

**RUSTENBURG
LOCAL MUNICIPALITY**

M I N U T E S OF THE (04/2021) ORDINARY VIRTUAL COUNCIL MEETING OF THE
RUSTENBURG LOCAL MUNICIPALITY HELD ON TUESDAY THE **27 JULY 2021** AT
10:11.

PRESENT

Cllr Mabale-Huma S S K

- **Speaker**

Cllr Khunou M E

- **Executive Mayor**

Cllr Babe N B

Cllr Coetzee M

Cllr Cronje J C

Cllr Damoyi M

SSK

Cllr Du Plessis G J

Cllr Edwards I

Cllr Fetmani E M

Cllr Gegula D

Cllr Jikeka P

Cllr Kgaladi P

Cllr Langeni E

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

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 Mjekula E N
Cllr Mmolotsi C N
Cllr Mnisi B P
Cllr Moatshe F S
Cllr Mogotsi H B
Cllr Mohube M M
Cllr Mokotedi K G
Cllr Mokwele L P
Cllr Molubi J N
Cllr Monageng V N
Cllr Monaise K I
Cllr Morei K B

Cllr Mosoeu S M S
Cllr Motlhamme G S
Cllr Mqanqeni N V
Cllr Nhacuangue N
Cllr Njikelane M
Cllr Nkgoang L I
Cllr Nkgwang V K
Cllr Nongqoqo M
Cllr Ntimba M S
Cllr Pelesi K L
Cllr Radebe M W
Cllr Rantho M R
Cllr Rootman A P
Cllr Seleka A
Cllr Sephai J L
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

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OFFICIALS

Mr Makona V	-	Municipal Manager
Mr Ditsele G	-	Chief Financial Officer
Ms Rampete N	-	Director: Community Development
Ms Halenyane M	-	Director: Planning & Human Settlement
Mr Dube D	-	Acting 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
Ms Hlatswayo L	-	Manager: Office of the Speaker
Mr Molotsane L	-	Unit Head: Legal & Valuation
Ms Khiba N	-	Manager: Office of the Municipal Manager
Mr Dire M	-	Manager: Strategy and Planning
Mr Matebesi T	-	Communications: Office of the Executive Mayor
Mr Marumola F	-	Researcher: MPAC
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 B	-	Administrative Assistant Administrative Support Services
Ms Khunou N	-	Administrator: Administrative Support Services
Ms Mokwatsi R	-	Administrator: Administrative Support Services
Mr Mkhuzangwe S	-	Council Interpreter

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1. **OPENING PRAYER AND WELCOME:**

- 1.1 The meeting was opened with a prayer by Cllr Du Plessis G, where-after the Honourable Speaker welcomed all members present and the viewers streaming the Council meeting live on Facebook.

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

- 2.1 That leave of absence be granted to the following Councillors: Bothomane P, Magadla E B, Molatlhegi P, Molotsane D M, Mntombi S P, Mpolokeng J, Nkosi L M, Omarjee M and Snyders L.

3. **OFFICIAL NOTICES:**

None.

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

That the following Councillors be congratulated on their birthdays:

JULY

Cllr Mntombi S P	10 July
Cllr Damoyi M	13 July
Cllr Xatasi N	17 July
Cllr Moatshe F S	20 July
Cllr Fetmani E M	21 July
Cllr Nhacuangue N	27 July

AUGUST

Cllr Tshabalala	10 August
Cllr Miny C F M	11 August
Cllr Njikelane M	16 August
Cllr Malla A D	17 August
Cllr Moleme K G	18 August
Cllr Molatlhegi P R	23 August
Cllr Nongqoqo M I	24 August
Cllr Radebe M W	27 August

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

- 5.1 Cllr Makgale T on behalf of Forum for Service Delivery wished the Economic Freedom Fighters a happy 8th birthday,

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- 5.2 Cllr Du Plessis G congratulated Cllr Nhacaungue N on his birthday,
- 5.3 Cllr Njikelane M conveyed a message of condolences to all the families, friends, and relatives of all the people who succumbed to covid-19,
- 5.4 Cllr Nkgoang L I conveyed a message of condolences to the family of the late Pius Khupari who was buried last week due to covid-19 complications,
- 5.5 The following was conveyed by Cllr Matlhoko A:
- a message of condolences to the oldest member of the Economic Freedom Fighters in Bojanala, an activist who used to work with Nelson Mandela. Mme Masongwa from Bethanie and everyone who succumbed to covid-19,
 - a message of condolences to the African National Congress for losing the younger brother of the former president, Jacob Gedleyihlekisa Zuma,
 - congratulated the Economic Freedom Fighters in Bojanala for launching legitimate branches in Bojanala'
 - congratulated the Bojanala region for holding a successful Regional Peoples Assembly,
 - congratulated Cllr Molatlhegi P who is the chairperson of Bojanala Region and Cllr Magadane G who is the regional treasurer who will deliver the municipality to the Economic Freedom fighters,
 - congratulated Councillors Monaise K, Tjie P and Magadla E who are representatives in the regional structure of the Economic Freedom Fighters in Bojanala from the Rustenburg Local Municipality
 - congratulated all Councillors who are taking the vaccination process seriously.

