



MINUTES OF ORDINARY COUNCIL MEETING OF THE MASILONYANA LOCAL MUNICIPALITY DATED 01 OCTOBER 2014, AT KAGISANO COMBINED SCHOOL IN SOUTPAN.

PRESENT COUNCILLORS: SJ MABITLA (Speaker), KS KOALANE(Mayor),PP THUTHANI,LM MOLOELE,VM LEKALE,KA SEKHARUME,MB TSOAELA,X NQWILISO,SC MANGOEJANE,TP RAMONGALO,TJ CHELE,DE MODISE,NG MAFA,SL KGOE,MM KHOLUMO,KP DICHAKANE,JB PIENAAR,M VENTER,Y MAJARA.

PRESENT OFFICIALS: Messrs SS Mtakati (Municipal Manager), D.Nthau (Manager Corporate Services),Me. E Makgahlela (Manager Social and Community Services),F Mzizi (Chief Financial Officer),Z Ntjwabule (Manager: Office of the Mayor),T Molete (Manager: Office of the Speaker),EK Khumalo (Manager:IDP) and MS Mahula (Minute taker).

ITEM 1

OPENING:

The Speaker opened the meeting officially where after welcomed all present and requested the Mayor to bless the meeting with a prayer then Municipal manager read the notice of the meeting.

ITEM 2

APPLICATION FOR LEAVE OF ABSENCE.

None.

ITEM 3

OFFICIAL ANNOUNCEMENTS.

Council was officially informed of the newly appointed Chief Financial Officer Me. Fikile Mzizi who occupied the office as the head of finance from 01 August 2014.

Council was also informed of the Employee wellness day which is being held annually which is set to take place in Mid-October 2014.

ITEM 4

MOTIONS (S) OF SYMPATHY AND CONGRATULATIONS BY THE SPEAKER.

None.

ITEM 5

MOTIONS (S) OF SYMPATHY AND CONGRATULATIONS BY OTHER COUNCILLORS.

Council congratulated Cllr Majara who got married and who is now Mrs Mokhele.

That Council congratulated Me. F Mzizi for taking decision for joining Masilonyana Local Municipality.

Council symphasised as follows:

The viewers of the SA's most popular soap (Generations) as from 01 October 2014 it will not be televised due to ongoing strike on the matter.

The Council expressed its condolences to the affected families on the recent incident that happened in Lagos/Nigeria.

The affected families of a burnt house in Brandfort.

ITEM 6

DEPUTATION AND INTERVIEWS.

Mr. Abram Mokgetla from (Stats) Statistics SA.

Introduction

He informed council that Stats SA will be visiting residents around Masilonyana and will be doing survey on poverty.

That the programme will be commencing from 13 October 2014 until 13 October 2015.

Each household will be visited (4) times a month and residents are expected to cooperate as some information required will be personal.

COUNCIL RESOLVED.

- (a) That Stats SA to liaise with the office of the Speaker regarding further arrangements.
 - (b) That councillors arrange constituency meeting and formally inform the community regarding this exercise.
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ITEM 7

DISCLOSURE OF INTEREST.

7.1 ON ANY ITEM ON THE COUNCIL AGENDA.

None.

7.2 DECLARATION OF THE PERSONAL INFORMATION OF COUNCILLORS AND OFFICIALS.

COUNCIL RESOLVED.

- (a) Municipal manager to have a report and draft a list of all councillors and officials who submitted their declaration of the personal information.
 - (b) That councillor who is not clear in filling the forms must interact with the municipal manager for assistance.
 - (c) That by 07 October 2014 all declaration of the personal interest be submitted to the Office of the Municipal Manager.
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ITEM 8

REPORTS OF THE SPEAKER IN TERMS OF RULES 15 (1) AND 99 (4).





None.

ITEM 9

MINUTES OF THE PREVIOUS COUNCIL MEETING.

The following correction was made on the Minutes:

That the following names be included in the attend list as they was present in the council:

-  Cllr Mafa
-  Cllr Botha
-  Cllr Venter
-  D.Nthau

Page (14) to correct the spelling of Metals to Medals.

