



CONFIDENTIAL

**MINUTES of a
SPECIAL MEETING**

**MANGAUNG
METROPOLITAN
MUNICIPAL COUNCIL**

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

**WEDNESDAY
MARCH 29, 2023
AT 10:00**

**MANGAUNG
METROPOLITAN
MUNICIPALITY**

**MINUTES OF A
SPECIAL MEETING
of the
MANGAUNG METROPOLITAN MUNICIPAL COUNCIL
held IN THE COUNCIL CHAMBER, FIRST FLOOR, BRAM FISCHER BUILDING
BLOEMFONTEIN
on
WEDNESDAY, MARCH 29, 2022
at 10:00**

ATTENDANCE REGISTER

#	NAME	PARTY	LEAVE
1	<u>Deputy Executive Mayor</u> Cllr Mothibi-Nkoane (Maria Mapaseka)	ANC	
SECTION 79 CHAIRPERSONS			
2	Cllr Mokoakoa (Mpho Issac)	ANC Ward 29	
3	Cllr Nhlapo (Ntombi Anna)	ANC	
4	Cllr Qai (Alfred)	AIC	
5	Cllr Seleke (Puseletso Leticia)	ANC	
6	Cllr Mokgothu (Tona Kenosi Wilfred)	ANC Ward 2	
PR COUNCILLORS			
7	Cllr Campher (Zaandre MC)	DA	
8	Cllr Davies (Maryke)	DA	
9	Cllr De-Huis (Dikeledi Jane)	EFF	
10	Cllr De Kock (Valerie Belinda)	FFPlus	
11	Cllr Denner (John Henry)	FFPlus	Absent with leave
12	Cllr Dennis (Magdalena Elizabeth)	DA	
13	Cllr Ferreira (Thomas Ignatius)	DA	
14	Cllr Jonas-Malephane (Vuyelwa Eunice)	ANC	
15	Cllr Klaasen Raynie Sarah	DA	

PR COUNCILLORS			
#	NAME	PARTY	LEAVE
16	Cllr Letsoko (Mantwa Sanah)	EFF	
17	Cllr Lipale (Gopolang Jeremiah)	EFF	
18	Cllr Makau (Pitso Elias)	EFF	
19	Cllr Malebo (Deliwe Lettia)	EFF	
20	Cllr Maliela (Motiki Edwin)	DA	
21	Cllr Masoeu (Thapelo David)	DA	Absent with leave
22	Cllr Mathae (Bongani Lawrence)	ANC	
23	Cllr Matsoetlane (Meditaba Joyce)	ANC	
24	Cllr Mogotsi (Mamahlape Elisa)	EFF	
25	Cllr Mohlamme (Lebohang Lerato)	DA	
26	Cllr Mokoena (John Itumeleng)	AASD	
27	Cllr Mongale (Mojalefa William)	AASD	
28	Cllr Monyakoana (Ntwa Patrick)	ANC	
29	Cllr Morake (Molefi Andries)	ANC	
30	Cllr Moreeng (Kabelo Christopher)	DA	
31	Cllr Njiva-Lebajoa (Mamotse)	DA	
32	Cllr Nthatisi (Gregory Mosala Solomon)	ANC	
33	Cllr Ntshakazane (Eunice Xoliswa)	EFF	
34	Cllr Phohleli (Tsholwane Eddy)	EFF	
35	Cllr Phupha (Ntsoaki Agnes)	PA	
36	Cllr Ramatlama (Mpho Joseph)	EFF	
37	Cllr Rampai (Pule Joseph)	ACDP	
38	Cllr Rasoeu (Lempe Ernest)	DA	
39	Cllr Sebolao (Jankie Elisha)	EFF	

40	Cllr Shale (Nkahiseng Reginah)	EFF	
41	Cllr Snyman van Deventer (Elizabeth)	FFPlus	
42	Cllr Terblanche (Arthur Phillip)	DA	
43	Cllr Thomas (Johannes Beleme)	EFF	
44	Cllr Thompson (Mare-Lize)	FFPlus	
45	Cllr Thwala (Zwelinjane Jonathan)	DA	
46	Cllr Titi-Odili (Lulama Magdeline)	ANC	
47	Cllr Tladi (Motshewa Martha)	ANC	
48	Cllr Twala (Pani Sidney)	ATM	
49	Cllr van der Ross (Kevin Etienne)	PA	
50	Cllr van Rensburg (Corize)	DA	Absent with leave
51	Cllr Viviers (Benhardus Jacobus)	DA	Absent with leave
52	Cllr Vorster (Braam)	FFPlus	

