

MOGALAKWENA LOCAL MUNICIPALITY



COUNCIL

MINUTES OF THE ORDINARY COUNCIL MEETING OF THE MOGALAKWENA MUNICIPALITY IN THE 2018/2019 FINANCIAL YEAR HELD AT LLEKA LEKALAKALA COUNCIL CHAMBER, CIVIC CENTRE, MOKOPANE ON TUESDAY, 28 AUGUST 2018 AT 14:02

PRESENT

AS PER ATTACHED ATTENDANCE REGISTER.

OFFICIALS

Messrs.	K MALULEKA	-	ACTING MUNICIPAL MANAGER SERVICES (MANAGER: PLANNING & DEVELOPMENT SERVICES)
	S MULENGA	-	ACTING CHIEF FINANCIAL OFFICER
	J N FOURIE	-	MANAGER: ELECTRICAL SERVICES
	M A SIBANDA	-	ACTING MANAGER: TRAFFIC & EMERGENCY SERVICES
	J P MASHAMAITE	-	ACTING MANAGER: COMMUNITY SERVICES
Mesdames.	M TSEBE	-	ACTING MANAGER : CORPORATE SUPPORT SERVICES
	R MADIBELA	-	COUNCIL SECRETARIAT OFFICER

1. **OPENING**

The speaker welcomed all present and requested councillor L G Legodi to open the meeting with a prayer. He further appreciated the presence of the officials from CoGHSTA Limpopo.

2. **APPLICATION OF MEMBERS FOR LEAVE OF ABSENCE**

Applications for leave absence were received from councillors R A Matsemela, T A Kekana, M P Sebatjane, M S Tlhaku, S R Masipa, E S Leso, S A Debeila, L J Mashala, K Q Dekker, M E Seema, M S Matlala, M S Letwaba, M B Baloyi, M R Maepa and M S Thobane.

H.S

701.
28.08.18

RESOLVED:

THAT leave of absence from the ordinary council meeting of the Mogalakwena Municipality in the 2018/2019 financial year, held on 28 August 2018 be granted to councillors R A Matsemela, T A Kekana, M P Sebatjane, M S Tlhaku, S R Masipa, E S Leso, S A Debeila, L J Mashala, K Q Dekker, M E Seema, M S Matlala, M S Letwaba, M B Baloyi, M R Maepa and M S Thobane.

3. **PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY THE SPEAKER**

The speaker congratulated councillors who celebrated their birthdays during June, July and August 2018.

4. **PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY OTHER MEMBERS**

None.

5. **MINUTES OF THE PREVIOUS MEETINGS**

RESOLVED:

THAT the minutes of the ordinary council meeting in the 2017/2018 financial year held on 29 May 2018 (pages 652 to 666), the minutes of the special council meeting held on 3 July 2018 (pages 673 to 676), the minutes of the special council meeting held on 19 July 2018 (pages 684 to 686) and the minutes of the special council meeting held on 22 August 2018 (pages 697 to 699), be approved and signed.

6. **REPORT OF THE MUNICIPAL MANAGER**

None.

7. **QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN**

None.

8. **MOTIONS OR PROPOSALS DEFERRED FROM PREVIOUS MEETINGS**

None.

H.S

1. **REQUEST FOR ADOPTION OF MPAC 2018/19 ANNUAL WORK PROGRAM**

(6/12/1/5)RM
(Municipal manager)

RESOLVED:

THAT

- a) The 2018/19 Annual Work Program be approved.
- b) Compliance to the MFMA calendar be adhered to.
- c) political and administrative accountability be reported on quarterly bases.
- d) Council take note that effective operation of MPAC depends on the availability of tools of trade, permanent and dedicated personnel for MPAC.

9. **REPORT OF THE EXECUTIVE COMMITTEE FOR MARCH, APRIL AND MAY 2018**

SECTION A

The mayor submitted the report of the executive committee (pages 11 to 16) and requests that it be considered.