6. DECLARATION OF INTEREST BY MEMBERS RELATING TO ANY ITEM:

None.

7. MINUTES OF THE PREVIOUS MEETINGS:

- Minutes of the (03/2020) Virtual Ordinary Council meeting held on 25 May 2021;
- Minutes of the (05/2020S) Virtual Special Council meeting held on 08 June 2021;
- Minutes of the (015/2020A) Virtual Adjourned Council meeting held on 08 June 2021;
- Minutes of the (07/2020S) Virtual Special Council meeting held on 02 July 2021.

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8. **REPORTS OF THE EXECUTIVE MAYOR**

I N D E X

NO	HEADING	CC
164.	Request to Approve Rustenburg Local Municipality Draft Noise Pollution Control By-Law	CC
165.	Draft Constitution for Rustenburg Informal Traders Forum	CC
166.	Report on the Criteria to be Followed to Issue Temporary Permits to Informal Traders	CC
167.	Update Report on the Trading of Illegal Goods at Trading Areas	CC
168.	Report on how proper Amenities will be provided to Informal Traders in approved Trading Areas	CC
169.	Tabling of Draft Bojanala District Development Model (BDDM) One Plan	CC
170.	Implementation of Council Resolution No 58 (14) of 22 May 2020	CC
171.	Implementation of Council Resolution No 58 (15) of 22 May 2020	CC
172.	Tabling of the Performance Management System (PMS) Policy Framework 2021/2022	CC
173.	Development of a Five (5) Years Integrated Development Plan (IDP), Budget and PMS Process Plan for 2022/27	CC
174.	Progress Report on the Implementation of Workplace Skills Plan (WSP) 2020/21	CC
175.	Proposal for the 2018-2022 Employment Equity Plan Review	CC
176.	Employment Equity Committee – Terms of Reference for Rustenburg Local Municipality	CC
177.	Progress Report on Debt - Write Off	CC
	SSK	

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NO	HEADING	CC
178.	Progress Report - Development Bank of South Africa (DBSA) to Support Rustenburg Local Municipality with Grants for Development and Implementation of Revenue Enhancement, Assets Care, and Township Establishment in Rietvlei and Maditlhokwa	CC
179.	Report on Measures to Reduce the Use of Deviation on Procurement of Goods and Services	CC
180.	Supply Chain Management: Bids Awarded Above R200 000 for the month of April and May 2021	CC
181.	Progress Report on Indigent Registration April 2021	CC
182.	Rustenburg Water Services Trust: Outstanding Debt Balance and Payments as at May 2021	CC
183.	Supply Chain Management: Irregular Expenditure for July 2020 – March 2021	CC
184.	Draft Property Rates By- Law	CC
185.	Progress Report on Debts owed by Employees May 2021	CC
186.	Progress Report on Debts owed by Councillors May 2021	CC
187.	Monthly Budget Statement in Terms of Section 71 of the Municipal Finance Management Act, Act 56 of 2003 (MFMA) – May 2021	CC
188.	Credit Control Report for May 2021	CC
189.	Supply Chain Management: Approved Deviations for the Period of April and May 2021	CC
190.	Progress Report on January 2020 Incentive Program for period Ending May 2021	CC
191.	Progress Report on the Strategy and Implementation Plan to address Electrical Losses	CC

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NO	HEADING	CC
192.	Clarification on the Differences of the Valuation Reports received regarding Portion 68 (A Portion of Portion 16) of the Farm Boschoek 103 JQ	CC
193.	The Rustenburg Land Administration Policy 2021	CC
194.	Request for Permission to exchange: Erf 2025 Geelhoutpark Extension 6 with Portion 27 of Erf 4702 Geelhoutpark	CC
195.	Acquisition of Portions 25 and 52 Kroondal 304 JQ	CC
196.	Offer to donate Sibanye – Stillwater owned Land Parcels to the Rustenburg Local Municipality	CC
197.	Request to Enter into a Memorandum of Agreement with South African National Roads Agency for the Fare Collection for Rustenburg Rapid Transport	CC
198.	RRT: Motivation for Participation Allowance for Members of the Taxi Negotiations Forum (TNF) for their Engagement with Rustenburg Local Municipality on the Implementation of the Rustenburg Rapid Transport Projects in Financial Year 2021/2022	CC
199.	Roads and Transport – Review of Public Passenger and Goods Transportation By-Laws 2021	CC
200.	Memorandum of Agreement Between Rustenburg Local Municipality and Bojanala Platinum District Municipality	CC
201.	Memorandum of Agreement Between Rustenburg Local Municipality and Madibeng Local Municipality	CC
	SSK	

(1)

164. **REQUEST TO APPROVE RUSTENBURG LOCAL MUNICIPALITY DRAFT NOISE POLLUTION CONTROL BY LAW**

(Directorate: Community Development)

(LS)

PURPOSE OF REPORT

The purpose of this report is to request approval of Rustenburg Local Municipality Draft Noise Pollution Control By-Law **Annexure A**.

