

**MINUTES OF SPECIAL COUNCIL MEETING DATED 15 JULY 2014 IN COUNCIL CHAMBER – THEUNISSEN AT 14H00.**

**PRESENT COUNCILLORS:** KS Koalane; SJ Mabitla; ZP Thuthani; SL Kgoe; NG Mafa; M Venter; MM Kholumo; VM Lekale; KP Dichakane; LM Moloele; X Nqwiliso; TP Ramongalo; KA Sekharume; TJ Chele; SC Mangoejane; DE Modise; JA Pienaar; MB Tsoaela; II Majara.

**PRESENT OFFICIALS:** SS Mtakati (Municipal Manager); D. Nthau (Manager Corporate services); M Makgahlela (Manager social and community services); P Tshabalala (Senior Technician); M Mahula and T Diphoko (Secretariat).

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**ITEM 1**

**OPENING:**

The Speaker opened the meeting officially and welcome all present where after requested Cllr Pienaar to open the meeting with a prayer.

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**ITEM 2**

**APPLICATION FOR LEAVE OF ABSENCE.**

The Speaker informed the council that the only application for leave of absence he received was the one of Cllr Botha who just had a grandchild in America and he is unable to attend council in this regard.

The Municipal Manager informed the Council that the Acting Chief Financial Officer (NC Mekana) is sick and she is unable to the attend the council sitting of today.

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**ITEM**

**OFFICIAL ANNOUNCEMENTS.**

None.

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**ITEM**

**MOTION (S) OF SYMPATHY AND CONGRATULATIONS BY THE SPEAKER.**

None.

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**ITEM 5**

**MOTION(S) OF SYMPATHY AND CONGRATULATIONS BY OTHER COUNCILLORS.**

Cllr Moloele congratulated the Germans of being capped the 2014 FIFA WORLD CUP champions.

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**ITEM 6**

**DEPUTATIONS AND INTERVIEWS.**

None.

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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.**

None.

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**ITEM 10**

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

None.

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**ITEM 11**

**QUESTION OF WHICH NOTICE HAS BEEN GIVEN.**

None.

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## ITEM 12

### REPORTS OF THE MAYOR.

#### 12.1 APPOINTMENT OF CHIEF FINANCIAL OFFICER:

##### BACKGROUND

Section 56 (3) (a) and (b) of the Municipal Systems Act, no 32 of 2000, as amended, set out the procedure with regard to the filling of a vacant post of a Manager directly accountable to the Municipal Manager. The said provisions of the mentioned Act stipulate that the municipality must advertise the vacant post nationally and select from the pool of candidates a suitable person who complies with the prescribed requirements of the post.

In view of the afore-mentioned, the position of the Chief Financial Officer became vacant from 1 March 2014 when Ms Motshilisi Mokoena resigned. Municipality advertised the positions on the 19<sup>th</sup> January 2014 in the City Press Newspaper. The closing date of the said advertised post was 05 February 2014.

##### SELECTION PROCESS

Council resolved that the following councillors and officials should constitute the shortlisting and interview panel in terms of the provisions of Municipal Systems Act no 32 of 2000 and Regulations on Appointment and Conditions of Employment of Senior Managers.

- Cllr M Tsoaela.
- Cllr D Modise.
- One panel member who is not a councillor or official of the Masilonyana LM.
- Municipal Manager, Siphon Mtakati, to be the chairperson of the interview sessions.

In response to the advertised position, the following applications were received for the post of Chief Finance Officer:

<b>NAMES</b>	<b>GENDER</b>	<b>CONTACTS</b>	<b>QUALIFICATIONS</b>	<b>WORK EXPERIENCE</b>
Ngesi Thembisane Stephens	Male	16564 St Helena Park Welkom 9463 073 887 5882	B.Com Accounting Science	- National Treasury, municipal improvement support. - AGSA, Trainee Accountant. - central university of technology, assistant lecture
Lebogang Godfrey Lesiu	Male	27080 Vista Park Bloemfontein 9323 079 503 5271/082	N.Dip Cost And Management Accounting.	- Department of education, Deputy director and financial planning. - national prosecuting authority, senior state