A : **REPORT OF THE EXECUTIVE COMMITTEE FOR JUNE, JUNE AND AUGUST 2018 WITH REGARD TO MATTERS WHICH THE COUNCIL MUST CONSIDER**

1. **ALLOCATION OF ERVEN TO FORMER BARGAIN RESIDENTS (17/1/5/1)MT**
(ITEM 5 AGENDA EC 17 JULY 2018)

RESOLVED:

THAT

- a) council note the contents of the report.
- b) Council resolution dated 5 December 2011 (item 5b) referred to in 5 *supra* be revoked.
- c) Council approve the Property Valuation Report attached hereto as pages 6 to 16 and that the 44 erven be sold at a price as per the valuation report.
- d) it be noted that 44 serviced erven at Mahwelereng Zone B are available for selling and it be confirmed in terms of section 14 (a) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) that these erven are not needed to provide the minimum level of basic municipal services.
- d) objections against the alienation of the 44 erven be invited in terms of clause E5 of the Policy on Sale and Disposal of Municipal Land/Property.

H.S

703.
28.08.18

- e) the residents from Bargain indicated on the list attached as pages 27 to 29 be approved and these residents be granted an opportunity to purchase an erf of their choice at the market price as determined by the valuer on a first come first serve basis.
- f) Bargain residents be allowed to purchase the erven within three months after they have been informed of the price and if there are still erven left after the three months have lapsed it be alienated to the general public by means of the public tender method.
- h) the deed of sale attached as pages 30 to 33 be approved for the selling of the 44 erven.

2. MISAPPROPRIATION OF MUNICIPAL FUNDS AT REBONE (6/13/2)(5/11/3)MT
(ITEM 6 AGENDA EC 17 JULY 2018)

RESOLVED:

THAT Council takes note of the contents of the report.

3. SUSPENSION OF MOGALAKWENA LOCAL MUNICIPALITY FROM
PARTICIPATING IN SAIMSA GAMES FOR A PERIOD OF TWELVE MONTHS
(ITEM 7 AGENDA EC 17 JULY 2018) (5/10/5)MT

RESOLVED:

THAT Council takes note of the contents of the report.

4. TABLING OF THE 2017/18 THIRD QUARTER PERFORMANCE REPORT TO
COUNCIL
(ITEM 8 AGENDA EC 17 JULY 2018) (11/3/2)LM

RESOLVED:

THAT

- a) the report on the Financial and Performance Results of the third quarter of the 2017/2018 financial year as required by Section 72 of the Municipal Finance Management Act be noted.
- b) the third quarter performance report be submitted to both Provincial and National Treasuries and the relevant department of Local Government CoGHSTA.

H.S

5. APPEAL AGAINST PENALTY FOR NON ATTENDANCE OF MEETING:
COUNCILLOR K J MALULEKE (4/2/2)RM
(ITEM 9 AGENDA EC 17 JULY 2018)

RESOLVED:

THAT written appeal lodged by councillor K J Maluleke against the penalty for non attendance of the community services portfolio committee meeting held on 5 June 2018, be upheld.

6. FUEL CARDS FRAUD BY ONE STOP MOTORS POTGIETERS ENGEN
MAHWELERENG (8/2/1/3)MSM
(ITEM 10 AGENDA EC 17 JULY 2018)

RESOLVED:

THAT

- a) Capacitate Asset & Fleet management office by appointing staff members that will deal specifically with fleet and related matters, including weekly inspections of all Council vehicles for damages and loss.
- b) For better management and control, fleet needs to be centralized, this will improve monitoring of all Council fleet and prevent theft of fuel, abuse of council vehicles and further detect irregularities as early as possible.
- c) Council vehicle policy also need to be reviewed, as it is very silent when it comes to safekeeping or management of fuel cards.
- d) Fleet Management Committee (F.M.C) needs to be establishment to support and ensure the smooth and effective running of the unit.
- e) All Council vehicles need to be branded with a permanent mark or brand to discourage abuse.
- f) councillors and officials must support the undergoing investigations.