RESOLVED:

ACTION

That the report be referred back to the LED Portfolio Committee.

CC

165. **UPDATE REPORT: APPLICATION IN TERMS OF SECTION 14 OF THE MFMA, ACT 56 OF 2003 VARIOUS PORTIONS OF LAND FOR THE EDUCATION HUB**

(Directorate: Local Economic Development)

(EK)

PURPOSE OF THE REPORT

The purpose of the report is to provide an update to Council on the progress to date with regard to the recruitment for investment in the the development of the university precinct in Rustenburg.

RESOLVED:

ACTION

1. That the update report on the: application in terms of Section 14 of the MFMA, Act 56 Of 2003 various portions of land for the education hub, be noted; DLED
2. That Council authorizes the Accounting Officer to consider unsolicited proposals for the University Precinct; DLED
3. That the prospective investor be allowed to present to Council their proposal for the University Precinct before their appointment; DLED
4. That a follow-up site inspection be conducted together with the relevant ward councillors. DLED

SSK

(2)

166. **REPORT ON THE CRITERIA TO BE FOLLOWED TO ISSUE TEMPORARY PERMITS TO INFORMAL TRADERS**

(Directorate: Local Economic Development)

(KM)

PURPOSE OF THE REPORT

The purpose of the report is to provide Council with the criteria to be followed when issuing temporary permits to informal traders.

RESOLVED:

ACTION

That the report be referred back to the LED Portfolio Committee.

CC

167. **UPDATE REPORT ON THE TRADING OF ILLEGAL GOODS AT TRADING AREAS**

(Directorate: Local Economic Development)

(KM)

PURPOSE OF THE REPORT

The purpose of the report is to provide an update to Council on illegal goods trading around the Informal Trading areas within the Rustenburg Local Municipality.

RESOLVED:

ACTION

- | | | |
|----|--|-------------|
| 1. | That the update report on the trading of illegal goods be noted. | CC |
| 2. | That the report be referred to the Joint PFC: Public Safety and LED and be re-submitted at the next Ordinary Council sitting; | DLED
DPS |
| 3. | That directorates LED and Public Safety collaborate with the South African Police Services (SAPS) to implement a plan to deal with trading of illegal goods; | DLED
DPS |
| 4. | That a report in terms of the execution of resolution 3 above should be submitted to the next Ordinary Council sitting. | DLED
DPS |

168. **REPORT ON HOW PROPER AMENITIES WILL BE PROVIDED TO INFORMAL TRADERS IN APPROVED TRADING AREAS**

(Directorate: Local Economic Development)

(KM)

PURPOSE OF THE REPORT

The purpose of the report is to provide an update on the status of the informal trading around Rustenburg Local Municipality

55K

RESOLVED:**ACTION**

That the report be referred back.

CC

169. **TABLING OF DRAFT BOJANALA DISTRICT DEVELOPMENT MODEL (BDDM) ONE PLAN**
 (Office of the Municipal Manager) (MMD/IDP)

PURPOSE OF THE REPORT

The purpose of this report is to table the Draft Bojanala District Development Model (BDDM) One Plan for support by Council of the Rustenburg Local Municipality.

RESOLVED:**ACTION**

- | | |
|---|----|
| 1. THAT the report on the Draft Bojanala District Development Model (BDDM) One Plan be noted; | CC |
| 2. THAT the Draft Bojanala District Development Model (BDDM) One Plan be reviewed with the assistance of both the Provincial and National Governments. | CC |
| 3. That after the Draft Bojanala District Development Model (BDDM) One has been reviewed it be submitted to the Ordinary Council sitting. | CC |
-

170. **IMPLEMENTATION OF COUNCIL RESOLUTION N0 58 (14) OF 22 MAY 2020**
 (Municipal Manager) (07/2021)(SVM)

PURPOSE OF THE REPORT

The purpose of this submission is to give progress to the Municipal Council in terms of the implementation of the Council resolution 58 (14) dated 22 May 2020.

RESOLVED:**ACTION**

- | | |
|--|----|
| 1. That the report be noted; | CC |
| 2. That the Council take cognisance of the challenges encountered in implementing the resolution; | CC |
| 3. That the Council take a decision to rescind the Council resolution on the formation of the Committee; | CC |

SSK

4. That all cases of unauthorised, irregular, fruitless and wasteful expenditure must be investigated by the Accounting Officer in terms of Section 32(4) of the MFMA; OMM

(4)

5. That progress reports with regard to resolution 4 above be submitted to every Ordinary Council sitting via the Municipal Public Accounts Committee; OMM

171. **IMPLEMENTATION OF COUNCIL RESOLUTION N0 58 (15) OF 22 MAY 2020**
(Disciplinary Board) (07/2020)(DB)

PURPOSE OF THE REPORT

The purpose of this submission is to give progress report to the Municipal Council in relation to fruitless and wasteful expenditure cases attended and finalised by the Disciplinary Board.