		0884702		accountant - Eskom, accounting clerk
Sejane Agent Xaba	Male	2 Malan Street Bloemfontein 9301 073 774 0048/082 042 4904	N.Dip Cost And Management Accounting, Certificate In Internal Audit Concepts, Applied Government Accounting, Real Management, Performance Management.	-FS provincial Treasury, Manager internal audit
Makubu Leonard Jabulani	Male	25 Scott Park Bloemfontein 9301 083 973 4938/079 011 8941	Hons. B.Com Accounting	Moqhaka municipality, asset stock taker, SAB&T CA, trainee accountants. SAB&T CA, assistant Manager.
Haggins Robin Peter	Male	176 Nelson Street Goodwood 7460 082 472 7747	B.Com Accounting	Renosterberg local municipality, municipal finance consultant. Masilonyana local municipality, municipal finance consultant Akhile management and consultant, senior consultant.
Hlalele Nthabeleng Corins	Female	5 Babettes Villas Theunissen 9410 073 242 7969	N.Dip Cost And Management Accounting	Masilonyana local municipality, assistant manager budget and treasury office. DBSA, finance professional. ABSA, teller.
Tseleng Grace Mkhuma	Female	23 blignaut Street Ce 4 Vanderbijlpark 1900	B. Tech Cost and Management Accounting	Acting Senior Finance Manager Ngwathe Local Municipality Acted as CFO Ngwathe LM Actings Budget and Expenditure Manager Ngwathe LM
Litabe Pihl Vincent	Male	697 Mhlahlo Street	B.Com Accounting	Kopanong local municipality, chief

		Virginia 9430 078 801 8159,082 377 2409,074 377 2409		internal auditor Gobodo Inc. CA & auditors, trainee accountant
Marumo Khoarari Willem	Male	7 Purcell Street Welkom 9459 083 750 5040	B. Com Accounting	Metsi maholo consulting PTY (ltd),self-employed accountant Lejweleputswa district municipality, finance officer Transnet, financial manager
Fikile Mzizi	Female	2955 Ext 6 Villiers 9840 083 897 7618	N.Dip Cost And Management Accounting	Tolcon,communication clerk Tolcon,shift auditor Nketoana local municipality, manager budget and treasury
Moletsane David Sephapho	Male	PO.Box 15694 Witsieshoek 9870 076 8980 499/082 798 8913	Honours In Bachelor Of Accounting Science	Department of finance senior municipal specialist AGSA, auditor senior AGSA,trainee accountant
Jimmy Maswanganyi	Male	10 Joubert Street Kroonstad 9499 076 620 7083	B.Commerce	Moqhaka municipality, Deputy Director Finance Matjhabeng municipality, accountant Moqhaka municipality, assistant director finance
Paul Mqapheli Mahlasela	Male	97 Keurboom Street Queens Town 5320 082 746 9984/082 472 3082	B.Com Accounting	Nggushwa municipality,CFO Lukhanji municipality, expenditure and supply chain manager Chris Hani district municipality, senior accountant
Dipone Retlaobaka Orapeleng	Male	8 Town View Flats Standerton 2430 072 180	Bachelor Business Administration, Diploma Financial Management	Mafikeng local municipality, general clerk Thembisile municipality,CFO

		7388/082 9588 042		Lekwa local municipality,CFO
Refilwe Elias Lebotse	Male	PO BOX 1506 Johannesburg 2154 076 970 1814	N.Dip Accounting	Scan display solutions PTY LTD, assistant financial manager & financial manager and financial director.

The shortlisting session was held on the 29<sup>th</sup> May 2014, and the panel consisted of the following:

- Councillor Dimakatso Modise
- Councillor Mmasetjhaba Tsoela
- Municipal Manager, Siphon Mtakati
- Mr CT Mbatha from SALGA

The panel shortlisted the following candidates for the position:

- Mr JL Makhubu
- Ms NC Mekana
- Ms TG Mkhumba
- Mr V Litabe
- Mr OR Dipone
- Ms F Mzizi
- Mr PM Mahlasela

## **INTERVIEWS**

The interview sessions were held on the 05<sup>th</sup> June 2014 in the council chamber of Masilonyana Local Municipality at Theunissen.

The interview panel was constituted by the following panellists:

- Councillor Dimakatso Modise
- Councillor Mmasetjhaba Tsoela
- Mr CT Mbatha from SALGA
- Municipal Manager, Siphon Mtakati

The above-mentioned shortlisted candidates turned up for the interview session except Mr Paul Mqhapheli Mahlasela who was absent.

