

**RUSTENBURG  
LOCAL MUNICIPALITY**

M I N U T E S OF THE (04/2020) ORDINARY VIRTUAL COUNCIL MEETING OF THE  
RUSTENBURG LOCAL MUNICIPALITY HELD ON TUESDAY THE 24<sup>th</sup> NOVEMBER  
2020 AT 10:15.

**PRESENT**

**Cllr Mabale-Huma S S K**

- **Speaker**

**Cllr Khunou M E**

- **Executive Mayor**

Cllr Babe N B

Cllr Bothomane P

Cllr Coetzee M

Cllr Cronje J C

Cllr Damoyi M

Cllr Du Plessis G J

Cllr Edwards I

Cllr Fetmani E M

Cllr Gegula D

Cllr Jikeka P

Cllr Jongela S

Cllr Kgaladi P

Cllr Kombe O J

Cllr Langeni E

Cllr Legopelo J B

Cllr Lekoro B F

Cllr Lerm M F E

Cllr Mafoko S D

Cllr Magadane G L

Cllr Majolo W L

Cllr Makgale T A

Cllr Makhaula V N

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Cllr Malan P A  
Cllr Malatji M W  
Cllr Malla A D  
Cllr Mashishi-Ntsime J I  
Cllr Masilo T I  
Cllr Masondo N G  
Cllr Mataboge A L  
Cllr Matlhoko A M  
Cllr Megalanyane S T  
Cllr Mekgoe T S  
Cllr Mhlungu S B M  
Cllr Miny C  
Cllr Mnisi B P  
Cllr Mnisi A L  
Cllr Mntombi S P  
Cllr Moatshe F S  
Cllr Mogotsi H B  
Cllr Mohube M M  
Cllr Mokgatle O O  
Cllr Mokotedi K G  
Cllr Mokwele L P  
Cllr Molatlhegi P R  
Cllr Molotsane D M  
Cllr Molubi J N  
Cllr Monageng V N  
Cllr Monaise K I  
Cllr Morei K B

Cllr Motlhamme G S  
Cllr Mpolokeng B J  
Cllr Mqanqeni N V  
Cllr Mvula P  
Cllr Ngwato J D  
Cllr Nhacuangue N  
Cllr Njikelane M  
Cllr Nkgoang L I  
Cllr Nkgwang V K  
Cllr Nkosi L M  
Cllr Nongqoqo M I  
Cllr Omarjee M  
Cllr Rantho M R  
Cllr Rootman A P  
Cllr Seleka A  
Cllr Sephai J L  
Cllr Snyders L B  
Cllr Tjie P  
Cllr Tlhapi P A  
Cllr Tshabalala T E  
Cllr Tsienyane P  
Cllr Venter P A G  
Cllr Wolf J  
Cllr Wolmarans S D  
Cllr Xatasi N S  
Cllr Xhinela Z

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## OFFICIALS

Mr Makona V	-	Municipal Manager
Mr Ditsele G	-	Chief Financial Officer
Mr Masilo O	-	Director: Technical & Infrastructure Services
Ms Rampete N	-	Director: Community Development
Ms Halenyane M	-	Director: Planning & Human Settlement
Mr Boikanyo K	-	Director: Public Safety
Mr Komane E	-	Director: Local Economic Development
Mr Moleele O	-	Acting Director: Roads and Transport
Ms Roboji Y	-	Director: Corporate Support Services
Mr Kgosimore P	-	Manager: Office of the Executive Mayor
Mr Shabangu S	-	Acting Manager: Office of the Speaker
Mr Molotsane L	-	Unit Head: Legal & Valuation
Ms Khiba N	-	Manager: Office of the Municipal Manager
Mr Magae B	-	Communications Office of the Executive Mayor
Mr Marumola F	-	Researcher: MPAC
Mr Jansen van Vuuren J W	-	Acting Unit Manager: Administrative Support Services
Ms Makona P	-	Section Manager: Committee Work Administrative Support Services
Ms Letshwiti M	-	Committee Administrator Administrative Support Services
Ms Rapelego M	-	Administrative Assistant: Administrative Support Services
Ms Khunou N	-	Administrator: Administrative Support Services
Ms Mkwatsi R	-	Administrator Assistant:

SSK

Administrative Support Services

Mr Mkhuzangwe S

-

Council Interpreter

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(i)

**1. OPENING PRAYER AND WELCOME:**

- 1.1 The meeting was opened with a prayer by Cllr Miny C, where-after the Honourable Speaker welcomed all members present;
- 1.2 The Speaker introduced and welcomed the newly elected councillor, Cllr Langeni E of Ward 2 to Council.

**2. APPLICATIONS FOR LEAVE OF ABSENCE:**

- 2.1 That leave of absence be granted to the following Councillors: Moleme K G, Kwanaite A M, Sikwane K, Radebe W, Ntimba S, Mmolotsi N and Pelesi K L.
- 2.2 It be noted that the following Councillor requested to be recused: Rootman A at 14h00.

**3. OFFICIAL NOTICES:**

None.

**4. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY THE SPEAKER:**

That the following Councillors be congratulated on their birthdays:

**NOVEMBER**

Cllr Mokgatle O O	05 November
Cllr Xhinela Z	05 November
Cllr Makhaula V N	14 November
Cllr Kombe O	18 November
Cllr Sikwane C K	18 November
Cllr Jikeka P	21 November
Cllr Mashishi-Ntsime J I	22 November
Cllr Mjekula E N	23 November
Cllr Mohube M M	25 November
Cllr Molubi J N	26 November
Cllr Omarjee M	26 November

**DECEMBER**

Cllr Mnisi A L	01 December
Cllr Mmolotsi C N	10 December
Cllr Monageng V N	21 December
Cllr Nkosi L M	26 December
Cllr Lerm M	29 December

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**5. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY OTHER MEMBERS:**

- 5.1 The Single-Whip of Council, Cllr Mokwele L P congratulated the ruling party, the African National Congress (ANC) for its outstanding performance during the 11 November 2020 bi-elections. The party managed to retain 64 wards and won 6 new wards of all 95 contested wards across 55 municipalities;
- 5.1.1 The Single-Whip of Council, Cllr Mokwele L P congratulated Tsakani Maluleke on her appointment as the new Auditor General of South Africa;
- 5.1.2 He furthermore conveyed condolences to the family of Auditor General, Thembekile Kimi Makwetu who passed on, on the 11<sup>th</sup> of November 2020;
- 5.2 Cllr Nhacaungue N congratulated the newly elected chairperson of the Democratic Alliance (DA) in the North West Province, Cllr Snyders L and highlighted that he is the youngest DA chairperson to be elected in the North West Province;
- 5.3 Cllr Kombe O conveyed condolences to all the victims of Gender Based Violence (GBV) in the country and urged the society, especially men to do better in protecting the women and children within the society;
- 5.3.1 Cllr Kombe O conveyed condolences to Cllr Mqanqeni N V on the passing on of her sister;
- 5.3.2 Cllr Kombe O conveyed condolences to the late and outgoing Auditor General, Mr Kimi Makwetu;
- 5.3.3 Cllr Kombe O conveyed condolences for the tragic passing of the former Mamelodi Sundowns and Bafana Bafana defender, Anele Ngcongca;
- 5.3.4 Cllr Kombe O congratulated the African National Congress (ANC) and Cllr Langeni E on his victory in ward 2;
- 5.3.5 He furthermore congratulated the Democratic Alliance and Cllr Snyders L on his victory to becoming the youngest Chairperson of the Democratic Alliance in the Province;
- 5.4 Cllr Matlhoko A conveyed condolences to the families of Masilo and Leketi, for the passing on of the great teacher, Mme Fancy Leketi;
- 5.4.1 Cllr Matlhoko A conveyed condolences to Anele Ngcongca, former Bafana Bafana, FC Fortune player, Mamelodi Sundowns and Amazulu Football Club in Kwa-Zulu Natal (KZN);
- 5.4.2 He furthermore congratulated the Economic Freedom Fighters (EFF) for taking an opportunity to represent South Africans in fighting racism;