WARD COUNCILLORS

#	NAME	PARTY WARD	LEAVE
53	Cllr Sefaki (Samuel)	ANC 1	
54	Cllr Machachamise (Tshepiso Oudious)	ANC 3	
55	Cllr Supi (Mahoko Harold)	ANC 4	
56	Cllr Lecoko (Lehlohonolo Nathaniel)	ANC 5	
57	Cllr Moiloa (Tshidiso Petrus)	ANC 6	
58	Cllr Rampai (Chabeli Frank)	ANC 7	
59	Cllr Nyaphudi (Likeleli Julia)	ANC 8	
60	Cllr Tlhakung (Betty Masetlhabi)	ANC 9	
61	Cllr Setlai (Teboho Lesley)	ANC 10	
62	Cllr Mosala (Motlhokung Theodorah)	ANC 11	

63	Cllr Hashatsi (Rafedile)	ANC 12	
64	Cllr Siteo (Nombulelo Dorcas)	ANC 13	
65	Cllr Lekgetho (Lebogang Winston)	ANC 14	
66	Cllr Mohibidu (Pulane Martha)	ANC 15	
67	Cllr Kruger (Caprice Logan)	ANC 16	
68	Cllr Mohatle (Mampone Sally)	ANC 17	
69	Cllr McKay (David Mark Campbell)	DA 18	
70	Cllr Peter (Seth Qondile)	ANC 19	
71	Cllr Pretorius (Werner)	DA 20	
72	Cllr Lotriet (Pieter Adam)	DA 21	
73	Cllr Leech (Dulandi)	DA 22	
74	Cllr van der Walt (Tjaart Botha)	DA 23	
75	Cllr Kotze (Gerhardus Dirk Petrus)	DA 24	Absent with leave
76	Cllr Botes (Francois Rossouw)	DA 25	
77	Cllr van Niekerk (Hendrik Johannes Christiaan)	DA 26	
78	Cllr Banyane (Zachous Nechodemus)	ANC 27	
79	Cllr Nikelo (Vumile Edwin)	ANC 28	
80	Cllr Tukula (Teboho Daniel)	ANC 30	
81	Cllr Mabena (Mere Joel)	ANC 31	
82	Cllr Menyatso (Thabang Victory)	ANC 32	
83	Cllr Mohono (Tshidiso Augustine)	ANC 33	
84	Cllr Tshwane (Kabi Daniel)	ANC 34	

85	Cllr Fantisi (Teboho Samuel)	ANC 35	
86	Cllr Makoloane (Itumeleng Justice)	ANC 36	
87	Cllr Ramolele (Mmota Simon)	ANC 37	
88	Cllr Matsoso (Molahloane Florenciah)	ANC 38	
89	Cllr Mogotloane (Thabo Joel)	ANC 39	
90	Cllr Pholoholo (Ntebaleng Pertunia)	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 Christophel)	ANC 50	
101	Cllr Mohulatsi (Mamoorosi Margaret)	ANC 51	

PRESENT

NATIONAL INTERVENTION TEAM

1. NCR
2. Service Delivery Specialist
3. Finance Specialist
4. Governance Expert

**Ms G Malaza
Mr E Mngomane
Mr M Nkosi
Mr M Nkosi**

OFFICIALS

1. Representative from COGTA
2. Representative from COGTA
- 3.
4. ANC Secretary
5. Acting Chief Financial Officer
6. Acting HoD: Corporate Services
7. Acting HoD: Engineering Services
8. Acting HoD: Waste Management
9. Acting HoD: Human Settlement
10. Chief Executive Officer: Centlec
11. General Manager: Committee Services
12. Secretariat Officer

**Adv Mantso
LL Khiba
KD Mahlatse
Mr PH Motsoeneng
Mr L Denge
Adv N Mpangane
Mr W M^cleod
Mr F Nel
Ms NR Dumalisile
Mr M Sekoboto
Mr Motete Mothekhe
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).
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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**MINUTES
(OPEN COUNCIL)**

37.