The panel scored the candidates as follows:

1. Mr J Makubu	37%
2. Ms N Mekana	66%
3. Ms G Mkhumba	69%
4. Mr V Litabe	63%
5. Ms F Mzizi	71%
6. Mr O Dipone	52%

### **Deliberations:**

Cllr Pienaar asked clarity regarding the Names of candidate Paul Mqapheli Mahlasela who appear on page (6) as Mr. Paul Mqhapheli.

It was responded that the candidate is the same person that the report will be corrected for Audit purpose.

Cllr Pienaar asked why councilors were not invited to attend interview session as the observers.

It was responded that the council resolved that Cllr Modise, Cllr Tsoela, Municipal Manager and one representative from SALGA will form part of the session not any other councilors be included.

Clarity was asked regarding the difference between NC Hlalele and NC Mekana.

The Speaker responded that the candidate when she initially applied for the position she was not married but at the time she was invited for the interviews it was at the stage that she was already married.

### **COUNCIL RESOLVED.**

1. That Ms Fikile Mzizi be appointed as Chief Financial Officer of Masilonyana Local Municipality.
2. That should Ms F Mzizi accept the offer of employment, she may report for duty from the 1<sup>st</sup> of August 2014

3. That Council delegates the authority to the Municipal Manager to conclude the employment contract and performance agreement that should be in line with the provisions of the Municipal Systems Act, No 32 of 2000, as amended.
4. That the report regarding the appointment of the Chief Financial Officer be submitted to the MEC: COGTA in accordance with Municipal System Act, No 32 of 2000, as amended.

## **12.2 APPOINTMENT OF MANAGER INFRASTRUCTURE.**

### **BACKGROUND**

Section 56 (3) (a) and (b) of the Municipal Systems Act, no 32 of 2000, as amended and Regulations on Appointment and Conditions of Employment of Senior Managers, set out the procedure with regard to the filling of a vacant post of a Manager directly accountable to the Municipal Manager. The said provisions of the mentioned Act stipulate that the municipality must advertise the vacant post nationally and select from the pool of candidates a suitable person who complies with the prescribed requirements of the post.

In view of the afore-mentioned, the position of the Manager: Infrastructure and technical Services became vacant from 07 January 2014 when Mr Legau Maja tendered his resignation. Municipality advertised the positions on the 19<sup>th</sup> January 2014 in the City Press Newspaper. The closing date of the said advertised post was 05 February 2014.

### **SELECTION PROCESS**

Council resolved that the following councillors and officials should constitute the shortlisting and interview panel in terms of the provisions of Municipal Systems Act no 32 of 2000 and Regulations on Appointment and Conditions of Employment of Senior Managers.

- Cllr Tsoaela.
- Cllr Modise.



- A panel member who is not a councillor or official of the Masilonyana LM.
- .Municipal Manager, Siphon Mtakati, to be the chairperson of the interview sessions.

In response to the advertised position, the following applications were received for the post of Manager: Infrastructure and Technical Services.

<b>NAMES</b>	<b>GENDER</b>	<b>CONTACTS</b>	<b>QUALIFICATIONS</b>	<b>WORK EXPERIENCE</b>
Mokgadi Elaine Mokgolomotho	Female	Box 73 Dwarsrivier 0812 072 229 0278/084 870 9955	B.Tech Civil Engineering	- Department Of Water Affairs And Treasury, Senior Industrial Technician - Nkangala Municipality, Senior Engineering Technician
Tefo Clifford Mphuthi	Male	1958 Matlakeng Village Mokodumela 9868 083 630 4200	N.Dip Civil Engineering	- Concor Holdings, Resident Engineer, Technician
Diao Leeu Ramabitsa	Male	5 Azalia Avenue Welkom 9469 079 157 1626	B. Tech In Civil Engineering, B.Tech In Project Management	- Lejweleputswa Municipality, Senior Technician. - Matjhabeng Municipality, Civil Technologists
Ramotselisi Elias Motlatla	Male	139 Blenheim Street Welkom 9439 082 307 7477	N.Dip Civil Engineering	- Moqhaka Municipality, Assistant Manager Infrastructure - Emba Project Manager, Project Manager
Daniel Themba Marotholi	Male	435 Zone 2 Ficksburg 9730 076 537 3743/083 636	N.Dip Civil Engineering	- Kopanong Municipality, Technician - City Of Matlosana Council, PMU

