

Minutes of the 2nd Monthly Council Meeting for the Local Council of Beaufort West
held in the **Council Chambers, Municipal Offices, 15 Church Street, Beaufort West**

on **Tuesday, 27 February 2024**

at **10:06**

Present

Councillors:

G Pietersen [**Executive Mayor**], LV Piti [**Deputy Executive Mayor**], N Constable [**Speaker**], CL De Bruin [**Full-Time Councillor**], Essop [**Full-Time Councillor**], EF Botha, R Skuza, SM Meyers and LBJ Mdudumani

Absent:

Alderman:

JJ Van Der Linde [apology]

Councillors:

AM Slabbert [apology], JDK Reynolds [apology], N Abrahams

In Service:

Municipal Manager [DE Welgemoed], **Director: Corporate Services** [AC Makendlana]
Senior Manager: Corporate Services [P Strümpher], **Senior Administrative Officer**
[J Visagie], **Acting Director: Financial Services** [M Nhlengethwa], **Director:
Infrastructure Services** [L Nqotola] and **IDP Coordinator** [LP Lakay]

Absent:

Acting Senior Manager: Community Services [MC Tshibo]

A. OPENING AND WELCOMING

The Speaker welcomes all present at the 2nd Council meeting and request the Executive Mayor to open the meeting with prayer.

1. ELECTION OF ACTING SPEAKER

NONE

2. APPLICATION FOR LEAVE OF ABSENCE

Councilor LV Piti	-	19 – 23 March 2024
Councilor CL de Bruin	-	01 - 04 March 2024
Alderman JJ Van Der Linde	-	27 February 2024 [apology]
Councillor AM Slabbert	-	27 February 2024 [apology]
Councillor JDK Reynolds	-	27 February 2024 [apology]

3. CONFIRMATION OF MINUTES –
3/2/1/B

Councilor EF Botha seconded by Councilor CL de Bruin propose that the undermentioned minutes be accepted and approved:-

- 3.1 1ST Monthly Council Meeting for the Local Council for Beaufort West held on **Tuesday, 30TH January 2024** with the condition that the “last sentence on page 2 of the minutes under item:

4. STATEMENTS AND COMMUNICATIONS BY THE SPEAKER
3/4/1

Must read as follows:-

“ The Speaker furthermore states that the Chairpersons of the respective Standing Committees, must ensure that the Committees meet on a monthly basis.”

- 3.2 1ST Monthly Council Meeting for the Local Council for Beaufort West held on **Tuesday, 30TH January 2024 [Separate Minute Book]**
- 3.3 2nd Special Council Meeting for the Local Council for Beaufort West held on **Wednesday, 21 February 2024**

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

4. STATEMENTS AND COMMUNICATIONS BY THE SPEAKER

NONE

5. STATEMENTS AND COMMUNICATIONS BY THE EXECUTIVE MAYOR

NONE

6. CONSIDERATION OF REPORTS

6.1 MONTHLY REPORTING: MONTHLY BUDGET STATEMENT: JANUARY 2024
5/1/2/1

dcs

Councillor S Essop seconded by Councillor LBJ Mdudumani proposed that the Monthly Report of the Monthly Budget Statement for the month of January 2024, be accepted and approved.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

7. CONSIDERATION OF REPORTS ON DELEGATED POWERS

NONE

8. URGENT MATTERS SUBMITTED BY THE MUNICIPAL MANAGER

8.1 REVIEW: TOOLS OF TRADE POLICY

2/6/2

The Director: Corporate Services direct Council's attention to the fact that Annexures 001 to 013 of the agenda is not the Tools of Trade Policy. The Director: Corporate Services table and circulate the relevant Tools of Trade Policy for discussion which is attached as **Annexure 001 to 013** of this minutes.

dcs

Councillor CL de Bruin seconded by Councillor LV Piti proposed:-

8.1.1 That the Tools of Trade be reviewed to give effect to the approved Upper Limits for 2022/2023 financial year as follows:-

LEGAL REQUIREMENTS

5. Personal security – The following paragraph be instituted: -

- (i) Executive Mayor, Mayor, Deputy Executive Mayor, Deputy Mayor, Speaker or Whip are entitled to 2 body guards. Deviation from the norm may only be based on the recommendations of the South African Police Services.
- (ii) All councillors, subjected to a threat and risk analysis conducted by the South African Police Services.

Paragraph 4.2 (4.2.1 – 4.2.11): Be deleted and replaced with the following:

4.2 Laptops

- 4.2.1 Councillors will receive a standard laptop (subject to availability) with necessary software from Council to enable them to perform Council-related functions;
- 4.2.2 Paper and other consumables for full time Councillors will be available;
- 4.2.3 The procurement and installation of all computer hardware and software is the responsibility of the Information and Technology section;
- 4.2.4 All faults or queries on hardware, software and networks will be logged and reported or assistance requested from the Information and Technology section;

Users are strictly prohibited from opening or tampering with their hardware or software/ systems settings;

- 4.2.5 The use of laptops by Councillors must at all times comply with Beaufort West Municipality's Information Security Policy and be subject to its requirements;
 - 4.2.6 No software excluding Windows embedded drivers, other than that purchased through or authorized by the Information and Technology section may be used on Council hardware as prescribed in the Information Security Policy;
 - 4.2.7 By receiving computer equipment, the user accepts responsibility for the safeguarding thereof for the period it is assigned to him / her and will be held responsible for any cost incurred due to negligence (including theft);
 - 4.2.8 The control of such the laptop allocated must be in accordance with Asset Management Policy of Beaufort West Municipality;
 - 4.2.9 Official documents will be available in electronic format and will not be printed and delivered to part-time councillor in hard copy format. All such documents will subsequently be made available in electronic format only. Notification of the availability of new documents will be by means of email;
 - 4.2.10 All required official documents must be downloaded well before meetings and stored on the computer or devices;
 - 4.2.11 Participating part time councillors shall ensure that the internal battery of the ICT device made available for official use is adequately charged to last the likely duration of the official meeting;
 - 4.2.12 Councillors will be required to hand the laptop issued to them back to the municipality should they cease to be a councillor;
 - 4.2.13 Laptops must be available for the annual asset verification to the municipality's asset register;
- 8.1.2 That Laptops be purchased for all Councillors and provision be made available in the 2024/2025 financial year
 - 8.1.3 That due to the legal limitations on purchase of cell phones by the Municipality for Councillors to enter into own contract as for as cell phone purchase in circulate.
 - 8.1.4 That no cell phones be purchased by the Municipality for Councillors as the Transversal Tender Agreements as well as the prohibits stipulated in the MFMA.
 - 8.1.5 That provision be made in the 2024/2025 Budget to provide office furniture to Councillors Offices.

8.1.6 That the Office space of Church Street Office allocated to SAMWU, be reallocated to Councillor CL de Bruin to be used as Office.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

8.2 1ST BI-ANNUAL REPORT OF THE AUDIT-COMMITTEE: 01 JULY 2023 – 31ST DECEMBER 2023

dcs

ia Councillor CL de Bruin seconded by Councillor S Essop proposed that the 1st Bi-Annual Report of the Audit Committee for the period of 1st July 2023 until 31st December 2023 as set out in **Annexure 014 to 019** of the Agenda, be accepted and approved.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

**8.3 RESIGNATION: PR COUNCILLOR TCJ PRINCE: BEAUFORT WEST MUNICIPALITY
3/1/1/4**

The Speaker indicated that Council already dealt with this matter on 21st February 2024 at a Special Council meeting.

NOTED

**8.4 ADJUSTMENTS BUDGET: 2023/2024
5/1/2/1**

RESOLVED

dcs

That this item be tabled at a Special Council meeting on Thursday, 28 February 2024 at 14:00 and that a Budget session for all Councillors be convened at 13:00, 28 February 2024, prior the Special Council meeting.

**8.5 MFMA: SECTION 66: EXPENDITURE ON STAFF BENEFITS: JANUARY 2024
5/1/2/4**

dcs

Councillor EF Botha seconded by Councillor CL de Bruin proposed that the MFMA: Section 66, Expenditure on Staff Benefits for the month of January 2024, be accepted and approved.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

**8.6 TOPLAYER SDBIB: 2023/2024: KPI ADJUSTED
5/1/4**

dcs

Councillor LV Piti seconded by Councillor S Essop propose that the Adjusted KPI Top Layer SDBIP for the 2023/2024 financial year, be accepted and approved.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

8.7 REPORT OF THE AUDITOR-GENERAL TO WESTERN CAPE PROVINCIAL PARLIAMENT AND COUNCIL ON BEAUFORT WEST MUNICIPALITY

5/12/1/1

mb

Councillor EF Botha seconded by Councillor LBJ Mdudumani propose that the Report of the Auditor-General to Western Cape Provincial Parliament and Council on Beaufort West Municipality dated 30 November 2023 attached as **Annexure 028 to 040** of the agenda, be accepted and approved.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

8.8 APPROVAL TO UTILISE THE DISCIPLINARY BOARD COMMITTEE OF CENTRAL KAROO DISTRICT MUNICIPALITY

5/12/1/2

dcs

Councillor CL de Bruin seconded by Councillor S Essop propose that approval be granted to Utilise the Disciplinary Board Committee of Central Karoo District Municipality for a period of six (6) months or until the Municipality has established/instituted its own Disciplinary Board Committee.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

8.9 APPLICATION FOR RENEWAL OF LEASE AGREEMENT: BEAUFORT WEST MUNICIPALITY // BEAUFORT WEST RACING PIGEON CLUB: LEASE OF PORTION OF ERF 36, CLUBHOUSE

7/1/4

sab

Councillor EF Botha seconded by Councillor LV Piti proposed:-

8.9.1 That approval be granted for the lease of a portion of Erf 36, Beaufort West Racing Pigeon Clubhouse free of charge for the first (6) six months and thereafter the rental amount be R500.00 per month excluding VAT, property tax and services.

8.9.2 That the Club must submit reports to the Municipality on maintenance perform on the property and the cost incurred in this regard.

8.9.4 That the term of lease will be for **9** years and **11** months.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

Councilor EF Botha leave the meeting before the discussion of item 8.10

8.10 REPORT ON THE PROPOSED LEASE OF MUNICIPAL DWELLING: 112 BIRD STREET, ERF 632, BEAUFORT WEST

7/1/4

The Speaker informs Council that Councilor EF Botha requested to be allowed to continue with the Lease Agreement between him and the Beaufort West Municipality for 112 Bird Street. This means that in the event that Council considers to grant approval to Councilor Botha to continue to occupy the house, Council must then review the resolution taken on 07 November 2023 that states that the house will be made available to Executive Mayor, Deputy Executive Mayor and the Speaker in order to include ordinary Councilors.

Councillor S Essop seconded by Councillor G Pietersen proposed:-

sab

ba 8.10.1 That the municipal dwelling reserved for lease by Municipal employees in the future be made available for lease to the Executive Mayor, Deputy Mayor, Speaker, Ordinary Councillors and then Municipal employees when the need arises.

8.10.2 That approval be granted to Councillor EF Botha to continue with the lease of the dwelling at 112 Bird Street provided that the Lease Agreement will automatically come to an end the moment Councillor EF Botha ceases to be a Councillor, erf 632, Beaufort West, at market related rental of R2830.00 per month excluding VAT and municipal rates and taxes. Forthwith that the necessary amendments be made to the Lease Agreement

8.10.3 That if the Executive Mayor, Deputy Executive Mayor, Speaker or Ordinary Councillors or Municipal Employees are not interested in lease of a municipal dwelling, be advertised for lease by general notice open to the public.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

Councilor EF Botha joins the meeting after the discussion of item 8.10

8.11 AANSOEK OM HUUR VAN 1 HEKTAAR VAN ERF 249 MURRAYSBURG MEENT: MNR. ISAK GOEIEMAN

7/3/4/1/1/1

Raadslid R Skuza gesekondeer deur Raadslid EF Botha stel voor:-

ba

8.11.1. Dat 'n gedeelte van erf 249 Murraysburg Meent, groot ongeveer 1 ha, uit die hand uit verhuur word aan Mnr. Isak Goeieman vir 'n periode van 9 jaar en 11 maande teen R360.00 per maand welke bedrag jaarliks met 6% sal eskaleer.

8.11.2. Dat die gedeelte grond uitsluitlik aangewend mag word vir die maak van kompos en aanplant van olyfbome en vir geen ander doel nie.

- 8.11.3. Dat die voorneme om die gedeelte grond uit die hand uit te verhuur vir besware en of kommentaar adverteer word.
- 8.11.4. Dat inden besware en of kommentaar teen die voorgestelde uit die hand uit verhuring ontvang word, die aangeleentheid terug verwys word na die Raad vir oorweging.

**EENPARIG AANVAAR
ALDUS BESLUIT**

8.12 REQUEST FOR RENEWAL OF LEASE AGREEMENT AND EXTENTION FOR THE LEASE PERIOD OF CROPLAND 9, MURRAYSBURG

7/3/4/1/1/1

Councillor R Skuza seconded by Councillor CL de Bruin proposed:

ba

- 8.12.1 That Croplands 8,9,10 at this stage not be made available for lease until Abnormal Solutions had submitted a formal application for a possible by pass route provided that if Abnormal Solutions did not submit an application by 30 September 2024, Council will reconsider the lease of Croplands 8, 9 and 10.
- 8.12.2. That the outstanding debt accrued by Mr. Witbooi be written off.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

8.13 PROPOSED DISPOSAL OF ERF 7409 AND A PORTION OF ERF 1050: LOGISTIC HUB AND PRIVATE HOSPITAL

7/3/4/1/3/1; 7/3/4/1/3/5

Councillor EF Botha seconded by Councillor LV Piti proposed: -

ba

- 8.13.1 That the upset values for erf 1050 measuring approximately 3.5 ha be set out on R1 mil and R70.00 m² respectively, including VAT.
- 8.13.2. That Erf 7409 be offered for sale with development proposals for following zonings:
- 8.13.2.1 All Agricultural Zones
 - 8.13.2.2 All Business Zones
 - 8.13.2.3 Industrial Zone I and II
 - 8.13.2.4 Transport Zone I

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

8.14 REQUEST FOR AN EVICTION ORDER TO REMOVE ILLEGAL STRUCTURES ON ERVEN 848 AND 849 KWA-MANDLENKOSI: BEAUFORT WEST

7/3/4/1/3/1; 7/3/4/1/3/2

ba

Councillor CL de Bruin seconded by Councillor LV Piti proposed that approval be granted to the Municipal Manager to proceed with obtaining an eviction order against Mr Metsing and any other occupants of erven 848 and 849 Kwa-Mandlenkosi.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

Councillor S Essop proposed for a break of 5 minutes, whereby the Speaker and granted permission for a 5-minute break.

At resumption of the meeting at 11:12, the following Councillors were present:-

Councillors:

G Pietersen [**Executive Mayor**], LV Piti [**Deputy Executive Mayor**], N Constable [**Speaker**], CL De Bruin [**Full-Time Councillor**], Essop [**Full-Time Councillor**], EF Botha, R Skuza, SM Meyers and LBJ Mdudumani

Absent:

Alderman: JJ Van Der Linde [apology]

Councillors: AM Slabbert [apology], JDK Reynolds [apology], N Abrahams

8.15 RE-ESTABLISHMENT OF STANDING COMMITTEES

10/3/2/3/4

FINANCIAL COMMITTEE

dcs

kk Councillor CL de Bruin seconded by Councillor S Essop propose that:-

Councillors G Pietersen [**Chairperson**], CL De Bruin, S Essop, N Abrahams, LBJ Mdudumani, N Constable and Alderman JJ van der Linde, serve as members of the above-mentioned Standing Committee.

CORPORATE SERVICES, HUMAN RESOURCE, WOMEN AND YOUTH

Councillor LV Piti seconded by Councillor R Skuza proposed that:-

Councillors LV Piti [**Chairperson**], R Skuza, CL de Bruin, EF Botha, S Essop and SM Meyers, serve as members of the above-mentioned Standing Committee.

COMMUNITY, TRAFFIC AND HOUSING COMMITTEE

Councillor LV Piti seconded by Councillor EF Botha proposed that:-

Councillors N Abrahams (**Chairperson**), R Skuza, LBJ Mdudumani, EF Botha, S Essop, N Constable and JDK Reynolds, serve as members of the above-mentioned Standing Committee.

ENGINEERING AND INFRASTRUCTURE COMMITTEE

Councillor CL de Bruin seconded by Councillor LV Piti proposed that: -

Councillors CL De Bruin (**Chairperson**), LV Piti, N Abrahams, S Essop, LBJ Mdudumani and AM Slabbert, serve as members of the above-mentioned Standing Committee.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

8.16 SALGA WORKING GROUPS

10/3/2/3/4

dcs

kk Councillor CL de Brun seconded by Councillor LV Piti propose that the following Councillors serve as representatives on the undermentioned SALGA Working Groups:-

MUNICIPAL CAPABILITY AND INSTITUTIONAL RESILIENCE

Councillor LV Piti as representative and Councillor SM Meyers as secundi.

COMMUNITY DEVELOPMENT AND SOCIAL COHESION

Councillor R Skuza as representative and Councillor AM Slabbert as secundi.

ECONOMIC EMPOWERMENT AND EMPLOYMENT CREATION

Councillor G Pietersen as representative and Councillor S Essop as secundi.

ENVIRONMENTAL PLANNING AND CLIMATE RESILIENCE

Councillor LBJ Mdudumani as representative and Councillor JDK Reynolds as secundi.

HUMAN SETTLEMENT AND MUNICIPAL PLANNING

Councillor CL De Bruin as representative and Councillor SM Meyers as secundi.

PUBLIC TRANSPORT AND ROADS

Councillor S Essop as representative and Councillor AM Slabbert as secundi..

WATER, SANITATION AND WASTE MANAGEMENT

Councillor CL De Bruin as representative and Alderman JJ Van Der Linde as secundi.

ELECTRICITY AND ENERGY AND PUBLIC WORKS

Councillor S Essop as representative and Councillor CL de Bruin as secundi.

GOVERNANCE AND INTERGOVERNMENTAL RELATIONS

Councillor S Essop as representative and Councillor N Constable as secundi.

MUNICIPAL FINANCE AND FISCAL POLICY

Councillor G Pietersen as representative and Alderman JJ Van Der Linde as secundi.

MUNICIPAL INNOVATIONS AND INFORMATION TECHNOLOGY

Councillor EF Botha as representative and Councillor JDK Reynolds as secundi.

DEVELOPMENT & PLANNING, RURAL DEVELOPMENT

Councillor LV Piti as representative and Councillor SM Meyers as secundi.

HEALTH

Councillor G Pietersen as representative and Councillor AM Slabbert as secundi.

EMERGENCY SERVICES AND DISASTER MANAGEMENT

Councillor N Abrahams as representative and Councillor SM Meyers as secundi.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

Councillor LV Piti leave the meeting at 11:26

8.17 TOURISME OFFICE

10/3/3/3/2

Councillor EF Botha seconded by Councillor CL de Bruin propose that item 8.17 not be discussed and be taken of the agenda.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

8.18 REPORT ON CURRENT SITUATION WITH THE SKILLS DEVELOPMENT CENTRE

12/4/4/2; 12/4/5/2; 7/3/4/1/3/1

Councillor EF Botha seconded by Councillor LBJ Mdudumani propose:-

That approval be granted to ensure that the Skills Centre become operational the following must be done:

ba

8.18.1 Obtain a report from a Consulting Engineer on the matter of the matter of the stormwater to confirm is the attempt to divert the stormwater is sufficient with recommendation on how to sufficiently address the matter. Alternatively

construct a new access to the terrain from Mandlenkosi Road, this will however not solve the flooding of the parking area during heavy rains but at least will ensure unhindered access.

ba

8.18.2 The Director Infrastructure submit a report with proposals to the Municipal Manager on how to address and correct the encroachment of the boundary fence of the premisses onto the free space of the 22kV overhead powerline.

ba

8.18.3 Once the aforementioned is addressed, the Director Infrastructure must provide a report on the status of the civil- and electrical services.

ba

8.18.4 The Director Infrastructure must submit a new land use application for the rezoning and subdivision of erf 5139.

ba

8.18.5 Once the land use application is approved the building plans can be approved.

ba

8.18.6 SSETA must provide the electrical COC.

mb

8.18.7 The Municipal Manager enter into discussions with SSETA, WCCET- and SC TVET College to mutual agree to the cancellation of the current lease agreement and to negotiate a new detailed lease agreement to be approved by Council before signing.

ba

8.18.8 Council to determine the term of lease and in principle agree to the free rental of the Skills Centre based on the principle of public interest.

8.18.9 Follow a public participation process prescribed by the Asset Transfer Regulations depending on the term of lease determined by Council.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

Councillor LV Piti join the meeting at 11:29.

8.19 OPRIGTING VAN DIE TOERISME BORD BY DIE INGANG VAN DIE DORP

13/3/27

Raadslid CL de Bruin gesekondeer deur Raadslid LBJ Mdudumani stel voor:

mb

8.19.1 Dat die oprigting van die Toerisme Bord by die Ingang van die Dorp, goed gekeur en aanvaar word.

8.19.2 Dat kennis geneem word dat die kantoor van die Premier bereid is om die uitgewes verbonde vir die oprig van die bord te dra.

**EENPARIG AANVAAR
ALDUS BESLUIT**

8.20 MINUTES: STANDING COMMITTEE: CORPORATE SERVICES AND HUMAN RESOURCES: TUESDAY, 13 FEBRUARY 2024

8/1/1/2/1

Councilor LV Piti seconded by Councilor CL de Bruin propose that the minutes of the Standing Committee: Corporate Services and Human Resources which was held on Tuesday, 13 February 2024, be accepted and approved.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

8.21 ACTING DIRECTOR: FINANCIAL SERVICES: MR M NHLENGETHWA

4/6/1/3

See Separate Minute Book

8.22 PERFORMANCE AGREEMENT FOR FINANCIAL YEAR 1 DECEMBER 2023 TO 30 JUNE 2024: MR DE WELGEMOED

SP

See Separate Minute Book

8.23 PERFORMANCE AGREEMENT FOR FINANCIAL YEAR 1 JANUARY 2023 TO 30 JUNE 2024: MR. L NQOTOLA

SP

See Separate Minute Book

ADDENDUM-AGENDA

8.24 REQUEST FOR OFFICE SPACE (CLASS ROOM) FOR THE PURPOSE FOR CONDUCTING MATHEMATICS CLASS: MR. TG HAWKER

7/1/4

RESOLVED

kk

That this item be tabled at a next Council meeting for further discussion.

8.25 NOMINATION OF COUNCILLORS FOR APPOINTMENT HEALTH CARE FACILITY COMMUNITIES

14/1/B

RESOLVED

That approval be granted for the nomination of the undermentioned Councillors on the Health Care Facilities Communities as follows:-

dcs

8.25.1 Beaufort West CDC / Hillside/ Kwa Mandlenkosi/ Nieuvelde Park Cluster

- Councillor LV Piti

- 8.25.2 Nelspoort Clinic - Councillor JDK Reynolds
- 8.25.3 Murraysburg Clinic - Councillor R Skuza

8.26 TIME TABLE: COMMUNITY MEETINGS: OPERATING AND CAPITAL BUDGET 2024/2025 // INTEGRATED DEVELOPMENT PLAN 2022/2027

idp Councillor SM Meyer seconded by Councillor EF Botha proposed that the time table for the Budget and IDP Community meeting to present the Operating and Capital Budget for the 2024/2025 and Review/Amendment of the 2022/2027 Integrated Development Plan, be accepted and approved.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