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- 5.5 The Executive Mayor, Cllr Khunou M congratulated Zanothando Sonwabile Ngxito from Lethabong who is currently in the top 4 of the national competition Idols SA, he continues to put Rustenburg on the map;
- 5.5.1 The Executive Mayor urged all the members of Council to encourage their communities to vote for Zanothando Sonwabile Ngxito;
- 5.6 Cllr Bothomane P conveyed well wishes to the Enlightened Christian Gathering Church (ECG) and prays for the safety of Prophet Shepherd Bushiri from any murderous cockwomble, threatening the life of Major 1 and his family, or whatever bunch of enemy that baying for his blood to flee from dangerous situation is Hokma wisdom. #IStandWithMajor1 #Forever
- 5.6.1 Cllr Bothomane P conveyed condolences to the workforce of the Rustenburg Local Municipality and the Setsibe family on the passing on of Itumeleng Setsibe;
- 5.6.2 Cllr Bothomane P encouraged Councillors, residents of Rustenburg and Bojanala to vote for Zanothando Ngxito who has reached the top 4 of idols SA;
- 5.6.3 Cllr Bothomane P congratulated Cllr Snyders on his election as the Chairperson for the Democratic Alliance in the Province;
- 5.6.4 Cllr Bothomane P indicated that he fails to understand the hullabaloo in the celebration of the 75<sup>th</sup> anniversary of the United Nations by South Africa and the African Union, while the same United Nations have failed and is still failing to end the occupation of Western Sahara by Morocco, following more than 500 United Nations resolutions on decolonization of Western Sahara since the 22<sup>nd</sup> of October 1975;
- 5.6.5 Cllr Bothomane P conveyed condolences on behalf of the F4SD to the family of the Auditor General, the late Mr Kimi Makwetu and the whole Office of the Auditor General of South Africa. He furthermore congratulated the incoming Auditor General of South Africa, Tsakani Maluleke for her ascension that will be effective from the 1<sup>st</sup> of December 2020;
- 5.6.6 He furthermore stated that according to the down grading of the credit rating of South Africa to a BB- from a BB by Fitch rating incorporated and the downgrade credit review by Moodys Ratings South Africa which puts South African government at BA2, a category of substantial failure to be a trustworthy creditor; Forward For Service Delivery is hard pressed to regard the whole economic recovery plan as a tall tale of unclear and shifting policy objective by our government with a growing debt of almost 4 trillion rand;
- 6. Cllr Mafoko S D congratulated the Speaker Cllr Mabale-Huma S S K for the smooth running of the Rustenburg Local Municipality Council;
- 6.1.1 He furthermore conveyed condolences to the family of Mongameli Bobani and Mr Filtane of Nelson Mandela Bay.

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6. **DECLARATIONS OF INTEREST BY MEMBERS RELATING TO ANY ITEM:**

6.1 None.

7. **MINUTES OF THE PREVIOUS MEETINGS:**

--- Minutes of the (03/2020) Ordinary Council meeting held on 29 September 2020;

7.1 Agenda item 5 – 5.4 to be corrected to read as follows “Cllr Matlhoko conveyed condolences to his family and the family off his in-laws for the passing on of his son in-law”.

--- Minutes of the (08/2020S) Special Council meeting held on 28 August 2020;

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8. **REPORTS OF THE EXECUTIVE MAYOR**

**I N D E X**

<b>NO</b>	<b>HEADING</b>	<b>CC</b>
205.	Acting Appointments and Allowance Policy for Rustenburg Local Municipality	CC
206.	Reviewed Occupational Health, Safety and Environmental Policy for Rustenburg Local Municipality	CC
207.	Secondment Policy for Rustenburg Local Municipality	CC
208.	Transfer Policy for Rustenburg Local Municipality	CC
209.	Placement Policy for Rustenburg Local Municipality	CC
210.	Recruitment and Selection Policy for Rustenburg Local Municipality	CC
211.	Information Technology Service Continuity Plan for Rustenburg Local Municipality.	CC
212.	Information Technology Strategy for Rustenburg Local Municipality.	CC
213.	Information Technology Change Management Policy for Rustenburg Local Municipality	CC
214.	Central Diary of Council: 2021 Meetings	CC
215.	Inform Council on Intended Processes for Co-Management of Various Municipal Facilities	CC
216.	Request Council Approval to Enter into a Memorandum of Agreement with the Department of Sports and Recreation South Africa (SRSA) for the Construction of an Outdoor Gym as a Donation to the Municipality	CC
217.	Updated Rustenburg Enterprise Development Programme	CC
218.	The North West Business Licensing Act, No. 3 of 2019 – Financial Implications of the Act and its Regulations	CC
219.	Report on Business Support Programme for Cooperatives and SMMES	CC
220.	Operationalization of the Visitors Information Centre	CC

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**I N D E X**

<b>NO</b>	<b>HEADING</b>	<b>CC</b>
221.	Progress Report on Withdrawals from Municipal Bank Account the Period July to September 2020	CC
222.	Write Off of Stolen, Obsolete and System Take on Balance Inventory Items	CC
223.	Progress Report on Debts Owed by Employees July 2020	CC
224.	Progress Report on Debts Owed by Employees August 2020	CC
225.	Progress Report on Debts Owed by Employees September 2020	CC
226.	Progress Report on Debts Owed by Councillors July 2020	CC
227.	Progress Report on Debts Owed by Councillors August 2020	CC
228.	Progress Report on Debts Owed by Councillors September 2020	CC
229.	Supply Chain Management: Bids Awarded Above R200 000 - July 2020 to September 2020	CC
230.	Supply Chain Management: Approved Deviations for July 2020-September 2020	CC
231.	Report on Approval of Unauthorised Expenditure for the 2011/12 Financial Year	CC
232.	Report on Approval of Unauthorised Expenditure for the 2012/13 Financial Year	CC
233.	Report on Approval of Unauthorised Expenditure for the 2013/14 Financial Year	CC
234.	Report on Approval of Unauthorised Expenditure for the 2014/15 Financial Year	CC
235.	Report on Approval of Unauthorised Expenditure for the 2015/16 Financial Year	CC

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**I N D E X**

<b>NO</b>	<b>HEADING</b>	<b>CC</b>
236.	Monthly Budget Statement in Terms of Section 71 of the Municipal Finance Management Act, Act 56 Of 2003 (MFMA) – July 2020	CC
237.	Monthly Budget Statement in Terms of Section 71 of the Municipal Finance Management Act, Act 56 Of 2003 (MFMA) – August 2020	CC
238.	Office of the Municipal Manager: - MIG funded projects expenditure report for the 1st Quarter Performance	CC
239.	Performance Results for 2019-2020: Municipal Manager and Managers directly accountable to the Municipal Manager	CC
240.	Report on the Status of Building Plans and other Relevant Applications Submitted to Unit Building Control and Regulations	CC
241.	Application to Register a Servitude in Favour of Magalies Water on the Remainder of Portion 1 of the Farm Hartebeestfontein 228 JQ.	CC
242.	Progress Report: Disposal of Residential 1 Stands in Geelhoutpark Extension 6 and Rustenburg Extension 7	CC
243.	Report on the Draft Rustenburg Land Administration Policy 2020	CC
244.	Update on the Current Applications Done by Development Planning Unit	CC
245.	Progress Report: Application in Terms of Regulation 7 of the Municipal Asset Transfer Regulations and Section 14 of the Municipal Finance Management Act (2003) – A Portion of Remaining Extent of Portion 1 of the Farm Town & Townlands 272 JQ & a Portion of Portion 22 Town & Townlands 272 JQ: CBD Regeneration Proposal	CC
246.	Progress Report on Disposal of Amberboom Municipal Rental Housing Stock	CC
247.	Progress Report: Portion 1 of Erf 2243 Geelhoutpark Extension 6, Rustenburg (Bessie Mpelelele Ngwana Care Centre)	CC
248.	Request for Permission to Submit an Application in Terms of Section 17(19) of the Spatial Planning and Land Use Management By-Law 2018 for the Closure of Various Streets as Located in Waterkloof Hill Extension 5	CC

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**I N D E X**

<b>NO</b>	<b>HEADING</b>	<b>CC</b>
249.	Application for the Street Closure and Alienation of Anysberg Avenue as Located in Cashan Extension 34	CC
250.	RLM/Eskom Dispute - Waterkloof Substation – Progress Report	CC
251.	Outcome Investigation Report of the Public Protector in respect of allegations of unlawful impoundment of a motor vehicle belonging to Mr Aaron Maepe	CC
252.	Report on Litigation Cases that Arose as a Result of Contested Tenders	CC
253.	Report: Investigation of RNT / Ups and KSP Contracts: Pending Litigation	CC
254.	Report to Council on the Progress of Operationalisation of Marikana Fire Station at Rustenburg Local Municipality During November 2020	CC
255.	Operation of Municipal Offices: December 2020 and January 2021 Holidays	CC
256.	Report on the Rescission of Council Resolution 189 Of 26 July 2011 on Salary Discrepancy	CC
257.	Progress Report on the Implementation of Workplace Skills Plan (WSP) 2020/21	CC
258.	Progress Report on the Review of the Organizational Structure	CC
259.	Establishment of an Annual Financial Statements (AFS) and Internal Controls Unit Within the Budget and Treasury Office	CC
260.	Annual Salary Inflationary Increment for the Municipal Manager and Managers Reporting Directly to the Municipal Manager	CC
261.	Progress Report on the Implementation of the 2018 – 2022 Employment Equity Plan	CC

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(1)

205. **ACTING APPOINTMENTS AND ALLOWANCE POLICY FOR RUSTENBURG LOCAL MUNICIPALITY**

(Directorate: Corporate Support Services)

(0012895)

(mms)

**PURPOSE OF THE REPORT**

To request the Council to approve the Acting Appointments and Allowance Policy intended to guide and regulate acting appointments and the payment of acting allowances in the workplace.