		4832		Technician
Katlego Kgatale Rapula	Male	40 Namune Street Atterdgeville 0008 071 945 0135/060 677 2573	Bachelor In Civil Engineering (Hons)	Iliso Consulting Engineers, Resident Engineer
Thapelo Teane	Male	2078 Sagewood Street Brooklands Lifestyle Estate Centurion 0157	N .Dip Civil Engineering B. Tech Civil Engineering (Urban) Project Management Professional Certification Preparation	Project Manager/Engineer Johannesburg Water. Project Manager Rustenburg Local Municipality. Deputy Project Manager Dept of Transport.
Mthembu Lethuxolo Hope	Male	1675 Intabazwe Harrismith 9880 083 289 4487/082 433 4198	M.Tech In Civil Engineering	Phumelela Municipality, Technical Director Maloti A Phofung, PMU Manager
Laurence Andrew Fenn	Male	Grove Tree 40 Midrand 1684 084 815 2775	B.Tech Civil Engineering	Koukamma Municipality, Director Engineering Infrastructure Greater Municipality, Coordinator Human Settlement Alexandra Renewal Project, Manager Engineering Services
Mokhele S Raseboka	Male	12 Riverlodge Complex Johannesburg 2091 082 969 1319	B.Tech Civil Engineering	Sibanye Gold, Superintendent Engineering Eskom, Head Of Plant Engineering
Azola Neumisa	Female	7837 Nassau Street Secunda 2302 083 352 1066/076 630 3793	N.Dip Civil Engineering	Govan Mbeki Municipality, Senior Engineering Technician Gert Sibande, Engineering Technician Dr JS Moroka Municipality,

				Engineering Technician
Boipelo Marvin Koloti	Male	10770 Nkone Street Bloemfontein 9323 073 262 3464	N.Dip Civil Engineering	Department Of Public Works, Building/Civil Chief Works Inspector
Moloko Nduna Petrus	Male	593 Dico Location Winburg 9420 078 486 0100/083 371 7381	N.Dip Civil Engineering	Makhaotse,Narasimula & Associate Consulting Engineer, Project Manager Department Of Health, Regional Coordinator
Themba Chris Tshabalala	Male	12 Bunting Street Welkom 9459 083 791 1483	Bachelor Of Science In Engineering	Department Of Water Affairs, Civil Engineer.
Arthur Nkululeko Kelepu	Male	4367 K6 Kutlwanong 9483 074 589 0809/072 130 4029	N.Dip Civil Engineer	Kopanong Municipality, Acting Project Management Unit Manager BVI Consulting Engineers, Draughtsman And Designer
Ruhegeza Jean Mubyalano	Male	17B Sarel Cillier Street Theunissen 9410 076 872 3792/078 460 1958	B.Tech In Civil Engineering	Makhaotse Narasimulu And Associate, Project Manager Nathoo Mbenyane Engineering,Senior Inspector
Sifiso Alpheus Thwala	Male	19 Robyn Street Germiston 1401 072 211 5472	B.Tech In Civil Engineering,	Department Of Water Affairs, Project Manager Urban Dynamics Gauteng Inc,Project Manager
Luzuko Govu	Male	63 Motherwell Port Elizabeth 6211 078 338 1846	B.Tech In Civil Engineerin	GA Segonyana Municipality, Director Technical Services Eden Municipality, Project Manager SSI Consulting Engineering, Senior