OPENING

(MOMENT OF SILENT CONTEMPLATION FOR MEDITATION AND PRAYERS)

The meeting commenced at 11h04. The Acting HOD: Corporate Services was presiding over the first part of the Council meeting.

The Acting HOD: Corporate Services, Adv N Mpangane requested to confirm quorum and thereafter it was confirmed there were 74 Councillors and then officially declared the meeting opened and welcomed everyone present.

- She then indicated that the Minister of COGTA was made aware that the Acting City Manager would not be able to preside over the meeting today. She then quoted Section 36 subsection 3 of the Structures Act as amended, which was invoked today whereby the MEC responsible for Local Government in the Province: Mr. MK Makume should designate a candidate to preside today's meeting.
- That the Speaker had resigned on the 15th of March 2023 which was accepted therefore created a vacancy;
- The Acting HOD narrated the letter verbatim which was circulated to all Councillors in the meeting. She then requested Adv M Mantso to take over and Chair over the election of the Speaker.

Councillor JE Sebolao interjected and requested a 20 minutes caucus on behalf of the EFF as felt there were certain issues they need to discuss prior to continuing with the meeting, which was duly granted.

After the caucus, Councillor MJ Ramatlama provided feedback by stating that they accepted the resignation of the Speaker however he indicated the Acting City Manager should be the one presiding over the Election of the Speaker as there was no proof nor a sick note/letter attached to prove he was indeed on sick leave. That this might lead to litigation if not attended to. The Chairperson, Adv M Mantso responded that this has been confirmed by the Minister as per the letter attached.

NOTED

38.

NOTICE OF THE MEETING

The notice as read on page 2 of the agenda.

NOTED

39.

APPLICATIONS FOR LEAVE OF ABSENCE

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

NOTED

40.

ACCEPTANCE OF THE AGENDA

Councillor MJ Mabena moved for acceptance of the agenda and was seconded by Councillor ZN Banyane.

NOTED

41.

ANNOUNCEMENTS

The Chairperson announced that interpretation services were available and the relevant channels thereof.

NOTED

42.	REPORTS FROM THE EXECUTIVE MAYOR
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NONE

NOTED

43.	REPORTS FROM THE ACTING CITY MANAGER
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Advocate M Mantso was presiding over the elections as delegated by the MEC: COGTA.

1.

RESIGNATION AND REPLACEMENT OF COUNCILLORS

When dealing with this item, the Chairperson referred to the recommendations and indicated that this item was only for noting. He then requested the two new Councillors to stand up in the house and welcomed them.

RESOLVED that

- a) That Council take note of the report and
- b) the Municipal Council notes the replacement of the ANC PR Councillors with the resignation of Councillor MA Siyonzana and Councillor SB Lockman-Naidoo;
- c) it be noted that Councillor Gregory Mosala Solomon Nthatisi becomes a Councillor representing the ANC effective from 09 March and Councillor Bongani Lawrence Mathae becomes a councillor effective from March 16, 2023;

2.

ELECTION OF THE SPEAKER

The Chairperson, Adv M Mantso introduced the item by indicating that the election of the Speaker was conducted in terms schedule 3 of the local government municipal structure of 1998, act 117 of 1998.

Councillor D Leech stood up on a Point of Order and indicated the following; "At this point we would just like to enquire if you did not request the IEC to preside over today's activities, in my opinion it brings this whole process into question. one cannot help but wonder if you have no faith in the IEC or simply afraid of the outcome."

On a Point Of Order, Councillor M Kganakga remarked that they had two documents presented before them however there was no proof of a sick note. She then requested the sick note to be availed to Councillors before they could deal with the business of the day and further stated that the Acting City Manager could be kidnapped.

Councillor VE Nikelo interjected to request the Councillor to withdraw the word "kidnapped" as this was a serious allegation however Councillor M Kganakga responded that she would not withdraw as there was no evidence of his whereabouts or illness.