**RESOLVED:**

**ACTION**

That the report be referred back to the next ordinary Council meeting inclusive of the old Policy.

CC

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206. **REVIEWED OCCUPATIONAL HEALTH, SAFETY AND ENVIRONMENTAL POLICY FOR RUSTENBURG LOCAL MUNICIPALITY**

(Directorate: Corporate Support Services)

(0012893)

(mms)

**PURPOSE OF THE REPORT**

To request the Council to approve the Occupational Health, Safety and Environmental Policy intended to guide and regulate OHS Environmental matters in the workplace.

**RESOLVED:**

**ACTION**

That the report be referred back to the next ordinary Council meeting inclusive of the old Policy.

CC

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207. **SECONDMENT POLICY FOR RUSTENBURG LOCAL MUNICIPALITY**

(Directorate: Corporate Support Services)

(0012892)

(mms)

**PURPOSE OF THE REPORT**

To request the council to approve the Secondment Policy intended to guide and regulate the secondment of RLM employees to other directorate and other organizations.

**RESOLVED:**

**ACTION**

1. That the Secondment Policy be noted, and

CC

2. That the Secondment Policy be approved.

CC

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(2)

208. **TRANSFER POLICY FOR RUSTENBURG LOCAL MUNICIPALITY**

(Directorate: Corporate Support Services)

(0012889)

(mms)

**PURPOSE OF THE REPORT**

To request the council to approve the Transfer Policy which regulates the movement of employees from one job to another within the same organisation where salary level is the same.

**RESOLVED:**

**ACTION**

**RECOMMENDED:**

**ACTION**

1. That the Transfer Policy be noted;

CC

2. That the Transfer Policy be approved.

CC

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209. **PLACEMENT POLICY FOR RUSTENBURG LOCAL MUNICIPALITY**

(Directorate: Corporate Support Services)

(0012896)

(mms)

**PURPOSE OF THE REPORT**

To request the Council to approve the Placement Policy intended to guide and regulate placement matters in the workplace.

**RESOLVED:**

**ACTION**

1. That the Placement Policy be noted; and

CC

2. That the Placement Policy be approved.

CC

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210. **RECRUITMENT AND SELECTION POLICY FOR RUSTENBURG LOCAL MUNICIPALITY**

(Directorate: Corporate Support Services)

(0012890)

(mms)

**PURPOSE OF THE REPORT**

To request the Council to approve the Recruitment and Selection Policy.

**RESOLVED:**

**ACTION**

That the report be referred back to the next ordinary Council meeting inclusive of the old Policy.

CC

ESK



211. **INFORMATION TECHNOLOGY SERVICE CONTINUITY PLAN FOR RUSTENBURG LOCAL MUNICIPALITY.**

(Directorate: Corporate Support Services)

(0013425)

PM/pm

**PURPOSE OF THE REPORT**

To submit the Information Service Continuity Plan (ITSCP) to the committee for consideration and recommendation to council for approval.

**RESOLVED:**

**ACTION**

1. That the Information Technology Service Continuity Plan be noted; and CC
  2. That the Information Technology Service Continuity Plan be approved. CC
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212. **INFORMATION TECHNOLOGY STRATEGY FOR RUSTENBURG LOCAL MUNICIPALITY.**

(Directorate: Corporate Support Services)

(0013427)

PM/pm

**PURPOSE OF THE REPORT**

To submit the Information Technology Strategy Plan (ITSP) to the committee for consideration and recommendation to Council for approval

**RESOLVED:**

**ACTION**

1. That the Information Technology Strategy Plan be noted ; and CC
  2. That that Information Technology Strategy Plan be approved. CC
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213. **INFORMATION TECHNOLOGY CHANGE MANAGEMENT POLICY FOR RUSTENBURG LOCAL MUNICIPALITY**

(Directorate: Corporate Support Services)

(0013426)

PM/pm

**PURPOSE OF THE REPORT**

To submit the Information Technology Change Management Policy to the committee for consideration.

**RESOLVED:**

**ACTION**

1. That the Information Technology Change Management Policy be noted; and CC

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2. That the Information Technology Change Management Policy be approved. CC

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214. **CENTRAL DIARY OF COUNCIL: 2021 MEETINGS**  
(Directorate: Corporate Support Services) (0013429) MPM

**PURPOSE OF THE REPORT**

The purpose of the report is to request Council to approve the 2021 Central Diary.

<b>RESOLVED:</b>	<b><u>ACTION</u></b>
1. That the report on Central Diary of Council: 2021 meetings be noted;	CC
2. That the Central Diary for 2021 be approved; and	CC
3. That the Central Diary for 2021 be implemented as approved for proper administration;	ALL
4. It be noted that Municipal Public Accounts Committee will also hold a meeting on the 10 <sup>th</sup> of December 2021.	DCS

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215. **REQUEST COUNCIL APPROVAL ON THE INTENDED PROCESSES FOR CO-MANAGEMENT OF VARIOUS MUNICIPAL FACILITIES**  
(Directorate: Community Development) (0013370) (LGJ/cb)

**PURPOSE OF THE REPORT**

The purpose of this report is to request Council to approve the intended processes to request interested parties to submit their proposals to co-manage various municipal facilities of the Rustenburg Local Municipality. The objective would be to enter into a long-term lease agreement with specific conditions including the estimated value of any enhancements or improvements to be made to each facility as well as continuing service availability to communities.

<b>RESOLVED:</b>	<b><u>ACTION</u></b>
1. That Council takes note of the report <b><u>REQUEST COUNCIL APPROVAL ON THE INTENDED PROCESSES FOR CO-MANAGEMENT OF VARIOUS MUNICIPAL FACILITIES;</u></b>	CC
2. That the Municipal Manager be authorised to embark on a process to receive proposals on co-management of the facilities;	OMM
3. That prior to finalization, the proposals be presented to Council.	BTO

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SSK



**216. REQUEST COUNCIL APPROVAL TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE DEPARTMENT OF SPORTS AND RECREATION SOUTH AFRICA (SRSA) FOR THE CONSTRUCTION OF AN OUTDOOR GYM AS A DONATION TO THE MUNICIPALITY**

(Directorate: Community Development)

(0013355)

(LJ/cb)

**PURPOSE OF THE REPORT**

The purpose of this report is to inform Council about the donation from the Department of Sports and Recreation South Africa (SRSA) to construct an outdoor gym within the jurisdiction of the Rustenburg Local Municipality. This item therefore requires approval from Council to enter into a Memorandum of Agreement (MOA) with SRSA in order to conclude the acceptance of the project.

**RESOLVED:**

**ACTION**

- |   |     |
|---|-----|
| 1. That the report be noted;  | CC  |
| 2. That Council permit the Municipal Manager to enter into a Memorandum of Agreement (MOA) with the Department of Sports and Recreation South Africa (SRSA) regarding the construction of an outdoor gym at Olympia Park Stadium; | CC  |
| 3. That the Municipality will be responsible for the maintenance of this donation.  | DCD |

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**217. UPDATED RUSTENBURG ENTERPRISE DEVELOPMENT PROGRAMME**

(Directorate: Local Economic Development)

(0013245)

TS

**PURPOSE OF THE REPORT**

The purpose of the report is to present an update to Council on the Rustenburg Enterprise Development Programme.