				Technician
Rutters Ranko Simon	Male	Box 6+0148 Karenpark 0118 078 603 5372/072 504 8265	B.Tech In Civil Engineering	Mahikeng Local Municipality, Director Technical Manager Thembisile Municipality, Director Technical Services Sakhisizwe Municipality, Manager Technical Manger
Siafred Tsholofetso Mothibi	Male	45 Bramfischer Drive Secunda 2280 082 785 7791/076 485 0343	N.Dip Electrical Engineer	Govan Mbeki Municipality, PMU Manager National Department Of Public Works, Project Manager
Thapelo Lucas Makwela	Male	Kagiso Extension 13 Krugersdop 1754 071 609 9533	B.Sc I Community Water Services And Sanitation	Enviro Options PTY LTD, Sales & Technical Consultant Department Of Water Affairs, Assistant Project Coordinator
Lesiba Ledwaba	Male	Midrand Johannesburg	N Diploma: Civil Engineering. B-Tech: Civil Engineering. Applied Project management.	Senior Project Manager. (Glad Africa Holdings). Project Manager. Civil Engineering Technician. Trainee site Engineer. Student Technician
Nico Vermeulen	Male	4 Hospitaal Street Gauteng 1441 082 376 9202/016 360 5805	B.Com Civil Engineering, B.Engineering Civil	Department Of Water Affairs, Construction Department Lesedi Municipality, Town Engineer Midvaal Municipality, Director Civil Engineering
Wouter Hayward	Male	36 Roodt Street Wolmaranstad 2630 082 2550 831	N:Dip Civil Engineering	Maquassi Municipality, Chief Financial Services Ladybrand Municipality, Assistant Head Technical BC-Civil Bloemfontein,

				Site Foreman
Msipha Zukile	Male	Box 1278 Mthatha 5099 083 363 4867	N.Dip Civil Engineering	OR Tambo Municipality, Trainee Technician Department Of Roads And Public Works, Site Agent
Phillip Themba Reentseng	Male	Box 12833 Brandhof 9324 No contact numbers	B.Tech In Civil Engineering	Umsobomvu Municipality, Technical Manager Public Works, Roads and Transport Free State, Chief Engineer.

The shortlisting session was held on the 29<sup>th</sup> May 2014, and the panel consisted of the following:

- Councillor Dimakatso Modise
- Councillor Mmasetjhaba Tsoela
- Municipal Manager, Siphon Mtakati
- Mr CT Mbatha from SALGA

The panel shortlisted the following candidates for the position:

- Mr N Vermeulen
- Mr T Teane
- Mr T Tshabalala
- Mr S Thwala
- Ms M Mokgomo

## **INTERVIEWS**

The interview sessions were held on the 03<sup>th</sup> June 2014 and on the 03<sup>rd</sup> July in the Council Chamber of Masilonyana Local Municipality at Theunissen.

The interview panel was constituted by the following panellists:

- Councillor Dimakatso Modise
- Councillor Mmasetjhaba Tsoela
- Mr CT Mbatha from SALGA
- Municipal Manager, Siphon Mtakati

The above-mentioned shortlisted candidates turned up for the interview session except Mr N Vermeulen and Ms Mokgadi Mokgomotho who have indicated that they would not be attending the interview session. The panel included Mr L Ledwaba for interviews after the withdrawal of Mr Vermeulen and Ms Mokgomotho so as to increase the pool of interviewees. Mr Mbatha was not available on the 03<sup>rd</sup> July and SALGA sent Mr Mzwanele Booie to replace Mr Mbatha.

The panel scored the candidates as follows:

- |           |            |     |
|-----------|------------|-----|
| • Thapelo | Teane      | 52% |
| • Lesiba  | Ledwaba    | 84% |
| • Themba  | Tshabalala | 21% |
| • Sifiso  | Thwala     | 57% |

### **Deliberations:**

Cllr Modise emphasized that the emails sent to invited candidates be included in the report for information purpose.

She further indicated that councilors who have discomfort regarding this appointment should consult the office of the municipal manager for referral purpose.

### **COUNCIL RESOLVED.**

1. That Mr Lesiba Ledwaba be appointed as Manager Infrastructure and Technical Services of Masilonyana Local Municipality.

2. That should Mr L Ledwaba accept the offer of employment, he may report for duty from the 1<sup>st</sup> of August 2014
  
3. That Council delegates the authority to the Municipal Manager to conclude the employment contract and performance agreement that should be in line with the provisions of the Municipal Systems Act, No 32 of 2000, as amended.
  
4. That the report regarding the appointment of the Manager Technical and Infrastructure be submitted to the MEC: COGTA in accordance with Municipal Systems Act, No 32 of 2000, as amended.

### **12.3 REPORT ON MIG PROJECTS.**

The Mayor indicated that COGTA has already approved this projects and what is remaining is the implementation of the below mentioned projects.

He further indicated that the implementation of this projects is also persuaded by the discomfort raised among the community members.