Page (29) to correct the surname of the secretary of the Speaker and be corrected to: Malefu Prens.

COUNCIL RESOLVED.

- (a) That the minutes of Special council meeting dated 15 July 2014 and 31 July 2014 be adopted as a true reflection of what was discussed.

ITEM 10

MATTERS ARISING FROM THE PREVIOUS COUNCIL MINUTES.

Council was informed that the Executive committee that was held on 23 September 2014 resolved that the Municipal manager will supply councillors with tools of trade and this matter was interrogated intensively at the level of EXCO.

The Speaker informed the council regarding the Presidential Summit which was held and that some of the decision taken in that session was that the section 80 Committees members will also form part on progress on their respective committees.

Council resolved that in the next council meeting to have progress report regarding common information gathered from all wards during public consultation.

Council was informed that the municipality was able to solicit funds from the Department of Energy and Sanitation.

That the project of bulk water infrastructure in Winburg will probably kick start that consultants and service providers will be appointed in due course as the project will commence before June 2015.

ITEM 11

REPORTS FROM THE SPEAKER.

11.1 ELECTION OF COUNCILLOR REPRESENTATIVE (S) TO THE GENERAL COMMITTEE OF THE FREE STATE MUNICIPAL FUND.

Background:

Communiqué was received from Du Randt & Louw Ing/Inc urging Council to elect a Council Representative into a General Committee of Free State Municipal Pension Fund. This matter served before Council and Masilonyana Local Municipality qualified to elect one Representative. The firm (Du Rand & Lou wing/Inc) concerned was appointed to act as independent Election institution in order to ensure the justness of the whole process. The firm placed 30 June 2014 as a final date for submission of possible representative.

Policy and Legal Implications/Requirements:

The formation of the fund was prompted by the pension benefits of Councillors of Local Authorities Act, No 105 of 1987, and Remuneration of Public Office Bearer Act, 1998 (Act No 20 of 1998). The election of committee members do take place under and/or in terms of Rule 5)2) to (c) of the Statute of the fund.

Financial Implications:

Council to bear the cost of accommodation and travelling allowance of the councillor to be elected during all official meetings and activities of the General Committee concerned. This is as per Determination of Upper Limits of Salaries, Allowances and benefits of Councillors.

COUNCIL RESOLVED:

- (a) Council take note of the elections outcome.

11.2 PUBLIC ENGAGEMENT OVER CONSTRUCTION SITE OF NEW LIBRARY.

Background:

Department of Sport, Arts, Culture and Technology is in the process of constructing a new library in Tshepong/Verkeerdevlei during this ensuing financial of 2014/15. The crust of the matter was to engage public about the identified site where the new library could be constructed at. The library is supposed to be near to all and be central to be accessed by all.

The meeting was convened on Wednesday, 11 June 2014 at Kaps Banyane Community Hall where all interested parties (public members, ward committees, CDW and other stakeholders). The purpose was to find out from them where the library could be best located and be built at despite municipality having identified the probable site (23 Tshepong) for construction of new library. The identified had access to infrastructure, water pipes and waterborne sewerage network.

Financial Implications:

None to Council but to the Department concerned.

COUNCIL RESOLVED.

- (a) That Council take note of the report.

11.3 UNITS PUBLIC ADDRESS SYSTEMS (Loudhailers).

Background:

The strategic objective towards the procurement of loudhailers was to fast-track and provides capacity towards public participation personnel. Municipality has been operating with one loudhailer for the entire municipality and this had posed a major challenge towards

this function as the municipality was forced by circumstances to use one vehicle for this purpose.

Financial Implications:

Public Participation Budget (Vote Allocation).

COUNCIL RESOLVED:

- (a) All Assistant and Unit Managers are requested to provide support to Office of the Speaker more especially on matter of public participation, which will concern loud-hailing and convening public.
- (b) That council take note of the progress made in this regard.

