



CONFIDENTIAL

**AGENDA
for a
SPECIAL MEETING**

**MANGAUNG
METROPOLITAN
MUNICIPAL COUNCIL**

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

**MONDAY
FEBRUARY 13, 2023
AT 10:00**

**MANGAUNG
METROPOLITAN
MUNICIPALITY**

MANGAUNG METROPOLITAN MUNICIPALITY

**Bram Fischer Building
30 JANUARY 2023**

**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

**COUNCIL CHAMBER, FIRST FLOOR
BRAM FISCHER BUILDING, BLOEMFONTEIN
ON
MONDAY, FEBRUARY 13, 2023
at 10:00**


To consider the items as set out in this agenda.



**ACTING CITY MANAGER
MR T MOTLASHUPING**
DATE: 06/02/2023



**NATIONAL CABINET REPRESENTATIVE
MS G MALAZA**
DATE: 06/02/2023



**SPEAKER
COUNCILLOR SB LOCKMAN-NAIDOO**
DATE: 07 February 2023

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) (Leave 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 (Leave 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)**

**1.
OPENING
(MOMENT OF SILENT CONTEMPLATION FOR MEDITATION AND PRAYERS)**

**2.
NOTICE OF THE MEETING**

**3.
APPLICATIONS FOR LEAVE OF ABSENCE**

**4.
ACCEPTANCE OF THE AGENDA**

**5.
ANNOUNCEMENTS**

6.	REPORTS FROM THE EXECUTIVE MAYOR
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1. SUBMISSION OF THE ANNUAL REPORTS FOR MANGAUNG METROPOLITAN MUNICIPALITY AND CENTLEC FOR 2021/2022 FINANCIAL YEAR

Annexure: Report dated January 24, 2023 received the Acting City Manager, ratified by the NCR and approved by the Executive Mayor.

- A. Consolidated Annual Report 2021/22 Financial Year**
- B. MMM Annual Performance Report ((Standalone) 2021/22 Financial Year**
- C. Centlec (SOC)Ltd Annual Performance Report 2021/22 Financial Year**
- D. Consolidated Annual Financial Statements For The Year Ended 30 June 2022**
- E. MMM Annual Financial Statements for the year ended 30 June 2022**
- F. Centlec (SOC)Ltd Financial Statement for the year ended 30 June 2022**

RECOMMENDATION that Mangaung Metropolitan Municipality Council notes:

- (a) The Mangaung and Centlec's standalone – 2021/2022 annual reports and annual financial statements.
- (b) The Mangaung and Centlec's standalone – 2021/2022 audit reports as presented by Auditor General.
- (c) The consolidated Mangaung 2021/2022 annual report and annual financial statements.
- (d) The Mangaung consolidated audit report as presented by the Auditor General.
- (e) That the presented audit reports by Auditor General will be incorporated in the annual reports; and
- (f) Refer the above reports to the Municipal Public Accounts Committee that will process the said report and develop the oversight report and thereon advise Council accordingly.

2. CENTLEC (SOC)Ltd: MID-TERM PERFORMANCE REPORT (SDBIP): 1 JULY 2022 – 31 DECEMBER 2022: 2022/23 FINANCIAL YEAR

Annexure: Report dated November 30, 2022 received from the EM Compliance and Performance and the Chief Executive Officer: Centlec (SOC)Ltd

RECOMMENDATION

- (a) That the performance of the organisation for the period (1st of July 2022 – 31st December 2022) is noted by the ARC.
- (b) That the mid-term report is submitted to the Board/Council for approval.

**3.
MFMA: SECTION 52(D) SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN
(SDBIP) SECOND QUARTER REPORT**

Annexure : Report dated January 23, 2023 received the Acting City Manager, ratified by the NCR and recommended by the Executive Mayor.

RECOMMENDATION that Council approves the MFMA Section 52(d) SDBIP 2ND quarter report (1 October – 31 December 2022).

**4.
MFMA: SECTION 72 SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)
MID-TERM REPORT**

Annexure : Report dated January 23, 2023 received the Acting City Manager, ratified by the NCR and recommended by the Executive Mayor.

RECOMMENDATION that :

- (a) Council approves the MFMA Section 72 SDBIP Mid-Term report (01 July – 31 December 2022).
- (b) Council note that the report will be submitted to National Treasury and
- (c) Council note that the report will be published in the municipal website.

**5.
MUNICIPAL FINANCE MANAGEMENT ACT (MFMA): BUDGET AND PERFORMANCE
ASSESSMENT REPORT IN TERMS OF THE MFMA, SECTION 72(1)(A) FOR THE SIX (6)
MONTHS ENDED 31 DECEMBER 2022**

Annexure: Report dated January 19, 2023 received from the Acting Chief Financial Officer and NCR

RECOMMENDATION that, in compliance with Section 72(1)(a) 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 six (6) months ending 31 DECEMBER 2022.
- 2. The Executive Mayor and the Council should note and evaluate the reported assessed Municipal mid-year financial performance against the budget for the 2022/23 financial year.

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. Based on the assessment of performance as indicated above, it is recommended that an adjustment budget for the financial year 2022/23 be compiled and tabled before Council for consideration, after approval of the mid-term.

**6.
REPORT ON THE IMPLEMENTATION OF SUPPLY CHAIN MANAGEMENT POLICY FOR
THE QUARTER ENDING DECEMBER 2022**

Annexure: Report dated December 31, 2022 received from the Acting Chief Financial Officer, recommended by the Acting City Manager, ratified by NCR and approved by the Executive Mayor

RECOMMENDATION that the Council take note of the Supply Chain Management report for the second quarter ending December 2022.

**7.
REPORT ON THE REVISED 16TH SUPPLY CHAIN MANAGEMENT POLICY**

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

RECOMMENDATION

- (a) That the Council take note of the amended Preferential Procurement Policy Framework Act Regulations of 2022 as promulgated.
- (b) That Council approve the revised Supply Chain Management Policy in accordance with the revised referential Procurement Policy Framework Act Regulations of 2022.

**8.
IMPLEMENTATION OF GOVERNMENT GAZETTE NO 2760 DATED 18 NOVEMBER 2022
(UPPER LIMITS OF TOTAL REMUNERATION PACKAGES PAYABLE TO MUNICIPAL
MANAGERS AND MANAGERS DIRECTLY ACCOUNTABLE TO THE MUNICIPAL
MANAGERS)**

Annexure: Report 24 January 2023 received from the Acting HoD: Corporate Services, supported by the Acting Chief Financial Officer, approved by the Acting City Manager, ratified by NCR and approved by the Executive Mayor

RECOMMENDATION

- (a) That Council note the adjusted upper limits of the total remuneration packages payable to senior managers for the 2021/22 financial year implemented with effect from 01 July 2022 as published on 18th November 2022 in Government Gazette 47538 by the Minister of CoGTA.
- (b) That the former Head of Departments be remunerated the difference between 2020/21 upper limits and the 2021/22 upper limits as calculated.
- (c) That the secondment acting allowance of current Heads of Department be remunerated in accordance with the adjusted upper limits of former Heads of Departments and
- (d) That new remuneration packages be adjusted in the municipal payroll system for the 2022/23 financial year and Heads of Departments be remunerated accordingly.

**9.
EXTENSION OF ACTING CHIEF FINANCIAL OFFICER (CFO) AND APPOINTMENT OF
ACTING HEAD OF DEPARTMENT SOCIAL SERVICES**

Annexure: Report dated 2 February 2023 received from the Acting HoD: Corporate Service, recommended by the Acting City Manager, ratified by NCR and approved by the Executive Mayor

RECOMMENDATION that Council

- (a) Extend acting period of Mr Lutanyani Denge, current acting Chief Financial Officer until 28 February 2023 to be in line with the acting period of the rest of the seconded Heads of Department.
- (b) Appoint Ms Mahoholi Alina Mafisa as the acting Head Social Services and Public Safety for the period of three months or until the position has been filled whichever comes first and that should acting period exceed six months, concurrence must be sought from MEC for CoGTA in line with Municipal Systems Act.

**10
FEEDBACK ON CONCERNS RAISED BY COUNCILLORS TO THE MINISTER OF FINANCE
AT COUNCIL MEETING HELD ON 07 NOVEMBER 2022.**

Annexure: Report dated 4 February 2023 received from the Acting HoD: Corporate Service, recommended by the Acting City Manager, ratified by NCR and approved by the Executive Mayor

RECOMMENDATION that Council:

- (a) Note the letter from the Minister of Finance in response to the matters raised by Councillors at the Council meeting held on 07 November 2022.
- (b) Forensic investigation on misappropriation of conditional grant funding will be conducted by the Metro to provide accurate information on what has occurred in conjunction with the process initiated by the Minister of Finance.

7.	REPORTS FROM THE SPEAKER NONE
8.	REPORTS FROM THE MPAC NONE
9.	IN COMMITTEE REPORTS NONE
10.	CLOSING OF THE SPECIAL COUNCIL MEETING

**SECRETARIAT UNIT
COMMITTEE SERVICES**