The Chairperson then responded as follows: “The letter was read from the Minister which is clear evidence that the Acting City Manager is not feeling well and it seems that you are questioning the credibility of the Minister and where I’m sitting, it is clear that you have no evidence and I would request that you withdraw your statement.”

Councillor GDP Kotze also commented that this was the 4th Council meeting the Acting City Manager was not attending.

Councillor VE Nikelo commented as follows: “Thank you chair, I would like Councillors Kganakga, as she claims that the ACM has been kidnapped, she must go out of this council and go open a case of kidnapping and leave us to do the work that we are supposed to do.”

The Chairperson informed the meeting that the IEC is now present in Council and will oversee the process of the election of the Speaker.

Councillor PL Seleke addressed the Council as follows: “Thank you Speaker, allow me to greet the Provincial Secretary of the ANC, Ntate Polediso, newly elected MEC of Public Works Hon. Dibelolo Mahlatsi, newly elected MEC of COGTA, Ntate Toto Makume, let me say all protocol observed. Advocate Mantso, my homeboy, I am honoured to see you today and call you Adv. Mantso from a small and rural area Wepener.

Councillor JC Pretorius interrupted the Councillor on a Point of Order and stated the following: “Chair you made it clear now with the rules to everyone that this item is not a debate. The ANC is making speeches now and they just need to nominate their candidate and stop wasting our time.”

Thereafter Councillor PL Seleke continued with her address as follows: “My apology and I don’t want to offend anyone today, my work is to just nominate. Allow me on behalf of ANC to rise and nominate a revolutionary cadre of note. One of our own to steer the ship of this council, allow me to nominate Councillors Bongani Lawrence Mathae to be the speaker of Mangaung Metro Municipality, thank you.”

The Chairperson then opened the floor for nominations from the house.

Councillor NP Pholoholo seconded nominated candidate, thereafter Councillor BL Mathae stood up and accepted the nomination.

When the Chairperson asked if there were more nominations, Councillor JC Pretorius addressed the Council as follows: “Thank you chair, from the DA we would like to nominate a Councillor that has experience in council and someone that has integrity and will take this council forward which is Councillor M Davies.”

The nomination was then seconded by Councillor GDP Kotze and the nominated candidate thereafter accepted. Councillors when then given the necessary nominations form to complete. Thereafter the Chairperson indicated the IEC would be taking over.

Councillors MJ Ramatlama interjected by making the following comment: “We are dealing with a very sensitive process so can we confirm the number of Councillors who are present in council before the IEC proceeds. Secondly the elected speaker of ANC, he was the GM at Solid Waste so can he confirm that he is no longer an employee of the municipality.”

At this point there was commotion in the Councillor Chamber and the Chairperson then called the house to order by confirming the numbers of Councillors in the meeting as follows:

ANC	51
DA	23
EFF	11
FF PLUS	4
ASD	2
ACDP	1
AIC	1
PA	2
ATM	1

And the total number is 96 [councillors which are present in council]

There was loud uttering in the Council Chambers.

The MEO, Mr. Steve Rapulungoane addressed the Council as follows: “IEC has been requested by the Acting City Manager to assist in the technical support in terms of running the elections of Mangaung Speaker, and we are here to assist and we are expected to do what we do best in terms of ensuring that elections are free and fair regarding the nominated candidate. we have our rules that we need to adhere to and I will give an opportunity to the regional supervisor of IEC to read out the rules so that all of us can abide by them. before that as we enter the chamber, the nominations have taken place and we will request that we have to guard the information writing for record purposes and we will issue a form whereby the person who nominated provides their details and the person that is nominating. We also request that the person who seconded to sign a form - so we actually need that to be done before we proceed any further. we request the nominees to complete the acceptance forms so that we know that they indeed accept to occupy the position as indicated today.”

Councillor JE Sebolao interjected on a Point of Order and remarked as follows: “IEC member , switch off your mic there. Chair I just want to check that the person addressing us, what capacity is he addressing us on because as far as i know he is an employee here and I see the IEC members. I just want to know who is the person next to you and who is he representing.”