7. ASSETS TO BE WRITTEN – OFF (16/14/1)SM
(ITEM 5 AGENDA EC 21 AUGUST 2018)

RESOLVED:

THAT

- a) the assets identified in Annexure A (tribal land not belong to the municipality) be written off and removed from the asset register.
- b) the assets identified in Annexure B (Operating expenditure capitalized by mistake) be written off and removed from the asset register.

H.S

705.

28.08.18

- c) the assets identified in Annexure C (Inventory stands) be removed from the asset register and put back in the inventory register.
- d) the assets identified in Annexure D (Asset capitalized with fair value instead of cost) be removed from the asset register and capitalized at cost.
- e) the assets identified in Annexure E (Assets sitting in the register at zero values as they are already written off) be removed from the asset register.

8. **TABLING OF THE 2016/17 DRAFT ANNUAL REPORT TO COUNCIL (6/1/1/43)RM**
(ITEM 8 AGENDA EC 21 AUGUST 2018)

The ANC requested 5 minutes party caucus.

RESOLVED:

THAT

- a) the draft 2016/2017 annual report be noted.
- b) further amendments and improvements be implemented on the draft annual report.
- c) draft 2016/2017 annual report be referred to the Oversight Committee/ MPAC in terms of section 129 of the Local Government: Municipal Finance Management Act (MFMA) 56 of 2003.
- d) the accounting officer makes the report public and invites local community to submit representations in connection with the annual report and all necessary documents be attached.
- e) the Municipal Manager submits the draft 2016/2017 annual report to the relevant authorities as required by legislation.

9. **APPLICATION FOR EXTENSION OF TIME: PIET POTGIETERSRUST EXTENSION**
12 FOR A PRIVATE HOSPITAL (17/5/2/4)MT
(ITEM 9 AGENDA EC 21 AUGUST 2018)

RESOLVED:

THAT

- a) Council takes note of the contents of the report.
- b) the request from Mogalakwena Health for an extension of time for a further period of two (2) years for the construction and commissioning of the Private Hospital be granted.

H.S

10. **OUTCOME OF THE DISCIPLINARY HEARING OF MR LEVYCENT CHEPANA**
(ITEM 10 AGENDA EC 21 AUGUST 2018) **(5/11/1)MT**

RESOLVED:

THAT Council takes note of the contents of the report.

11. **OUTCOME OF THE DISCIPLINARY HEARING OF MR HENDRICK MADUMETJA SEODISHA**
(ITEM 11 AGENDA EC 21 AUGUST 2018) **(5/11/1)MT**

RESOLVED:

THAT Council takes note of the contents of the report.

12. **OUTCOME OF DISCIPLINARY HEARING OF MR LESIBA ALBERT MAHARALA**
(ITEM 12 AGENDA EC 21 AUGUST 2018) **(5/11/1)MT**

RESOLVED:

THAT Council takes note of the contents of the report.

13. **OUTCOME OF THE DISCIPLINARY HEARING OF MR PHEHELLO PERSEVERENCE NKETSI**
(ITEM 13 AGENDA EC 21 AUGUST 2018) **(5/11/1)MT**

RESOLVED:

THAT Council takes note of the contents of the report.

14. **OUTCOME OF THE DISCIPLINARY HEARING OF MR SAMMY KGESWA**
(ITEM 14 AGENDA EC 21 AUGUST 2018) **(5/11/1)MT**

RESOLVED:

THAT Council takes note of the contents of the report.

A.S

707.
28.08.18

15. INCREMENT OF THE COMMUNITY LIASON OFFICERS'S WAGES AND THE STIPEND OF THE PROJECT STEERING COMMITTEE FOR THE IMPLEMENTATION OF MUNICIPAL PROJECTS **(5/2/1)SPN**
(ITEM 15 AGENDA EC 21 AUGUST 2018)

RESOLVED:

THAT

- a) the stipend for the PSC of R150.00 per official sitting adding 5% plus 6% plus 5% consolidated from 01 November 2014 be added to bring to a total monthly stipend of R174.00 per sitting with an annual increase.
- b) the monthly wages of the CLO of R3500.00 Adding 5% plus 6% plus 5% consolidated from 01 November 2014 be added to bring to a total monthly stipend of R4060.00 per sitting with an annual increase.
- c) the increase be done annually as per consumer price index (CPI).
- d) the increment be implemented with effect from 1 July 2018.