RESOLVED:

ACTION

- | | |
|---|-----|
| 1. That the Council take note of the report; | CC |
| 2. That Council resolution 15 of item 58 tabled on 22 nd May 2020 be rescinded; | CC |
| 3. That all cases of unauthorised, irregular, fruitless and wasteful expenditure be investigated by the Accounting Officer in terms of Section 32 of the Municipal Finance Management Act, Act 56 of 2003 (MFMA). | OMM |
| 4. That a separate report on the allegations levelled against the PAC Chairperson be submitted to the next Ordinary Council sitting. | |

172. **TABLING OF THE PERFORMANCE MANAGEMENT SYSTEM (PMS) POLICY FRAMEWORK 2021/2022**
(Office of the Municipal Manager: PMS)

PURPOSE OF THE REPORT

The purpose of the report is to request Council to approve the Performance Management System (PMS) Framework for 2021/2022.

The framework has been designed to provide logical flow of information. The stakeholders and their functions; roles and responsibilities are outlined therein. The framework also outlines planning and implementation cycles.

RESOLVED:

ACTION

- | | |
|---|----|
| 1. That cognisance be taken of the legislative requirement to establish a Performance Management System (PMS) Policy Framework; | CC |
|---|----|

SSK

2. That the Performance Management System (PMS) Policy Framework 2021/2022 be approved.

CC

SSK

(5)

173. **DEVELOPMENT OF A FIVE (5) YEARS INTEGRATED DEVELOPMENT PLAN (IDP), BUDGET AND PMS PROCESS PLAN FOR 2022/27**

(Office of the Municipal Manager)

(3R)()

PURPOSE OF THE REPORT

The purpose of this report is to seek council approval for the process plan that was subjected to public participation for a period of 21 days in terms of Section 28(2) of Local Government Municipal Systems Act (MSA) 32 of 2000 after serving before the IDP and Budget Steering Committee during June 2021.

RESOLVED:

ACTION

That the report referred back for legal advice and be resubmitted to a CC
Special Council meeting.

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

(Directorate: Corporate Support Services) (BMM)

PURPOSE OF THE REPORT

To inform the Corporate Support Services Portfolio Committee on the progress made thus far on the implementation of the Workplace Skills Plan.

RESOLVED:

ACTION

1. That the report on the progress of the Implementation of the WSP 2020/21 be noted; DCS
2. That 2020/21 training needs be utilised to develop the 2021/22 WSP; DCS
3. That note be taken that the 2020/21 Annual Training Report and 2021/22 WSP were submitted to the LGSETA on 30 April 2021. DCS

175. **PROPOSAL FOR THE 2018 – 2022 EMPLOYMENT EQUITY PLAN REVIEW**
(Directorate: Corporate Support Services) (TM)

PURPOSE OF THE REPORT

The purpose of the report is to make a proposal for the review of the RLM Employment Equity Plan (EEP).

The report is further intended to inform Council about the Employment Equity Plan duration (2018-2022) and propose that it be reviewed and be made shorter for a period of three years. The reviewed EEP will be from January 2022 to December 2024.

SSK

RESOLVED:**ACTION**

- | | | |
|-----|---|-----|
| 1. | That the report be noted; | DCS |
| 2. | That the following Employment Equity Plan review measures be implemented: | DCS |
| 2.1 | Prioritize appointment of disabled persons, white males and females, coloured males and females, Asian males and females. | DCS |
| 2.2 | Advertisement of positions to be done in line with the targets of the Plan. | DCS |
| 2.3 | The review of organogram be prioritized and be linked with Employment Equity Plan. | DCS |
| 2.4 | Measures to be put in place to enforce compliance. | DCS |
| 2.5 | Section 20(3) of Employment Equity Act to be applied consistently and to be used to achieve our numerical targets. | DCS |
| 2.6 | All the advertised positions to be filled in line Employment Equity review measures. | DCS |
| 2.7 | Newspaper preferred by other racial groups should be used for advertising. | DCS |
| 3. | That assignment of the employment equity manager be prioritized in-line with Section 24 (1) (2). | DCS |

176. **EMPLOYMENT EQUITY COMMITTEE - TERMS OF REFERENCE FOR RUSTENBURG LOCAL MUNICIPALITY**

(Directorate: Corporate Support Services)

(TM)

PURPOSE OF THE REPORT

To submit the Employment Equity Committee Terms of Reference to the Portfolio Committee for approval.

RESOLVED:**ACTION**

- | | |
|---|-----|
| That the Employment Equity Committee Terms of Reference be noted and be approved. | DCS |
|---|-----|

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(7)

177. **PROGRESS REPORT ON DEBT - WRITE OFF**

(Directorate Budget and Treasury Office)

LM

PURPOSE OF THE REPORT

The report seeks to provide progress to Council on resolution 102 (6) of Council meeting of the 30 June 2020, which states: "That progress report on the write off of outstanding arrears be submitted to Council".