The MEO, Mr. Steve Rapulungoane responded as follows: “Thank you Councillors, I’m representing the IEC as the Municipal Electoral Officer appointed by this Council to be the MEO of the IEC. I’m here at Mangaung at the capacity of being an MEO for this sitting.”

Councillor GJ Lipale: raised the following: “I’m concerned about the gentleman who just addressed us now because he is an employee of Mangaung and he is also an IEC, is there no conflict of interest here? Because it cannot be correct because I thought that someone who would preside on elections should be someone who is not conflicted. So he is an ANC employee and I am worried. If he is an employee of the municipality, he must excuse himself. This is a conflict of interest “Mr Advocate””

Councillor VE Nikelo thereafter commented as follows: “It is wrong for Councillors Lipale to indicate that the employees of Mangaung are employed by the ANC. The ANC is not an employment agency. That It cannot be reduced to a political party, we are in a council meeting.”

However Councillor GJ Lipale was not satisfied with the response and further raised the following: “But still, who is going to preside over the proceedings? Will it be that gentleman? Because whether or not the IEC is going to elaborate on the procedure, we are still worried because we don’t want a situation whereby an official who is employed by municipality presides over elections. We want someone who is impartial and whom we won’t question. Councillors Kganakga said that this matter could be litigated on something that we could have just corrected, thank you very much.”

The Chairperson then concluded the matter by indicating that he was not going to speak on behalf of the IEC, that they will explain the process and their capacity and then we would then follow that procedure.

Representative from IEC, Mr. LM Telang addressed the Council as follows: “The chairperson has indicated that we will be in control of the process from hereon. You have nominated the candidates and we have already submitted the forms whereby the nominator will have to complete his details on the form and have 2 seconders on the candidate. We will also check with the nominated individual whether he accepts or rejects, and if accepted, we will submit the acceptance form. Already we have a submitted name of the ANC and the first seconder has provided his signature and we will therefore call the second seconder.

Councillors then interrupted and requested that he introduce himself before the house. Thereafter he continued as follows:

“My name is Telang Lehloka Maxwell, I am working for the Electoral Commission of Mangaung Metropolitan. I am heading the office of Mangaung Metro as the regional supervisor. Now that I have explained myself, I would like to know the second seconder of the candidate.”

Councillors MJ Mabena seconded the nominee for Bongani Lawrence Mathae.

Mr. LM Telang indicated that they will sign a form that states they have seconded and then the acceptance form would be submitted to the Nominee, Councillor BL Mathae.

Councillor MJ Ramatlama then requested the IEC to confirm the number of Councillors in the meeting as it seems as though they do not tally. Councillors JE Sebolao was in agreement that the numbers should be confirmed prior to voting.

On a Point of Order, Councillor MJ Mabena stated the following: “We can’t move back and forth, the IEC is in the process of conducting this election but other Councillors are stagnating the progress but forward we are going. Please allow the IEC to do their duty. Thank you.”

The IEC Representative then explained the process as follows:

“The process of nomination has been concluded. Now we will allow my colleagues to go and formulate a formal ballot paper that will have the names of the candidates that were nominated from the floor. Before we start I would like to give out the house rules as we rallying with these elections and we agree that these are the rules we will uphold:

- ✓ For one to participate in this election we would request that he/she must have their ID, reason being that we have all your names but we need to confirm the identities of all the voters. An alternative is that we have political party agents or some members of the council who will confirm the identities of Councillors without an ID.
- ✓ People that will participate in this council should either be a PR councillor or a ward councillor. In Mangaung we have 101 Councillors, 51 wards and 51 PR Councillors.
- ✓ The voters’ roll we will be using is the one that has been submitted which is coming from the IEC, the candidate nomination system list which has all your names and your ID’s. it will be our voters roll.
- ✓ During the voting we will not allow cell phones inside the ballot booths
- ✓ On the ballot paper, you give X a mark, or a Tick. No writing!
- ✓ What constitutes a valid ballot is one whereby the voters choice is clear. We have given 2 names which will be in the form of 2 blocks where you need to put your X. don’t staddle your line, your choice needs to be clear.
- ✓ A voter is expected to only choose 1 candidate, if you tick 2, that ballot paper is spoiled.
- ✓ Ensure that your ballot has an IEC stamp, because if there is no stamp then the ballot paper is spoiled. The stamp validates the ballot paper.
- ✓ A voter will only get maximum of 2 ballot papers. You are given 1 ballot paper, should there be a mistake, a second ballot paper can be requested and the first paper will be cancelled.
- ✓ We request that there should be only 1 political party agent from every party for the sake of transparency. If there are questions around the proceedings, enquiries should be made with the presiding officer.
- ✓ For this process, we are not going to ink candidates, and the reason is that we don’t know, there might be a bi-election.