16. CLUSTERING OF VACANT MUNICIPAL LAND FOR PURPOSES LEASING AND SELLING TO INTERESTED AND REPUTABLE DEVELOPERS WITH THE MAIN AIM OF ENHANCING MUNICIPAL REVENUE **(17/3/10)SPN**
(ITEM 16 AGENDA EC 21 AUGUST 2018)

RESOLVED:

THAT

- a) planning should lead the municipality through the implementation of its SDF (Spatial Development Framework) and other precinct plans as well as ensuring that land development is done according to the land policies of the municipality;
- b) alienation committee to adjudicate on land development applications be established.
- c) sites smaller than 5000m² in extent be valuated, advertised on the local newspaper and be sold on a first come first serve basis.
- d) the interested purchaser/buyer be given three years to develop site after which if not developed penalties of failure to develop within the prescribed period shall apply.
- e) planning and development services identify all vacant sites zoned for residential purposes in Mahwelereng, Rebone and Mokopane Townships, get the valuation, put a notice on the local newspaper and sell them on a first come first serve basis.

HS

- f) planning and development services identify all vacant sites zoned for non-residential purposes, get the valuation, put a notice on a local newspaper and sell them on a first come first serve basis.
- g) Anglo-American Platinum mine be given an opportunity to enter into a service level agreement in order to subdivide and provide the Environmental Impact Assessment at Piet Potgietersrust.
- h) applications to lease and any other request for municipal land, servitudes and closure of streets be attended in terms of the requirements of the municipal policies and MFMA.

17. REQUEST FOR A DONATION OF LAND TO THE DEPARTMENT OF CORPORATIVE GOVERNANCE, HUMAN SETTLEMENT AND TRADITIONAL AFFAIRS
(17/1/5/6) SPN
(ITEM 17 AGENDA EC 21 AUGUST 2018)

RESOLVED:

THAT Council approve the donation of erf 7235 Mokopane Extension 19 to COGHSTA subject to the following conditions:

- i) Building plans be submitted to municipality for final approval.
- ii) The costs of property transfers be of the account of CoGHSTA.

18. DRAFT IDP, BUDGET AND PMS PROCESS PLAN: 2019/ 2020 FINANCIAL YEAR
(17/3/5) KM
(ITEM 18 AGENDA EC 21 AUGUST 2018)

RESOLVED:

THAT

- a) the draft IDP, Budget and PMS process plan for 2019/2020 financial year be approved.
- b) council approves that the process plan shall be aligned with the Waterberg District Municipality Framework and Provincial Framework as soon as they become available.
- c) such aligned IDP process plan be ratified and approved by the IDP Steering Committee without necessarily having to be referred back to council for approval.
- d) it be noted that R1,000,000.00 has been made available in the 2018/2019 financial year budget for the development of the IDP, Budget and PMS.

HS

709.
28.08.18

SECTION B

B: REPORT OF THE EXECUTIVE COMMITTEE FOR WITH REGARD TO MATTERS WHICH HAVE BEEN DELEGATED TO THE EXECUTIVE COMMITTEE FOR THE INFORMATION OF THE COUNCIL

The mayor submitted the report of the executive committee (pages 17) and requested that it be noted.

RESOLVED:

THAT the content of the reports of June, July and August 2018 of the executive committee with regard to matters which have been finalised in terms of its delegated powers, be noted.