The submission relates to item 115, tabled on the 28<sup>th</sup> July 2020: Rustenburg Enterprise Development Programme, where Council resolved:

- *"That a further report be submitted to the next Council Sitting".*

**RESOLVED:**

**ACTION**

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|--|----|
| 1. That the report Updated Rustenburg Enterprise Development Programme be noted; | CC |
| 2. That the Updated Rustenburg Enterprise Development Programme be Approved.     | CC |

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(6)

3. That a separate policy on local content be developed and be submitted to Council for clarification inclusive of legal comments. DLED/  
Legal &  
Valuation
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218. **THE NORTH WEST BUSINESS LICENSING ACT, No. 3 OF 2019 – FINANCIAL IMPLICATIONS OF THE ACT AND ITS REGULATIONS**  
(Directorate: Local Economic Development) (0013237) (PDM/pdm)

**PURPOSE OF THE REPORT**

This report is a follow-up to item 117 of 28 July 2020; and it seeks to present to Council the financial implications of the external legal opinion requested in relation to the North West Business Licensing Act, No. 3 of 2019, which was promulgated on 18 March 2020.

**RESOLVED:**

**ACTION**

That the report be noted.

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CC

219. **REPORT ON BUSINESS SUPPORT PROGRAMME FOR COOPERATIVES AND SMMES**  
(Directorate: Local Economic Development) (0012581) (TS)

**PURPOSE OF THE REPORT**

The submission relates to item number 126, tabled on January 2018. The recommendation for the submission read as follows: "That the progress report on the business support services to the local SMMES and Cooperatives be submitted to Council at the end of each quarter"

The latest progress report was presented as item 112 at the Council meeting held on 28<sup>th</sup> July 2020 with the resolution: "That a more comprehensive report be submitted at the next Council sitting inclusive of attachments on portfolio of evidence on details of training programs, financial implications, and a project plan".

**RESOLVED:**

**ACTION**

That the **REPORT ON BUSINESS SUPPORT PROGRAMME FOR COOPERATIVES AND SMMES** be noted.

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CC

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(7)

220. **OPERATIONALIZATION OF THE VISITORS INFORMATION CENTRE**

(Directorate: Local Economic Development) (013030)

(EK)

**PURPOSE OF THE REPORT**

The purpose of the report is to present to Council an Operationalization Plan in respect of VIC, the Tourism Information and Development Centre and the Rustenburg Flea Market. All three facilities are located within the premises of the Visitors Information Centre.

**RESOLVED:**

**ACTION**

1. That the report on the **Operationalization Plan in respect of the Rustenburg Visitors Information Centre**, be noted. CC

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221. **PROGRESS REPORT ON WITHDRAWALS FROM MUNICIPAL BANK ACCOUNT  
THE PERIOD JULY TO SEPTEMBER 2020**

(Budget and Treasury Office)

(MM) 5/2//14/2 (0013410)

**PURPOSE OF THE REPORT**

The purpose of the item is to provide report on withdrawals made from the Municipal bank account for the period 2020/21 financial year.

**RESOLVED:**

**ACTION**

1. That report be noted; CC
2. That a report on withdrawals from Municipal Bank Accounts for period July 2020 to September 20/21 Financial Year, be submitted to Chief Audit Executive to obtain further comments; OMM
3. That a report be Submitted to Municipal Public Accounts Committee for further processing; MPAC
4. That all the relevant annexures be submitted to the Municipal Public Accounts Committee; BTO
5. That all outstanding reports on withdrawals in terms of the MFMA be submitted to the next ordinary Council sitting. BTO

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222. **WRITE OFF OF STOLEN, OBSOLETE AND SYSTEM TAKE ON BALANCE INVENTORY ITEMS**

(Directorate: Budget and Treasury

KP 7/1/2/9 (0012834)

**PURPOSE OF THE REPORT**

The purpose of this report is to request Council to approve the write-off of stolen, obsolete and system take-on balance inventory items.

**RESOLVED:**

**ACTION**

- |    |   |             |
|----|---|-------------|
| 1. | That the report be noted;   | ALL         |
| 2. | That an in-loco inspection be conducted by the Municipal Public Accounts Committee and Budget and Treasury Portfolio Committee;   | BTO         |
| 3. | That the Municipal Public Accounts Committee (MPAC) and Budget and Treasury Portfolio Committee convene a session with South African Police Services (SAPS) to follow up on all cases of stolen property; | BTO<br>MPAC |
| 4  | That a detailed report on all of the above mentioned be submitted in the next ordinary Council sitting of January 2021;   | BTO         |
| 5. | That the Municipal Manager submit a report on consequence management in respect of stolen items to the next ordinary Council sitting.   | MM          |

-----

223. **PROGRESS REPORT ON DEBTS OWED BY EMPLOYEES JULY 2020**

(Directorate Budget and Treasury Office)

5/2/12/4/1/2 (0013409)

**PURPOSE OF THE REPORT**

The purpose of this item is to report progress on the collection of outstanding amounts owed by employees for municipal services rendered.

**RESOLVED:**

**ACTION**

- |    |  |     |
|----|--|-----|
| 1. | That the report be noted;  | BTO |
| 2. | That a report on the accounts in arrears, inclusive of the reasons for the lack of enforcement of deductions up to the 25% for all employees owing more than R100 000 be submitted to the next ordinary Council sitting. | BTO |

-----  
SSK

224. **PROGRESS REPORT ON DEBTS OWED BY EMPLOYEES AUGUST 2020**  
 (Directorate Budget and Treasury Office) 5/2/12/4/1/2 (0013408)

**PURPOSE OF THE REPORT**

The purpose of this item is to report progress on the collection of outstanding amounts owed by employees for municipal services rendered.

**RESOLVED:**

**ACTION**

1. That the report be noted; BTO
  2. That a report on the accounts in arrears, inclusive of the reasons for the lack of enforcement of deductions up to the 25% for all employees owing more than R100 000 be submitted to the next ordinary Council sitting. BTO
- 

225. **PROGRESS REPORT ON DEBTS OWED BY EMPLOYEES SEPTEMBER 2020**  
 (Directorate Budget and Treasury Office) 5/2/12/4/1/2 (0013406)

**PURPOSE OF THE REPORT**

The purpose of this item is to report progress on the collection of outstanding amounts owed by employees for municipal services rendered.

**RESOLVED:**

**ACTION**

1. That the report be noted; BTO
  2. That a report on the accounts in arrears, inclusive of the reasons for the lack of enforcement of deductions up to the 25% for all employees owing more than R100 000 be submitted to the next ordinary Council sitting. BTO
- 

226. **PROGRESS REPORT ON DEBTS OWED BY COUNCILORS JULY 2020**  
 (Directorate Budget and Treasury Office) 5/2/12/1/3 (0013405)

**PURPOSE OF THE REPORT**

The purpose of item report is to report progress on the collection of outstanding amounts owed by Councilors for municipal services rendered.

**RESOLVED:**

**ACTION**

That the report be noted;

SSK

BTO

227. **PROGRESS REPORT ON DEBTS OWED BY COUNCILORS AUGUST 2020**

(Directorate Budget and Treasury Office)

5/2/12/4/1/3 (0013404)

**PURPOSE OF THE REPORT**

The purpose of this item is to report progress on the collection of outstanding amounts owed by Councilors for municipal services rendered.

**RESOLVED:**

**ACTION**

That the report be noted.

BTO

228. **PROGRESS REPORT ON DEBTS OWED BY COUNCILORS SEPTEMBER 2020**

(Directorate Budget and Treasury Office)

5/2/12/4/1/3 (0013403)

**PURPOSE OF THE REPORT**

The purpose of this item is to report progress on the collection of outstanding amounts owed by Councilors for municipal services rendered.

**RESOLVED:**

**ACTION**

That the report be noted;

BTO

229. **SUPPLY CHAIN MANAGEMENT: BIDS AWARDED ABOVE R200 000 - JULY 2020 TO SEPTEMBER 2020**

(Directorate: Budget and Treasury)

6/1/1/2 (0013402)

**PURPOSE OF THE REPORT**

The purpose of the report is to provide the management and Council with the progress regarding the implementation of the supply chain management system for the months of July 2020 to September 2020.

**RESOLVED:**

**ACTION**

1. That the report of the awards above R200 000 be noted;

CC

2. That the report be submitted to Provincial and National Treasury;

BTO

3. That the report be published on the municipal website.

BTO

SSK



230. **SUPPLY CHAIN MANAGEMENT: APPROVED DEVIATIONS FOR JULY 2020-SEPTEMBER 2020**

(Directorate: Budget and Treasury)

KP

6/1/1/2 (0013235)

**PURPOSE OF THE REPORT**

The purpose of this report is to report to council on the deviations from the procurement processes approved by the accounting officer for the period July 2020 -September 2020, in terms of the Rustenburg Local Municipality's (RLM) Supply Chain Management Policy (SCM) and the Municipal Supply Chain Management Regulations (MSCMR) of the Municipal Financial Management Act 56 of 2003 (MFMA).

