, at R1.9 million. Something is smelling here!

Could it be that the information in this report is false or could it be that the adjustment was never done and it is only done now today? Through you, Madam Speaker, Executive Mayor, please explain.

Page 14: R8.2 billion in outstanding debt, R5 billion older than a year and not that easy to collect. Page 16: I, personally just want to congratulate the ANC led Municipality for assisting the Provincial and National Government in breaking the R2 billion mark for debt owed to Municipality by end of March 2022, standing now at staggering R2.29 billion. I further believe that you will comprehend that, I am being sarcastic. On the previous report, the amount was R1.9 billion thus in three months, R84.7 million more.

Last, but not least, please note the overspending of overtime, monthly to the employees of this Metro. Each month, until February, overspent. Four of those months, it is double the amount that was budgeted and that will explain the enormous employee costs and the overspending in waste and fleet management. For the reasons mentioned, the DA cannot vote in favour of this report and because Mr Executive Mayor, you do not comply with legislation. Thank you, Madam Speaker.”

### **Cllr LM Titi-Odili remarked:**

- That the Speaker explained it thoroughly when she read through the item, that the first four items were tabled and referred back.
- That the item was a monitoring tool in terms of the spending and un-spending of the monies within the institution and Cllr CF Rampai had put it clearly that, yes, the Municipality was not saying that the tool was implemented as tabled in the Council.
- That Cllr CF Rampai was on point by saying, the Council was still going to discuss the fourth quarter report
- That the report clearly indicate the performance of different Departments and when the Section 80 Committee Finance deliberated on the report, in terms of oversight, they will continue with the assessment of each Department on whether they were implementing according to the resolution of the Council.
- That the report was submitted for transparency reasons so that people of Mangaung can know the performance of the Municipality in terms of the finances.
- That as the ANC, they support the item as submitted.

**In giving clarity to Cllr NP Monyakoana, the Speaker, explained that the only item that was referred back was the first item (130.1) discussed and other items from 130.2 to 130.4 were all new items submitted for compliance for quarter 3 ending March 2022.**

**Cllr LM Titi-Odili then indicated that she will respond to Cllr NP Monyakoana in writing.**



**Executive Mayor remarked:**

- That the National Intervention Team came to the Municipality in April and so, they needed to go through the reports prior to submitting to Council in order to own-up the reports.
- That, it was for the last time that reports were late and that moving forward, everyone must ensure that items were submitted on time, the Municipality would be changing the gear.

**The Speaker thereon thanked the Executive Mayor for the commitment he had made. The Council voted on the item and Speaker announced the results.**

**It was thereupon with 48 votes in favour, 26 against and 4 abstained**

**RESOLVED**

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 31 March 2022 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.

#### 4. REPORT ON THE IMPLEMENTATION OF SUPPLY CHAIN MANAGEMENT POLICY FOR THE QUARTER ENDING MARCH 2022

**Cllr M Kganakga addressed the Council:** “Good Morning, Honourable Councillors and Honourable Speaker. I would like to ask few clarity seeking questions:

1. MMM Bid 640 (A) – taking into consideration the drama this Municipality has had with Mothebe Wheels and Kie, I do not understand why vehicle are still purchased via the lease contracts, imagine me paying a service provider to help me get vehicle then rewarding him 20% or more of the contract fee and also paying interest. When I could just get the financing straight from the dealership or the bank. Why do we still have these lease contracts, why don't we just buy the vehicles cash? Is it because its taxpayer's money?
2. MMM Bid 651 – Request for proposal for the appointment of service providers for online payments transaction and revenue collection system to aid in implementation of the City's credit control policy for period ending 30 June 2024. Here is what I know about online payments, if I want to pay my municipal account online, I can either pay them from my beneficiaries or load and put the Municipal banking details with a reference number.

When the money is received by the Municipality, the debtors use the bank statement to allocate payment on the various accounts, what could not be allocated can either go to a suspense account or an unallocated payments account. Where the confusion comes in for me is, what exactly is this service provider going to do, because you already have a debtors department? This is a very simple process.

3. MMM BID616 – Appointment of traveling agency services, awarded to XL Astra Travel, on an internet search the directors of Astra Travel are :
  - . Albert Hermanus Cornelius
  - . Anthony Herman
  - . Khumo Selabane
  - . Rasjhee Pillay
  - . Tefetso Bernard Pitsane

If it is the same Astra Travel doing business with Mangaung, the other people I do not know them, except for the Bloemwater Board Chairperson. Is the Bloemwater Chairperson supposed to be one of the directors in a company doing business with Mangaung? Was Astra Travel also not one of the suppliers of COVID-19 masks, gloves and funny sanitisers back in 2020?

4. PAN 107 2021/2022 – for these panel systems approvals by Mangaung is Setsabelo trading being paid R4 million for work done on stormwater, then Double Ring Trading also paid R4 million, Invula Roads and Civils R3,5 million, Nomano Trading R2,5 million making it's a total of R14 million of service providers being paid for stormwater whilst we have personnel to do the same work.
5. PAN 135 – R261 564.92 to paint Paradise Hall, that job with paint and painters is not worth more than R50 000, how was this price determined by the panel?

6. Appointment of consultants for Airport Development Node. This Municipality has already spent millions in feasibility studies for the Airport Development Node. Why are we still paying consultants?
7. If these documents were already signed by April 2022, why are we only being presented with them now? Is it because we are now already due for the report for the second quarter as well as the annual SCM report?

Please note we will be expecting answers from the Acting City Manager and the Executive Mayor in the next meeting. Thank you, Madam Speaker.”

**Cllr PM Mohibidu addressed the Council:** “Thank you, Honourable Speaker. All protocol observed. Madam Speaker, the Municipal Finance Management Act No 56 of 2003, Section 3 stipulates: *to secure sound and sustainable management of the financial affairs of municipalities and establish a treasury norms and standards for the locals spheres of government*, accountability SCM public official to account for reports explain and justify activities and accept responsibility for municipal financial expenditure outcomes.

Madam Speaker, regardless of having systems in place, efficiency in terms of procuring, tendering and sourcing goods and services remains problematic and a key contributory factor of regression in local government audit outcome with recurring instances of fruitless, irregular and wasteful expenditure in compliance with Supply Chain Management Policies, Regulations, Legislative Frameworks need solidification.

Madam Speaker the purpose of the panel system procurement is to ensure that Supply Chain Management Unit complies with Section 21.7(1) of the Constitution of South Africa to coordinate the implementation of panel system in fair, equitable, transparent, competitive and cost effective manner. As the ANC, we support the item as is. I thank you, Madam Speaker.”

**Cllr JI Mokoena addressed the Council:** “Thank you, Honourable Speaker. I’m going to preface my inputs by trying to put it on record and not that Councillors don’t know this. That in terms of the Municipal Structure Act, the Amendment Act, No 3 of 2021, specifically Section 27, it stipulates the roles and the duties of the speaker:

- *Must ensure that the legislative authority of the municipality functions effectively.*
- *Is responsible for effective oversight and the executive authority of the municipality.*
- *For the ethics and accountability.*
- *Protects the municipal oversight over the executive.*
- *Section 4 deals with, legally and constitutionally, matters must be dealt with in Council.*

I would also like to read Section 56.4 that indicates that: *an executive mayor must report to the municipal council on all decisions taken by the executive mayor*. I have raised this matter in the past, but the report seems to be, in most instances, not including any decisions that have been taken by the Executive Mayor in relation to these sections. As a result, most of these reports are backward looking and don’t afford the Council the opportunity to be able to can manage the Municipality effectively.