11.4 FORMULA FOR DETERMINATION OF THE NUMBER OF COUNCILLORS OF MUNICIPAL COUNCILS.

Background:

The MDB delimit wards to all municipalities that qualify to have wards in order to deepen local democracy and promote local governance. After having finalised the boundaries of the municipalities, preparations for election of ward councillors, and it is the responsibility of the MDB to delimit such wards within which ward councillors can be elected. Different stakeholders play a role in the ward delimitation process. Firstly the IEC divides the national voters roll into municipal segments. The number of registered voters is then used by National Minister responsible for local government, to determine a formula for the number of councillors for each municipality.

Financial Implications:

Public Participation Budget Vote.

COUNCIL RESOLVED:

- (a) Council take note of process.

11.4 FEEDBACK/ OR RESPONSE ON REPORT OF PUBLIC PARTICIPATION.

Background:

The report was compiled and summarised and placed before Council Sitting that sat on 31 July 2014 in Verkerkeerdevelei @ Kaps Banyane Community Hall. Concerns and questions that emanated from the report were distributed across our respective directorates for possible responses.

COUNCIL RESOLVED:

- (a) That Council take note of the responses as received from directorate concerns.

ITEM 13

REPORTS OF THE MAYOR.

13.1 REPORT ON SUPPLY CHAIN MANAGEMENT.

BACKGROUND

The purpose of the report is to inform Council regarding the implementation of Supply Chain Management for the month of July 2014 in terms of section 6 of the supply chain policy. Accordingly the Accounting Officer must:

- within 30 days of the end of each financial year, submit a report on the implementation of this Policy and the supply chain management policy of any municipal entity under the sole or shared control of the municipality, to the council of the municipality; and
- Whenever there are serious and material problems in the implementation of this Policy, immediately submit a report **to the council.**
- Within 10 days of the end of each quarter, submit a report on the implementation of the supply chain management policy to the **Mayor.**
- The reports must be made public in accordance with section 21A of the Municipal Systems Act.

COUNCIL RESOLVED:

- (a) That it is of paramount importance to link the user department's needs with the budget before the procurement process can take place.
- (b) As we are service delivery driven, we must appoint service providers for all essential services to reduce the level of deviations. (More especially for emergencies).
- (c) User departments must at all times avoid to request outside purchases. (Non-contractual purchases).
- (d) User departments must take note of cost containment measures (we will issue the circular from national treasury to each user department).
- (e) All user departments should be made aware that all the supply chain processes must be done by supply chain officials.
- (f) Please note that all the goods and services above R 30 000.00 will be advertised for 7 days both on the website and notice boards. (In accordance to reg. 18.1 (b), so user departments are therefore advised to do proper planning.
- (g) That supply chain unit to look on the matter of simplifying tender to cater for local cooperatives and SMMEs.

- (h) That progress report be tabled before Council if municipality will be able to deliver their own account to the residents.
- (i) That Council consider sourcing travelling agencies in case where councilors and officials have to travel to attend meetings outside municipal boundaries.

13.2 REPORT ON SALARY DISPARITIES.

BACKGROUND

Municipal officials have been affected by the salary disparities where a person will be employed as a Customer Care clerk but not being remunerated according to what SALGBC prescribed. This act has already caused dissatisfaction among the employees, the risk is that should municipal official take the municipality to court, this might dent the image of the municipality. We need to address the matter as soon as possible before it blows out of proportion.

FINANCIAL IMPLICATIONS

R77, 466.48 per annum excluding benefits only for Finance staff

COUNCIL RESOLVED

- (a) That Council takes note of this report as submitted.

13.3 DRAFT IDP AND BUDGET PROCESS PLAN 2015/16.

Background

This report is prepared in line with section 10 of the Municipal Finance Management Act which states that:

The mayor must at least 10 months before the start of the budget year, table in the municipal council a time schedule outlining key deadlines, responsible people are identified or:

- (a) The preparation, tabling and approval of the annual budget;
- (b) The annual review of:
 - (i) The integrated development plan
 - (ii) The budget-related policies
- (c) The tabling and adoption of any amendments to the integrated development plan and the budget-related policies; and

- (d) Any consultative processes forming part of the processes.

The timelines indicated above include the person responsible for ensuring the project is done.