**RESOLVED:**

**ACTION**

- |  |     |
|--|-----|
| 1. That the list of deviations approved by the accounting officer on grounds as specified by Regulation 36(1) of the MFMA Regulations and/or the SCM Policy for the Financial year 2020/21 be noted.                         | CC  |
| 2. That the report be made available to the National and Provincial Treasury as per the MFMA   | BTO |
| 3. That the Accounting Officer, in compliance with Regulation 6(4) makes this report public in the manner prescribed in Section 21(A) of the Local Government: Municipal System Act No 32 of 2000, for access by the public. | BTO |
- 

231. **REPORT ON APPROVAL OF UNAUTHORISED EXPENDITURE FOR THE 2011/12 FINANCIAL YEAR**

(Budget and Treasury Office)

7/1/2/9

(0013411)

**PURPOSE OF THE REPORT**

The report is submitted to Council for approval of unauthorised expenditure for the 2011/12 financial year through an adjustment to budgeted surplus, in terms of section 28 of the Municipal Financial Management Act 56 of 2003 read with the Municipal Budget and Reporting Regulations.

**RESOLVED:**

**ACTION**

- |   |            |
|---|------------|
| 1. That the report be noted;  | ALL        |
| 2. That Municipal Manager conduct the investigation;  | MM         |
| 3. That after the investigation by the Municipal Manager is finalised, the report be submitted to Municipal Public Accounts Committee enroute to Council. | MPAC<br>CC |

SSK

232. **REPORT ON APPROVAL OF UNAUTHORISED EXPENDITURE FOR THE 2012/13 FINANCIAL YEAR**

(Budget and Treasury Office)

7/1/2/9 (0013415)

**PURPOSE OF THE REPORT**

The report is submitted to Council for approval of unauthorised expenditure for the 2012/13 financial year through an adjustment to budgeted surplus, in terms of section 28 of the Municipal Financial Management Act 56 of 2003 read with the Municipal Budget and Reporting Regulations.

**RESOLVED:**

**ACTION**

- |  |            |
|--|------------|
| 1. That the report be noted;   | ALL        |
| 2. That Municipal Manager conduct the investigation;   | MM         |
| 3. That after the investigation by the Municipal Manager is finalised, the report be submitted to Municipal Public Accounts Committee en-route to Council. | MPAC<br>CC |

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233. **REPORT ON APPROVAL OF UNAUTHORISED EXPENDITURE FOR THE 2013/14 FINANCIAL YEAR**

(Budget and Treasury Office)

7/1/2/9 (0013414)

**PURPOSE OF THE REPORT**

The report is submitted to Council for approval of unauthorised expenditure for the 2013/14 financial year through an adjustment to budgeted surplus, in terms of section 28 of the Municipal Financial Management Act 56 of 2003 read with the Municipal Budget and Reporting Regulations.

**RESOLVED:**

**ACTION**

- |  |            |
|--|------------|
| 1. That the report be noted;   | ALL        |
| 2. That Municipal Manager conduct the investigation;   | MM         |
| 3. That after the investigation by the Municipal Manager is finalised, the report be submitted to Municipal Public Accounts Committee en-route to Council. | MPAC<br>CC |

ESK



234. **REPORT ON APPROVAL OF UNAUTHORISED EXPENDITURE FOR THE 2014/15 FINANCIAL YEAR**

(Budget and Treasury Office)

7/1/2/9 (0013416)

**PURPOSE OF THE REPORT**

The report is submitted to Council for approval of unauthorised expenditure for the 2014/15 financial year through an adjustment to budgeted surplus, in terms of section 28 of the Municipal Financial Management Act 56 of 2003 read with the Municipal Budget and Reporting Regulations.

**RESOLVED:**

**ACTION**

- |   |      |
|---|------|
| 1. That the report be noted;  | ALL  |
| 2. That the unauthorized expenditure for the 2014/15 financial year under VOTE 5 – PUBLIC SAFETY and VOTE 7 - LOCAL ECONOMIC DEVELOPMENT of R3 498 989 and R712 122 respectively, that relates to cash items be further investigated by the Accounting Officer and report submitted to council; | OMM  |
| 3. That the unauthorized expenditure for the 2014/15 financial year under VOTE 3 - CORPORATE SUPPORT SERVICES and VOTE 5 - PUBLIC SAFETY of R 9 183 208 be referred to the Municipal Public Accounts Committee;   | MPAC |
| 4. That a final report be submitted to the next ordinary Council meeting.   | MPAC |

-----

235. **REPORT ON APPROVAL OF UNAUTHORISED EXPENDITURE FOR THE 2015/16 FINANCIAL YEAR**

(Budget and Treasury Office)

7/1/2/9 (0013413)

**PURPOSE OF THE REPORT**

The report is submitted to Council for approval of unauthorised expenditure for the 2015/16 financial year through an adjustment to budgeted surplus, in terms of section 28 of the Municipal Financial Management Act 56 of 2003 read with the Municipal Budget and Reporting Regulations.

**RESOLVED:**

**ACTION**

- |                              |     |
|------------------------------|-----|
| 1. That the report be noted; | ALL |
|------------------------------|-----|

SSK

(14)

2. That the unauthorized expenditure for the 2015/16 financial year under VOTE 5 – PUBLIC SAFETY of R1 079 161 that relates to cash items be further investigated by the Accounting Officer and report submitted to Council; OMM
3. That the unauthorized expenditure for the 2015/16 financial year under VOTE 1 - EXECUTIVE MAYOR, VOTE 2 - MUNICIPAL MANAGER, VOTE 5 - PUBLIC SAFETY, VOTE 6 - PLANNING AND HUMAN SETTLEMENT and VOTE 8 COMMUNITY DEVELOPMENT of R398 721 353 be referred to the Municipal Public Accounts Committee and a final report be submitted to next ordinary Council sitting. CC

-----

236. **MONTHLY BUDGET STATEMENT IN TERMS OF SECTION 71 OF THE MUNICIPAL FINANCE MANAGEMENT ACT, ACT 56 OF 2003 (MFMA) – JULY 2020**  
(Directorate: Budget & Treasury) 5/1/4 (0012358)

**PURPOSE OF THE REPORT**

This report is submitted to enhance sound financial management and inform the Accounting Officer, Senior Managers and Council of the financial result for period ending **31<sup>st</sup> July 2020** in order to enable the directorates to manage and use resources efficiently and keep track of the implementation of the budget in compliance with Section 71 of the MFMA 56 of 2003.

Apart from the legislative requirement to report, it is of utmost importance that directorates have sufficient and correct management information available to take informed decisions when policies, the IDP and SDBIP are implemented.

**RESOLVED:**

**ACTION**

1. This Report which is submitted in compliance with Section 71 of the MFMA and in terms of Government Notice 32141 dated 17th April 2009, relating to the “Local Government: Municipal Finance Management Act 2003, the Municipal Budget and Reporting Regulations” as at 31<sup>st</sup> July 2020, be noted by council; CC
2. That the report placed on municipal website; BTO
3. That Annexure A of the report be submitted to Provincial Treasury. BTO

-----  
ESK

237. **MONTHLY BUDGET STATEMENT IN TERMS OF SECTION 71 OF THE MUNICIPAL FINANCE MANAGEMENT ACT, ACT 56 OF 2003 (MFMA) – AUGUST 2020**

(Directorate: Budget & Treasury)

5/1/4 (0013054)

**PURPOSE OF THE REPORT**

This report is submitted to enhance sound financial management and inform the Accounting Officer, Senior Managers and Council of the financial result for period ending **31<sup>st</sup> August 2020** in order to enable the directorates to manage and use resources efficiently and keep track of the implementation of the budget in compliance with Section 71 of the MFMA 56 of 2003.

Apart from the legislative requirement to report, it is of utmost importance that directorates have sufficient and correct management information available to take informed decisions when policies, the IDP and SDBIP are implemented.