## 8B

You would also recall Honourable Speaker that, Section 59 of the Local Government Municipal Systems Act of 2003 indicates that, in accordance with procedures in its rules and orders, the council may, at the request in writing of at least one quarter of the Councillors, review any decision taken by such a political structure, political office bearer, Councillor or staff member. Section B of that, may require its executive committee or executive mayor to review a decision taken by such a political structure, either delegated in terms of the delegations of authority.

I'm raising this Honourable Speaker, because this particular procurement seems also to go against what was the joint circular, that was issued by CoGTA, SALGA and National Treasury around issues of procurement, during the transition period. But this particular report, tends to indicate how it has tight the Municipality to long term contracts of three years or so and to that extent, we know that this Municipality is under financial recovery and we don't know most of the implications of the decisions that have been made. If these reports came timelessly, including the implementation of the supply chain management and indicates things that need to be procured, we could as a Council be able to can then determine, whether there should have been short term contracts until the Council has reviewed in totality, it's financial position and the strategy going forward.

As a result, I want to implore on the Executive Mayor through you Honourable Speaker, that we can't continue to be managing this Municipality unlawfully and own to decisions that tie this Council and tomorrow, we pass all of these items without actually questioning what they contain. The words of Justice Judge Zondo, reverberates most of the time when I read this Council articles. He asked the question: who knew what, at what point and what did they do about the wrongful things that were supposed to have been done. I would not like to answer that question in future Honourable Speaker. Thank you."

**Cllr M Thompson addressed the Council:** "Madam Speaker, since this item is only for noting, we as the Freedom Front Plus would like to bring certain questions to the table regarding the report on the Supply Chain Management.

In the month of February: upgrading of streets and stormwater and rehabilitation of roads and stormwater for Bloemfontein North, for the value of R4 million, also in the South for the same value, can we please have project details?

For the month of March: irrigation systems inspection and repairs at Bram Fischer Precinct's for the value of R314 235, why, how, when?

Also in the month of March: appointment of a consultant to assist with indigent management, is the Municipality not supposed to do this inhouse, why are we appointing consultants if we can appoint citizens of Mangaung that are unemployed?

Once again, I look at this report and see only numbers that make no sense, Council cannot do oversight if the information provided does not contain nearly enough information. Every report consistently regarding the outsourcing of services; from financial services, right through to pruning of trees. I am surprised the Metro is not outsourcing the procurement of toilet paper. Is there anything that the Metro's employees can do themselves, do they need training or does the ghost workers intimidate the entire system?

If there are staff shortages, please fill the posts, in a responsible manner, on merit and not based on cadre-deployment? We advertise daily that we are going to eliminate/reduce unemployment and yet we pay companies, that has salary receiving employees, to do the work our own currently unemployed residents can do?

I urge all opposition parties to join through their Members of Parliament to change the legislation to ensure political party overview of the tender process. I know the ANC will oppose this because it would limit themselves and their friends and families from stealing from local governments. I thank you, Madam Speaker.”

**Cllr MW Mongale addressed the Council:** “Thank you, Madam Speaker. I would like to ask the Executive Mayor, what is happening at Supply Chain Management Unit because if the streets are not been tarred, if the sewage is spilling but we see companies coming in and out at Supply Chain Management Unit, the question is what is happening at Supply Chain Management Unit? Do we have people there, working and there are companies that are being appointed? Why our streets are still filthy? These are questions that we must answer.

We also raised it as African Alliance of Social Democrats to say, everything that has to do with service delivery or budget of Mangaung, must be dedicated to the people of Mangaung, because they are the ones who voted for all of us here, none of us have been voted by someone from Gauteng, Eastern Cape etc. we were voted by people from Mangaung. Now, we must give back to the same people, when they need business, we must give them business. It should not be given to people from Gauteng under the pretext that they are coming with experience. 28 years into democracy, we cannot use excuse of not having capacity unless we say, African National Congress has failed to capacitate our people, that is why they prefer to use specialist who have developed themselves. That is an embarrassment, especially because we also have SETAs and all other training institutions, it is an embarrassing situation; something needs to be done.

We also need to understand at Supply Chain Management Unit, Executive Mayor maybe you can take this Council in confidence, how much percentage of that economy of supply chain is being given to local people? I hope you are not going to tell us about the legislation, that the Supply Chain Management Policy talks about 30%. I’m not sure about the legislation nor the ideal situation, but the practical situation. How much has been given to local people because they’re the ones who stands in the queues and who bear the brand of any harsh weather voting for us; it is our moral obligation to defend those people. It is not the favour and those people need to hear what is our response to that, because they are questioning us every day to say: *when are you helping us? When are we taking back Mangaung?* Then we say to them, we can’t take back Mangaung with two seats, but we have Councillors within Mangaung, that we think that their consciousness will be able to help them to understand that there is a need to help Mangaung business people and to stop turning them into subcontractors. The main contracts, must be given to local people.

We are also asking about the Moshoeshoe Road, what happened to the money because it talks to the supply chain management? If there is new monies that is going to be allocated, what happened to the funds of the previous financial years? What happened to that project? We seem to be have a lot of projects that end up not been finishing in Mangaung and that is very disturbing.

I think I will borrow from the words, always said by Masele to say: *molakaletsi ke wena, o loilwe ke mang?* because there is a serious problem, one cannot start something, if one has no intention of finishing it. There can't be a disruption, someone must explain: *ke mang ya re loyang?* Who is that person who have bewitched Mangaung that every time when we are just about to get there, then there is major disruption that turns a big project into white elephant?

We are raising this because we are aware that the people of Mangaung deserves better and the Constitution of this Country allows them, to question everything about supply chain and they even have a right to complain that, they need to be included in the supply chain.

Using the words quoted from the Constitution, I will quote them like a parrot, participatory democracy maybe let me explain it because it might be misconstrued to mean something else. Participatory democracy, it is not attendance and people signed registers to say, they were attending the meeting of IDP or that of the budget. No, that is not participatory democracy, that is a checklist. Participatory democracy is when people have made contributions and they find expression in the document and the project end up reaching them, not only reaching them with experts but also, them being active participant in that economy, making sure that the project reach its final logical conclusion.

For example, if the community wants a clinic, we even want to see contractors building that clinic in that Ward, to be the people residing in that particular Ward and that is participatory democracy. It is not a favour and we should stop nice English to say, there is no capacity. All of us came here to be Councillors with no capacity, and now, we have been capacitate. We have no excuse of coming with nice English of capacity; capacity can be build. Thank you, Madam Speaker.”

**Cllr CF Rampai remarked:**

- That he was aware that Councillors were not supposed to interfere with SCM processes however something was not well at SCM Unit.
- That evidence be provided to Councillors as some issues were not comprehensible, for example: changing a car fanbelt for an amount of R132 000 or servicing a car for R82 000?
- That the February 2022 quotes were very suspicious and therefore recommended that the invoices and job-cards for the services be brought to Council.
- That how can one chose a supplier giving the same service, the same conditions however the payments thereof were different, one paid R4 million and the other R2 million, what was happening?