The Draft IDP and Budget process plan has already been table before management, we have revised it to include the date that are requested by treasury for Budget Bilateral in February 2015, where Draft Annual Budgets of the municipalities are interrogated and at the same time support being given for when we table and approve our budgets we pass credible budgets.

COUNCIL RESOLVED:

- (a) That Council accept this report.
- (b) That in the future council meeting is scheduled in accordance with the legislation.

13.4 REPORT ON ANNUAL FINANCIAL STATEMENT.

Background

Section 122 of the MFMA states that every municipality and every municipal entity must for each financial year prepare annual financial statements which

- (a) Fairly presents the of affairs of the municipality or entity, its management of revenue , expenditure ,assets and liabilities its business activities, its financial results and its financial position as at the end of the financial year and
- (b) Disclose the information required in terms of section 123, 124 and 125.

For this purpose, the municipality has compiled AFS for 2014/2015 and submitted them on the 29th August 2014. The process of auditing is under way and the audit outcome is expected end of November 2014

COUNCIL RESOLVED:

- (a) That Council takes note of this report
- (b) That in the future council meetings be scheduled in accordance with the legislation

13.5 REPORT FROM SOCIAL AND COMMUNITY SERVICES.

1. INFORMAL SETTLEMENT UPGRADING PROGRAMME.

Background

Housing development agency (HDA) has been commissioned by the department of COGTA and human settlement to do the rapid assessment inception for the informal settlement upgrading.

Masilonyana local municipality is part of the six municipalities in which the rapid assessment inception was done on the 7th and 8 July 2014. the municipality was required to provide a team that will work together with the HAD and FSHS on informal settlement upgrading.

COUNCIL RESOLVED.

- (a) That Council take note of the report.

2. LICENSING AND REGISTRATION OF LANDFILL SITES.

Backgrounds

The Municipality received funding through MISA for the licensing and registration of Verkeerdevlei, Soutpan and Brandfort landfill sites.

COUNCIL RESOLVED.

- (a) That Council take note of the report as submitted.

3. LAND NEEDS FOR SUSTAINABLE HUMAN SETTLEMENT.

Background

The department submitted a request to the Department of Land Affairs for the acquisition of land for human settlement and commonage, Provincial Human Settlement Departments then took over the process, and Housing Development Agency (HDA) is acting now on behalf of the department to prepare a pre – acquisition feasibility study reports to determine the site’s suitability for acquisition.

COUNCIL RESOLVED.

- (a) That Council take note of the report.

4. ENCROACHMENT OF SITES.

Backgrounds

Surveying or pegging of sites is the process that is done after approval of the townships establishment the process indicates the size and boundaries of the sites.

COUNCIL RESOLVED.

- (a) That this matter is dealt with at the level of administration and residents be served with letters informing them regarding the matter of encroachment.

5. IKETSETSENG CHILD CARE CENTRE – TSHEPONG/VERKEERDEVLEI.

Backgrounds

In terms of the chapter 5, 13 and 14 of the children's Act 38/2005, the municipality has the responsibility on the child care facilities within the municipality.

Inspections were done at Iketsetseng and the structure or building was found to be in a very bad shape and not in accordance with the regulations frameworks, the buildings was declared unsafe and the caretakers were informed to vacate the place and they are currently leasing the church as a crèche.

COUNCIL RESOLVED.

- (a) That this matter be taken as part of the special programme.

6. REGISTRATION OF SERVITUDE WINBURG.

Backgrounds

Telkom is busy with laying the fibre cable from Johannesburg to Cape Town via the N1. They will need 1771m land from the municipality the identified area is on both Winburg Dorpsgronden and Rietfontein.

COUNCIL RESOLVED.

- (a) That Council approve the selling of this portion of land.

7. LAW ENFORCEMENT: HOT SPOTS REPORT.

Backgrounds

The law enforcement unit was established at the beginning of the financial year, the team then went around the municipality to make assessment.

COUNCIL RESOLVED.

- (a) All the road signs and road makings to be done.
- (b) Roads to be maintained.
- (c) Notice boards for illegal dumping site and no littering must be placed around the hotspots.