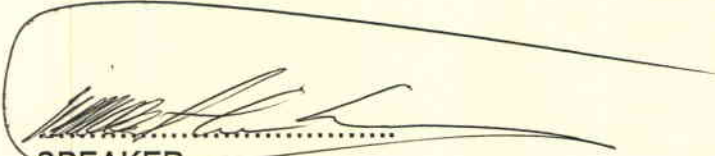
10. PETITIONS

None.

11. NEW MOTIONS

None.

The meeting closed at 15:10.


.....
SPEAKER


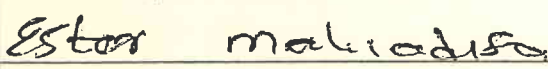
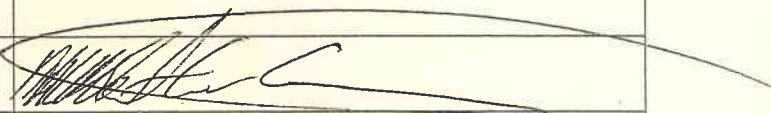
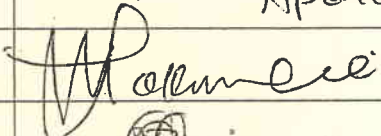

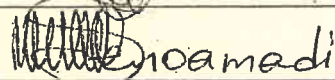
02/04/2019.....
DATE

MOGALAKWENA MUNICIPALITY



ATTENDANCE REGISTER

The ordinary council meeting of Mogalakwena Local Municipality: 28 August 2018 at 14:00

MEMBERS	SIGNATURE
CLLR. LANGA L D	
CLLR. MAEPA M R	Apology
CLLR. M E MAHLADISHA	
CLLR. MASIPA R S	
CLLR. MATHEBULA H S	
CLLR. MATSEMELA R A	Apology
CLLR. MOKWELE M F	
CLLR. OLIFANT P L	
CLLR. SENOAMADI M M	
CLLR. TLHAKU M S	Apology

H.S

MOGALAKWENA MUNICIPALITY



ATTENDANCE REGISTER

The ordinary council meeting of Mogalakwena Local Municipality: 28 August 2018 at 14:00

MEMBERS	SIGNATURE
CLLR. BALOYI M B	Apology
CLLR. DEBEILA S A	Apology
CLLR. HLAKE N R	Hlake
CLLR. KEKANA M E	Kekana
CLLR. KEKANA V H	Kekana
CLLR. LAKA L E	Laka
CLLR. LAMOLA L N	Lamola
CLLR. LANGA M J	Langa
CLLR. LEGODI L G	Legodi
CLLR. LENTSOANE M C	Lentsoane M.C
CLLR. LETWABA M S	Apology
CLLR. MADIBA M J	Madiba M.J
CLLR. MALOBA L P	P. Malobo
CLLR MAMPANE M J	Mampane
CLLR. MASHALA L J	Apology
CLLR. MATLALA M S	Apology
CLLR. METELENI M S	Meteleni
CLLR. MOGALE M T	Mogale
CLLR. MOLOTO M E	Moloto
CLLR. MONARE M B	Monare
CLLR. MONENE R N	Monene


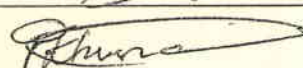
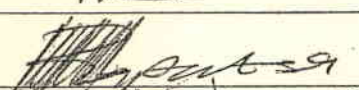

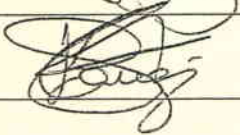
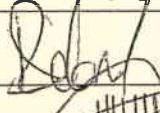

H.S

MOGALAKWENA MUNICIPALITY



ATTENDANCE REGISTER

The ordinary council meeting of Mogalakwena Local Municipality: 28 August 2018 at 14:00

MEMBERS	SIGNATURE
CLLR. MOOKA T L	
CLLR. NKHUNA B T	
CLLR. RAPATSA M M	
CLLR. RATEMA M A	
CLLR. SATEGE L K	
CLLR. SEBAJANE R P	Sebjane R.P.
CLLR. SEBATJANA M P	Apology
CLLR. SEEMA M E	Apology
CLLR. SEKHAOLELO S M	S. M. Sekhaolelo
CLLR. SELEMELA R G	
CLLR. TEFU M S	
CLLR. TJALE M R	M. R. Tjale

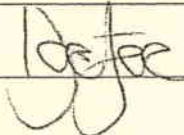
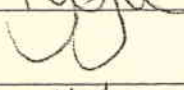

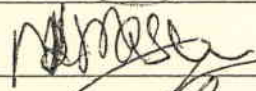
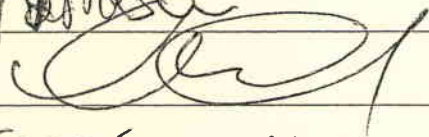

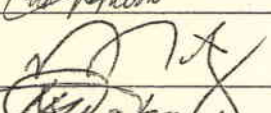
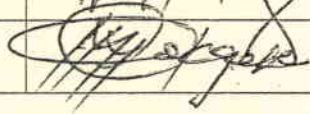
H. S

MOGALAKWENA MUNICIPALITY



ATTENDANCE REGISTER

The ordinary council meeting of Mogalakwena Local Municipality: 28 August 2018 at 14:00

CLLR. COETZEE Y	
CLLR. K Q DEKKER	 Apology
CLLR. MAGONGWA B N	
CLLR. MASHAO M L	
CLLR. POOE T T	
CLLR. SENOSHA S C G	Scg Senosha
CLLR. KEKANA T M	Apology
CLLR. LESHIBA M C	
CLLR. MARITZ M F	
CLLR. T J MAKGETA	

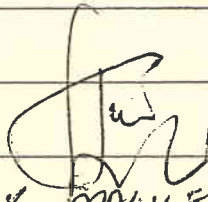

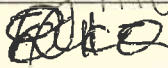
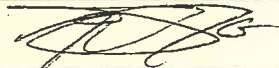


H.S

MOGALAKWENA MUNICIPALITY



ATTENDANCE REGISTER

The ordinary council meeting of Mogalakwena Local Municipality: 28 August 2018 at 14:00

MEMBER	SIGNATURE
CLLR. LESO E S	Apology
CLLR. LELAKA M S	
CLLR. MALULEKE K J	L. MALULEKE
CLLR. MOLEFE L J	L.J. Molefe
CLLR. MOLEKOA L P	L.P. Moleko
CLLR. MONAMA T E	
CLLR. PUKA L E	
CLLR. SEANEGO T J	
CLLR. THOBANE M S	Apology
CLLR. TLHAKO V K	
CLLR. TSELANA P A	

H.S

MOGALAKWENA MUNICIPALITY



ATTENDANCE REGISTER

The ordinary council meeting of Mogalakwena Local Municipality: 28 August 2018 at 14:00

TRADITIONAL LEADERS	SIGNATURE
MR. L V KEKANA	
MR. L P Langa	
MR. H M Langa	
MR. M E LEKALAKALA	
MR. P T MATLALA	
MS. R R TAUEATSOALA	
MS. MACHAKA	

HS

MOGALAKWENA LOCAL MUNICIPALITY



ATTENDANCE REGISTER

The ordinary council meeting of Mogalakwena Local Municipality: 28 August 2018 at 14:00

DEPARTMENT/SECTION	NAME OF OFFICIAL	DESIGNATION	SIGNATURE
Municipal manager	Kenneth Maluleka	Act. M. Manager	
Chief operations officer	—	—	—
Corporate support services	M. TSEBE	AMCSS	
Technical services	H.W Nkuna	Manager: TS	
Finance	S. MULENGA	Acto	
Traffic & emergency services	U.A. Sibanda	Act MTE	
Electrical services	J.N. FURIE	MES	
Community services	J.P. Mabasa	Acting Manager	
Planning & development services	Kenneth Maluleka	Manager	
Legal services	—	—	—
Communications	—	—	—
Council secretariat	R Madibela	CSO	

H.S


ITY
ITY
ITY
ITY