

**MOGALAKWENA LOCAL MUNICIPALITY**

**COUNCIL**

**MINUTES OF A SPECIAL COUNCIL MEETING OF THE MOGALAKWENA MUNICIPALITY HELD IN THE LLEKA LEKALAKALA COUNCIL CHAMBER, CIVIC CENTRE, MOKOPANE ON FRIDAY, 16 MARCH 2012 AT 14:02**

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**PRESENT**

**COUNCILLORS**

AS PER ATTACHED ATTENDANCE REGISTER.

**OFFICIALS**

Messrs.	S W KEKANA	-	MUNICIPAL MANAGER
	G A HUDSON	-	MANAGER: TRAFFIC & EMERGENCY SERVICES
	S T MOGASHOA	-	MANAGER: TECHNICAL SERVICES
	K J MPHAGO	-	CHIEF FINANCIAL OFFICER
	L DE BEER	-	ACTING MANAGER: ELECTRICAL SERVICES
	M G MATABANE	-	ACTING MANAGER: COMMUNITY SERVICES
	M LLESHILO	-	DIVISIONAL HEAD: LEGAL SERVICES
Mesdames.	D E MAILULA	-	MANAGER: DEVELOPMENTAL SERVICES
	R MADIBELA	-	COUNCIL SECRETARIAT OFFICER

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**1. OPENING**

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The speaker welcomed all present and requested that a moment of silence be observed.

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

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Applications for leave of absence were received from councillors T A Kgaphola, M M Miloana, N V Mashamaite and R E Mothibi.

**RESOLVED:**

THAT leave of absence from a special council meeting held on 16 March 2012 be granted to T A Kgaphola, M M Miloana, N V Mashamaite and R E Mothibi.

41.  
16.03.12

3. **MR M H THOBEJANE**

**(5/11/1)**

**RESOLVED:**

THAT

- a) the content of the letter dated 26 September 2011 received from the MEC for Co-operative Governance, Human Settlements and Traditional Affairs and the application that has been lodged under case number 4585/2012 in the North Gauteng High Court for the review and setting aside of council resolution 6 dated 22 June 2011, be noted.
- b) it also be noted that the Manager : Corporate Support Services, Mr M H Thobejane, has been found guilty on 26 main charges of misconduct which includes fraud, gross dishonesty, theft, gross negligence, insubordination and financial misconduct and a sanction of dismissal has been proposed.
- c) in view of a) and b) *supra*, Council resolution 6 dated 22 June 2011 be revoked and the sanction of the chairperson be upheld and Mr M H Thobejane be dismissed with immediate effect.
- d) the municipality gives notice to Mr Thobejane and he be instructed to immediately after the council meeting hand in all municipal property, including his official cell phone, laptop and office keys to the municipal manager and leave the municipal premises immediately.
- e) if he refuses to comply with the instruction the necessary action be taken to remove him from the premises.
- f) all costs as a result of Mr Thobejane's actions be recovered from him as soon as possible.

**The meeting closed at 14:10.**

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**SPEAKER**

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**DATE**