8. SPATIAL PLANNING AND LAND USE ACT 16/2013 (SPLUMA).

Backgrounds

The act seeks to provide a framework for spatial planning and land use management and to specify the relationship between the spatial planning and land use management system and other kinds of planning.

COUNCIL RESOLVED:

- (a) To advertise for the members who will serve at the tribunal committee.
- (b) Council to appoint tribunal committee.
- (c) That Council is brought on board regarding this matter.

13.6 RISK MANAGEMENT REPORT.

BACKGROUND

Risk Management is a systematic process to identify, evaluate and address risks on a continuous basis such risks can impact negatively on the institution's service delivery capacity.

MFMA, section 62 (1) (c) (I) states that the Accounting Officer of a municipality must take all reasonable steps to ensure that the municipality has and maintains effective, efficient and transparent systems of financial and risk management and internal control.

Treasury Regulations section 3.2.1 further prescribes that the Accounting Officer must ensure that a risk is conducted regularly to identify emerging risks of the institution. A risk management strategy, which must include a fraud prevention plan, must be used to direct internal audit effort and priorities.

COUNCIL RESOLVED:

- (a) That Council take note of the risk assessment report.

13.7 REPORT ON INFORMATION COMMUNICATION AND TECHNOLOGY.

1. Network Administration

Background

Internet

The current internet connection is still working in four towns. Telkom indicated that the upgrade of the speed will be done once the telephone systems are working.

Finance Department

The network access was granted to PAYDAY consultants.

COUNCIL RESOLVED:

- (a) That Council take note of the report.

2. Financial and Human Resource systems

To inform Council about the status of Financial and Human Resource systems

Background

Financial system

Billing transactions

Every month when performing billing run, some of the services transactions need to be divided because the system will hang and this result to miscalculation the customer services transactions.

Shutdown and Restarting

The financial system shut itself-unexpectedly during or after hours' time to time and it takes about three to four hours to read each file on the hard drive. During that time of reading the files, everyone is unable to connect to the system. The memory of Financial Server was upgraded from 16GB to 40 GB in 2012. The server performed fast only few months but started to run very slow again.

SQL Database

ICT section was requested by Finance Department to print the Prebilling Report from September to November 2012. The ICT managed to print two months and

November was never printed because the electricity and water consumption were appearing as zero.

Human Resource System

HR system

Payday is not yet run on server because their consultant advised the municipality not to install the HR systems in Financial System Server because the HR system cannot run on slow server until the municipality bought a new system.

COUNCIL RESOLVED:

- (a) That Council take note of the report

3. Email Systems

Background

Emails were granted to the following users

- | | |
|----------------------|--|
| 1. Daniel Motaung | motaung@masilonyana.co.za |
| 2. Fikile Mzizi | fikilem@masilonyana.co.za |
| 3. Thabo Kareebos | internalaudit1@masilonyana.co.za |
| 4. Lerato Mofokeng | leratom@masilonyana.co.za |
| 5. Dirontsho Ramakau | dirontsho@masilonyana.co.za |

COUNCIL RESOLVED:

- (a) That Council take note of the report.

13.8 APPROVAL OF DELEGATIONS OF AUTHORITY.

BACKGROUND

Section 59 (1) states that a municipal council must develop a system of delegation that will maximise administrative and operational efficiency and provide for adequate checks and balance.

FINANCIAL IMPLICATIONS

Departmental Heads to approve amounts of up to R100, 000.00

COUNCIL RESOLVED.

- (a) That council approved the system of delegation to be implemented with immediate effect.

13.8 REPORT ON ORGANISATIONAL STRUCTURE OF MASILONYANA LOCAL MUNICIPALITY.

Background

The current organisational structure of the municipality does not meet the critical challenges of the municipality. In terms of the municipal systems Act on the regulations on appointment and conditions of senior managers, a municipality must develop the staff establishment or review existing staff establishment of the municipality within 90 days after the promulgation of these regulations.

It is imperative for the municipality to have a seamless organisational structure that allows for enhanced synergy and proper functioning of the departments and units to support municipal's key performance areas namely financial viability, service delivery, local economic development, good governance and public participation.