**RESOLVED:**

**ACTION**

- |   |     |
|---|-----|
| 1. This Report which is submitted in compliance with Section 71 of the MFMA and in terms of Government Notice 32141 dated 17th April 2009, relating to the "Local Government: Municipal Finance Management Act 2003, the Municipal Budget and Reporting Regulations" as at 31 <sup>st</sup> August 2020, be noted by council; | CC  |
| 2. That the report placed on municipal website;   | BTO |
| 3. That the Annexure A to the report submitted to provincial treasury;  | BTO |
| 4. That all outstanding Section 71 reports be submitted to the next ordinary Council sitting;   | BTO |
| 5. That the Accounting Officer ensures that Section 71 reports are submitted timeously in compliance with the MFMA.   | AO  |

SSK

238. **OFFICE OF THE MUNICIPAL MANAGER: - MIG FUNDED PROJECTS  
EXPENDITURE REPORT FOR THE 1<sup>st</sup> QUARTER PERFORMANCE**

(Office of the Municipal Manager)

(0013436)

FN/

**PURPOSE OF THE REPORT**

- (a) The purpose of the report is to present to Council the Municipal Infrastructure Grant (MIG) funded projects expenditure report for the First Quarter performance.
- (b) And also to report to Council on the progress status of all MIG funded projects.

**RESOLVED:**

**ACTION**

- 1. That the report on the Municipal Infrastructure Grant (MIG) funded projects expenditure report for the 1<sup>st</sup> Quarter be noted; CC
- 2. That a proper investigation be conducted by the Municipal Public Accounts Committee on the following: OMM
  - 2.1 the procurement processes followed on all MIG funded projects, and;
  - 2.2 the manner in which payments are made for these projects; and
- 3. That the Municipal Public Accounts Committee submit a progress report to the next ordinary Council sitting. MPAC

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239. **PERFORMANCE RESULTS FOR 2019-2020: MUNICIPAL MANAGER AND MANAGERS DIRECTLY ACCOUNTABLE TO THE MUNICIPAL MANAGER**

(Office of the Municipal Manager: Strategy and Planning)

(0013437)

**PURPOSE OF THE REPORT**

The purpose of this report is to request Council to note performance results of the Municipal Manager and managers directly accountable to the Municipal Manager for the financial year 2019-2020.

**RESOLVED:**

**ACTION**

- 1. That the performance results for the financial 2019/2020 be noted; OMM
- 2. That the performance assessment report for the 2019/2020 of the evaluation committees, constituted as per Regulation 27 of the Local Government: Municipal Performance Regulations 2006, be noted; OMM

55K



3. That no performance bonuses be paid to the Municipal Manager and managers directly accountable to the municipal manager because they were not able to reach the minimum threshold score of 130% on their performance for the period under review. OMM
- 

240. **REPORT ON THE STATUS OF BUILDING PLANS AND OTHER RELEVANT APPLICATIONS SUBMITTED TO UNIT BUILDING CONTROL AND REGULATIONS**  
(Directorate: Planning and Human Settlement) (0013388) (MMM)

**PURPOSE OF THE REPORT**

To report and update the Mayoral Committee on work that the unit is busy with, particularly in relation to building plans and other relevant applications submitted to Unit Building Control and Regulations as contemplated by the National Building Regulation and Building Standard Act of 1977, (Act 103 of 1977).

**RESOLVED:**

**ACTION**

1. That Building Control and Regulation unit report for 01<sup>st</sup> August to 31<sup>st</sup> September 2020 be noted; DPHS
2. That Section 79 Oversight Committee be resuscitated. DPHS
- 

241. **APPLICATION TO REGISTER A SERVITUDE IN FAVOUR OF MAGALIES WATER ON THE REMAINDER OF PORTION 1 OF THE FARM HARTEBEESTFONTEIN 228 JQ.**  
(Directorate: Planning and Human Settlement) (0013387) R Barnard

**PURPOSE OF THE REPORT**

The purpose of this report is to request Council to consider the application for the registration of a servitude in favor of Magalies Water on the Remainder of Portion 1 of the farm Hartebeestfontein 228 JQ.

**RESOLVED:**

**ACTION**

1. The report with regard to the application for the registration of a servitude in favor of Magalies Water on the Remainder of Portion 1 of the farm Hartebeestfontein 228 JQ be noted; CC
2. That the application to acquire a portion of the Remainder of Portion 1 of the farm Hartebeestfontein 228 JQ be approved for the use and registration of a servitude in favor of Magalies Water; CC

ESK

- |    |  |             |
|----|--|-------------|
| 3. | That the application be dealt with in accordance with provision of Section 79(18)b of the Local Government Ordinance, Ordinance 17 of 1939 for public participation; | DPHS        |
| 4. | That the applicant be responsible for all costs (transfer, subdivision and registration);  | CC          |
| 5. | That the valuation report be approved.   | OMM<br>DPHS |
- 

242. **PROGRESS REPORT: DISPOSAL OF RESIDENTIAL 1 STANDS IN GEELHOUTPARK EXTENSION 6 AND RUSTENBURG EXTENSION 7**

(Directorate: Planning & Human Settlement) (0013386) P Lekganyane

**PURPOSE OF THE REPORT**

This report serves to inform Council on the progress in disposing residential 1 stands in Geelhoutpark Extension 6 and Rustenburg Extension 7.

**RESOLVED:**

**ACTION**

- |    |   |      |
|----|---|------|
| 1. | That the Progress report: Disposal of Residential 1 Stands in Geelhoutpark Extension 6 and Rustenburg Extension 7 be noted;                   | CC   |
| 2. | That a separate report on the status of all municipal owned vacant residential stands in Rustenburg be submitted to the next Council sitting. | DPHS |
- 

243. **REPORT ON THE DRAFT RUSTENBURG LAND ADMINISTRATION POLICY 2020**

(Directorate: Planning & Human Settlement) (0013176) PL

**PURPOSE OF THE REPORT**

The purpose of this report is to request Council to note the revised Land Disposal Policy 2015, which will now be called the Land Administration Policy. Further for Council to give permission for the Directorate to undertake public participation for the Policy.

**RESOLVED:**

**ACTION**

- |    |   |      |
|----|---|------|
| 1. | That the report on the Draft Land Administration Policy 2020, be noted;   | DPHS |
| 2. | That the revised Draft Land Administration Policy be subjected to public participation for a period of 30 days; | DPHS |

SSK

(19)

3. That a report on the outcome of the public participation be submitted to DPHS Council.

244. **UPDATE ON THE CURRENT APPLICATIONS DONE BY DEVELOPMENT PLANNING UNIT**

(Directorate: Planning & Human Settlement)

(0013389)CM

**PURPOSE OF THE REPORT**

The purpose of the report is to update the Portfolio Committee Planning and Human Settlement on the work that the Unit Development Planning is currently busy with as well as issues relating to applications.

**RESOLVED:**

**ACTION**

1. That the report on update on the current applications done by Development Planning Unit be noted; DPHS
2. That Section 79 Oversight Committee be resuscitated. DPHS

245. **PROGRESS REPORT: APPLICATION IN TERMS OF REGULATION 7 OF THE MUNICIPAL ASSET TRANSFER REGULATIONS AND SECTION 14 OF THE MUNICIPAL FINANCE MANAGEMENT ACT (2003) – A PORTION OF REMAINING EXTENT OF PORTION 1 OF THE FARM TOWN & TOWNLANDS 272 JQ & A PORTION OF PORTION 22 TOWN & TOWNLANDS 272 JQ: CBD REGENERATION PROPOSAL**

(Directorate: Planning & Human Settlement)

(0013444)

MH

**PURPOSE OF THE REPORT**

The purpose of the report is to provide progress in terms of the application in terms of regulation 7 of the Municipal Asset Transfer Regulations and section 14 of the Municipal Finance Management Act (2003) – a portion of the remaining extent of Portion 1 of the Farm Town & Townlands 272 JQ (measuring 7.3419 ha) and a portion of portion 22 of the Farm Town & Townlands 272 JQ (measuring 3.7088 ha): CBD regeneration proposal.

**RESOLVED:**

**ACTION**

That the report be referred back to the next ordinary Council meeting.

CC

SSK



246. **PROGRESS REPORT ON DISPOSAL OF AMBERBOOM MUNICIPAL RENTAL HOUSING STOCK**

(Directorate: Planning and Human Settlement)

(dma/rbo) (0013341)(078)

**PURPOSE OF THE REPORT**

The purpose of the report is to provide Council with a list of Amberboom beneficiaries, as well as to indicate progress in terms of disposal of Amberboom houses.