That the Lejweleputswa District Municipality has already gave the municipality a go ahead on this projects.

In addition the Municipal manager indicated that a proper report will be developed regarding this projects and the report will be tabled in front of council for considerations.

He further informed the council that the municipality spent 100% on MIG.

Cllr Moloele propose that when decisions are taken regarding such matters the chairperson of infrastructure portfolio committee be informed of it.

Cllr Modise also indicated to council that the business plan must be included in the report.

#### **12.3.1 Budget Maintenance for the Theunissen: Upgrading of the water treatment works and ground storage reservoir (Pumpstation Phase 1) Theunissen WTW**

## **BACKGROUND**

The business plan for the Theunissen: Upgrading of the water treatment works and ground storage reservoir (Pumpstation Phase 1) was prepared and sent to COCTA to review MIG. The project was registered under MIG with the following registration number MIG/FS0978/W/13/13

### **The scope of this phase of the project involves the following:**

2 new raw water booster pumps and associated pipework, civil and electrical works. (146l/s capacity per pump and each pump operating for 20hours per day)  
New clear water pumps and associated pipework, civil and electrical works (73l/s capacity per pump and each pump operating for 20hours per day)

The project was estimated and MIG approved for the cost of **R4.200, 000.00** (including Vat,) in 2012.

The tender for this phase of the project was advertised in March 2014 and a number of companies responded to the tender. The recommended and winning tenderer priced the project at **R 5,692,280.60** inclusive of VAT. This price was accepted to be the best lowest price. The recommended tenderer has been appointed for this project.

In view of the above, the budget maintenance of **R 2,346,122.80** needs to be applied for, for the following reasons:

- The Business plan for this project was compiled in September 2012 and submitted to COGTA for approval to Register. The project was registered and the following were the cause of budget deficit:
- Funds escalation from 2012 to 2014
- The appointed contractor bid amount is more than the estimated value due to the above.
- The previous business plan did not include the contingencies.

## **FINANCIAL IMPLICATIONS**

R 2,346,122.80

## **COUNCIL RESOLVED.**

Council approves the application for the budget maintenance for Theunissen: Upgrading of the water treatment works and ground storage reservoir (Pumpstation Phase 1)



### **12.3.2 Budget Maintenance for Water Infrastructure Projects**

#### **BACKGROUND**

The business plans for Masilonyana water infrastructure fencing projects were done and the specification of the fencing changed due to the experienced vandalism within the Municipality from Steel Palisade to Concrete palisade fencing. This led to the increase of funds from the approved MIG funds.

The projects and deficit of funds are:

<b>MIG Reference Number</b>	<b>Project Description</b>	<b>Project Value</b>	<b>MIG Value</b>	<b>Deficit (Applied Budget maintenance)</b>
MIG/FS/1001/F/14/15	Soutpan/Ikgomotseng: Fencing of oxidation ponds	2 121 180.09	1 025 702.00	1 095 478.09
MIG/FS/1002/F/13/15	Winburg/Makeleketla: Fencing of water treatment works	2 182 486.02	1 683 177.05	499 308.97
MIG/FS/1003/F/13/15	Winburg/Makeleketla: Fencing of reservoir	2 046 692.62	1 323 768.00	722 924.62
MIG/FS/1006/F/14/15	Theunissen/Masilo: Fencing of reservoirs	1 145 233.43	804 862.00	340 371.43
MIG/FS/1008/F/14/15	Majwemasweu/Brandfort: Fencing of reservoirs	1 520 766.79	299 322.00	1 221 444.79

#### **FINANCIAL IMPLICATIONS**

R 3,879,527.90

#### **COUNCIL RESOLVED.**

That Council approve the application for the following projects:

- Soutpan/Ikgomotseng: Fencing of oxidation ponds
- Winburg/Makeleketla: Fencing of water treatment works
- Winburg/Makeleketla: Fencing of reservoir
- Theunissen/Masilo: Fencing of reservoirs

- Majwemasweu/Brandfort: Fencing of reservoirs

### **12.3.3 Budget Maintenance for Cemetery Fencing Projects**

#### **BACKGROUND**

The business plans for Masilonyana cemetery fencing projects were done and the specification of the fencing changed due to the experienced vandalism within the Municipality from Steel Palisade to Concrete palisade fencing. This led to the increase of funds from the approved MIG funds.