COUNCIL RESOLVED.

- (a) That Council approves the organisational structure.

13.9 LOCAL ECONOMIC DEVELOPMENT REPORT.

background

The report entails 1st Draft LED Strategy 2014-2015, progress that has been achieved, challenges and recommendation.

COUNCIL RESOLVED:

- (a) That Council approves 1st Draft LED Strategy 2014-2015, be published and distributed in all public places for comments and inputs before the final adoption by Council.
- (b) That the position of section 56 Manager of economic development and planning be filled.
- (c) That there must be a workshop to educate LED members in this regard.
- (d) That the municipality will employ a qualified incumbent so that the LED department is functional.

13.10 DRAFT REVENUE ENHANCEMENT STRATEGY 2014- 2015.

BACKGROUND

The municipality has a debtors age analysis of R309 million, as an initiative to increase revenue it was detrimental to develop such a document to address the issues of non-payment and improve collection of revenue in the municipality. We are planning on implementing the strategy upon approval.

COUNCIL RESOLVED:

- (a) That council approved the Revenue Enhancement Strategy.

13.11 APPOINTMENT OF ACTING MANAGER: INFRASTRUCTURE AND TECHNICAL SERVICES.

BACKGROUND

The position of the Manager Infrastructure and Technical Services became vacant with effect from January 2014 when Mr L Maja resigned.

Council appointed Mr Lesiba Ledwaba in a special council meeting held on the 15th July 2014 and mandated the Municipal Manger to conclude a contract of employment with Mr L Ledwaba on behalf of the municipality. A contract was concluded by both parties and consequently Mr L ledwaba declined the appointment citing personal reasons.

FINANCIAL IMPLICATIONS

The appointment of the acting Manager Infrastructure and Technical will have a monthly cost of R25027.25 which is equal to 60% of the Manager infrastructure's package as determined by the Free State Collective Agreement.

COUNCIL RESOLVED:

- (a) That Mr Pule Tshabalala will act as Acting Director Infrastructure and technical services for a period of three months with effect from 1 August 2014 until 31st October 2014.
- (b) That municipal manager consult the MEC of COGTA regarding the extension of one month ending November 2014 while the process of filling the position is being initiated.

13.12 REQUEST FOR EXTENSION OF THE TERM OF THE AUDIT COMMITTEE MEMBERS 2014/15 FINANCIAL YEAR.

BACKGROUND

The Audit committee has a vital role to perform within the municipality. As a result, the term thereof has ended as at 30 June 2014. It has come to our attention as Internal Audit that we request the council to extent their term until 31 January 2014. This would assist the municipality throughout the audit process as to ensure that the annual financial statements and performance reports are reviewed.

FINANCIAL IMPLICATIONS

Members of the audit committee would be compensated according to the Travel and Subsistence policy of Masilonyana Local Municipality.

COUNCIL RESOLVED.

- (a) That the council approved the term of the current Audit committee members has been extended until 31 January 2014.

13.13 REPORT OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC) OVERSIGHT REPORT: 2012/2013.

13.14 DRAFT ANNUAL REPORT 2013/14.

BACKGROUND

Section 126 (1) of the Municipal Finance Management Act states that the accounting officer of a municipality-

- (a) Must prepare the annual financial statements of the municipality and, within two months after the end of the financial year to which those statements relate, submit the statements to the Auditor General for auditing

The annual financial statements are submitted for auditing together with the draft annual report for the Auditor General to express an opinion on the performance information of the municipality.

COUNCIL RESOLVED.

- (a) That council take note of the 2013/14 Draft Annual report submitted to the Auditor General together with the Annual Financial Statements for auditing.

13.14 REPORT ON DRAFT MUNICIPAL BY LAWS.

BACKGROUND

Masilonyana Local Municipality. Like all Municipalities, Is charged with legislative powers for its area of jurisdiction by, the ***Constitution of the Republic 200 of 1996*** amongst various pieces of legislations. The MEC responsible for local government in the Free State province, in a plight to maintain consistency with regards to legislation created by local government, prepared standard Draft By-Laws as a guideline for Municipalities to utilise as a standard in creating their own, tailor-made for their own areas of jurisdiction .