- ✓ Immediately after voting, we go straight to counting and those political party agents during the vote, we stand a chance of replacing them if they are tired. When we start with the counting, nobody will be allowed in or out and no cell phones are allowed in the counting station for the sake of confidentiality.
- ✓ The law enforcement will be at the door to ensure that nobody comes in or out
- ✓ The ballot paper will be in alphabetical order via the surnames of candidates.”

Councillor E Snyman van Deventer reminded the IEC to confirm the number of Councillors and the procedure regarding party agents to be appointed.

The IEC representative, Mr. LM Telang continued as follows: “Political party agents will be there, and there will space that they are occupying. I think I need to talk about the placement of the booth. It will not be facing the wall but the people. The political party agents will see what the Councillors is doing without seeing what was voted for to ensure confidentiality.”

It has been that we have 96 councillors present and 5 is absent:

ANC	51
DA	23
EFF	12
FF PLUS	4
ASD	2
ACDP	1
AIC	1
PA	2
ATM	1

Mr LM Telang further stated the following “I forgot to mention that our voting will not be here in the chamber but it will be where the public normally sits, and we will only be 2 inside the voting station because we only have 2 ballot booths that will be utilised. The counting will also take place at that space.”

Councillor D Leech reminded the meeting on the following: “Through you Speaker, in terms of validating the voters, can we rather utilise either an ID or a driver’s license, surely everyone has their license. In all honesty, taking into account what happened in other areas, we simply do not trust that a friend will validate another friend”

The IEC Provincial Manager addressed the Council as follows: “Councillors good morning, we would have preferred that all Councillors have their ID books, because that is what I’m told was communicated with the people who invited us, unfortunately we only learnt that the message did not filter through. However I’m appealing that Councillors know each other and will able to see a person who receives a ballot paper and the recipient. At any point, an objection is allowed and will be entertained. I do not foresee any problems as all observers from all parties will be allowed.

As the IEC, we are still busy formulating the ballot paper and once we are done the voting station will be ready and I propose that you begin with the appointing of the party agents and the process will go like this; when we are ready, we will allow the first group to go out and cast their vote until we have covered everybody. We would like to have record of the appointed party agents."

There is loud utterings from Councillors.

Councillor JE Sebolao commented as follows: "I just want to talk about precedence. When we elected the Deputy Executive Mayor, the IEC was there and they never expected us to bring ID's. Can we stick to precedence. The situation of us councillors going to our cars and get ID's might be problematic. We are sitting again tomorrow as council, let's do everything tomorrow and all the elections so that we can all have our ID's."

The Chairperson then responded that the IEC member has made it clear that if an ID is not available, then a party agent will assist, that they should not drag this issue and to finalize the meeting. Councillor JE Pretorius then asked how many party agents each party can be nominated, to which the IEC responded it would be one from each party.

Councillor M Kganakga raised the following: "On a point of correction, on the IEC website, it was claimed a by-election is proclaimed within 90 days and there is no by-election here and that the ink will not take 90 days to come off so she was requesting the IEC to mark them. It reads as follows – on the vacancy, *"the MEC of local government must, after consulting with IEC, set aside a date for by-election notice with the government gazette. The by-election must take place after 90 days of the previous election ."*

The IEC Representative responded as follows: "As the IEC we will not ink anyone today and you might never know, maybe one of you might resign and go stay somewhere and there is an election there. As IEC we will not ink anyone today and that decision has been taken. He then announced the party agents nominated as follows:

ANC	COUNCILLORS VE NIKELO
DA	COUNCILLORS D LEECH
EFF	COUNCILLORS JE SEBOLAO
FF PLUS	COUNCILLORS E SNYMAN VAN DER VENTER
PA	COUNCILLORS NA PHUPHA
ASD	COUNCILLORS MW MONGALE
ACDP	COUNCILLORS PJ RAMPAI
ATM	COUNCILLORS ZJ TWALA
AIC	COUNCILLOR A QAI

After the voting process, the IEC member addressed the Council by informing them of the results as follows: "The process went well and there was no conflict. Now i will pronounce the results with the elections. I will begin with the spoiled, the cancelled and go to how the voting went. We had a total 120 ballot papers and a total of 96 councillors that casted their votes. Out of 96 ballot papers there were 3 spoiled one's and we had 0 cancelled ballots and there 93 valid votes. The results are as follows:

6h

Number of votes cast = 96

Spoiled ballots = 3

Councillor M Davies – 53 VOTES

Councillor BL Mathae – 40 VOTES

The Chairperson then stated the following: “Those were the results as they have been read by IEC, I therefore in terms of item 6 declare Councillor M Davies as the Speaker. I will therefore call the Speaker to take the podium. Congratulations to the Speaker of Mangaung.

There was singing and chanting in the council chamber.

After announcement of the results, by the Acting Chairperson, he then requested the newly elected Speaker, Councillor M Davies to ascend and chair the Council meeting. **The Speaker, Councillor M Davies addressed the meeting as follows:** “Thank you colleagues and everyone who has put their trust in me, I promise not to fail you and this council and the people of Mangaung.”

Councillors were then afforded the opportunity to convey messages of congratulations.

Councillor E Snyman van Deventer : “On behalf of FF plus we say congratulations and this is proof that if people really want change, and if they really take the interests of people of Mangaung, this is the result thereof. It is very strange that whenever we elected a member of the ANC all opposition parties would congratulate and I hope that will be the result now.”

Councillor JC Pretorius: “Today is a day of the history books, it is a day that opposition parties and councillors united to bring change. From the DA, we would like to congratulate you and wish you all the best. We promise to support you so that we can bring this council forward and this metro because we are here to work for the people of Mangaung and this is the first step in doing that.”

Councillor KC Moreeng: “Bo emong ba Mangaung, re motlotlo ebile re thabile haholo kajeno hare fumane motho ya tshwanang le wena a ikemiseditseng ebile a sebetsa ka matla hoba speaker sa Mangaung, re tla ofa tshehetso e oe hlohang. Mme re motlotlo ebile re thabetse ho tlo sebetsa le wena jwale ka moeteledi-pele wa rona wa Council.”

Councillor PJ Rampai: “Madam Speaker ke nahana o bona maemo a Mangaung and ke nahana etlaba maemo a matle eseng a mkgahlo ole mong o itseng and ke nahana retlo sebetsa kaofela ho thusa Mangaung hobane wa bona e jwang. We would like to wish you all the best in your new position and here are a few words from the ACDP – You have selected a man and woman of the people who fear God, trustworthy and hate dishonesty, man of integrity. when you have faith, ambition, hard work, persistence and courage, good luck will be all on your side, hug new challenges with confidence. well done and congratulations. people have been elected, let’s not play with people of Mangaung have been played with before. let us focus on people of Mangaung and the service delivery thereof.”

Councillor MW Mongale: “Congratulations on obtaining this position that is very important. People think it’s a position but it is a responsibility of making sure that IDP processes are started earlier unlike before so that we can prevent conflict between officials and community members. We believe that this is a moment of reflection to all of us who are here. You have not been elected by the DA but by the councillors of Mangaung, the purpose was to ensure that the people of Mangaung receive service delivery and to be led in a proper and you are expected to rise to the occasion. To the competitor which is Councillor Mathae, even though it sounds like a loss, it is not. You must understand the principles and stages of revolution. We congratulate both candidates because the campaign was clean and there was no badmouthing which is what we pride ourselves as councillors and we want all campaigns to run clean. When people raise an issue, it must be verifiable. Congratulations to you and councillors of Mangaung for an orderly process, credit also goes to people of Mangaung who voted for us.”