The projects and deficit of funds are:

<b>MIG Reference Nr</b>	<b>Project Description</b>	<b>MIG Value</b>	<b>Project Value</b>	<b>Deficit (MIG Budget Maintenance Application)</b>
MIG/FS/1004/C/14/15	Theunissen/Masilo: Fencing of Phahameng cemetery and building of ablution facilities	2,338,979.00	3,483,265.90	(1,144,286.90)
MIG/FS/1007/F/14/15	Soutpan: Fencing of cemetery	613,341.00	1,489,877.40	(876,536.40)

#### **FINANCIAL IMPLICATIONS**

R 2,020,823.30

#### **COUNCIL RESOLVED.**

That Council approves the application for budget maintenance for the following projects:

- Theunissen/Masilo: Fencing of Phahameng cemetery and building of ablution facilities
- Soutpan: Fencing of cemetery

## **12.4 APPOINTMENT OF SENIOR MANAGEMENT LAW ENFORCEMENT OFFICER.**

### **Background:**

The municipality has employed 4 Law Enforcement Officer who has completed their training at the end of June 2014. These Law Enforcement Officer were from the unemployed youth and was trained through LGSETA training. It is therefore of utmost importance that a Senior Law Enforcement Officer need to be appointed to supervise and guide the new incumbents in their positions. It must however be noted that the position of Senior Law Enforcement Officer does not exist on the municipality's current approved structure. Therefore no job level currently also exists for this position. We have however benchmarked with other municipalities and province to determine an appropriate job level for this position. We are also in a process to revise the current approved organogram and this position will be included in the revised organogram that will be tabled in due course.

### **Policy and Legal Requirements**

Municipal Legislation such as the Municipal Systems Act places an obligation on a municipality to enforce and maintain stability and order in its area of jurisdiction. This includes the enforcement of its by-laws

Note must however be taken of the Amendment Municipal Systems Act that states that no one may be appointed in a municipality if that position do not appear on a municipality's approved structure

### **Deliberations:**

Cllr Pienaar asked clarity regarding appointing personnel in positions which is not in the structure.

It was responded the it is for this that reason this item is tabled In front of council for deliberations and considerations.

Cllr Pienaar also asked clarity if this position is budget for.

It was responded that one of student who went to college did not finish this course hence the budget shifted to accommodate this position.

Cllr Nqwiliso indicated that the municipality must enforce some by laws hence this appointment must be given attention.

## **COUNCIL RESOLVED:**

- (a) That Council approves the inclusion of the position of Senior Law Enforcement on the organizational structure;**
- (b) That the Council approve that a Senior Law Enforcement Officer can be appointed on a post level 10 of the salary structure currently in use by the municipality.**
- (c) That the revised organogram be tabled in front of council with recommendations so that council can deliberate on it.**
- (d) That this matter be brought to attention of the LLF.**

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## **12.5 REPORT ON BRANDFORT WATER WASTE TREATMENT WORKS.**

### **Backgrounds.**

It was presented at Masilonyana strategic meeting about Brandfort waste water treatment plant that is experiencing a huge spillage because of non-operating items of the plant.

The extent of the challenge has increased to a level where it should be treated as a matter.

That the purpose is that council approve the deviation on the appointment of the contractor to implement Brandfort waste water treatment plant refurbishment.

### **Financial implications.**

R 1 903 572.00

### **Deliberations:**

The municipal manager indicated that he had a session with farmers, correctional officers and other stakeholders regarding this matter.

That the farmers also having intentions of litigating against the municipality regarding this matter.

He further indicated that the Supply Chain management process will take a lot of time.

The Speaker emphasized that Municipal Manager would have not brought the matter to council and could have proceeded with the deviation.

Cllr Venter thanked the municipality by coming with solution to remedy the situation in Branford.

**COUNCIL RESOLVED.**

That the council approves the deviation and the appointment of the contractor for Brandfort Waste water Treatment Plant refurbishment project and the deviation from normal appointment process to emergency appointment.

That the municipal manager go ahead with the process of appointing the contractor or service provider.

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**CLOSURE**

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**The meeting adjourned: 15H30**

**Chairperson : Cllr Mabitla**

**Signature :**