RESOLVED:

ACTION

1. That the report on write off of debtors be noted; CC
2. That progress report be submitted at September Ordinary Council. BTO

178. **PROGRESS REPORT - DEVELOPMENT BANK OF SOUTHERN AFRICA (DBSA) TO SUPPORT RUSTENBURG LOCAL MUNICIPALITY WITH GRANTS FOR DEVELOPMENT AND IMPLEMENTATION OF REVENUE ENHANCEMENT, ASSETS CARE, AND TOWNSHIP ESTABLISHMENT IN RIETVLEI AND MADITLHOKWA**

(Directorate Budget and Treasury Office)

(LM)

PURPOSE OF THE REPORT

The report seeks to provide progress report on implementation of Council resolution number 21(8) of 26 January 2021 Council meeting, which state that;

"That a progress report be submitted to every ordinary Council meeting"

RESOLVED:

ACTION

1. That the progress report on DBSA to support Rustenburg LM with grants for development and implementation of enhancement, assets care, and township establishment in Rietvlei and Maditlhokwa be noted; CC
2. That the progress report be submitted at September Ordinary Council. BTO
3. That the areas identified for grant support from the Development Bank of Southern Africa (DBSA) be reviewed and a progress report be submitted to Council;
4. That a progress report on the asset care programme in line with the Service Level Agreement with the Development Bank of Southern Africa (DBSA) be submitted to Council;

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(8)

- 5 That a progress report on the Development Bank of Southern Africa (DBSA) support in terms of the Revenue Enhancement Programme be submitted to Council.

179. REPORT ON MEASURES TO REDUCE THE USE OF DEVIATION ON PROCUREMENT OF GOODS AND SERVICES
(Directorate: Budget and Treasury) DM

PURPOSE OF THE REPORT

The purpose of the report is to provide the Management and Council with the measures to reduce the use of deviations in the procurement processes.

RESOLVED:

ACTION

1. That the report on reducing deviations be noted.

CC

180. SUPPLY CHAIN MANAGEMENT: BIDS AWARDED ABOVE R200 000 FOR THE MONTH OF APRIL AND MAY 2021
(Directorate: Budget and Treasury) DM

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 month of April and May 2021.

RESOLVED:

ACTION

1. That the report of the awards above R200 000 for the month of April and May 2021 be noted;
2. That the report be submitted to National Treasury and Provincial Treasury;
3. That the report be published on the municipal website.

CC

BTO

BTO

181. PROGRESS REPORT ON INDIGENT REGISTRATION APRIL 2021
(Directorate Budget and Treasury Office) LM

PURPOSE OF THE REPORT

The purpose of this report is to report progress on Indigents registered with the municipality on a month to month basis, with a focus on the increase and decline of the indigent register.

SSK

RESOLVED:**ACTION**

- | | |
|---|-----|
| 1. That the report be noted; | BTO |
| 2. That the indigent registration drive be approved | BTO |

182. **RUSTENBURG WATER SERVICES TRUST: OUTSTANDING DEBT BALANCE AND PAYMENTS AS AT MAY 2021**
(Directorate: Budget and Treasury) BR

PURPOSE OF THE REPORT

The purpose of this report is to update Council on outstanding debts and payments to the Rustenburg Water Service Trust as at May 2021. Council resolved as per item no 135 (13):
“That a special item be submitted at the next council meeting indicating outstanding balances and payments to Rustenburg Water Service Trust, also indicating budgeted payment reducing the outstanding to Zero”

RESOLVED:**ACTION**

- | | |
|----------------------------------|-----|
| That the Council note the report | BTO |
|----------------------------------|-----|

183. **SUPPLY CHAIN MANAGEMENT: IRREGULAR EXPENDITURE FOR JULY 2020 – MARCH 2021**
(Directorate: Budget and Treasury) MR

PURPOSE OF THE REPORT

The purpose of the report is to inform Management and Council of irregular expenditure incurred from July 2020 - March 2021.

RESOLVED:**ACTION**

- | | |
|--|----|
| That the Irregular expenditure report for the period 01 July 2020 to 31 March 2021 be noted. | CC |
|--|----|

184. **DRAFT PROPERTY RATES BY - LAW**
(Directorate: Budget and Treasury Office) BF/pm

PURPOSE OF THE REPORT

The purpose of the report is to provide an update on the Property Rates By-Law and the implementation of the New General Valuation Roll in terms of section 30 of the Municipal Property Rates Act No. 6 of 2004

SSK

RESOLVED:

ACTION

- | | | |
|----|---|-----|
| 1. | That Council note the report; | CC |
| 2. | That the Property Rates By-Law be subjected to public participation | BTO |

185. **PROGRESS REPORT ON DEBTS OWED BY EMPLOYEES MAY 2021**
(Directorate Budget and Treasury Office)

PURPOSE OF THE REPORT

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

RESOLVED:

ACTION

- | | | |
|--|-----------------------------------|-----|
| | That the report be referred back. | BTO |
|--|-----------------------------------|-----|

186. **PROGRESS REPORT ON DEBTS OWED BY COUNCILORS MAY 2021**
(Directorate Budget and Treasury Office)

PURPOSE OF THE REPORT

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

RESOLVED:

ACTION

- | | | |
|--|-----------------------------------|-----|
| | That the report be referred back. | BTO |
|--|-----------------------------------|-----|

187. **MONTHLY BUDGET STATEMENT IN TERMS OF SECTION 71 OF THE MUNICIPAL FINANCE MANAGEMENT ACT, ACT 56 OF 2003 (MFMA) – MAY 2021**
(Budget & Treasury Office)

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 **31st May 2021** 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.