These draft By-Laws were presented to Councillors and certain Officials of the municipality on or around 2011 as a way of sensitizing them thereof before they were tabled before Council

Subsequent to the tabling of the draft By-Laws before Council the Municipal Manager published notices informing and inviting the Masilonyana Local Municipality community members for comments and views pertaining same Draft By-Laws.

The public notices for following two separate batches of the Draft By-Laws were published in the local newspaper known as Masilonyana News and Strategic areas

visible to the community in all respective towns on 07th November 2013 and 1st July 2014 respectively,(Copies Of notices are attached here to) :

1. Advertising
2. Building regulations
3. Commonage
4. Impoundments of animals
5. Littering and dumping
6. Rules and orders
7. Pauper burial
8. Property rates
9. Standard waste management
10. Tariff policy
- 11 .Delegation of powers
12. Fences and fencing.
13. Control of street vendors.
14. Child care
15. Public nuisance
16. Storm water

These sixteen Draft By-Laws, Attached hereto were presented to the public by Politicians who are members of the Rules Committee together with the Officials of the Municipality in all the different five town in the Masilonyana Local Municipality for different batches of Draft By-Laws .The public participation meetings where these presentations were made took place in the following towns and on the following dates, of which attendance registers are attached hereto:

- ✚ Theunissen & Masilo ... on 04 December 2013
- ✚ Verkeerdevlei & Tshepong ... on 05 December 2013
- ✚ Winburg & Makeleketla ... on 19 March 2014
- ✚ Brandfort & Majwemasweu ... on 25 March 2014
- ✚ Soutpan & Ikgomotseng ... on 26 March 2014

And for 2014;

- ✚ Soutpan on 05th August 2014
- ✚ Verkeerdevlei... on 06th August 2014
- ✚ Winburg on 07th August 2014
- ✚ Brandford on 12th August 2014
- ✚ Theunissen on 13th August 2014 (Please note that the date on Theunissen register is incorrect as written 12th actual date is 13th August)

The public was given 21 calendar days to forward their comments and views with regards to alterations and amendments to the Draft By-Laws, if any, to designate areas. These views and comments collected were to be submitted back to Council for consideration before alterations could be effected.

On both occasions no comments were made nor views forthcoming for the period of the notice until the expiration of those days . A report was prepared for and presented

before a meeting of the Rules Committee on 04th September 2014 where it was resolved that a recommendation should be made to Council to adopt the said Draft By-Laws in the next Council sitting. The Rules Committee's minutes, Reports and attendance register for the said meetings are attached here to.

COUNCIL RESOLVED:

- (a) That Council adopt these (16) Municipal by laws as by laws for the Masilonyana Local municipality.
- (b) That following municipal by laws be effective immediately.
 - (i) Advertising.
 - (ii) Building regulations.
 - (iii) Commonage.
 - (iv) Impoundments of animals.
 - (v) Littering and dumping.
 - (vi) Rules and orders.
 - (vii) Pauper burial
 - (viii) Property rates.
 - (ix) Waste management.
 - (x) Tariff policy.
 - (xi) Delegations of powers.
 - (xii) Fences and fencing.
 - (xiii) Control of street vendors.
 - (xiv) Child care.
 - (xv) Public nuisance.
 - (xvi) Storm water.

13.15 REPORT OF INFRASTRUCTURE.

1. MIG ANNUAL REPORT

BACKGROUND

Annually after the finalization of the expenditure by COGTA, a report is written by the municipality reflecting the expenditure and the year closing progress and challenges.

COUNCIL RESOLVED.

- (a) Council take note of the report.
- (b) Legal actions are taken to address the matter of Bopa Lesedi.
- (c) The construction of Soutpan hall is initiated.

2. DOE BUSINESS PLANS AND ALLOCATION

BACKGROUND

Each Financial Year (FY), the Department of Energy (DOE) request the Business Plans (BP) from the Municipalities to evaluate and allocate required funds to the Municipalities for the coming financial year. Over four years, Masilonyana LM has been submitting the BP for the electrification and refurbishment but nothing was allocated due to the structure of the BP.