**Cllr NP Monyakoana seconded the proposed additional recommendation as raised by Cllr CF Rampai.**

**Cllr LM Titi-Odili remarked:**

- That the report was for noting indicating what happened at SCM Unit.
- That if the item is for noting and as Councillors they were not sitting in any Committees dealing with procurement as in SCM Policy and the Regulation.
- That clarity seeking questions, will be answered by the Acting City Manager as Rule 38 questions.

**On a point of order, Cllr MW Mongale on what the MMC of Finance, Cllr LM Titi-Odili has raised that the report was for noting. That Councillors would be held accountable that they failed to play their oversight role when the report was presented to them. That they had picked-up faults however they turned a blind eye and therefore made them accomplices to the corruption happening at SCM Unit. That Councillors should not be bystanders, but play their roles on the report that was submitted for noting. That they had a right to express an opinion or even force for an investigation or any other matter that Council can express. That Councillors were here and had taken an oath individually and could be held liable.**

**The Speaker summarised by reading the recommendation as submitted as well as the additional information requested relating to the work done by service providers to be provided to the Council. She then requested that Councillors vote for the item as submitted and thereafter vote for the addition requested.**

**The Council Whip thereon apologized to the Speaker for interjecting when they supposed to finalize the item. He remarked as follows:**

- That as far as there were proposals as raised by Cllr CF Rampai and supported by Cllr NP Monyakoana, which were similar to questions that have been raised by other Councillors as issues of concern in relation to the report, Council should take note of all the concerns raised.
- That all those concerns raised, should be dealt with administratively by the Acting City Manager and if necessary, as other issues would need further investigation, those issues be referred to MPAC for further deliberation and investigation.
- That in his own opinion, it meant that the report of the SCM Unit would now be a volume of more than 700 pages, if Council want the information of everything.
- That rather refer it to MPAC to deal with all those matters, at that particular level and would then submit to Council.

**Cllr M Davies indicated that they would need to only vote on additional recommendation if the Council needed more information and that Council do not vote on items submitted for noting.**

**Executive Mayor explained as follows:**

- That the item was a report dealing with supply chain management and that is why Council was not discussing it, but only allow clarity seeking questions.
- That looking at the recommendation, it was for noting; which then meant, if Council considered the item, it would be shifting the risk.
- That the report that will be submitted to Council from MPAC, the Annual Report dealt with all things raised by Councillors.
- That MPAC would recommend to Council on everything that happened in procurement...

**Cllr NP Monyakoana raised a point of order that the Executive Mayor was referring to the report of MPAC as if he had it which Council did not receive. That, which report was he referring to?**

**The Executive Mayor explained that the Annual Report was presented by the Auditor General and the copy of that report was with MPAC and on a normal situation, the report would then be submitted to Council with recommendations, after 60 days.**

That the Council received an Annual Report for 2020/21 financial year and in the coming financial year, they would get a 2021/22 financial year Annual Report.

Cllr CF Rampai raised a point of order that the Speaker must provide reference to any law or regulation where it is stipulated that Council cannot recommend on items submitted for noting. That the Council was dealing with a report submitted “now” and should the Council wait for the report to be submitted next year, for the damage that has been caused “now”?

Cllr BJ Viviers was displeased by what was happening in Council and that they did not want to be part of the ANC factions. That the Speaker make a ruling on the matter on whether to vote for addition or not.

At this point, Councillors raised issues on whether to vote or not to vote for an additional recommendation when the item was submitted for noting.

Thereafter, the Speaker allowed Council to vote on the proposal that additional information be provided and thereafter announced the results as follows: 42 votes in favour, 30 against and 3 abstained.

#### RESOLVED

- (a) that Council take note of the Supply Chain Management report for the third quarter ending March 2022.
- (b) That additional information relating to the work done by service providers to be provided to the Council.

#### 5.

#### MANGAUNG METROPOLITAN MUNICIPALITY DISTRICT DEVELOPMENT MODEL ONE PLAN

**Cllr LN Lecoko addressed the Council:** “Ndiyabonga Honourable Speaker, ndibulisi indlu yonke, ekuya nge-stulo za khona, empa haholo ke dumedise lapeng, batho ba Mangaung.

Mangaung Metropolitan Municipality District Development Model, One Plan consists of a process by which trying collaborative planning is undertaken at local, district and metropolitan by all three spheres of government resulting in a single, strategically focused one plan, to which end the developmental local government is seen as having four (4) interrelated characteristics of maximising social development and economic growth; integrating and coordinating, democratising and development, learning and leading.

In order for local government to advance this, the Constitution calls on National and Provincial Government to support and strengthen the capacity of municipalities to manage their own affairs. Therefore, the model is a practical intergovernmental relations mechanism to enable all three spheres of government to work together with communities and stakeholders to plan, budget and implement in unison.



This model will come handy considering the current financial situation and poor service delivery experienced by both Mangaung communities and the Municipality. Therefore, forging a partnership amongst the three spheres of government under one plan, will have much better coordination, monitoring and evaluation systems. With that said, we as ANC support the Mangaung Metropolitan District Development Model, One Plan and its recommendations. I thank you, Honourable Speaker.”

**Cllr M Kganakga addressed the Council:** “Honourable Speaker, I am going to start with a story so I ask that they do not interrupt. So when my father wanted to marry my previous step mother, they had a conversation and she wanted to get married in to community of property. So my father being the wana be philosopher that he is, he said to her: *“Aowa Elisa wena e tla le property ya hao, lenna ka tla le property yaka namile ra dira community”*. Needless to say, they got married in manner that suited my father because she didn’t have any property nor she had any money and at the end of the marriage, she walked out with only her car and clothes.

The district development model is a proposal of a marriage between all spheres of government, it is defined as a process of joint and collaborative planning at local, district and metropolitan by all three spheres of government. If someone were to ask me if I thought the Free State Province is a suitable suitor the answer is heck no, not with their failed municipalities, failed AG’s reports, pothole infested roads and some of the municipalities even pay their staff with Pick N Pay vouchers, and so heck no! and if someone where to ask me the same question about the National Government, they are even worse suitor with one of highest unemployment rates in the world. The National Government gets a double heck no from me, because they have no money, they keep on borrowing and borrowing and borrowing, that a terrible suitor for a girl like me, a man with no money. Imagine having the proposed one budget with the Free State Government, that is not going to work.

This “one-budget, one-plan” is a ploy from the ANC to try to retain the power they are losing in municipalities, through their various CoGTA departments, this through integrated development plans that will bind them with municipalities for 20 years or more. To prove that this is a ploy, it is not in the Systems Act, MFMA, PFMA or the National Constitution.

What the also ANC wants everyone to believe, is that the Intergovernmental Relations Framework Act is the same as this District Development Model, and that is not true. This model, seeks to control, undermine and prescribe to municipalities like a patriarchal marriage, whilst the IGR framework seeks to support and cooperate with municipalities.

The people, our people, your people do not need fancy plans or models, they need you to get the basics right. Provide them with the services they pay for, remove the refuse on the day you said you would remove, maintain the infrastructure, and enforce law and order, pay your creditors and collect your debtors. Its really that easy ask Western Cape and the City of Cape Town, they run successful governments with funny coalitions or marriages.

These proposed suitors of yours owes us billions in services we rendered to them. I am sorry but I will not marry any suitor that owes me money and nor should we Mangaung as the budding bride consider to amalgamate itself through “one plan” and “one budget” with the Free State Government and kie.

## 8H

Section 154(1) of the South African Constitution says: *the National Government and Provincial Government by legislative and other measures must support and strengthen the capacity of municipalities to manage their affairs.* The District Development Model seeks to violate and control municipalities.

This Municipality has already had two failed marriages with both spheres of government, the first one is with the previous intervention by Provincial CoGTA and this one is headed for divorce without even saying goodbye. The current intervention team by National CoGTA, we can already see by the state of affairs that we are heading for a divorce.

As the DA we stand firmly against this model and will vote against it because it will do the exact opposite of what it says and end up costing Mangaung lots of money and we will leave this marriage with nothing. Thank you, Honourable Speaker.”

**Cllr VB De Kock addressed the Council:** “Madam Speaker, the local sphere of government remains an important role player in ensuring effective service delivery and basic infrastructure. The developmental role of local government requires adequate administrative capacity and the implementation of sound strategic tools.

The DDM One Plan, on paper appears to be such a tool. The report is very comprehensive, although it would be appropriate to recognise that certain figures are outdated, such as the service delivery backlogs from 2018/19, and statistics from 2016, these were certainly severely impacted by COVID-19.

What is alarming is the fact that the City’s Strategic Development Plan (SDR) that was developed in 2017 already, did not seem to render any improvement on the Municipality’s strategic position. Mangaung is in a very deep state of decay. We are past the stage of facing challenges, the challenges are taking over the City.

Almost half of our clean water are going to waste due to leakages and poor infrastructure, our roads consist of potholes with some tar patches, open spaces are littered with refuse, residents wake up daily with the stench of sewer, homeless people seeking shelter under trees in residential areas are on the increase, no new development is happening due to building plans not being processed, unemployment figures keep rising, and so the list continues.

Mangaung’s audit outcomes show that it regressed from an unqualified audit opinion in 2015/16 financial year to a disclaimer in 2016/17, and a financially unqualified audit for 2020/21.

Considering the above, it is clear that the Metro needs a plan to find sustainable ways to meet it’s social, economic and material needs and the DDM One Plan might be the answer. The outcomes expected can only be achieved if proper monitoring and evaluation are done, and all role players are kept accountable, something that doesn’t happen in Mangaung. In Mangaung the lack of consequences and accountability created a disregard for the rule of law within all levels of employment. The Freedom Front Plus is very wary that this will, like so many before, just end up being another “look good on paper” plan that will bear no fruit. Thank you, Madam Speaker.”

**Cllr PM Mohibidu addressed the Council:** “Thank you, Madam Speaker. The District Development Model One Plan was approved by cabinet in 2019 and is aimed at facilitating integrated planning, service delivery and monitoring of programs to accelerate local economic development and also to coordinate a government response to challenges of poverty, unemployment, inequality particularly amongst women, youth and people living with disabilities. In doing so, the service delivery challenges can also be turned into local level development opportunities through localised procurement and job creation which promotes and support local businesses and that involves communities at large. The DDM aims to accelerate, align and integrate service delivery so that our communities will be able to get quality services in the whole Mangaung.

Madam Speaker, Mangaung Metro houses the capital of Province and Bloemfontein also serves as economic and administrative hub of the Free State. Mangaung is accessible via three National roads including N1 which links Gauteng, Southern and Western Cape, the N6 which links Bloemfontein to Eastern Cape and the N8 which links the Lesotho with Northern Cape via Thaba Nchu, Botshabelo and Bloemfontein.

Fellow Councillors, the One Plan vision articulates a special development vision through economic growth, financial sustainability, good governance practices, infrastructure and service investments. It seeks to pay attention to specific needs, skills development, job opportunities, health care facilities, specialized medical treatment and educational facilities. In conclusion, Madam Speaker, the ANC supports the approval of the item. I thank you, Madam Speaker.”

**Cllr ZMC Campher addressed the Council:** “Thank you, Madam Speaker. Colleagues, it is a wonderful thing when a municipality develops the community. If you ask anyone who can read that has looked at how the Democratic Alliance municipalities have decreased unemployment, strengthened their municipality funds and uplifted their people, you would know it was predominantly through building small business in its boundaries.

Here we have an attempt from this government, even after many calls that have said that this model has not worked, to try and implement this failed model within Mangaung. If it was for the people, the approach would have been vary different and would have focussed on systems that actually work. Unfortunately, the systems on offer have proven to fail, and that makes it even more mind boggling, that this Council would push for it.

The item calls for various partnerships, of which one is DESTEA. I would at this stage like to remind this house that, it is this same Department that still has not answered as to why they had not renewed the Zoo’s licence. So they wont partner with the City to honour their current scope of business, but will partner with the Metro for other business, this doesn’t make sense. DESTEA is the enemy of Mangaung.

The same could be said for the Department of Health, National and Provincial, Department of Higher Education, Science and Technology, Social development, Arts, Sports and Culture, and the Department of Basic Education. All enemies of Mangaung and yet we are going to partner with them. It’s a great concept, but unfortunately not one of these departments currently do what they are supposed to never mind what these documents are suggesting.

Furthermore, Honourable Speaker, words like *“implement, facilitate, build, improve and construct addition facilities”* indicate that we will be fitting the bill for this development plan. Unfortunately, we first need to look at the current running of business before we look at anything else. If the pilot program was a success, we would have been running towards this, but it has not been a success, it has been a huge failure.

This program will be the straw that breaks this camel's back. We should take the little resources that we currently have and improve service delivery, improve our offering to the people. That will build our City far quicker and effectively than the District Development Model can.

I implore you Honourable Executive Mayor, through you Madam Speaker, forget all these add on, let's make the basics work first, with what we have, our people need Mangaung to work and for that reason, we cannot support this model. I thank you, Madam Speaker.”

**Cllr NP Monyakoana requested clarity on recommendation (e), on why include the Executive Mayor and three Mayco members, and not other Councillors as Mayco was already represented by Executive Mayor?**

**The Deputy Executive Mayor requested that recommendation (c) be amended by deleting the words *“in this financial year”* and read as thus: *“that a client satisfactory survey be conducted”*.**

**The Executive Mayor thereupon requested a 5 minutes ANC caucus of which the Speaker granted a 10 minutes caucus and comfort break. The Council Whip gave feedback from the caucus of the ANC, that they would like to amend the recommendation (c) by removing the wording *“in this financial year”* read as thus, namely: *“That a client satisfactory survey be conducted.”***

**The Executive Mayor clarified that the Deputy Executive Mayor proposed and the Council Whip seconded the proposal.**

**The Speaker then read the recommendations with the amendment and allowed Councillors to vote on the recommendations with an amendment, and the results were as follows: 44 voted in favour, 2 against and 27 abstained.**

**Cllr M Davies raised a concern that they only voted for the amendment on the recommendation and that they did not vote on item as is. The Speaker then gave clarity on how Council had been voting, that previously they raised a concern that if one vote on the amendment, the results would then be the same, but reversed on the item as is and that it was Cllr E Snyman van Deventer who would insist that the Council vote on the amendment as well as item as is.**

**The Speaker ruled that it be on record that Councillors would like to vote on the amendment as well as on the item as is.**

**Cllr DMC McKay stated that it be on record as well that, the DA indicated that the Speaker had the order of voting wrong, that they always have to vote on the amendment first before voting on the item as it stand.**

The Executive Mayor indicated that the recommendations as is were not seconded and Cllr JC Pretorius thereupon seconded the recommendations as submitted.

The Councillors then voted on the item as is: 0 in favour, 26 voted against and 4 abstained.

At this point, Councillors from the DA, namely Cllr M Kganakga, Cllr JC Pretorius and Cllr DMC McKay were of the view that the item was not approved as the voting on the item as no Councillor voted for item as is.

During the debate, the Speaker called Cllr M Kganakga to order, to stop shouting at her and give the Speaker a chance to rule on the matter. The Speaker thereon requested that Cllr M Kganakga leave the meeting and marshals escort her if she did not want to leave the meeting. Cllr M Kganakga then left the meeting.

**The Speaker then ruled and gave clarity as follows:**

- Initially, Councillors would vote two ways on recommendations i.e. vote on recommendation as presented on the agenda of which the Speaker would even read it out and
- Secondly, if there is an amendment, then the Councillors would vote on the recommendation with proposed amendment. Then this would usually give the reverse outcome.
- That at some meetings, Councillors expressed that this would end up giving the same results however, Cllr E Snyman van Deventer would always insist on two way voting, on the recommendations as is and on the recommendations with amendments.
- That on this case, the Speaker then requested voting to be on the recommendations with amendments, which was the removal of few words (i.e. *in this financial year*) and *44 voted in favour, 2 against and 27 abstained.*
- That the Speaker was then requested to put the recommendation as is to vote, without the amendment and that was done.

Cllr M Davies indicated that the recommendation was changed and they had then voted to change the recommendations or not of which it was voted for which then changed the recommendation. That they only voted for the changed recommendation but not with the changed recommendation.

The Speaker thereon asked whether they wanted to vote to change the recommendation then vote on the changed recommendation (i.e. two votes on changing the recommendation) and Cllr M Davies agreed that it should be like that.

The Speaker called Cllr D Leech to order as the matter was already concluded and Cllr D Leech insisted that the Speaker was wrong and they would get a legal opinion on the matter whereon the Speaker also indicated that the Acting City Manager would also seek legal opinion on this matter.

The Speaker then stated that the item was duly approved with amendment.

It was thereupon with 44 voted in favour, 2 against and 27 abstained.

**RESOLVED**

- (a) That the final District Development Model (DDM) One Plan be approved.
- (b) That a skills and qualification audit be conducted within three (3) months after the approval.
- (c) That a client satisfactory survey be conducted.
- (d) The Political IGR Forum should report quarterly to Council on the DDM One Plan.
- (e) The following should ideally be members of the Political IGR Forum,
  - Executive Mayor
  - Two National DDM Champions
  - Two Provincial DDM Champions
  - Three MMM Mayco members

**6.****DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF COUNCILLORS 2021/2022 FINANCIAL YEAR**

**Cllr JH Denner addressed the Council:** “Honourable Speaker, this Municipality is already charging for services that are not delivered effectively. Your party pushed through a budget that will see exorbitant increases on rates and taxes being implemented. The ANC has furthermore ruined Eskom to where we are subjected to stage 6 loadshedding and we will shortly be paying R30 per litre for fuel and this after we have been subjected to a worldwide pandemic that has a devastating effect on many people’s livelihoods. How can the increase be justified to a maximum of the upper limits, as proclaimed by the Minister while people are suffering in this Municipality because of ANC failures? This might be news to the ANC, but we don’t have to approve investments because if I don’t see failures like we don’t have to approve the maximum, in fact we don’t have to approve an increase at all. Thank you, Madam Speaker.”

**Cllr ZN Banyane addressed the Council:** “Thank you, Honourable Speaker. I am very surprised that some people ‘ha ba batle chelete’, it is very disturbing.

Madam Speaker, I just want to indicate that this item went through Section 79: Remunerations Committee. We engaged thoroughly on the matter on the 9th of June 2022 and we welcomed the gazette issued by Minister of CoGTA, Dr Dlamini Zuma. We are asking the house to accept and also approve the 3% increase.

In the report it is indicated that the implementation of this supposed to start from the 1<sup>st</sup> of July 2021 to the 30<sup>th</sup> of June 2022 and we also welcome that. It is indicated that this also affect the non-returning Councillors who would also get pro-rata payment from July up to October 2021. The new Councillors, “us”, we will receive the pro-rata payment from the 8<sup>th</sup> November 2021 to the 30<sup>th</sup> of June 2022.

Madam Speaker, we want to indicate that the increase from 2021/22 was allocated and for the financial year approved which is 2022/23 it is also included. Therefore as the ANC, they agree and recommend the approval of the increase and welcome the approval by Council and would only wait hore re eme bankeng, e be phone ya Ila. Kealeboha Madam Speaker.”

**Cllr MW Mongale remarked:**

- That, it was shocking that the Municipality was under financial recovery plan and already trying to commit the Municipality to another financial strain.
- That Mangaung was faced with high unemployment rate, high level of poverty and if anyone was contesting that, they should just check the queues of people waiting for the R350 on monthly basis, especially young people that are unemployed looking for opportunities and Council was presented with an opportunity to create an opportunity for them.
- That the state of us getting a 3% increase, he would then recommend that they get a 0% (no increase) and the 3% that was supposed to be allocated to them as Councillors, be used to fix the service delivery defects in Mangaung and preference be given to the people of Mangaung especially young people so that they are assisted to participate meaningfully in the economy.
- That Councillors should not be thinking about themselves as they were elected to make laws and bylaws and further try to make a living for the people of Mangaung who sent them however but once Councillors have been elected, they would only think about themselves. That as Councillors they were not elected because of their hard work, but because of the community giving them a chance to represent them and that should not be taken for granted.
- That it was crucial that Council deliver services to the people of Mangaung and honour the promises made during election campaigns in 2021.
- That the money be taken to a special account named special project for young people to fix all the service delivery defects and in that way, the Councillors would have contributed and that history would remember them and it was time for Councillors' conscience to speak and proof that they were representative of the people of Mangaung.

**Cllr NP Monyakoana proposed that Councillors should resolve to donate their increment to the poor residents of Mangaung for service delivery as he was supporting Cllr MW Mongale.**

**The Speaker then read the recommendations and allowed Councillors to vote.**

**It was thereupon with 44 votes in favour, 7 against and 23 abstained**

**RESOLVED**

- (a) That the Municipal Council take note of the report.
- (b) That the Municipal Council approve the three percentage (3%) salary and benefit increases across the board for Council members for the financial year 2021/2022.
- (c) That the Municipal Council note that sufficient budgetary provisions had been made in the Mangaung Metropolitan Municipal Council Budget for the 2021/2022 financial year for the payment of salaries, allowances and benefits of Councillors and
- (d) That the Municipal Council mandate the Executive Mayor and the Acting City Manager to liaise with the MEC for CoGTA for concurrence and once granted should proceed with the implementation of the upper limits as gazetted.

