

CONFIDENTIAL

AGENDA
for a
SPECIAL MEETING

**MANGAUNG
METROPOLITAN
MUNICIPAL COUNCIL**

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

**MONDAY
OCTOBER 31, 2022
AT 10:00**

**MANGAUNG
METROPOLITAN
MUNICIPALITY**



MANGAUNG METROPOLITAN MUNICIPALITY

**Bram Fischer Building
BLOEMFONTEIN**

OCTOBER 21, 2022

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

Ladies and gentlemen

Notice is hereby given in terms of the provisions of
Section 29(1) of the Local Government:
Municipal Structures Act, 1998 (Act No 117 of 1998) and
Rule 5.1 of the Council's Standing Rules and Orders that

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

will be held in the

**COUNCIL CHAMBER, FIRST FLOOR
BRAM FISCHER BUILDING, BLOEMFONTEIN
ON
MONDAY, 31 OCTOBER 2022**

at 10:00

To consider the items as set out in this agenda.



ACTING CITY MANAGER

MR T MOTLASHUPING

DATE: 26/10/2022



NATIONAL CABINET REPRESENTATIVE

MR P MASEKO

DATE: 26.10.22



SPEAKER

COUNCILLOR SB LOCKMAN-NAIDOO

DATE: 26.10.2022

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).
3. **Name-plates:** Councillors are friendly requested to please take along their name-plates and to display it throughout the meeting.
4. **Apologies during the course of the Council meeting:** Councillors are friendly requested to complete in full and submit the relevant apology form for this purpose (Yellow Form).
5. **Code of Conduct:** Councillors are reminded of item 3, Schedule 1 of the Code of Conduct for Councillors which reads as follows, namely:

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

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

6. Meeting rules:

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

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**AGENDA
(OPEN COUNCIL)**

**181.
OPENING
(MOMENT OF SILENT CONTEMPLATION FOR MEDITATION AND PRAYERS)**

**182.
NOTICE OF THE MEETING**

**183.
APPLICATIONS FOR LEAVE OF ABSENCE**

**184.
ACCEPTANCE OF THE AGENDA**

**185.
ANNOUNCEMENTS**

1.

REQUEST FOR APPROVAL FOR WATER DEBT WRITE OFF

Annexure: Report received from the Acting Chief Financial Officer, recommended by the Acting City Manager and approved by the Executive Mayor.

RECOMMENDATION that Council approve the write off *R447 258,44*.

2.

REPORT ON THE IMPLEMENTATION OF SUPPLY CHAIN MANAGEMENT POLICY FOR THE QUARTER ENDING SEPTEMBER 2022

Annexure: Report dated September 30, 2022 received from the Acting Chief Financial Officer, recommended by the Acting City Manager and approved by the Executive Mayor.

RECOMMENDATION that Council take note of the Supply Chain Management report for the first quarter ending September 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 30 SEPTEMBER 2022

Annexure: Report dated September 30, 2022 received from the Acting Chief Financial Officer, recommended by the Acting City Manager and approved by the Executive Mayor.

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

1. The Accounting Officer submits to the Executive Mayor this statement reflecting the implementation of the budget and the financial state of affairs of the Municipality for the quarter ending 30 September 2022.
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 financial state of affairs of the Municipality.
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 Provincial Treasury, in both a signed document format and in electronic format.
4. Council take note that this is preliminary financial information, final Section 52 Report will be submitted after finalisation of the 2022/23 Annual Financial Statements.

**4.
REPORT TO COUNCIL ON IRREGULAR AND FRUITLESS AND WASTEFUL EXPENDITURE
IN TERMS OF THE MUNICIPAL FINANCE MANAGEMENT ACT 32(4)**

Annexure: Report dated 21 October 2022 received from the Acting CFO.

RECOMMENDATION

- (a) That the irregular and fruitless and wasteful expenditure incurred as indicated in the report is noted as required in terms of MFMA 32(4).
- (b) That the total irregular and fruitless and wasteful expenditure reported amounts to R175 575 213.
- (c) That an irregular and fruitless and wasteful expenditure be submitted to MPAC as soon as the Auditor General of South Africa have finalised the audit for the 2021/22 financial year.

**5.
REQUEST FOR THE ESTABLISHMENT OF COMMUNITY SAFETY FORUM(CSF) WITHIN
MANGAUNG METROPOLITAN MUNICIPALITY JURISDICTION**

**Annexure: Report dated 19 September 2022 received from the Executive Head:
Municipal Police Services, recommended by the Acting City Manager,
ratified by the NCR and approved by the Executive Mayor.**

RECOMMENDATION

- (a) That the Council approve the establishment of Community Safety Forums in accordance with the White Paper (2016) on Safety and Security and Committee Safety Forum Policy of 2011.
- (b) That the Municipal Manager be mandated to operationalise the establishment of the Community Safety Forum within Mangaung Metropolitan Municipality and report back to Council.

6.

REQUEST FOR COUNCIL APPROVAL FOR THE ESTABLISHMENT OF STRATEGIC RELATIONSHIP WITH INSTITUTION OF HIGHER LEARNING IN THE MANGAUNG METROPOLITAN MUNICIPALITY (MMM) JURISDICTION

Annexure: Report dated 30 August 2022 received from the GM: Intergovernmental, International Relations and Funding, recommended by the Acting City Manager, and approved by the Executive Mayor.

RECOMMENDATION

- (a) That the Council approves the signing of MoUs with the UFS, CUT and Motheo TVET and
- (b) That Council be provided with quarterly reports on the signed MoUs.

7.

MACRO ORGANISATIONAL STRUCTURE FOR MANGAUNG MUNICIPALITY: MUNICIPAL COUNCIL TERM 2022 – 2027 FINANCIAL YEARS

Annexure: Report dated 07 October 2022 , received from the HoD: Corporate Services, approved by the Acting City Manager, ratified by NCR and approved by the Executive Mayor.

RECOMMENDATION that Council

- (a) Note cost savings associated with the reviewed macro-organisational structure in accordance with the Municipal Staff Regulations (MSR).
- (b) Endorse reconfiguration and redesign of the macro-organisational structure for Mangaung Metropolitan Municipality.
- (c) Approve reviewed from macro-organisational structure with reduction of Heads of Department from nine (09) into seven (07) aligned to the Municipal Staff Regulations (MSR) come into effect 01 July 2022

8.

ESTABLISHMENT OF MANGAUNG METROPOLITAN MUNICIPALITY TRANSPORT FORUM

Annexure: Report received from the GM: GIS, recommended by the Acting HoD: Planning and approved by the Acting City Manager and the Executive Mayor.

RECOMMENDATION that Council considers the approval of the

- (a) Mangaung Metropolitan Municipality Transport Forum be established.
- (b) Mangaung Metropolitan Municipality Transport Forum Constitution.

1.

TABLING OF COUNCIL RESOLUTIONS FOR THE PERIOD NOVEMBER 2021 UNTIL JUNE 2022

Annexure: Report dated August 24 2022 received from the Acting City Manager, supported by the NCR and approved by the Speaker.

RECOMMENDATION

- (a) That the Municipal Council takes note of the Register of Council Resolutions report.
- (b) That the Municipal Council takes note of the progress made on the implementation of Council Resolutions.
- (c) That the Management is instructed to implement all outstanding Council Resolutions and
- (d) That the Acting City Manager is required to submit progress report on the implementation of Council Resolutions bi-annually.

2.

ELECTION OF COUNCIL WHIP

Annexure: Report dated September 5, 2022 received from Acting HOD: Corporate Services, supported by the Acting City Manager, recommended by the NCR and approved by the Speaker.

RECOMEMNDATION that the election of the whip of council be conducted in terms of Schedule 3 of the Local Government : Municipal Structures Act (Act No. 117 of 1998)

3.

RESIGNATION AND REPLACEMENT OF WARD COMMITTEE MEMBERS

Annexure: Report dated October 21, 2022 received from the GM: Committee Services, supported by the Acting HOD: Corporate Services, recommended by the Acting City Manager and the NCR and approved by the Speaker.

RECOMEMNDATION

- (a) Municipal Council take note of the resignation and replacement of ward committee members.
- (b) Municipal Council approves the replacement of ward committee members who cease to hold office

188	REPORTS FROM THE MPAC
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NONE

189	IN COMMITTEE REPORTS
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1.

COUNCIL RESOLUTION DATED 20 APRIL 2022, NATIONAL INTERVENTION IN TERMS OF SECTION 139(7) OF THE CONSTITUTION

Report will be availed at the meeting.

2.

REPORT ON STATUS AND FUCTIONING OF THE MANGAUNG MUNICIPAL ENTITY – CENTLEC

Report will be availed at the meeting.

190	CLOSING OF THE SPECIAL COUNCIL MEETING
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**SECRETARIAT UNIT
COMMITTEE SERVICES**