The BP was done by the Municipality this FY and was presented to DOE. DOE indicated that Masilonyana Local Municipality will be allocated funds to perform some activities as indicated on the BP.

DOE also indicated that, should Masilonyana need to appoint the consultant for the designs, R1 500 000.00 can be used from Masilonyana's account and it will be paid by DOE come the next FY.

FINANCIAL IMPLICATIONS

R1 500 000.00

COUNCIL RESOLVED.

(a) Council approved and allocate funds for the designs.

3. MIG BUDGET MAINTENANCE

BACKGROUND

On the 15th of July 2014 Council approved the budget maintenance as follows:

MIG number	Reference	Project Description	Project Value	MIG value	Deficit (MIG Budget Maintenance Application)
MIG/FS/1004/C/14/15		Theunissen/Masilo: Fencing of Phahameng and building of ablution facilities	R3,483,265,90	R2,338,979.00	-R1,144,286.90
MIG/FS/1005/C/14/15		Soutpan/Ikgomotseng : Fencing of cemetery	R1,489,877.40	R613,341.00	-R876,536.40

The projects were revisited and it was discovered that the application for land has been done meaning possible perimeter increase is expected. For this mentioned reason the budget maintenance for these projects had to be done again to accommodate the new expected development.

In addition to the budget maintenance on the two projects, Brandfort fencing of Cemetery is one other project that is ready for implementation. The scope of work for this project was changed due to the experienced vandalism on the material specified on the business plan (Steel Palisade). The change of scope to the installation of Concrete Palisade will result in increase on project value as follows:

MIG Reference number	Project Description	Project Value	MIG value	Deficit (MIG Budget Maintenance Application)
MIG/FS/10 04/C/14/15	Theunissen/Masilo : Fencing of Phahameng and building of ablution facilities	R4,055,755.79	R2,338,979.00	- R1,716,776.79
MIG/FS/10 05/C/14/15	Majwemasweu/Brandfort: Fencing of cemetery	R2,184,952.34	R613,341.00	- R1,571,611.34
MIG/FS/10 05/C/14/15	Soutpan/Ikgomotseng: Fencing of cemetery	R3,146,229.57	R613,341.00	- R2,532,888.57

FINANCIAL IMPLICATION

R5 821 276.7

COUNCIL RESOLVED.

(a) Council to approve budget maintenance application for the projects as follows:

MIG Reference number	Project Description	Project Value	MIG value	Deficit (MIG Budget Maintenance Application)
MIG/FS/10 04/C/14/15	Theunissen/Masilo : Fencing of Phahameng and building of ablution facilities	R4,055,755.79	R2,338,979.00	- R1,716,776.79
MIG/FS/10 05/C/14/15	Majwemasweu/Brandfort: Fencing of cemetery	R2,184,952.34	R613,341.00	- R1,571,611.34
MIG/FS/10 05/C/14/15	Soutpan/Ikgomotseng: Fencing of	R3,146,229.57	R613,341.00	- R2,532,888.57

	cemetery			
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4. MUNICIPAL ROAD GRADING AND COMPACTIONS

BACKGROUND

Budget has been allocated for the municipal Roads Repair and Maintenance. The non-accessible road have been identified within the municipality and was located by house numbers.

FINANCIAL IMPLICATIONS

	Soil Road Length (m)	Budget
Winburg	19524.44	R 199,343.94
Theunissen	34742.12	R 354,715.99
Brandfort	46551.92	R 475,293.69
Verkeerdevlei	4605.73	R 47,024.36
Soutpan	12107.97	R 123,622.01
Total	117532.18	R 1,200,000.00

COUNCIL RESOLVED.

- (a) Council to take Note.

FURTHERMORE COUNCIL RESOLVED.

- (a) That on subsistence and travelling austerity measures be applied.
 (b) That the municipality interact with treasury on the issue of softwares.
 (c) Data purification be done.

COUNCIL CLOSED:

CHAIRPERSON:

DATE:
