

**RUSTENBURG
LOCAL MUNICIPALITY**

M I N U T E S OF THE (01/2022) **ORDINARY** COUNCIL MEETING OF THE
RUSTENBURG LOCAL MUNICIPALITY HELD ON TUESDAY THE **29th MARCH 2022**
AT 14H20.

PRESENT

Cllr Mogomotsi K	-	Speaker
Cllr Mabale-Huma S S K	-	Executive Mayor
Cllr Bogatsu P N		
Cllr Bossau A A		
Cllr Bridger A T		
Cllr Coetzee M		
Cllr Cronje J C		
Cllr De Beer J M		
Cllr Du Plessis G J		
Cllr Edwards I		
Cllr Fulani W		
Cllr Gaonakala M I		
Cllr Grove A S		
Cllr Keyser J		
Cllr Kgotse P C		
Cllr Khoeli L		
Cllr Khunou M W		
Cllr Kombe O J		
Cllr Langeni E		
Cllr Lebethe P O		
Cllr Legari K A		
Cllr Letlape M S		
Cllr Mabe L L		
Cllr Macone I S		

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Cllr Majolo W L
Cllr Malan P
Cllr Manyaku E S
Cllr Marekoa B B
Cllr Mashiakgomo K D
Cllr Melanzi J A
Cllr Mkholwa S P
Cllr Mmapitsa O C
Cllr Moatshe F S
Cllr Moduke T O
Cllr Mogwera J G
Cllr Mohulatsi T P
Cllr Mokapi C T
Cllr Mokgatle O J
Cllr Mokgosi T C
Cllr Molefe R L
Cllr Morapedi M P
Cllr Morei K B
Cllr Moreki B I
Cllr Mosito A M
Cllr Motlhamme G S
Cllr Motshegwe S M
Cllr Mpele J B
Cllr Mputle V
Cllr Mtoto M
Cllr Myoli V N
Cllr Nageng V B
Cllr Nhacuanje N

Cllr Nkgwang V K
Cllr Nkgweng G
Cllr Nortje J J
Cllr Petlele S P
Cllr Phalole M D
Cllr Phiri K B
Cllr Phutu K K
Cllr Pooe M M
Cllr Pule E S T
Cllr Pule L J
Cllr Qobeka J
Cllr Ralokwakweng J O
Cllr Rampou D T
Cllr Rangwaga M J
Cllr Rootman A P
Cllr Rothman T
Cllr Salang J
Cllr Seleka A S
Cllr Sentsho S L
Cllr Serongoane P H
Cllr Serunye C K
Cllr Shomang V
Cllr Snyders L B
Cllr Tause S S
Cllr Vena E K
Cllr Xatasi N S
Cllr Xhinela Z
Cllr Zimba K M

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OFFICIALS

Mr Makona V	-	Municipal Manager
Ms Mdhluli V	-	Deputy Chief Financial Officer
Mr Mahapela P	-	Acting Director: Corporate Support Services
Ms Rampete N	-	Director: Community Development
Mr Boikanyo K	-	Director: Public Safety
Mr Komane E	-	Director: Local Economic Development
Mr Mahlangu G	-	Acting Director: Technical and Infrastructure Services
Ms Manuel B	-	Manager: Office of the Municipal Manager
Ms Tebeli M	-	Manager: Office of the Speaker
Mr Mfuloane D	-	Manager : Office of the Executive Mayor
Mr Molotsane L	-	Manager: Head: Legal & Valuation
Mr Moleele O	-	Acting Director: Roads and Transport
Ms Maema I	-	Acting Director: Planning and Human Settlement
Mr Makinita J	-	Sergeant-at-Arms
Mr Matebesi T	-	Communications Office
Mr Marumola F	-	Manager: Municipal Public Accounts
Ms Makona P	-	Acting Unit Head: Administrative Support Services
Ms Mogakwe K	-	Acting Supervisory: Typist Administrative Support Services
Mr van Vuuren J	-	Section Manager: Administration
Ms Khunou N	-	Administrator: Administrative Support Services

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Ms Rapelego M	-	Administrative Assistant: Administrative Support Services
Ms Makonye T	-	Acting: Administrative Assistant: Administrative Support Services
Ms Mahupela D	-	Typist: 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 Pooe M M, where-after the Honourable Speaker welcomed all members present.
- 1.2 That the Speaker emphasised that Councillors should adhere to the dress code as per Rules of Order By-Law and further requested Economic Freedom Fighters' Councillors to take off their hats in the Council Chamber;
- 1.3 It be noted that Cllr Legari K A requested that they be provided with libraries;
- 1.4 The Speaker stated that libraries will be provided once they are ready from the Office of the Speaker;
- 1.5 It be noted that the Single Whip congratulated Cllr Mohulatsi T P for adhering to the dress code as indicated in the Rules of Order By-Law;
- 1.6 It be noted that Cllr Bogatsu P N requested that the Interpreter of Council be available throughout the proceedings of the meeting;
- 1.7 It be noted that Cllr Malan P A raised a concern regarding Councillors attending Council and Portfolio Committee meetings late;
- 1.8 Following a concern raised by Cllr Malan P A, the Speaker emphasised in the matter and requested that all Councillors attend meetings on time for the Rustenburg Local Municipality to function optimally.

2. APPLICATION FOR LEAVE OF ABSENCE:

- 2.1 That leave of absence be granted to the following Councillors: Nke H S R R, Notshaya N G and Sethonga D M;
- 2.2. That following Councillors will arrive late: Letlape S, Mtoto M, Phalole M D and Rangwaga J;
- 2.3 It be noted that the following Councillors requested to be recused: Edwards I at 16h15 (will leave and return later) and Rootman A P at 18h30.

3. OFFICIAL NOTICES:

None

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

That the following Councillors be congratulated on their birthdays:

MARCH

Cllr Khoeli L	02 March
Cllr Moreki B I	04 March
Cllr Mosito AM	05 March
Cllr Snyders L B	08 March
Cllr Edwards I	20 March
Cllr Seleka A	27 March
Cllr Mabale-Huma SSK	27 March
Cllr Bogatsu P M	30 March

APRIL

Cllr Motlhamme G S	01 April
Cllr Mogwera J G	02 April
Cllr Ralokwakweng J O	04 April
Cllr Salang J	05 April
Cllr Serunye C K	11 April
Cllr Shomang V	17 April
Cllr Lebelo S M	26 April

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

- 5.1 That Cllr Rampou D T congratulated Cllr Gaonakala M I on his election as the District Secretary of the BG Molewa District of the South African Communist Party in the Moses Kotane Province and further congratulated the Chairperson of Tsogang Civic Movement, Mr Modise for getting married;
- 5.2 That Cllr Marekoa B congratulated Cllr Xhinela Z who is appointed as a Deputy District Chairperson of B G Molewa District of the South African Communist Party in the Moses Kotane Province.

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

- 6.1 It be noted that Cllr Sentsho S L requested to be recused during the discussions of Item 39 and 40.

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7. MINUTES OF THE PREVIOUS MEETINGS:

- Minutes of the Ordinary Council meeting held on 25th January 2022;
- Minutes of the Disrupted Council meeting held on 04th and 16th February 2022;
- Minutes of the Special Council meeting held on 28th February 2022;
- Minutes of the Adjourned Council meeting held on 08th March 2022;
- Minutes of the Special Council meeting held on 11th March 2022.

- 7.1 It be noted that Cllr Kombe O J will submit the written rectifications regarding discrepancies appearing in the previous minutes.

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8. **REPORTS OF THE EXECUTIVE MAYOR**

NO	INDEX HEADING	MC / CC
18.	Rescind Council Resolution: Amendment to the Appointment Conditions for Positions in the Organizational Structure of Political Offices	CC
19.	Endorsement: Appointment of Acting Director Corporate Support Services – Mr Pule Mahapela (per Item 248 of 28 September 2021)	CC
20.	Offer to Donate the Remainder of Portions 55, 231, 232, 233, Remainder of Portion 229, 8, 91, 92, 93, 94, 186, 187, 269, Remainder of Portion 10, 90, 408, 89, 66 and 274 of the Farm Rooikoppies 297 JQ to the Rustenburg Local Municipality by Sibanye-Stillwater Regarding Marikana Extension 13	CC
21.	Rescinding of the Report: Request for Additional Space for Informal Trading in Boitekong Ext 35, Rustenburg in terms of Section 14 of the Local Government Municipal Finance Management Act (2003)	CC
22.	Expropriation of Land for the Bulk Supply of Water And Electricity: Boschfontein Terms of Section 25(2) of the Constitution of the Republic of South Africa Of 1996	CC
23.	Application to Lease Erven 131 And 1360 Safarituine Extension 6 for Parking Purposes in terms of Section 14 (2) of the Municipal Finance Management Act (Act 56 Of 2003)	CC
24.	Acquisition of Portions 25 And 52 Kroondal 304 JQ	CC
25.	Acquisition of Portion 61, 28, 62 (a Portion Of Portion 55), Remaining Extent of Portion 47 (a Portion of Portion 12), Portion 64 (a Portion of Portion 47) and 9/10 th Share in Portion 63 (a Portion of Portion 55) of the Farm Rooikoppies 297 JQ	CC
26.	Removal of Restrictive Title Deed Conditions on Undeveloped Erven 2455, 2513, 2476 And 2541 in Cashan Extension 28	CC
27.	Progress Report- Outcome of the Review Application that was Lodged by the Municipality before the High Court: Rustenburg Local Municipality / MCESE Capital: Case Number M396/2021	CC
28.	Request to Rescind the Decision On The Establishment of a Municipal Entity to Manage Revenue Generating Facilities of the Municipality	CC
29.	Update on Mmabana Arts, Culture and Sports Foundation Application for a New Lease Agreement	CC
30.	Progress Report MIG Funding for Sports Facilities	CC

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NO	HEADING	MC / CC
31.	Update Report on the Trading of Illegal Goods at Trading Areas	CC
32.	Report on the Criteria to be Followed to Issue Temporary Permits to Informal Traders	CC
33.	Progress Report on the Digital Resource Centres	CC
34.	Impoundment of Vehicles Draft By-Law: Rustenburg Local Municipality	CC
35.	Rustenburg Safer City Project Plan – Rustenburg Local Municipality and South African Police Service	CC
36.	Report on Progress of Operationalisation of Marikana and Phatsima Fire Stations	CC
37.	Request to Council to Authorize the Amendment of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-Law, 2018	MC
38.	Roads & Transport: Progress Report on the Implementation of the Rustenburg Rapid Transport Project – January 2022	CC
39.	Roads And Transport – Compensation Strategy Public Transport Operators Affected by the Implementation of the Rustenburg Rapid Transport (RRT) Project	CC
40.	Roads & Transport - Rustenburg Rapid Transport Public Transport Network Grant Budget Proposal for Rustenburg Local Municipality For 2021/22 MTERF	CC
41.	Progress Report on the Implementation of the New General Valuation Roll	CC
42.	Request for Extension of the Valuation Roll Contract: OPTI Property Consultants in Accordance with the MFMA Section 116	MC
43.	Credit Control and Debt Collection Report for December 2021	MC
44.	Progress Report on Withdrawals from Municipal Bank Account April to June 2021	CC
45.	Report on Withdrawals from Municipal Bank Account the Period July 2021 to September 2021	CC
46.	Report on Withdrawals from Municipal Bank Account the Period October 2021 to December 2021	CC

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NO	HEADING	MC / CC
47.	Progress Report on Procurement of the MSCOA Compliant Financial System	CC
48.	Request for Approval of the Draft Property Rates By-Law	MC
49.	Supply Chain Management: Bids Awarded Above R200 000: July 2021	MC
50.	Supply Chain Management: Bids Awarded above R200 000: October to December 2021	CC
51.	Monthly Budget Statement in terms of Section 71 and 52(d) of the Municipal Finance Management Act, Act 56 of 2003 (MFMA) – September 2021	CC
52.	Monthly Budget Statement in terms of Section 71 And 52 (d) of the Municipal Finance Management Act, Act 56 of 2003 (MFMA) – December 2021	CC
53.	Progress Report on Debts Owed by Employees February 2022	CC
54.	Progress Report on Debts Owed by Councillors February 2022	CC
55.	Progress Report on the Criminal Investigations and Financial Recovery	MC
56.	Extension of the Rustenburg Waste Water Treatment Works	CC
57.	Functionality of the Water Unit	MC
58.	Service Delivery Through a Community Based Programme	CC
59.	Update on Status Of Rustenburg Local Municipality Fleet	CC
60.	Tabling of the Draft Integrated Development Plan (IDP) 2022/27	CC
61.	Tabling of the 2022/23 Medium Term Revenue and Expenditure Framework (MTREF)	CC
62.	Tabling of the Amended 2021/2022 Service Delivery and Budget Implementation Plan (SDBIP)	CC
63.	Report back: The SALGA National Conference: 02-04 March 2022 at the Cape town International Convention Centre	CC

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I N D E X

NO	HEADING	MC / CC
64.	Report back: The 2022 SALGA North West Provincial Conference: 20-21 January 2022 at the Mmabatho Convention Centre, Mafikeng	CC
65.	Progress Report on the Implementation of Council Resolutions: January 2019 up to February 2022	CC

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18. **RESCIND COUNCIL RESOLUTION: AMENDMENT TO THE APPOINTMENT
CONDITIONS FOR POSITIONS IN THE ORGANIZATIONAL STRUCTURE OF
POLITICAL OFFICES**

(Directorate: Corporate Support Services)

(TMM/tmm)

PURPOSE OF THE REPORT

The purpose of the item is to request Council to Rescind Council Resolution on amendment of the appointment conditions for positions in the organizational structure of political offices taken on 10th June 2011

RESOLVED:

ACTION

1. That the report on Rescindment of Council Resolution on the amendment of the appointment conditions for positions in the organizational structure of political offices be noted; CC
2. That Item 251 of 30th November 2010 and the resolution taken by Council on the 10th June 2011 be rescinded; CC
3. That all employees appointed on a permanent basis and affected by this resolution be placed in vacant budgeted positions that they qualify for, in the Organizational Structure; DCS

IT BE NOTED THAT THE SPEAKER REQUESTED THAT ITEMS 19 TO 27 BE DISCUSSED IN-COMMITTEE.

19. **ENDORSEMENT: APPOINTMENT OF ACTING DIRECTOR CORPORATE
SUPPORT SERVICES – MR PULE MAHAPELA (PER ITEM 248 OF 28 SEPTEMBER
2021)**

(Office of the Municipal Manger)

BDM/bdm

PURPOSE OF THE REPORT

The purpose of the report is to request Council to endorse the appointment of the Acting Director Corporate Support Services, Mr Pule Mahapela (per item 248 of 28th September 2021).

RESOLVED:

ACTION

1. That the report on Endorsement: Appointment of Acting Director Corporate Support Services – Mr Pule Mahapela; be noted; CC

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2. That the appointment of Mr Pule Mahapela as Acting Director Corporate Support Services, as approved by Council per item 248 of 28th September 2021 – on a month to month basis until the position is filled – be endorsed. CC

20. **OFFER TO DONATE THE REMAINDER OF PORTIONS 55, 231, 232, 233, REMAINDER OF PORTION 229, 8, 91, 92, 93, 94, 186, 187, 269, REMAINDER OF PORTION 10, 90, 408, 89, 66 AND 274 OF THE FARM ROOIKOPPIES 297 JQ TO THE RUSTENBURG LOCAL MUNICIPALITY BY SIBANYE-STILLWATER REGARDING MARIKANA EXTENSION 13.**
(Directorate: Planning and Human Settlement) (RB)

PURPOSE OF THE REPORT

The purpose of the report is to request Council to accept land parcels and shares as donation from Sibanye-Stillwater of the farm Rooikoppies 297 JQ to the Rustenburg Local Municipality. The donation is to allow for the development of a township called Marikana Ext 13, which will contribute to the formalization of informal settlements in the Marikana area.

RESOLVED:

ACTION

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| 1. That Council take note of the offer to donate Portion 55, 231, 233, Remainder of Portion 229, 8, 91, 92, 93, 94, 186, 187, 269, Remainder of Portion 10, 90, 408, 89, 66 and 274 of the farm Rooikoppies 297 JQ to the Rustenburg Local Municipality by Sibanye-Stillwater; | CC |
| 2. That Council accept the offer to donate Portion 55, 231, 233, Remainder of Portion 229, 8, 91, 92, 93, 94, 186, 187, 269, Remainder of Portion 10, 90, 408, 89, 66 and 274 of the farm Rooikoppies 297 JQ to the Rustenburg Local Municipality by Sibanye-Stillwater; | CC |
| 3. That a servitude be registered by Sibanye-Stillwater as to be able to provide the Marikana Memorial Site (Koppie);
Commits bulk contribution; | DPHS |
| 4. That Sibanye Still Water commit to bulk contribution and to conduct a feasibility study and EIA prior to the Accounting Officer being authorised to sign all land transfer documents and land use amendment application for the township establishment of Marikana Ext 13; | OMM |
| 5. With regard to the conditions forward from Sibanye Stillwater the following: | CC/OMM |

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- Sibanye-Stillwater, RLM and the HDA will all work together in finalizing the deed of donation agreement;
- The HDA will be doing the conveyancing as part of its support to the Municipality;
- Provincial CoGHSTA handles the grants applications on behalf of the Municipality. The Municipality will continue including it in the Housing Business Plan;
- The intent, in line with the partnership agreement to be finalized is for Sibanye-Stillwater to purchase services stands for their employees (that is those who do not qualify for government-subsidized house – Breaking New Ground houses, previously called RDP houses);
- Acceptable, the closure liability should remain the responsibility of Sibanye-Stillwater;
- Sibanye-Stillwater should be held liable for environmental latent and residual risks due to the requirements set out in GNR1147 as is based on the “polluter pays” principle;

21. **INFORMAL TRADING IN BOITEKONG EXT 35, RUSTENBURG IN TERMS OF SECTION 14 OF THE LOCAL GOVERNMENT MUNICIPAL FINANCE MANAGEMENT ACT (2003)**

(Directorate: Planning and Human Settlement)

(RB)

PURPOSE OF THE REPORT

To request Council to rescind the previous decision, taken by Council as per item 121 of 25th May 2021. There is a need for that, as to rectify the property description for additional space for informal trading in Boitekong Ext 35, Rustenburg in terms of Section 14 of the Local Government Municipal Finance Management Act (2003), due to the change of the property description after the proclamation of the township.

RESOLVED:

ACTION

1. That the report on the rectification of property description for additional space for informal trading in Boitekong x 35, Erf 12756 to Erf 23590, be noted;

CC

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| 2. | That the Council resolution taken on 25 May 2021 per item 121 be rescinded; | CC |
| 3. | That Council declares in terms of Section 14 (1)(b) of the MFMA, that Erf 23590 Boitekong X35 is not needed to provide the minimum level basic municipal services; | CC |
| 4. | That the application be dealt with in accordance with provisions of Section 21 (A) of the Systems Act and Section 79 (18) (B) of the Transvaal Local Municipality Government Ordinance 17 of 1937, for public participation; | DLED |
| 5. | That details of how the informal traders will be catered for, be submitted to Council after public participation has been conducted; | DPHS |
| 6. | That the market related valuation requested be accepted on the Erf 23590 Boitekong Extension 35. | DPHS |
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22. **EXPROPRIATION OF LAND FOR THE BULK SUPPLY OF WATER AND ELECTRICITY: BOSCHFONTEIN TERMS OF SECTION 25(2) OF THE CONSTITUTION OF THE REPUBLIC OF SOUTH AFRICA OF 1996.**
(Directorate: Planning and Human Settlement) (RB)

PURPOSE OF THE REPORT

The purpose of the report is to obtain from Council a resolution with regard to the expropriation of land for the bulk supply of water and electricity to the proclaimed town Waterkloof East Extension 31 (Dinie Estate) as well as the surrounding farm portions.

RESOLVED:

ACTION

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|----|---|---------------|
| 1. | That the report regarding the expropriation of land for the bulk supply of water and electricity: Boschfontein, be noted; | DPHS |
| 2. | That permission be obtained from Council to continue with the expropriation of land for the bulk supply of water and electricity: Boschfontein; | DPHS
LEGAL |
| 3. | That a Surveyor be appointed to determine the exact area applicable and to draw up Surveyor- General Diagrams; | DPHS |
| 4. | That the valuation of R68,00 per square meter be accepted; | DPHS |

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5. That the Municipal Manager be authorised to sign all documentation to allow for the expropriation process. OMM
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23. **APPLICATION TO LEASE ERVEN 131 AND 1360 SAFARITUINE EXTENSION 6 FOR PARKING PURPOSES IN TERMS OF SECTION 14 (2) OF THE MUNICIPAL FINANCE MANAGEMENT ACT (ACT 56 OF 2003)**
(Directorate: Planning and Human Settlement) R Barnard

PURPOSE OF THE REPORT

The purpose of this report is to request Council to consider the application to lease Erven 131 and 1360 Safarituine Extension 6 for parking purposes by the developer of Erf 1 Safarituine Extension 6 in terms of Section 14(2) of the Municipal Finance Management Act (Act 56 of 2003).

RESOLVED:

ACTION

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|----|--|------|
| 1. | That the report with regard to request Council to consider the application to lease Erven 131 and 1360 Safarituine Extension 6 for parking purposes by the developer of the Remainder of Erf 1 Safarituine Extension 6, in terms of Section 14(2) of the Municipal Financial Management Act (Act 56 of 2003) be noted; | CC |
| 2. | That Council declare that Erven 131 and 1360 Safarituine Extension 6 are not needed to provide in the minimum level of basic municipal services in terms of Section 14(1) of the Municipal Financial Management Act. (Act 56 of 2003); | CC |
| 3. | That a market related valuation regarding the lease of the proposed area (2968 m ²) for Erven 131 and 1360 Safarituine Extension 6, be for an amount of R 7 700,00 per month to be escalated annually as per the official Consumer Price Index, be noted; | CC |
| 4. | That an advert be placed in terms of Section 79 (18) of the Local Government Ordinance regarding the disposal (lease) of Erven 131 and 1360 Safarituine Extension 6; | DPHS |
| 5. | That the item be submitted to Council after public participation process. | DPHS |
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24. **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 continue with the acquisition of Portion 25 and Portion 52 Kroondal 304 JQ.

RESOLVED:

ACTION

1. That the item be referred back.

CC

25. **ACQUISITION OF PORTION 61, 28, 62 (A PORTION OF PORTION 55), REMAINING EXTENT OF PORTION 47 (A PORTION OF PORTION 12), PORTION 64 (A PORTION OF PORTION 47) AND 9/10TH SHARE IN PORTION 63 (A PORTION OF PORTION 55) OF THE FARM ROOIKOPPIES 297 JQ**
(Directorate: Planning and Human Settlement) (RB)

PURPOSE OF THE REPORT

The purpose of the report is to request Council to accept land parcels and shares bought by NW COGHSTA of the farm Rooikoppies 297 JQ for the Rustenburg Local Municipality. The transfer of these portions is to allow for the development of a township called Marikana Extension 13 and the Greater Marikana, which will contribute to the formalization of informal settlements in the Marikana area.

RESOLVED:

ACTION

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| 1. That the report on the acquisition of Portions 61, 28, 62 (A Portion of Portion 55), Remaining Extent of Portion 47 (A Portion of Portion 12), Portion 64 (A Portion of Portion 47) and 9/10 th share in Portion 63 (A Portion of Portion 55) of the farm Rooikoppies 297 JQ, be noted; | CC |
| 2. That the acquisition of Portions 61, 28, 62 (A Portion of Portion 55), Remaining Extent of Portion 47 (A Portion of Portion 12), Portion 64 (A Portion of Portion 47) and 9/10 th share in Portion 63 (A Portion of Portion 55) of the farm Rooikoppies 297 JQ by NW COGHSTA for Rustenburg Local Municipality be approved; | CC |
| 3. That the Preliminary Feasibility Studies done by Housing Development Agency on the subject properties be accepted; | CC |
| 4. That the Accounting Officer be authorized to sign all land transfer documents and land use amendment application for the township establishment of Marikana Ext 13 and other Marikana extensions. | OMM |
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26. **REMOVAL OF RESTRICTIVE TITLE DEED CONDITIONS ON UNDEVELOPED ERVEN 2455, 2513, 2476 and 2541 IN CASHAN EXTENSION 28**
(Directorate: Planning and Human Settlement)

PURPOSE OF THE REPORT

The purpose of this report is to request Council to remove a restrictive title deed condition in respect of Erven 2455, 2513, 2476A and 2541 in Cashan Extension 28 that prohibits the disposal of a property to a third party prior to the development of an approved structure.

RESOLVED:

ACTION

1. That the report on Request to remove restrictive title deed conditions on undeveloped Erven 2513, 2455, 2476 and 2541 Cashan Extension 28, be noted; DPHS
2. That the request to remove restrictive title deed conditions on undeveloped Erven 2513, 2455, 2476 and 2541 Cashan Extension 28, be approved in line with Option A; CC
3. That the Accounting Officer is delegated to consider and approve similar applications and report back to Council; CC
4. That a comprehensive report with regards to all land sales be submitted to the next Council sitting. DPHS

27. **PROGRESS REPORT- OUTCOME OF THE REVIEW APPLICATION THAT WAS LODGED BY THE MUNICIPALITY BEFORE THE HIGH COURT: RUSTENBURG LOCAL MUNICIPALITY / MCESE CAPITAL: CASE NUMBER M396/2021**
(Directorate: Technical and Infrastructure Services)

PURPOSE OF THE REPORT

The purpose of the report is to inform Council about the outcome of the review application to set aside the contract between the Municipality and Mcese Capital Development Pty Ltd.

RESOLVED:

ACTION

1. That the report "PROGRESS REPORT- OUTCOME OF THE REVIEW APPLICATION THAT WAS LODGED BY THE MUNICIPALITY BEFORE THE HIGH COURT: RUSTENBURG LOCAL MUNICIPALITY / MCESE CAPITAL: CASE NUMBER M396/2021" be noted; CC

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| 2. | That the Council take note that the appointment of Mcese Capital Development Pty Ltd has been set aside and dismissed by the High Court; | CC |
| 3. | That the Council take note of the High Court Judgement as attached in the report; | CC |
| 4. | That this item be closed. | |
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28. **REQUEST TO RESCIND THE DECISION ON THE ESTABLISHMENT OF A MUNICIPAL ENTITY TO MANAGE REVENUE GENERATING FACILITIES OF THE MUNICIPALITY**
(Directorate: Community Development)

PURPOSE OF THE REPORT

Following Council resolutions of September 2017 (Item 314) to March 2019 as summarised in the table below, the purpose of the report is to request Council to suspend the decision to establish a municipal entity until the municipality is able to provide its own funds to undertake an independent study for establishing such an entity as required by the National Treasury.

RESOLVED:

ACTION

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|----|---|-----|
| 1. | The report be noted; | CC |
| 2. | That Council agrees to rescind the decision to establish a Municipal Entity to manage selected Community Facilities until the municipality can afford to undertake its own independent study as required for the process to be finalized; | CC |
| 3. | That the Municipality investigate other means of unlocking value out of its Community facilities and the report be submitted at the next Portfolio Committee sitting; | DCD |
| 4. | That an in-loco inspection on community facilities inclusive of all members of the Portfolio Committee and Ward councilors be conducted. | DCD |
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29. **UPDATE ON MMABANA ARTS, CULTURE AND SPORTS FOUNDATION PLANS FOR RUSTENBURG**

(Directorate: Community Development)

(LGJ/cb)

PURPOSE OF THE REPORT

The purpose of this report is to present to Council an update on the implementation of resolution 128 (5) May 2021. Council resolved that Mmabana Foundation should submit an updated report on the developments that were supposed to happen in the jurisdiction of Rustenburg in Tlhabane. (see attached council resolution marked *Annexure A*).

RESOLVED:

ACTION

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|--|-----------|
| 1. That Council takes note of the report update on Mmabana Arts, Culture and Sports Foundation Plans for Rustenburg; | CC |
| 2. That Council takes note of the business proposal submitted by Mmabana, Arts, Culture and Sports Foundation and request the Accounting Officer to engage with all relevant stakeholders and to engage Public Works for the clean-up of the facility; | CC |
| 3. That Council request that the Accounting Officer engage with the Department of Arts, Culture, Sports and Recreation to speed up the development of the area; | DCD
CC |
| 4. That Mmabana Arts, Culture and Sports Foundation provides Council with projected timeline plan and waste management plan. | DCD |
-

30. **PROGRESS REPORT MIG FUNDING FOR SPORTS FACILITIES**

(Directorate: Community Development)

(LGJ/cb)

PURPOSE OF THE REPORT

The purpose of the report is to update Council about the progress with MIG funding for the development of Sports Facilities as per resolution no. 19 of 26th January 2021 (Request MIG funding for the development of sports and recreation facilities).

RESOLVED:

ACTION

- | | |
|--|-----|
| 1. That Council takes note of the report <u>PROGRESS REPORT MIG FUNDING FOR SPORTS FACILITIES</u> | CC |
| 2. That a sustainability development plan be developed with regards to facilities that are constructed or developed; | DCD |

K.M

3. That the report on sustainability development plan be submitted to the next Council sitting. DCD
-

31. **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 trading of illegal goods 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 a joint Portfolio sitting between Local Economic Development, Public Safety and Technical and Infrastructure Services be arranged to engage on illegal goods at trading areas as previously recommended by Council due to joint portfolio sittings not forming a quorum. | DLED
DPS |
-

32. **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

- | | |
|---|----|
| 1. That the report on the Criteria to issue temporary permits be noted; | CC |
| 2. That all temporary permits on informal traders be reviewed; | CC |
-

33. **PROGRESS REPORT ON THE DIGITAL RESOURCE CENTRES.**
(Directorate: Planning and Human Settlement) (RB)

PURPOSE OF THE REPORT

The purpose of the report is to provide a progress report with regard to the establishment of digital resource centres in the jurisdiction area of the Rustenburg Local Municipality.

K-M

RESOLVED:

ACTION

- | | | |
|----|--|------------|
| 1. | That the progress report regarding the establishment of the Digital Resource Centres be noted; | CC |
| 2. | That the Municipal Manager provide Sibanye Stillwater with a project endorsement letter for the project that will take place at Seraleng, subject to implementation of resolution no. 4; | MM
DPHS |
| 3. | That the Municipal Manager enters into a Memorandum of Understanding with Sibanye Stillwater with regard to the project of the Digital Resource Centres subject to the implementation of resolution 4; | MM |
| 4. | That Sibanye consider paying for the municipal services on behalf of the beneficiary for a period of twenty-four (24) months. In addition, LED will assist Sibanye in recruitment of the beneficiary as requested by the mine; | DPHS |
| 5. | That should Sibanye not accept the 24 months, Council should consider declining the offer and rescinding the decision taken in November 2019. | CC |

- **IT BE NOTED THAT FREEDOM FRONT PLUS DOES NOT AGREE WITH THE RESOLUTIONS.**
-

34. **IMPOUNDMENT OF VEHICLES DRAFT BY-LAW: RUSTENBURG LOCAL MUNICIPALITY**

(Directorate: Public Safety)

14/1 DG/dg

PURPOSE OF THE REPORT

To request council to approve the Impoundment of Vehicles Draft By-law for Public Participation.

RESOLVED:

ACTION

- | | | |
|----|---|-----|
| 1. | That the report on Impoundment of Vehicles Draft By-Law: Rustenburg Local Municipality be noted; | CC |
| 2. | That the Impoundment of Vehicles Draft By-Law: Rustenburg Local Municipality be subjected to Public Participation and be resubmitted to Council for final approval. | DPS |

K-M

(12)

35. **RUSTENBURG SAFER CITY PROJECT PLAN – RUSTENBURG LOCAL MUNICIPALITY AND SOUTH AFRICAN POLICE SERVICE**

(Directorate: Public Safety)

14/1 DG/dg

PURPOSE OF THE REPORT

The Purpose of this report is to inform council about the Safer City Project led by the South African Police Service and to request council to support the proposal to collaborate with the Rustenburg Local Municipality in the execution of the plan.

RESOLVED:

ACTION

- | | | |
|----|--|----|
| 1. | That the presentation on Rustenburg Safer City Project Plan – Rustenburg Local Municipality and South African Police Service be noted; | CC |
| 2. | That the project be supported; | CC |
| 3. | That the Municipal Manager be mandated to sign the MOU with SAPS and approve the project plan; | CC |
| 4. | That the presentation that was done at the portfolio committee meeting be presented at the next Council meeting. | CC |
-

36. **REPORT ON PROGRESS OF OPERATIONALISATION OF MARIKANA AND PHATSIMA FIRE STATIONS**

Directorate: Public Safety

RM/lm

PURPOSE

To report to Council on the progress of operationalization of Marikana and Phatsima Stations at Rustenburg Local Municipality.

RESOLVED:

ACTION

- | | | |
|----|--|----|
| 1. | That the report on progress of operationalization of Marikana and Phatsima fire stations be noted. | CC |
|----|--|----|
-

K-M

37. **REQUEST TO COUNCIL TO AUTHORIZE THE AMENDMENT OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2018.**

(Directorate: Planning and Human Settlement)

M.M

PURPOSE OF THE REPORT

The purpose of the report is to request Council to authorize the amendment of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-law, 2018.

RESOLVED:

ACTION

1. That the item be referred back.

PFC

IT BE NOTED THAT CLLR SENTSHO S RECUSED HERSELF BEFORE THE DISCUSSIONS ON ITEM 38.

38. **ROADS & TRANSPORT: PROGRESS REPORT ON THE IMPLEMENTATION OF THE RUSTENBURG RAPID TRANSPORT PROJECT – JANUARY 2022**

PURPOSE OF THE REPORT

This report from Roads & Transport Directorate aims to provide progress on the overall progress for the implementation of the Rustenburg Rapid Transport system at the end of the 3RD quarter of 2021/22 Financial year.

RESOLVED:

ACTION

1. That the progress report on the implementation of the Rustenburg Rapid Transport Project – January 2022 be noted with concern.
2. That the report on Rustenburg Rapid Transport revised timeline on phase 1 be submitted to Council;
3. That the report on conditions in the bus stations and lanes be submitted to Council;
4. That all Councillors fast track the processes of the project as it is of importance to the community of Rustenburg;
5. That a comprehensive report on local procurement of the Rustenburg Rapid Transport Project be submitted at the next Council meeting;

CC

CC

CC

CC

CC

K.M

(14)

- | | | |
|----|--|----|
| 6. | That a programme that deals with vandalism of municipal properties be submitted at the next Council meeting; | CC |
| 7. | That the report be referred to the Municipal Public Accounts Committee for thorough investigations. | CC |

- THE SPEAKER INSTRUCTED CLLR BOGATSU P N TO LEAVE THE CHAMBER FOR A PERIOD OF 15 MINUTES FOR DISTRACTING THE MEETING, BASED ON RULE 85(3) OF THE RULES OF ORDER BY-LAW
- THE SPEAKER INSTRUCTED CLLR MODUKE T O TO LEAVE THE CHAMBER FOR A PERIOD OF 15 MINUTES FOR DISTRACTING THE MEETING, BASED ON RULE 85(3) OF THE RULES OF ORDER BY-LAW

39. **ROADS AND TRANSPORT – COMPENSATION STRATEGY PUBLIC TRANSPORT OPERATORS AFFECTED BY THE IMPLEMENTATION OF THE RUSTENBURG RAPID TRANSPORT (RRT) PROJECT**

PURPOSE OF THE REPORT

The purpose of the report is to request Council to adopt the compensation strategy taxi operators affected by the implementation of the Rustenburg Rapid Transport (RRT) project.

RESOLVED:

ACTION

- | | | |
|----|--|-----|
| 1. | That the report be noted; | CC |
| 2. | That the compensation strategy public transport operators affected by the implementation of the Rustenburg Rapid Transport (RRT) project be adopted; | CC |
| 3. | That the Executive Mayor consult the Provincial office (COSATMA); | EM |
| 4. | That a financial viability report be submitted at the next Council sitting; | DRT |
| 5. | That the compensation be paid from the grant and farebox; | DRT |
| 6. | That the report be referred to the Municipal Public Accounts Committee for oversight. | DRT |

K.M

40. **ROADS & TRANSPORT - RUSTENBURG RAPID TRANSPORT PUBLIC TRANSPORT NETWORK GRANT BUDGET PROPOSAL FOR RUSTENBURG LOCAL MUNICIPALITY FOR 2021/22 MTREF**
(Directorate: Roads & Transport)

PURPOSE OF THE REPORT

This report serves to provide the Public Transport Network Grant (PTNG) budget proposal for the 2021/22 medium term expenditure framework for the Rustenburg Rapid Transport project.

RESOLVED :

ACTION

- | | |
|--|----------|
| 1. That the report be noted. | CC |
| 2. That Council note the PTNG budget application attached as annexure A of the report; | CC |
| 3. That the Municipal Manager and the Executive Mayor be mandated to negotiate operational contribution with the North West Department of Community Safety and Transport Management. | EM
MM |

IT BE NOTED THAT CLLR GROVE A S RECUSED HERSELF DURING THE DISCUSSIONS ON THE ITEM.

41. **PROGRESS REPORT ON THE IMPLEMENTATION OF THE NEW GENERAL VALUATION ROLL**
(Directorate: Budget and Treasury Office) BF/pm

PURPOSE OF THE REPORT

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

RESOLVED:

ACTION

- | | |
|--|-----|
| 1. That the report be noted, | CC |
| 2. That the Provincial Gazette be submitted at the next Council meeting. | BTO |

K-M

(16)

42. **REQUEST FOR EXTENSION OF THE VALUATION ROLL CONTRACT: OPTI
PROPERTY CONSULTANTS IN ACCORDANCE WITH THE MFMA SECTION
116**

(Directorate Budget and Treasury Office)

(BF/pm)

PURPOSE OF THE REPORT

The purpose of this report is to request Council to approve the extension of the contract in respect of Opti Property Consultants CC for a period of 24 months.

RESOLVED:

ACTION

- | | |
|--|----|
| 1. That the item be referred back; | CC |
| 2. That legal opinion be sought and a report be submitted at a special Council meeting for approval. | CC |
-

43. **CREDIT CONTROL AND DEBT COLLECTION REPORT FOR DECEMBER 2021**
(Directorate Budget and Treasury) GD

PURPOSE OF THE REPORT

The purpose of the report is to inform and provide information on the implementation of the credit control and debt collection.

RESOLVED:

ACTION

- | | |
|------------------------------------|----|
| 1. That the item be referred back. | CC |
|------------------------------------|----|
-

44. **PROGRESS REPORT ON WITHDRAWALS FROM MUNICIPAL BANK ACCOUNT
APRIL TO JUNE 2021**
(Budget and Treasury Office) 5/2/14//2 (0013912) (MM)

PURPOSE OF THE REPORT

The purpose of the report is to provide report on withdrawals made from the Municipal bank account for quarter ending 30 June 2021.

K-M

RESOLVED:

ACTION

1. That the report on withdrawals from Municipal Bank Accounts for 1st quarter of 20/21 Financial Year, be noted by Council. CC

45. **REPORT ON WITHDRAWALS FROM MUNICIPAL BANK ACCOUNT THE PERIOD JULY 2021 TO SEPTEMBER 2021**
(Budget and Treasury Office) GD

PURPOSE OF THE REPORT

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

RESOLVED:

ACTION

1. That the report on withdrawals from Municipal Bank Accounts for 1st quarter of 20/21 Financial Year, be noted by Council. CC

46. **REPORT ON WITHDRAWALS FROM MUNICIPAL BANK ACCOUNT THE PERIOD OCTOBER 2021 TO DECEMBER 2021**
(Budget and Treasury Office) (GD)

PURPOSE OF THE REPORT

The purpose of the report is to provide report on withdrawals made from the Municipal bank account for the 2nd quarter of the 2021/22 financial year.

RESOLVED:

ACTION

1. That the report on withdrawals from Municipal Bank Accounts for 2nd quarter of 21/22 Financial Year, be noted. CC

K-M

47. **PROGRESS REPORT ON PROCUREMENT OF THE MSCOA COMPLAINTS FINANCIAL SYSTEM**
(Budget and Treasury Office) (GD)

PURPOSE OF THE REPORT

The purpose of the this report is to provide report is to update Council on the Progress registered on the procurement of the MSCOA Complaints financial system

RESOLVED:

ACTION

1. That Council note the progress report on the Procurement of MSCOA Complaints Financial System be noted; CC
 2. The progress report be submitted on the next ordinary council meeting. BTO
-

48. **REQUEST FOR APPROVAL OF THE DRAFT PROPERTY RATES BY-LAW**
(Directorate: Budget and Treasury Office) BF/pm

PURPOSE OF THE REPORT

The purpose of the report is to provide request to Council to approve the Draft Property Rates By-Law, which was subjected to public participation as per item 184 of the 27 July 2021. The approval of the By-Law will give effect to the implementation of the Property Rates Policy

RESOLVED:

ACTION

1. That the item be referred back. CC
-

49. **SUPPLY CHAIN MANAGEMENT: BIDS AWARDED ABOVE R200 000: JULY 2021**
(Directorate: Budget and Treasury) 6/1/1/2 (0013913)

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 July 2021.

RESOLVED:

ACTION

1. That the item be referred back. BTO
-

K.M

50. **SUPPLY CHAIN MANAGEMENT: BIDS AWARDED ABOVE R200 000: OCTOBER TO DECEMBER 2022**

(Directorate: Budget and Treasury)

GD

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 October to December 2021.

RESOLVED:

ACTION

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

51. **MONTHLY BUDGET STATEMENT IN TERMS OF SECTION 71 AND 52(d) OF THE MUNICIPAL FINANCE MANAGEMENT ACT, ACT 56 OF 2003 (MFMA) – SEPTEMBER 2021**

(Directorate: Budget and Treasury)

GD

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 **30th September 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.

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 30th September 2021, be noted by council; CC

K-M

(20)

2. That the report to comply with Section 71 and 52(d) of the MFMA. BTO

IT BE NOTED THAT CLLR KOMBE O J DOES NOT AGREE WITH THE REPORT.

52. **MONTHLY BUDGET STATEMENT IN TERMS OF SECTION 71 AND 52 (d) OF THE MUNICIPAL FINANCE MANAGEMENT ACT, ACT 56 OF 2003 (MFMA) – DECEMBER 2021**

(Directorate: Budget and Treasury)

GD

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 December 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.

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 31st December 2021, be noted by council; CC

2. That the report to comply with Section 71 and 52(d) of the MFMA. BTO

53. **PROGRESS REPORT ON DEBTS OWED BY EMPLOYEES FOR DECEMBER 2021**
(Directorate Budget and Treasury Office) GD

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

1. That Council note the report. CC

K-M

IT BE NOTED THAT THE SPEAKER INSTRUCTED THE FOLLOWING COUNCILLORS TO LEAVE THE CHAMBER: CLLR BOGATSU P N, MOKGOSI C, RAMPOU T AND MODUKE T O FOR DISTRACTING THE COUNCIL, BASED ON RULE 85(3) OF THE RULES OF ORDER BY-LAW

54. **PROGRESS REPORT ON DEBTS OWED BY COUNCILORS FEBRUARY 2022**
(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 Councillors for municipal services rendered.

RESOLVED:

ACTION

1. That the item be referred back.

CC

IT BE NOTED THAT THE DEMOCRATIC ALLANCE REQUESTED A CAUCUS FOR 15 MINUTES, WHICH THE SPEAKER GRANTED;

FFEDBACK FROM THE CAUCUS:

- CLR MALAN P RAISED A POINT THAT THE MEETING CARRIED ON TO THE NEXT DAY AND THE DEMOCRATIC ALLIANCE CANNOT PARTICIPATE FURTHER;

IT BE NOTED THAT AFTER DELIBERATIONS BY COUNCIL THE DEMOCRATIC ALLANCE LEFT THE MEETING.

55. **PROGRESS REPORT ON THE CRIMINAL INVESTIGATIONS AND FINANCIAL RECOVERY**

(Directorate: Public Safety)

14/1 DG/dg

PURPOSE OF THE REPORT

The purpose of this report is to provide progress to Council regarding Criminal Investigations and financial recovery.

RESOLVED:

ACTION

1. That the progress report on the criminal Investigations and financial recovery be noted.

CC

K.M

56. **EXTENSION OF THE RUSTENBURG WASTE WATER TREATMENT WORKS**
(Directorate: Technical and Infrastructure Services) RWST

PURPOSE OF THE REPORT

The purpose of the report is to inform Council of the capacity constraint at the Rustenburg Waste Water Plant, the negative impact this has on water quality and the impact on the Water balance in the Rustenburg Local Municipality. Council to take note and approve the extension of the Rustenburg Waste Water Plant.

RESOLVED :

ACTION

1. That the item be referred back and a report on the Section 79 Terms of Reference as well as the legal opinion be submitted to a special Council meeting within seven (7) days. CC
-

57. **FUNCTIONALITY OF THE WATER UNIT**
Directorate: Technical and Infrastructure Services (OM/om)

PURPOSE OF THE REPORT

The purpose of this report is to present the status quo and the functionality of the water unit.

RESOLVED:

ACTION

1. That the report on functionality of the Water Unit be noted. DTIS
 2. That the full report on improving the functionality of the Water Unit be submitted; CC
 3. That the report be a standing item in all coming Council meetings; CC
 4. That skills Audit be conducted within the unit. CC
-

58. **SERVICE DELIVERY THROUGH A COMMUNITY BASED PROGRAMM** (Directorate: Technical and Infrastructure Services)/(ZM/zm)

PURPOSE OF THE REPORT

The purpose of the report is to request Council approval to initiate a community based programme for provision of basic services.

K.M

RESOLVED:**ACTION**

- | | |
|--|-------------|
| 1. That report on “service delivery through a community based programme” be noted; | DTIS |
| 2. That the proposal to initiate the community based programme be considered; | DTIS
DCS |
| 3. That policies related to the programme be drafted and tabled before Council for adoption; | DTIS |
| 4. That an implementation manual be drafted and be submitted to Council for approval; | DTIS |
| 5. That funds be made available for the programme subject to the approval of the implementation manual by Council. | BTO |
-

59. **UPDATE ON STATUS OF RUSTENBURG LOCAL MUNICIPALITY FLEET**
 (Directorate: Technical and Infrastructure Services) (XG/xg)

PURPOSE OF THE REPORT

The purpose of the report is to provide update to Council regarding the status of Rustenburg Local Municipality fleet. It is also to inform Council about what the Mechanical Engineering Unit is doing to solve the current fleet availability challenges.

RESOLVED :**ACTION**

- | | |
|---|------|
| 1. That the report update on status of Rustenburg Local Municipality fleet be noted; | DTIS |
| 2. That the report be a standing item on every Council sitting; | DTIS |
| 3. That a comprehensive report be formulated and submitted to the next Council sitting on the state of the municipal vehicles, with cost; | DTIS |
| 4. That the Municipal Manager expedite the case of UPS and a report be submitted to Council; | MM |
| 5. That the Municipal Manager submit a report within the next seven days on the possible dereliction of duty and/or professional negligence on the acting Director, Unit Managers and Supervisors of the directorate. | MM |
-

K-M

60. **TABLING OF THE DRAFT INTEGRATED DEVELOPMENT PLAN (IDP) 2022/27**
 (Office of the Municipal Manager) (MGM)(MMD) (2/4/1) ()

PURPOSE OF THE REPORT

To table to the Municipal Council of Rustenburg the draft Five year IDP 2022/2027 for Council adoption.

RESOLVED:

ACTION

- | | |
|---|-----|
| 1. The report on "Tabling of the Draft Integrated Development Plan (IDP) 2022/27" be noted. | CC |
| 2. A notification of the adopted Draft IDP 2022/27 be placed in the local newspapers which is either The Rustenburg Herald or The Platinum Weekly and on the municipality's website, inviting community and stakeholder to scrutinize the document and to make comments.; | MM |
| 3. The comment and inputs from wards which we not consulted be sought and incorporated into the final IDP to be approved in May 2022 | MM |
| 4. It be noted that consensus was that projects from government departments and mining companies will be submitted by the 10 th April 2022; | CC |
| 5. That projects from government departments and SLP projects from mining companies be included in the final IDP to be approved by Council in May 2022; | OMM |
| 7. That the adopted Draft IDP 2022/27 be submitted to the office of the MEC for CoGTA within 10 days of adoption; | OMM |
| 8. That public participation be done ward by ward, except where clustering of wards is possible; | OSP |
| 9. That provision be made for wards which were not covered to submit their comments; | OMM |
| 10. That departmental feedback with regards to implementation of the IDP from all directorates, be submitted at every portfolio committee meeting; | OMM |
| 11. That a list of previously identified needs be included as an addendum. | OMM |



61. **TABLING OF THE 2022/23 MEDIUM TERM REVENUE AND EXPENDITURE FRAMEWORK (MTREF)**

(Directorate: Budget and Treasury Office)

GD

PURPOSE OF THE REPORT

The purpose of this report is to table the 2022/23 MTREF to Council for approval in accordance with section 24 of the Municipal Financial Management Act 56 of 2003 (MFMA) and Municipal Budget and Reporting Regulations (MBRR).

RESOLVED:

ACTION

1. The Council approves the multi-year annual capital and operating budget for the 2022/23 financial year of R7.1 billion and the two outer years of R7.4 billion, R7.9 billion (2023/24 and 2024/25) as set out in A1 Schedule as Annexure A of the report: - CC
 - Table A1 – Budget Summary;
 - Table A2 – Budgeted Financial Performance;
(Revenue and expenditure by standard classification);
 - Table A3 – Budgeted Financial Performance;
(Revenue and expenditure by municipal vote);
 - Table A4 – Budgeted Financial Performance;
(Revenue and Expenditure);
 - Table A5 – Budgeted Capital Expenditure by Vote;
 - Table A6 – Budgeted Financial Position;
 - Table A 7 – Budgeted Cash Flows;
 - Table A8- Cash backed reserves / accumulated Surplus reconciliation;
 - Table 9 – Asset Management;
 - Table 10 – Basic Delivery measurement;
2. The budget as proposed include the budget for the Rustenburg Water Services Trust, in Annexure “E – RWST budget”, which is not in compliance with MSCOA and the budget format used by Rustenburg Local Municipality; CC
3. Council take note that for the 2022/23 MTREF financial year the Revenue and expenditure budget proposed has a surplus of R994 million, R1 099 billion and R975 million respectively; CC

K.M

- | | | |
|----|--|----------------------------------|
| 4. | In terms of section 74 of the MSA, all consumptive tariffs, rates, basic charges as proposed be approved for implementation on the 01 July 2022, Annexure "B – TARIFF BOOK" of the report; | CC |
| 5. | The unspent conditional grant at end of 2021/22 not be committed to expenditure until approval has been obtained from National and Provincial Treasuries in accordance with directives from National Treasury Circulars; | BTO
DTIS
PMU
DRT
DCD |
| 6. | The following proposed budget related policies be approved for implementation on the 01 July 2022; | CC |

Budget Related Policies and By-Laws with Amendments;

Commitment Policy;
Contract Management Policy;
Credit Control and Debt Collection Policy;
Property Rates Policy;
Tariffs Policy;

Budget Related Policies with no Amendments;

Accelerate Economic Empowerment and Transformation Policy;
Assets Management Policy;
Bereavement Policy for Serving and Former Councilors Policy;
Borrowing Policy;
Budget Policy;
Cash Management and Investment Policy;
Cost Containment Policy;
Electrical Engineering Contributions Policy;
Expenditure Management Policy;
Funds and Reserves Policy;
Indigent Policy;
Insurance Claims Policy and Procedure;
Insurance Claims and Loss Control Committee Policy;
Inventory Policy;
Investment Incentives Policy;
Petty Cash Management Policy;
Rewards, Gifts and Favor Policy;
Study Aid Policy;
Supply Chain Management Policy;
Travelling and Subsistence Policy;
Unauthorized, Irregular and Fruitless and Wasteful Policy

K-M

Budget Related Policies New
Fleet Management Policy

- | | | |
|-----|--|-----|
| 7. | MFMA budget circulars from National Treasury attached as Annexure “F” and “G” of the report, be considered; | CC |
| 8. | That the 2022/23 MTREF (MTREF) electronic formats be submitted to National Treasury and Provincial Treasury; | BTO |
| 9. | The MTREF Budget together with the tariffs, budget related policies be placed on the municipal website and be published in terms of Section 21A and B of the MSA as well as the MFMA and applicable regulations. | BTO |
| 10. | The budget be subjected to public participation process; | CC |
| 11. | The budget per municipal directorate according to our internal municipal structure be considered as per Annexure “H” of the report. | CC |

IT BE NOTED THAT THE ECONOMIC FREEDOM FIGHTERS REJECTS THE BUDGET.

IT BE NOTED THAT CLLR KOMBE O J DOES NOT ALIGN HIMSELF WITH THE RESOLUTION NO. 2.

62. **TABLING OF THE AMENDED 2021/2022 SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)**
 (Office of the Municipal Manager) (BND)

PURPOSE OF THE REPORT

The report is tabled to the Municipal Council for approval of the amended Service Delivery and Budget Implementation Plan (SDBIP) 2021/2022.

RESOLVED:

ACTION

- | | | |
|----|--|----|
| 1. | That the report on “Tabling of the Amended 2021/2022 Service Delivery and Budget Implementation Plan (SDBIP)” be noted; | CC |
| 2. | That the amended 2021/2022 SDBIP be approved; | CC |
| 3. | Following amendment to the SDBIP, the Municipal Manager to effect amendment to the performance agreement of Directors, | MM |
| 4. | That members of the public be duly notified of amendments to the 2021/2022 SDBIP by placing it on the Municipal Website. | MM |

K-M

63. **REPORT BACK: THE SALGA NATIONAL CONFERENCE: 02-04 MARCH 2022 AT THE CAPE TOWN INTERNATIONAL CONVENTION CENTRE**
(Office of the Speaker) (MMT/oit)

PURPOSE OF THE REPORT

The purpose of the report is to report back to Council on the attendance of the SALGA National Conference held from 02-04 March 2022 at the Cape Town International Convention Centre.

RESOLVED:

ACTION

1. That the report be noted

CC

64. **REPORT BACK: THE 2022 SALGA NORTH WEST PROVINCIAL CONFERENCE: 20-21 JANUARY 2022 AT THE MMABATHO CONVENTION CENTRE, MAFIKENG**
(Office of the Speaker) (MMT/oit)

PURPOSE OF THE REPORT

The purpose of the report is to report back to Council on the attendance of the 2022 SALGA North West Provincial Conference: 20-21 January 2022 at the Mmabatho Convention Centre, Mafikeng.

RESOLVED:

ACTION

1. That the report be noted; CC
2. That Council condone the attendance of the following Councillors at the 2022 SALGA North West Provincial Conference: 20-21 January 2022 at the Mmabatho Convention Centre, Mafikeng: CC

1. Cllr Koketso Mogomotsi: The Speaker
2. Cllr Shiela Mabala-Huma: The Executive Mayor
3. Cllr Louisa Mabe: The Single Whip
4. Cllr Oteng Mokgatle
5. Cllr Happy Serongoane
6. Cllr Israel Monaise
7. Cllr Vivian Myoli



65. **PROGRESS REPORT ON IMPLEMENTATION OF COUNCIL RESOLUTIONS
FROM JANUARY 2019 UP TO FEBRUARY 2022.**

(Directorate: Corporate Support Services)

(/nk)

PURPOSE OF REPORT

The purpose of the report is to submit to Council progress on implementation of all outstanding Council resolutions for the period January 2019 up to February 2022.

RESOLVED:

ACTION

- | | | |
|----|--|-----|
| 1. | That the progress report on implementation of Council resolutions for the period January 2019 up to February 2022, be noted; | CC |
| 2. | That the item serve at the next Special Council sitting. | DCS |

K.M

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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:**

Items 63 and 64 refer.

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

None.

14. **REPORTS BY THE SPEAKER:**

None.

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

None.

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

Item 65 refers.

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

None.

18. **NEW MOTIONS OR PETITIONS:**

None.

19. **QUESTIONS:**

None.

K.M

(ix)

20. **ADOPTION OF MINUTES:**

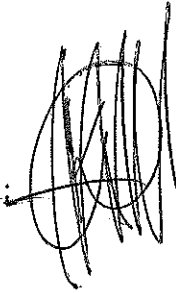
Minutes of the (02/2021) Ordinary meeting of Council held on **29 – 30 March 2022** were approved.

21. **CLOSURE.**

The business of the meeting was concluded at 06h55.

SPEAKER:

DATE APPROVED:

 *ogometsi*
01 April 2022