## 7.

**MANGAUNG METROPOLITAN MUNICIPALITY ADJUSTMENT BUDGET – JUNE 2021/2022**

**Cllr D Leech addressed the Council:** “Geagte Speaker, graag bring ons dit onder u aandag, dat opposisie partye hierdie addisionele agenda vir die aanpassingbegroting slegs 48 uur gelede ontvang het. Ek glo dat U met my sal saamstem dat dit hopeloos te min tyd is. Wat meer is, is dat die finansiële jaar ter sprake vandag eindig, en voordat die ANC op hulle perdjie spring wil ons noem dat ons heeltemal bewus is daarvan dat hierdie aanpassingsbegroting ten daad gestel is om voorsiening te maak vir DORA en om die addisionele toelae so aan te dui op die begroting. Die projekte so aan te pas en voorsiening te maak om die bedrae soos uiteengesit oor te dra na die volgende finansiële jaar.

At first glance, everything looks to be in order, but when one delves a little bit deeper, and compare it to the relevant reports in line with the set timeframe, the picture is very different. First of all, you had indicated a decrease of operational income of about R93.5 million and your operational expenditure is decreased by R8.5 billion, whilst the original budgeted amount was R7.45 billion; that leaves you with a minus R1,1 billion expenditure.

Page 33 and 34 indicates that the decrease in income has already been done in March with no additional change in June. The operating expenditure on the other hand, is indicated as a decrease of expenditure of R7.6 million in March and an additional R957,000 in June. If one rather, then works on a decrease of R8.5 million not billion in expenditure, the decreasing in income exceed the decrease in expenditures. In fact, it gives you a difference of R85 million. Now if you compare the other tables, your original budget indicates a surplus of R622 million, your current adjustment budget, now indicates a surplus of R537 million in line with the R85 million difference. Now, taking back to the R537 million surplus, the Democratic Alliance would at this point like to know where that R507 and R37 million is? Why are services not being delivered and contractors not being paid including Bloemwater?

We would like to stress that the DA has credible information, that there is currently not even enough money in the account to fix water leaks. This money does not reflect the money received from grants through the DORA project; so just to be clear, this R537 million we are referring to is in terms of operational income and expenditure that has got nothing to do with the addition grants you received of rolls you received from DORA.

The summary indicates an increase in employee related costs of R17.4 million in March and an additional R668,000 in June, this has got nothing to do with the upper limits and I want to stress that. So, in other words in employee related costs, you overspent on salaries with R20 million, to the contrary, other expenditure under which the purchasing of bulk water now falls, was decreased with R9.5 million and contracted services increased in June by R7.9 million because the over inflated salary bill of Mangaung wasn't sufficient to provide services; with all that money we are paying on employees, we couldn't find anybody to go and do the job, we had to in addition, hire external contractors, pay them an additional R7.9 million to do what we supposed to do. There's a saying that, if you want to tell a lie, you must just make sure that it's a believable one. The DA will not support this pile of dust you refer to as an adjustment budget. Thank you, Madam Speaker.”



Cllr JI Mokoena stated that it was indicated that the adjustment budget was to accommodate the additional funding that has been received in terms of the DORA and also the provision for Vista Park 2 and 3. That R496 million was dedicated to Vista Park development however all Councillors were aware of the challenges in the communities other than the Vista Park. Furthermore that the informal settlement upgrading partnership grant had been reduced with R50 million and that it had been a trend that any adjustment on the budget would always take from the poor and gave to more developed areas and as Councillors vote for the item, they should remember that they were there for the poor and not for themselves.

The Speaker thereon read the recommendations and allowed Councillors to vote. Prior voting, on a point of order, Cllr D Leech indicated that the operational expenditure cannot be decreased by R8.5 billion, that the figures needs to be corrected. After consultation with the Executive and the administration, the Speaker confirmed that there was no error on the recommendations as read.

Cllr D Leech then referred to page 34 of the report, which read that the operating expenditure be decreased by R8.5 billion, which should be corrected to a million. That even on the corrected figures, it would still give a surplus of R537 million. That seeing it was the last day of the financial year 2021/22, it meant that, if the Council voted for the adjustment budget, they were agreeing that on paper there was a surplus in the account of R537 million.

Thereafter, the Speaker allowed Councillors to vote on the item and announced the results, whereafter Cllr D Leech raised a point of order that, even though this was an adjustment budget, for the item to be duly adopted, 51 majority vote was still required.

The Speaker responded that this relates to Section 28 of the MFMA on the adjustment budget.

It was thereupon with **46 votes in favour, 25 against and 4 abstained**

## **RESOLVED**

1. Based on the details as outlined above it is recommended that Council approves the Adjustment Budget as contained herein, together with the resolutions as contained here below;
2. That Council approves changes as contained in Table B1 to Table B10 as well as all other supporting schedules for the Adjustment Budget.

## **RESOLUTIONS**

- 2.1 That the original budget as approved on 30 June 2021 be adjusted accordingly. Operating Income be decreased by R93,597 million to the revised amount of R7,980 billion. The Operating Expenditure be decreased by R8,559 million to the revised amount of R7,442 billion. The Capital Expenditure Budget be increased by R420,931 million to the revised amount of R1,642 billion for the 2021/22 financial year as set out in the following tables:

		<b>Page</b>
Table B1	Consolidated Adjustment Budget Summary	8
Table B2	Consolidated Adjustments Budget Financial Performance (Revenue & Expenditure by Municipal Vote)	9
Table B3	Consolidated Adjustment Budget Financial Performance (Standard Classification)	10
Table B4	Consolidated Adjustment Budget Financial Performance (Revenue & Expenditure)	20
Table B5	Consolidated Adjustment Capital Expenditure, Budget by Vote and Funding	23

- 2.2 That the financial position, cash flow, backed reserve/accumulated surplus, asset management be adopted as set-out in the following tables:

		<b>Page</b>
Table B6	Consolidated Adjustment Budget Financial Position	24
Table B7	Consolidated Adjustment Budget Cash Flows	27
Table B8	Consolidated Cash Backed Reserves/Accumulated Surplus Reconciliation	28
Table B9	Consolidated Asset Management	29
Table B10	Consolidated Basic Service Delivery Measurement	32

The Speaker requested that item 131.3 on the request to establish an Independent Committee: enforcing Code of Conduct for Councillors, be referred to the next Council meeting as they were busy finalising the names for the composition of the Committee members and vetting processes. She then presented her reports by providing background and reading through the recommendations as submitted.

NOTED.

1.

#### REPORT ON THE ELECTION OF WARD COMMITTEES MANGAUNG METROPOLITAN MUNICIPALITY APRIL – MAY 2022

**Cllr MW Mongale remarked:**

- That the Speaker was in possession of their letter about their complaint and were deeply disturbed that the Ward committee members had already been undertaken through training even though their queries were not yet finalized which was a serious procedural aspect and they hoped that there must be a way of resolving that matter but we should not try to put a cart before the horse. That SALGA should not have trained people because the process has not yet been finalized and that all the complaints should have been dealt with.
- That once all the complaints have been dealt with, it was then that the process for training for duly elected Ward Committee members could be finalised, but the process was already flawed.
- That they had written to the Speaker to report that there were things that didn't go accordingly in a lot of Wards and thought that all those issues that they raised would be addressed before the item could be tabled in the Council.