**RESOLVED:**

**ACTION**

- |   |      |
|---|------|
| 1. The report on the progress report on disposal of Amberboom municipal rental housing stock be noted;  | CC   |
| 2. That a full report of the 21 households in terms of their response to the final notice be submitted to the next ordinary Council sitting;  | DPHS |
| 3. That execution of resolution 3 of item 153 taken on the 29 <sup>th</sup> of September 2020 should not take place, until such a time that the criteria referred to in resolution 4 of the same item 153 has been approved by Council. | DPHS |

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247 **PROGRESS REPORT: PORTION 1 OF ERF 2243 GEELHOUTPARK EXTENSION 6, RUSTENBURG (BESSIE MPELEGELE NGWANA CARE CENTRE)**

(Directorate: Planning and Human Settlement)

L Claries (0013361)

**PURPOSE OF THE REPORT**

The purpose is to inform Council on the progress made on application for lease, of Portion 1 of Erf 2243 Geelhoutpark Extension 6, Rustenburg (Bessie Mpelegele Ngwana Care Centre).

**RESOLVED:**

**ACTION**

- |  |              |
|--|--------------|
| 1. That the progress report on application for renewal of lease, for Portion 1 of Erf 2243 Geelhoutpark Extension 6, Rustenburg (Bessie Mpelegele Ngwana Care) be noted; | CC           |
| 2. That the Municipal Manager be authorised to finalise the lease agreement for Portion 1 of Erf 2243 Geelhoutpark Extension 6;  | OMM/<br>DPHS |
| 3. That no construction take place until the necessary compliance of town planning and building regulations.   | DPHS         |

-----  
SSK



248. **REQUEST FOR PERMISSION TO SUBMIT AN APPLICATION IN TERMS OF SECTION 17(19) OF THE SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW 2018 FOR THE CLOSURE OF VARIOUS STREETS AS LOCATED IN WATERKLOOF HILL EXTENSION 5**

Directorate: Planning and Human Settlement)

(0013442) (RB)

**PURPOSE OF THE REPORT**

The purpose of the report is to allow the applicant (NE Planning and Development Consultants) to apply in terms of Section 17(19) of the Spatial Planning and Land Use Management By-law 2018 for the closure of various streets as located in Waterkloof Hill Extension 5.

**RESOLVED:**

**ACTION**

- |  |    |
|--|----|
| 1. That the request for permission to submit an application in terms of Section 17(19) of the Spatial Planning and Land Use Management By-law 2018 for the closure of various streets as located in Waterkloof Hill Extension 5 be noted;  | CC |
| 2. That the request for permission to submit an application in terms of Section 17(19) of the Spatial Planning and Land Use Management By-law 2018 for the closure of various streets (France Street, Kazakhstan Crescent, Romania Crescent, Poland Crescent, Italy Crescent, England Crescent, Russia Crescent and Turkey Drive (Partially)) as located in Waterkloof Hill Extension 5 be approved; | CC |
| 3. That the Accounting Officer be authorized to sign the Special Power of attorney to enable NE Town Planning and Development Consultants to submit an application in terms of Section 17(19) of the Spatial Planning and Land Use Management By-law 2018.   | MM |

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SSK

249. **APPLICATION FOR THE STREET CLOSURE AND ALIENATION OF ANYSBERG AVENUE AS LOCATED IN CASHAN EXTENSION 34**

(Directorate: Planning and Human Settlement)

(RB)

**PURPOSE OF THE REPORT**

The purpose of the report is to request Council to consider the application for a street closure and alienation of Anysberg Avenue, which is a public street. The application is made in terms of section 14(2) of the MFMA, that Council determine that the property in question is not needed to provide the minimum level of basic municipal services.

**RESOLVED:**

**ACTION**

- |    |  |      |
|----|--|------|
| 1. | That the application for the street closure and alienation of Anysberg Avenue as located in Cashan Extension 34 be noted;  | CC   |
| 2. | That the application for the street closure and alienation of Anysberg Avenue as located in Cashan Extension 34 be approved;   | CC   |
| 3. | That in line with section 14(2) of the MFMA, Council declares that the asset is not needed to provide a minimum level of basic municipal service;  | CC   |
| 4. | That in line with section 14(2) of the MFMA, that Council has considered the fair market value to be received in exchange of the asset to be R521 per m <sup>2</sup> ;   | CC   |
| 5. | That the intention to sell the property to the applicant, be advertised in terms of section 79(18)(b) of the Local Government Ordinance 17 of 1939, read with the provisions of section 21 and section 21A of the Local Government: Municipal Systems Act, Act 32 of 2000; | DPHS |
| 6. | That the applicant shall pay all costs of survey, rezoning and registration of the property;   | CC   |
| 7. | That the Accounting Officer be authorized to sign all documentation that will give effect to the alienation of this property.  | OMM  |

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ESK

250. **RLM/ESKOM DISPUTE - WATERKLOOF SUBSTATION – PROGRESS REPORT**  
(Directorate – Technical and Infrastructure Services) (0013253)

**PURPOSE OF THE REPORT**

The purpose of the report is to provide the Council with progress on the dispute with Eskom regarding the payment of basic charges to Eskom for Waterkloof Substation.

**RESOLVED:**

**ACTION**

That the report be withdrawn and be brought back with detailed information, inclusive of the correspondence between Rustenburg Local Municipality and the Provincial Manager of Eskom and the legal advice on the matter in which the dispute should be resolved.

CC

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251. **OUTCOME INVESTIGATION REPORT OF THE PUBLIC PROTECTOR IN RESPECT OF ALLEGATIONS OF UNLAWFUL IMPOUNDMENT OF A MOTOR VEHICLE BELONGING TO MR AARON MAEPE**  
(Office of the Municipal Manager) (Unit: Legal) (0013439) (SLM/pms)

**PURPOSE OF THE REPORT**

The purpose of this report is to update the Council about the status of the report of the Public Protector in respect of the allegation of unlawful impoundment of the motor vehicle that belongs to Mr Aaron Maepe as well as to request the Council to rescind the decision that requires the filing of a review application due to the reason that there are no sufficient prospects of success for the Municipality.

**RESOLVED:**

**ACTION**

1. That the report be noted; CC
2. That Council direct the Municipal Manager to implement the findings of the Public Protector; OMM
3. That a progress report on this matter be submitted to the next ordinary Council sitting. CC

SSK

252. **REPORT ON LITIGATION CASES THAT AROSE AS A RESULT OF CONTESTED TENDERS**

(Office of the Municipal Manager) (Unit Legal & Valuation Services) (SLM/pms)

**PURPOSE OF THE REPORT**

The purpose of this report is to provide a progress report regarding the status of the litigation cases in respect of the three matters, namely UPS, KSP Group and RNT (Pty) Ltd.

**RESOLVED:**

**ACTION**

That the report be referred to a Special Council sitting.

CC

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253. **INVESTIGATION OF RNT / UPS AND KSP CONTRACTS: PENDING LITIGATION**

(Office of the Municipal Manager) (VM)

**PURPOSE OF THE REPORT**

The purpose is to provide the Council with the latest developments concerning the three companies namely, Rise Now Trading (RNT), Umkhonto Professional Services (UPS) and KSP Group PTY LTD.

**RESOLVED:**

**ACTION**

That the report be referred to a Special Council sitting.

CC

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254. **REPORT TO COUNCIL ON THE PROGRESS OF OPERATIONALISATION OF MARIKANA FIRE STATION AT RUSTENBURG LOCAL MUNICIPALITY DURING NOVEMBER 2020**

Directorate: Public Safety

**PURPOSE OF THE REPORT**

To report to council on the progress of operationalization of Marikana Fire Station at Rustenburg Local Municipality during November 2020.

**RESOLVED:**

**ACTION**

That the report be referred to a Special Council sitting.

CC

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SSK



255. **OPERATION OF MUNICIPAL OFFICES: DECEMBER 2020 AND JANUARY 2021 HOLIDAYS.**

(Directorate: Corporate Support Services)

( )

JWJvV /nk

**PURPOSE OF THE REPORT**

The purpose of the report is to obtain Council's approval for the granting of time off during the December 2020 and January 2021 holidays.

**RESOLVED:**

**ACTION**

- |   |            |
|---|------------|
| 1. That the report on the Operation of Municipal Offices: December 2020 and January 2021 holidays be noted; | DCS        |
| 2. That employees be granted paid time off from 24 December 2020 at 12h00 and on 31 December 2020 at 12h00. | DCS        |
| 3. That the public be informed accordingly;   | DCS        |
| 4. That pay day be identified as 17 <sup>th</sup> December 2020;  | BTO        |
| 5. That essential services be rendered during the above period;   | DCS<br>BTO |
| 6. That the Accounting Officer ensure that service delivery is not hampered during the holidays.            | DIRS       |

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256. **REPORT ON THE RESCISSION OF COUNCIL RESOLUTION 189 OF 26 JULY 2011 ON SALARY DISCREPENCY**

(Directorate: Corporate Support Services)

(YR/ss)

**PURPOSE OF THE REPORT**

The purpose of the item is to request Council to Rescind the Council Resolution on Salary Discrepancies taken on 26 July 2011.