SSK

RESOLVED:**ACTION**

- | | | |
|----|---|-----|
| 1. | That the report 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 st May 2021, be noted by Council; | CC |
| 2. | That the report be placed on the municipal website; | BTO |
| 3. | That Annexure A to the report submitted to the Provincial Treasury. | BTO |

188. **CREDIT CONTROL REPORT FOR MAY 2021**

(Directorate Budget and Treasury)

LM

PURPOSE OF THE REPORT

The purpose of the report is to inform and provide information on the implementation of the credit control to reduce the municipality's debt book.

RESOLVED :**ACTION**

- | | | |
|----|---|-----|
| 1. | That Council note the report; | CC |
| 2. | That councillors be requested to address issues of intimidation in wards; | OS |
| 3. | That a roadshow to encourage payment be initiated. | OMM |
| 4. | That a monthly progress report be submitted to Council. | BTO |

189. **SUPPLY CHAIN MANAGEMENT: APPROVED DEVIATIONS FOR THE PERIOD OF APRIL AND MAY 2021**

(Directorate: Budget and Treasury)

KP

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 month **April and May 2021**, 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 | CC |
|----|---|----|

SSK

Policy for the Financial year 2020/21 be noted;

2. That the report be made available to the Provincial and National Treasury as per the MFMA; BTO
3. That the Chief Financial Officer, in compliance with Regulation 6(4) makes this report public in the manner prescribed in Section 21(a) of the Local Government: Municipal Systems Act No 32 of 2000, for access by the public. BTO

190. **PROGRESS REPORT ON JANUARY 2020 INCENTIVE PROGRAM FOR PERIOD ENDING MAY 2021**
(Directorate Budget and Treasury Office)

PURPOSE OF THE REPORT

The purpose of this report is to report progress on "JANUARY 2020 INCENTIVE PROGRAM".

RESOLVED:

ACTION

That the report be noted.

BTO

191. **PROGRESS REPORT ON THE STRATEGY AND IMPLEMENTATION PLAN TO ADDRESS ELECTRICAL LOSSES**
(Directorate: Infrastructure and Technical Services) (vpb)

PURPOSE OF THE REPORT

The purpose of the item is to report the progress to the Portfolio Committee and Council on the strategy and implementation plan to address electrical losses.

RESOLVED:

ACTION

- 1 That the "progress report on the strategy and implementation plan to address electrical losses" is noted; CC
- 2 That it be noted that the electrical losses for May 2021 have increased significantly by 6.46% compared to the audited yearly losses for the 2019/2020 financial year; CC
- 3 That the Directorates: Technical and Infrastructure Services and Public Safety increase the coordinated operations on illegal networks and connections. DTIS
DPS

SSK

192. **CLARIFICATION ON THE DIFFERENCES OF THE VALUATION REPORTS RECEIVED REGARDING PORTION 68 (A PORTION OF PORTION 16) OF THE FARM BOSCHOEK 103 JQ**

(Directorate: Planning and Human Settlement)

(RB)

PURPOSE OF THE REPORT

The purpose of the report is to clarify the differences between the two valuation reports received concerning the acquisition of Portion 68 (a Portion of Portion 16) of the farm Boschoek 103 JQ.

RESOLVED:

ACTION

1. That the report on the clarification of the differences regarding the valuation reports received on Portion 68 (A Portion of Portion 16) of the farm Boschoek 103 JQ be noted. CC

193. **THE RUSTENBURG LAND ADMINISTRATION POLICY 2021**

(Directorate: Planning & Human Settlement)

(MH)

PURPOSE OF THE REPORT

To purpose of this report is to request Council to:

- Inform Council on the outcome of the Public Participation on the Policy: Draft Land Administration Policy 2020 (now 2021);
- To also seek Council's adoption of the Policy;

RESOLVED:

ACTION

1. That the report on the Rustenburg Land Administration Policy 2021 be noted; CC
2. That the report back on the public participation process be noted; CC
3. That the Rustenburg Land Administration Policy 2021 be adopted. CC

194. **REQUEST FOR PERMISSION TO EXCHANGE: ERF 2025 GEELHOUTPARK EXTENSION 6 WITH PORTION 27 OF ERF 4702 GEELHOUTPARK EXT 6.**

(Directorate: Planning and Human Settlement)

(MH)

PURPOSE OF THE REPORT

This report seeks to request Council to allow the Directorate Planning and Human Settlement to exchange Erf 2025 Geelhoutpark Ext 6, with another stand in Geelhoutpark Ext 6. The identified stand is Portion 27 of Erf 4702 GeelhoutPark Ext 6.