**Cllr MC Lelala addressed the Council:** Thank you, Madam Speaker. The Ward Committees have been receiving a R1000 stipend per month for past 16 years. The cost of living in South Africa is very high and so, as the ANC we will support that the stipend of the Ward Committees should be revisited. A brief explanation of the inflation adjustment calculator has been included on page 2 of this report for reference, it clearly indicates that the cost of living has exponentially increased and the current stipend according to Ward Committees need to be adjusted upwards to meet off pocket expenses.

The role played by the Ward Committees in assisting Councillors should be recognised Madam Speaker because these people are actually acting as Councillors. They are doing what we do. Madam Speaker we should not forget that the objective of the Ward Committees is to enhance participatory democracy in local government and as the City, we should also play our part for our communities to participate. Batho bana ke bona ba kentse mohoma mobung ho feta.

Although this stipend should not be seen as a wage or a salary, it plays a major role in encouraging our Ward Committees and communities. We also need to review the by-laws that governs Ward Committees. We should also move along adopting stipend Policy inline with Structures Amendment Act. This out of pocket, will assist the Ward Committee members to attend meetings to help identify and report service delivery challenges.

Madam Speaker, as I speak right now, my heart is bleeding because I have lost one of the most hard working person, in Ward 50, Lebona Phalatsi branch, her name was Comrade Nyakallo Khanyi Mphatsi, may her soul rest in peace. Thank you, Madam Speaker.”

**Cllr DMC McKay addressed the Council:** “Thank you, Madam Speaker. Let me start by congratulating you on a achieving a satisfactory election result and that all Ward Committees are now elected and hopefully already functional. We applaud the manner in which the process started. By sending out a manual on how proceeding will be handled, it seems promising, as that had never been done before. Unfortunately the wheels sort of came off after that.

Firstly, the election took place way to late after the Local Municipal Elections. The Ward Committees should have been in place before the draft IDP or Budget was tabled, as their input is legislated and extremely important to the process.

Secondly, the actual process did not follow the guidelines as outlined in the manual either. Clear time-lines were not given for the different processes and your office failed to vet candidates sufficiently, if at all. All candidates should be vetted prior to the elections for criminal records and if a candidate is found to have one, he/she is supposed to be removed from standing. This did not happen.

Time is supposed to be given for candidates that did not appear on the election role to object or get clarification why they did not qualify, prior to the election. Councillors are also supposed to have access to the election role to ensure that all candidates are from their respective Wards. Luckily in the case in my Ward, the residents were aware of the candidate to which this was applicable and did not elect him. This could have been extremely embarrassing for your office, if such a candidate was elected and then had to be removed at a later stage.

Thirdly, while some of your supporting staff were well versed in the procedure, others were completely out of touch and arrogantly refused advice. To combat this from happening again, I suggest that in future a workshop be held way in-advance to ensure that all Councillors and supporting staff are on the same page.

Finally, the training of elected candidates was a complete shambles. No fixed dates were given through prior to the 24 hour notice period of when training would commence. This is totally unacceptable, as many of the Ward Committees members throughout the Metro have full-time jobs and needed to request leave and make arrangements to attend the training. Many have children and would have to make arrangements for child minders, especially if they had to overnight at the venue, which brings me to beg the question, how is it possible that your office booked out an entire hotel without knowing how many people would attend?

I ask this, as when we asked for the training to be postponed, you answered and I quote, *"unfortunately that will not be possible as we have booked out the entire hotel and they want a 100% cancellation fee"*. This cost the Mangaung a huge some of money and unfortunately roughly 65% of Ward Committee members could not attend. Which then begs the second question, who were the people that then occupied the rooms at the Metros expense? They were certainly not the intended Committee members.

## 9B

In closing Madam Speaker, the DA will support the item, as none of what I have mentioned will directly influence the recommendations tabled to be voted on. My remarks are however requested to be noted, as it is in the public interest and that of this august house that indeed these Ward Committee elections were not plain sailing and in no way deserves a gold star.”

**The Speaker responded that they did receive the letter as alluded to by Cllr MW Mongale and were working on comprehensive responses to address the entire issues raised and the office would also deal with concerns raised by Cllr DMC McKay.**

**The Speaker read the recommendations and thereon allowed Councillors to vote on the item and announced the results.**

**It was thereupon with 70 votes in favour, 0 against and 2 abstained**

### **RESOLVED that**

- a) The Municipal Council take note of the report.
- b) The Municipal Council approves the report on the election of ward committees across all wards.
- c) The Municipal Council approves the date of functionality of ward committees effective from June 1, 2022.
- d) The Speaker is requested to report quarterly per region on the functionality of ward committees.
- e) The Speaker is mandated to organize induction program for all newly elected ward committees.
- f) Speaker is mandated to conduct the signing of the oath of office for all ward committees and fully operationalize their functioning.
- g) The Speaker is mandated to publicize in the local and digital print media, the names of all the elected ward members.
- h) The Speaker is requested to review the Ward Committee By-Law and procedure manual and report back to Council in six months period from the date of this resolution.

## 2.

**REQUEST TO REVIEW AND ADJUST THE WARD COMMITTEE STIPEND**

**Cllr R van der Merwe addressed the Council:** “Honourable Speaker, the DA support the upward adjustment of Ward Committee members stipend for the following reasons: as long back as 2006, 16 years ago, the Council decided that the Ward Committee members would get a R1000 tax included for the work done in his or her Ward. According to the policy, the next review of the stipend and allowance for Ward Committee members after today, would only be considered in December 2026 after the next Municipal Elections.

If one look at what is expected of a member of Ward Committee member, namely: using own transport for meetings, support the Ward Councillor in identifying and report critical service delivery challenges, families in need, deliver food parcels and or assisting indigent families to mention a few of the challenges. The cost of living have exponentially increased in 16 years and the current stipend need to be adjusted upwards to meet the out of pocket expenses of Ward Committees. For all this work, a member will get R1000 and after tax deducted R750, if Council does not accept the recommendation of the Remunerations Committee. Therefore, the DA support the recommendations of the Remunerations Committee that the stipend of R2000 per month excluding tax would be paid to the Committee members and will be effective from 1 July 2022 and this means, a member will get R2000 after tax has been deducted in his/her pocket. Thank you, Honourable Speaker.”

**Cllr AP Terblanche supported what Cllr R van der Merwe alluded to.**

**Cllr ND Siteo addressed the Council:** “Thank you, Madam Speaker and all protocol observed. Madam Speaker, allow me to express the position of the ANC on the review and adjustment of Ward Committees’ stipend.

Since the establishment of Ward Committees in 2005, it is the first time Mangaung as a Municipality has to adjust the Ward Committee stipend. The timing couldn’t have been better given the current economic situation, that the Country is facing. Over and above this adjustment, it will enable Ward Committees to perform their duties or functions effectively and efficiently. Remember, the objective of the Ward Committees is to enhance participatory democracy in local government.

In closing Madam Speaker, we therefore support the request to review and adjust the stipend of Ward Committee members. I thank you, Madam Speaker.”