It was thereupon

Resolved

- a) That Council take note of the report and
- b) That the Mangaung Metro elected Councilor M Davies to serve as the Speaker on a full-time basis.

44.

REPORTS FROM THE AUDIT COMMITTEE

NONE

NOTED

45.

REPORTS FROM THE MPAC

NONE

NOTED

46.

IN COMMITTEE REPORTS

NONE

NOTED

47.

CLOSING OF THE SPECIAL COUNCIL MEETING

The Speaker, Councillor M Davies officially terminated the meeting at 13h23

**SECRETARIAT UNIT
COMMITTEE SERVICES**

The Council approved the minutes at the meeting held on Wednesday, 12 July 2023 under Item 109.5



**SPEAKER OF COUNCIL
CLLR M DAVIES**

**MINUTES OF SPECIAL COUNCIL MEETING
29 MARCH 2023**



**MINISTRY
COOPERATIVE GOVERNANCE AND TRADITIONAL AFFAIRS
REPUBLIC OF SOUTH AFRICA**

Private Bag x 802, PRETORIA, 0001 Tel: (+27 12) 334 0705 Fax: (+27 12) 336 5950
Private Bag x 9123, CAPE TOWN, 8000 Tel: (+27 21) 469 6701 Fax: (+27 21) 461 0851

Ref: 24656/1

Mr M Makume
MEC COGTA Free State
PO Box 211
Bloemfontein
9300

Dear Colleague,

DESIGNATION OF PERSON TO CHAIR COUNCIL MEETING SCHEDULED ON 29 MARCH 2023: ELECTION OF THE NEW SPEAKER AT MANGAUNG METROPOLITAN MUNICIPALITY.

The abovementioned matter, refers.

As you are aware that the Speaker of Council has since resigned on 15 March 2023. I have been notified that the metro has scheduled a Council meeting to replace and elect the new Speaker of Council.

In the absence the Speaker, the acting City Manager must chair such meeting, however it has come to my attention that Mr Tebogo Motlashuping is unable to chair the aforesaid meeting due to ill-health. To that end, I hereby request that the MEC designate a person to chair the meeting in accordance with section 29 (1)(A) of the Local Government: Municipal Structures Act as amended. Herewith agenda of council for ease of reference.

Your favourable response will be awaited to ensure that the metro legislative arm of governance is restored to enable the municipality to be responsive and accountable to its citizens. Any further queries may be directed to Adv, Nkateko Mpangane, Acting Head Corporate Services, Mangaung Metro at cell number 082 8279275 or at Nkatekos@coqta.gov.za.

Yours Sincerely,

**MS THEMBISILE NKADIMENG, MP
MINISTER
DATE: 28 March 2023**



Member of the Executive Council for
Cooperative Governance, Traditional
Affairs and Human Settlements
FREE STATE PROVINCE

Enquiries: Mr. STR Ramakwane
Head of Department
Tel: (051) 405 5219/055 462 8547
E-mail: hod@fscogta.gov.za

**To: Ms GP Malaza
National Cabinet Representative
Mangaung Metropolitan Municipality**

**Re: ELECTION OF MANGAUNG METROPOLITAN MUNICIPAL COUNCIL
SPEAKER i.Lo SECTION 36 READ TOGETHER WITH SCHEDULE 03 OF THE
MUNICIPAL STRUCTURES ACT AS AMENDED.**

1. The subject matter refers.
2. I Moses Ketso Makume, in my capacity as the Member of the Executive Council responsible for Local Government in the Free State Province with powers vested unto me by Section 36(3) of the Municipal Structures Act as Amended hereby designate Adv. M. Mantso who is the Head of Legal Services in the Department to preside on the process of the election of the Mangaung Metropolitan Municipal Council speaker.
3. The process will be conducted in line with Section 36 read together with Schedule 03 of the said Act.

Your positive cooperation in this regard will be highly appreciated.

Sincerely,

**Mr. MK Makume (MPL)
MEC: Department of Cooperative Governance,
Traditional Affairs and Human Settlements**

28/8/2023
Date