**RESOLVED:**

**ACTION**

- |   |    |
|---|----|
| 1. That the report on the Rescission of Council Resolution no 189 of 26 July 2011 on salary discrepancies be noted; | CC |
| 2. That Item 189 of 26 July 2011 on salary discrepancies be rescinded;  | CC |
| 3. That all cases of salary discrepancies be resolved through the job evaluation process; and                       | CC |

ESK

(26)

4. That the job evaluation process be expedited; CC
5. That a progress report be submitted to every ordinary Council sitting. DCS

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257. **PROGRESS REPORT ON THE IMPLEMENTATION OF WORKPLACE SKILLS PLAN (WSP) 2020/21**

(Directorate: Corporate Support Services) (BMM)

**PURPOSE OF THE REPORT**

The purpose of the report is to give progress to the Council on the implementation of the Workplace Skills Plan 2020/21.

**RESOLVED:**

**ACTION**

That the report be referred to a Special Council sitting.

DCS

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258. **PROGRESS REPORT ON THE REVIEW OF THE ORGANIZATIONAL STRUCTURE**

(Directorate: Corporate Support Services)

(YR/ss)

**PURPOSE OF THE REPORT**

The purpose of the item is to submit a report on the review of the Organizational Structure.

**RESOLVED:**

**ACTION**

That the report be referred to a Special Council sitting.

CC

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259. **ESTABLISHMENT OF AN ANNUAL FINANCIAL STATEMENTS (AFS) AND INTERNAL CONTROLS UNIT WITHIN THE BUDGET AND TREASURY OFFICE**

(Directorate: Corporate Support Services)

(YR/yr)

**PURPOSE OF THE REPORT**

The purpose of the item is to submit the work study report on the Annual Financial Statements (AFS) and Internal Controls Unit within the Office of the Chief Financial Officer in the Budget and Treasury Office (BTO).

**RESOLVED:**

**ACTION**

1. That an Annual Financial Statements (AFS) and Internal Controls Unit within the Office of the Chief Financial Officer in the Budget and

CC

SSK

(27)

Treasury Office comprising the following positions for a 2-year contract duration be established during the 2020/2021 Financial Year:

Senior AFS Specialist x 2, and  
AFS Officer x 6;

2. That the staff establishment be revised to recognize the Annual Financial Statements (AFS) and Internal Controls Unit within the Office of the Chief Financial Officer in the Budget and Treasury Office; CC
3. That a Human Capital Management Strategy for the BTO be developed and implemented in line with the Employment Equity Plan to inculcate a high performing and engaged team and environment. Skills and Capability Audits be conducted to inform some of the aspects of the Strategy; and CC
4. That the process to realize recommendation (3) above, be preceded by a further work study of certain strategic occupations within the various sections of the BTO in order to assess the maturity of its key, systems, processes and policies. CC

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260. **ANNUAL SALARY INFLATIONARY INCREMENT FOR THE MUNICIPAL MANAGER AND MANAGERS REPORTING DIRECTLY TO THE MUNICIPAL MANAGER**

(Directorate: Corporate Support Services)

(YR/yr)

**PURPOSE OF THE REPORT**

The purpose of the report is to propose that the annual salary inflationary increment for the Municipal Manager and Managers reporting directly to the Municipal Manager paid from 01 July 2019.

**RESOLVED:**

**ACTION**

That the report be referred to a Special Council sitting.

CC

SSK

261. **PROGRESS REPORT ON THE IMPLEMENTATION OF THE 2018 – 2022  
EMPLOYMENT EQUITY PLAN**

(Directorate: Corporate Support Services)

(TM)

**PURPOSE OF THE REPORT.**

The purpose of the report is:

- To update Council on the progress of the implementation of the 2018-2022 RLM Employment Equity Plan (EEP) and
- The Establishment of the Employment Equity Committee and its Terms of Reference.

**RESOLVED:**

**ACTION**

That the report be referred to a Special Council sitting.

CC

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SSK



(ix)

9. **SUBMISSION OF REPORT BY COUNCIL REPRESENTATIVES FROM  
BOJANALA DISTRICT MUNICIPALITY:**

None.

10. **REPORTS BY THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE:**

None.

SSK

(x)

**I N D E X**

**11. REPORTS FROM THE AUDIT COMMITTEE:**

<b>NO</b>	<b>HEADING</b>	<b>CC</b>
262.	Filling of Two Performance Audit Committee Members Positions <i>(Implementation of Council Resolution – 22 May 2020 Item 38)</i>  SSK	CC

262. **FILLING OF TWO PERFORMANCE AUDIT COMMITTEE MEMBERS POSITIONS**  
**(IMPLEMENTATION OF COUNCIL RESOLUTION – 22 MAY 2020 ITEM 38)**

(Office of the Municipal Manager)

(.../...../R) (SVM)

**PURPOSE OF THE REPORT**

The purpose is to report to Council on the progress of the implementation of the council resolution dated 22 May 2020.

**RESOLVED:**

**ACTION**

That the report be referred to a Special Council sitting.

CC

ASK

(xi)

12. **REPORT ON SALGA ACTIVITIES:**

None.

13. **SUBMISSIONS BY THE TRADITIONAL LEADERS:**

None.

55K

(xii)

14. **REPORTS BY THE SPEAKER:**

**I N D E X**

<b>NO</b>	<b>HEADING</b>	<b>CC</b>
263.	Non-Attendance of Council Sitings and Portfolio Committee Meetings by Councillors: July – September 2020	CC
264.	Report of the Multi- Party Demarcation Committee	CC
	SSK	



263. **NON-ATTENDANCE OF COUNCIL SITTINGS AND PORTFOLIO COMMITTEE MEETINGS BY COUNCILLORS: JULY – SEPTEMBER 2020**

(Office of the speaker)

(0013382)

(SS/oit)

**PURPOSE OF THE REPORT**

To inform Council in terms of Rules of Order by-law regarding councillors who did not attend three or more consecutive council setting or/and portfolio committee meetings.

**RESOLVED:**

**ACTION**

That the report be referred to a Special Council sitting.

ROO

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264. **REPORT OF THE MULTYPARTY DEMARCATION COMMITTEE**

(Office of the Speaker)

(0013215) (SS)

**PURPOSE OF THE REPORT**

The purpose of the report is to bring into the attention of the Council the report of the Multiparty Demarcation Committee.

**RESOLVED:**

**ACTIC**

That the report be referred to a Special Council sitting.

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SSK

(xiii)

15. **REPORTS BY THE SINGLE WHIP:**

None.

SSK

(xiv)

16. **REPORT BY THE MUNICIPAL MANAGER ON IMPLEMENTATION OF COUNCIL RESOLUTIONS:**

**I N D E X**

<b>NO</b>	<b>HEADING</b>	<b>CC</b>
265.	Progress Report on Council Resolutions for January to December 2019 And January to September 2020 SSK	CC

(31)

265. **PROGRESS REPORT ON COUNCIL RESOLUTIONS FOR JANUARY TO  
DECEMBER 2019 AND JANUARY TO SEPTEMBER 2020.**

(Directorate: Corporate Support Services)

(/nk)

**PURPOSE OF REPORT**

The purpose of the report is to submit to Council progress on outstanding Council resolutions for the period January to December 2019 and January to September 2020 as resolved by Council on the 29 September 2020 per item 193.

**RESOLVED:**

**ACTION**

That the report be referred to a Special Council sitting.

CC

GSK

(xv)

17. **MOTIONS OR PROPOSALS DEFERRED FROM PREVIOUS MEETINGS:**

None.

18. **NEW MOTIONS OR PETITIONS:**

None.

19. **QUESTIONS:**

None.


20. **ADOPTION OF MINUTES:**

It be noted that the minutes of the (04/2020) Ordinary Virtual Council meeting of the Rustenburg Local Municipality held on **24<sup>th</sup> November 2020** were adopted.

21. **CLOSURE:**

The business of the meeting was concluded at 19H25.

SPEAKER.



DATE APPROVED: 27/11/2020