**Cllr JI Mokoena addressed the Council:** “Thank you, Honourable Speaker. As the AASD we support the request to review and adjust the Ward Committees stipend in terms of the reality that, participatory democracy is quite expensive and for 11 years, we did not consider that, those that make it happen to be worthy and allowed to get the necessary cost to be able to can participate.

However Honourable Speaker, I just want to get clarity because in this review of the adjustment, point 2 of the recommendations talks about the commencement date to be May 1, 2022 and the previous item, talks about functionality and second question, relate to the current adjustment threshold of R1000 per Ward Committee member on a monthly basis to be R2000.

## 10A

In the Finance Committee meeting jointly with Remunerations Committee, we talked about the provision that was made from, in terms of the budget, up until the end of June 2022 and the R2000 starting from 1 July 2022. I don't see it here.

The other part that was muted on was that, in terms of the policy for remuneration of Ward Committees be incorporated that, the stipend will be reviewed on an ongoing basis rather than specifying the amount because that meant that, Council will have to change the policy most of the time. Thank you, Honourable Speaker."

**Cllr ZN Banyane indicated that he was covered by Councillors and further confirmed that Remunerations Committee and Finance Committee had a meeting to look at all other matters and were comfortable to indicate that the stipend was budgeted for and support the implementation thereof. That he tasked one Ward Committee member to go around and look for funerals on Friday and Saturday and proposed to give him/her a bicycle however he realised that needed energy then asked them to buy supplement but realised that, it costed them R600 to buy, therefore the stipend of R1000 was not enough. Therefore, as the ANC, they supported the item.**

**The Speaker responded that as this was a resubmission of the report, it might have been an omission to amend from May 1, 2022 to *June 1, 2022* and after July, the new amount will then implemented.**

**It was thereupon, with amendment, unanimously**

### **RESOLVED**

- i) That Municipal Council take note of the report.
- ii) That the Municipal Council approves the commencement date of *June 1, 2022* as the effective functionality date of all the Ward Committees.
- iii) That the Municipal Council review and adjust the current stipend threshold of R1000 per Ward Committee on a monthly basis to R2000 excluding tax.
- iv) That provision on the 2022/2023 operational budget of this increase be made in the Ward Committee Budget vote in the Office of the Speaker.
- v) That the MEC of CoGTA in the Province be informed and requested to grant concurrence.

### **3. REQUEST TO ESTABLISH AN INDEPENDENT COMMITTEE: ENFORCING CODE OF CONDUCT FOR COUNCILLORS**

**The item was referred to the next Council meeting.**

**NOTED.**

132	<b>REPORTS FROM THE MPAC</b>
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None.

NOTED.

133	<b>QUESTIONS</b>
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#### **QUESTIONS SUBMITTED IN TERMS OF RULE 38 OF THE STANDING RULES AND ORDERS**

**Cllr KC Moreeng remarked:** “Thank you, Honourable Speaker. During the last Council meeting we had, we were so concerned about the questions asked by the community, references were even made of Facebook by the audience. The concern has grown into a frustration and a massive irritation because at the core, we are legislative beings as Councillors, our job is not necessarily mend sewerage, become glorified as call centre agents on behalf of our communities. Ours is to ask questions on behalf of those communities and answer to our communities. The only process afforded to us is to perform one of the core functions through Rule 38 questions, to get clarity from the administration, municipal manager and senior managers.

Through you Madam Speaker, to the old and new people in the administration, Council is an oversight body of the administration and everyone accounts to this Council. The powers of a Council as a body, it is through Councillors because Council is the body. We did not ask these questions because we have nothing to do with our time or because we are just bored. We ask these questions because we seek answers and these questions are the core of why we are here as a group.

Since this term has started, there has been misconceptions that there is a choice for answering the Rule 38 questions, but let me tell you, Madam Speaker, there has been none. Everyone has to account because Mangaung is not a family business but a sphere of government run with taxpayers' money.

These two or three submissions of answers that have been received, they are nothing but a mere paper with an answer that can be written by a grade 6 kid. If we have to bring in motions and disciplined processes just because of not answering Rule 38 questions then so be it Madam Speaker. All of us here present, constitute to communities and we owe them answers that this administration is sitting on. For an example, Cllr M Kganakga has submitted over 20 Rule 38 questions since the start of this Council, but she only received three answers and those answers were not talking to issues that she had raised. So, what is the point of writing Rule 38 question and then get an answer that doesn't suffice to a point that you had asked? If at the next Ordinary meeting, this matter is not resolved Madam Speaker, then be prepared for more motions to come. I thank you, Madam Speaker.”

**Cllr CF Rampai asked what would happen if one raised Rule 38 question which should automatically raise an alarm to the administration and at the same time, the administration act on other decisions, for example: issue about ghost workers, we as Councillors had asked Rule 38 questions and at the same time, the administration implemented its own decision on the matter. What would happen in that regard so that all Councillors understand what should happen in that regard?**



**The Speaker responded:**

- That Councillors should remember that the people they were expecting clarity from, were not allowed to address Council. The Executive Mayor needed inputs from the HoDs as well as the City Manager on the issues raised and that it was the Executive Mayor and the Speaker that addressed Council.
- That it was important that after the Council meeting, the Executive and the administration must prioritise answers to Rule 38 questions.
- That her office has received all Rule 38 questions from Councillors and thus commit in ensuring that the Rule 38 questions were answered as she could not invite the Acting City Manager to respond to those questions or to get an official to address Council.
- That Councillors were aware of the exchange that happened when the Council agenda is sent out, that she will in writing respond to the 205 recipients to explain and on regular basis, write to the Acting City Manager that, he should answer the Rule 38 questions.
- That the Acting City Manager has committed that Councillor will get the answers to their the Rule 38 questions.

**Cllr CF Rampai reiterated that Council pronounced itself and someone would do something contrary to what Council resolved and whether would that official be held responsible in the same weight as the resolution taken by Council on a particular matter?**

**The Speaker responded:** “The answer is yes, I think you heard the Minister of CoGTA when she was here, that if any of the officials she has seconded in Mangaung, are guilty of any breaches or doing any wrong things, Council has a right to pronounce itself and they will be dealt with even by her; that was made clear by the Minister.

Just because they are seconded by the Minister, they also don't have free reign to just break the laws, she made it very clear that they are credible officials that are being sent here. However if they lose the plot or do the wrong things, then Council must use its powers and enforce its powers on those seconded officials whether they come from the Minister or the President or anyone; it is Council that must take that and must exert its powers unapologetically so.”

**NOTED.**

134	<b>MOTIONS</b>
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**None.**

**NOTED.**

Prior to dealing with the item, the Speaker requested all officials to be excused from the meeting as the item would be dealt with in committee and thereon explained that the Facebook live streaming would be switched off and furthermore thanked all officials and viewers in the gallery and on Facebook for following the proceeding of the ordinary Council meeting.

**NOTED.**

**1.  
CONFIRMATION OF IN COMMITTEE MINUTES**

This item was dealt with In Committee.

**Special meeting: Tuesday, March 15, 2022 (In Committee)**

The Council Whip moved for the adoption of the minutes and was seconded by Cllr ZN Banyane and Cllr CL Kruger.

It was thereupon

**RESOLVED** that the set of minutes as outlined above, copies of which had been furnished to members, be taken as duly adopted and confirmed.

The meeting officially closed at 15h50.