SSK

RESOLVED:

ACTION

1. That the request for permission to exchange: erf 2025 Geelhoutpark extension 6 with portion 27 of erf 4702 Geelhoutpark Ext 6 be noted; CC
2. That Council approve the proposed deed exchange for a new residential stand to the Thekwes; CC
3. That Council authorizes the exchange of Erf 2025 Geelhoutpark Ext 6 measuring 1482m² with Ptn 27 of Erf 4702 GeelhoutPark Ext 6, measuring 1405m²; CC
4. That erf 2025 Geelhoutpark Ext 6 and other residential stands in similar status be submitted to the next Council sitting DPHS
5. That the Municipal Manager be authorized to sign all documents that will ensure transfer of the Portion 27 of Erf 4702 GeelhoutPark Ext 6 to the Thekwes. OMM

195. **ACQUISITION OF PORTIONS 25 AND 52 KROONDAL 304 JQ**
(Directorate: Planning and Human Settlement) (RB)

PURPOSE OF THE REPORT

The purpose of the report is to obtain permission from Council to acquire Portion 25 and Portion 52 Kroondal 304 JQ for human settlement purposes.

RESOLVED:

ACTION

That the report be referred back to the Planning and Human Settlement Portfolio Committee. CC

196. **OFFER TO DONATE: SIBANYE – STILLWATER OWNED LAND PARCELS TO THE RUSTENBURG LOCAL MUNICIPALITY.**
(Directorate: Planning and Human Settlement) (RB)

PURPOSE OF THE REPORT

The purpose of the report is to allow Council to take note of the land parcels that Sibanye Stillwater wants to donate to the Rustenburg Local Municipality.

RESOLVED:

ACTION

1. That the report on offer to donate: Sibanye Stillwater owned land parcels to the Rustenburg Local Municipality be noted; CC

SSK

(15)

2. That offer to donate Rustenburg Landfill Site Portions of the farm Waterval 303 JQ be accepted subject to the following condition:
 - That Sibanye remain responsible for environmental latent and residual risks from previous mining activities;
3. That offer to donate Central deep Houses A portion of the remainder of Portion 49 of farm Waterval 303 JQ be accepted subject to the following conditions:
 - That as soon as the signing of the agreement is concluded, the houses be occupied by Municipal employees;
4. That offer to donate Central Deep Rehabilitated Land A Portion of the remainder of Portion 49, 84, 85 and 87 of the farm Waterval 303 JQ, Khomanani Rehabilitated Land A Portion of the remainder and Portion 10 of the farm Waterval 303 JQ and Land south of Marikana Extension 2 various portions of the farm Rooikoppies 297 JQ be accepted subject to the following condition:
 - That Sibanye demolish the existing structures and ensure that the land is restored to its original condition;
5. That legal processes be undertaken to assist the Municipality deal with NEMA implications of the donations. LEGAL
DCD

197. **ROADS AND TRANSPORT: REQUEST TO ENTER INTO A MEMORANDUM OF AGREEMENT FOR THE IMPLEMENTATION OF ACCOUNT BASED TICKETING SYSTEM FOR THE AUTOMATED FARE COLLECTION FOR THE RUSTENBURG RAPID TRANSPORT**

PURPOSE OF THE REPORT

The purpose of this report is to motivate for the conclusion of Memorandum of Agreement (MOA) between the South African National Roads Agency (SANRAL) and Rustenburg Local Municipality (RLM). This agreement aims to formalise the relationship between the parties in order to record their binding commitment and collaboration to the Project of implementation of account based ticketing system for the automated fare collection for the Rustenburg Rapid Transport (RRT)

RESOLVED:

ACTION

1. That the report on the memorandum of agreement for the implementation of account based ticketing system for the automated fare collection for the Rustenburg Rapid Transport be noted. CC

SSK

2. That the RLM enters into a memorandum of understanding with CC
SANRAL

198. **RUSTENBURG RAPID TRANSPORT: MOTIVATION FOR PARTICIPATION ALLOWANCE FOR MEMBERS OF THE TAXI NEGOTIATING FORUM (TNF) FOR THEIR ENGAGEMENT WITH RUSTENBURG LOCAL MUNICIPALITY IN ON THE IMPLEMENTATION OF THE RUSTENBURG RAPID TRANSPORT IN FINANCIAL YEAR 2021/22**

PURPOSE OF THE REPORT

The purpose of the report is to provide motivation for provision of reimbursement of costs for the members of the Taxi Negotiating Forum ("TNF") for their participation in the implementation of the Rustenburg Rapid Transport project.

RESOLVED:

ACTION

- 1 That the report on the Rustenburg Rapid Transport: motivation for participation allowance for members of the Taxi Negotiating Forum (TNF) for their engagement with Rustenburg Local Municipality in financial year 2021/22 be noted; CC
- 2 That the reimbursement at the proposed rates to the TNF members be approved 2021/22. CC

199. **ROADS & TRANSPORT: - REVIEW OF PUBLIC PASSENGER AND GOODS TRANSPORTATION BY-LAW - 2021**

PURPOSE OF THE REPORT

The purpose of this report is to motivate for the approval of the draft public passenger and goods transportation By-law, 2021

RESOLVED:

ACTION

1. That the report on the review of public passenger and goods transportation By-Law - 2021 be noted; CC
2. That the review of public passenger and goods transportation By-Law – 2021 be approved for public participation. SSK CC

200. MEMORANDUM OF AGREEMENT BETWEEN RUSTENBURG LOCAL MUNICIPALITY AND BOJANALA PLATINUM DISTRICT MUNICIPALITY

(Directorate: Public Safety)

(me/bo)

PURPOSE OF THE REPORT

To seek the approval for the Council to grant the Municipal Manager an authority to sign Memorandum of Agreement between Rustenburg Local Municipality and Bojanala Platinum District Municipality in terms of Section 12 of Fire Brigade Services Act 99 of 1987

RESOLVED:

ACTION

1. That the report be noted; CC
2. That the Municipal Manager be authorised to enter into a Memorandum of Agreement between Rustenburg Local Municipality and Bojanala Platinum District Municipality in terms of Section 12 of the Fire Brigade Services Act 99 of 1987 CC

IT BE NOTED THAT THE ECONOMIC FREEDOM FIGHTERS ARE NOT IN SUPPORT OF RESOLUTION NO. 2

IT BE NOTED THAT THE DEMOCRATIC ALLIANCE ARE NOT IN SUPPORT OF RESOLUTION NO. 2

IT BE NOTED THAT THE FREEDOM FRONT PLUS ARE NOT IN SUPPORT OF RESOLUTION NO. 2

201. MEMORANDUM OF AGREEMENT BETWEEN RUSTENBURG LOCAL MUNICIPALITY AND MADIBENG LOCAL MUNICIPALITY

(Directorate: Public Safety)

(me/bo)

PURPOSE OF THE REPORT

To seek approval for the Council to grant Municipal Manager an authority to sign Memorandum of Agreement between Rustenburg Local Municipality and Madibeng Local Municipality in terms of Section 12 of Fire Brigade Services Act 99 of 1987

RESOLVED:

ACTION

1. That the report be noted; CC
2. That the Municipal Manager be authorised to enter into a Memorandum of Agreement between Rustenburg Local Municipality and Madibeng Local Municipality in terms of Section 12 of the Fire Brigade Services Act 99 of 1987. CC

55K

(18)

IT BE NOTED THAT THE ECONOMIC FREEDOM FIGHTERS ARE NOT IN SUPPORT OF RESOLUTION NO. 2

IT BE NOTED THAT THE DEMOCRATIC ALLIANCE ARE NOT IN SUPPORT OF RESOLUTION NO. 2

IT BE NOTED THAT THE FREEDOM FRONT PLUS ARE NOT IN SUPPORT OF RESOLUTION NO. 2

SSK

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

None.

10. REPORTS FROM THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE:

None.

11. REPORTS FROM THE AUDIT COMMITTEE:

None

12. REPORT ON SALGA ACTIVITIES:

None.

13. SUBMISSIONS BY THE TRADITIONAL LEADERS:

None.

14. REPORTS BY THE SPEAKER:

INDEX

NO	HEADING	CC
202.	<p data-bbox="298 1245 965 1285">Report on the Review of the Rules of Order By-Law</p> <p data-bbox="564 1711 722 1767">SSK</p>	CC

(19)

202. **REPORT ON THE REVIEW OF THE RULES OF ORDER OF COUNCIL**

(Office of the Speaker)

(SS)

PURPOSE OF THE REPORT

The purpose of the report to review the Rules of Order By-Law Vol 260 No. 7788 of 08 August 2017.

RESOLVED:

ACTION

- | | | |
|----|---|----|
| 1. | That the report be noted; | CC |
| 2. | That the report be referred back to the Rules of Order Committee to consider the new legislation with regards to the participation of traditional leaders in Council. | CC |

ESK

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

None.

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

I N D E X

NO	HEADING	CC
203.	Progress Report on Council Resolutions for January to December 2019, January to November 2020, January to June 2021 SSK	CC

203. **PROGRESS REPORT ON IMPLEMENTATION OF COUNCIL RESOLUTIONS FOR JANUARY TO DECEMBER 2019, JANUARY TO NOVEMBER 2020, JANUARY TO JUNE 2021**

(Directorate: Corporate Support Services)

(/nk)

PURPOSE OF REPORT

The purpose of the report is to submit to Council progress on implementation of outstanding Council resolutions for the period January to December 2019, January to November 2020 and January to June 2021 as resolved by Council on 08th June 2021 per item 153.

RESOLVED:

ACTION

1. That the progress reports on the Implementation of Council resolutions for the period January to December 2019, January to November 2020 and January to June 2021, be noted. CC

SSK

(viii)

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

None.

18. **NEW MOTIONS OR PETITIONS:**

None.

19. **QUESTIONS:**

None.

20. **ADOPTION OF MINUTES:**

Minutes of the (04/2021) Virtual Ordinary meeting of Council held on **27 July 2021**

21. **CLOSURE.**

The business of the meeting was concluded at 14:26.

SPEAKER.



DATE APPROVED: 02/08/2021