8.27 DESIGNATION OF FULLTIME POSITION FOR THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE [MPAC] CHAIRPERSON

3/7/1

dcs Councillor LBJ Mdudumani seconded by Councillor CL de Bruin proposed:

- 8.27.1 That Council approves the position of the Municipal Public Accounts Committee [MPAC] Chairperson as a Full-Time Position.
- 8.27.2 That the Municipal Manager request the approval of the MEC of Local Government with immediate effect.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

Councillor SM Meyers leave the meeting before item 8.28 was discussed.

**8.28 REPORT OF THE SPECIAL COMMITTEE: MOTION OF EXIGENCY MEDIA REPORT
SP: SM MEYERS**

The Speaker gives Councilor Essop an opportunity to present the report of the Special Committee whereby Councilor Essop requests the Director: Corporate Services to give a background.

Mr. Makendlana gives a background in relation to the functioning of the Special Committee established by Council to handle the case of possible misconduct by Councilor SM Meyers. Mr. Makendlana explains that Mr. M Andreas from Crawford Attorneys was the Initiator for the process and Councilor C de bruin was requested to recuse himself as he is the complainant in the matter.

Mr. Makendlana further informs Council that there were some challenges for the committee to convene due to the unavailability of members from time to time. The Report is before Council today to consider dissolution of the Committee, but with doing so was the recommendation that Council verbally reprimand Councilor SM Meyers to refrain from typical acts misconduct of this nature in future.

Councillor S Essop reiterates that when Council institute these ad-hoc Committees, members must commit themselves to the task/s in order to ensure proper/smooth functioning of the Committee/s.

Councillor C De Bruin seconded by Councillor L Piti propose that the recommendation of the Special Committee be accepted and approve.

Councillor SM Meyers join the meeting at 12:03.

The Speaker informs Councillor Meyers that he is tasked to reprimand Councillor Meyers on record.

The Speaker informs Councillor Meyers that it is a serious offence to leak out privilege information to the public, without the approval of Council or in terms of the relevant authorised procedures.

The Speaker also wants to warn Councillor Meyers that the fact that the Committee could not thoroughly deal with his charges does not mean that there was no *prima facie* evidence that Councillor Meyers was in contravention of the Code of Conduct for Councillors.

The Speaker also draws the attention of Councillor Meyers to the fact that Councillor Meyers made himself guilty of the same conduct during the Special Council meeting held on 13th February 2024.

The Speaker advise/request Councillor Meyers to rather consult the Speaker/ Executive Mayor or the Administration before Councillor Meyers conduct himself in the way he did.

The Speaker friendly yet seriously advise Councillor Meyers to refrain from the same/ similar behaviour in the future.

NOTED

FURTHER ADDENDUM-AGENDA

8.29 RE-APPOINTMENT OF MAYORAL COMMITTEE

3/1/2/1

The Speaker mentions to Council that the Executive Mayor requested that this item be tabled again in Council, and give the Executive Mayor the opportunity to address Council in this regard.

The Executive Mayor indicates to Council that Councillor S Essop will replace Councillor N Abrahams as a member of the Executive Mayoral Committee.

NOTED

9. CONSIDERATION OF MOTIONS

NONE

10. CONSIDERATION OF QUESTIONS

NONE

11. CONSIDERATION OF MOTIONS OF EXIGENCY

NONE

The meeting adjourns at **12:08**.

Minutes approved this _____ day of _____ 2024.

N Constable

[Speaker

SEPARATE MINUTE BOOK

Minutes of the **2nd Monthly Council Meeting** for the Local Council of Beaufort West
held in the **Council Chambers, Municipal Offices, 15 Church Street, Beaufort West**
on **Tuesday, 27 February 2024**
at **10:00**

Present

Councillors:

G Pietersen [**Executive Mayor**], LV Piti [**Deputy Executive Mayor**], N Constable [**Speaker**], CL De Bruin [**Full-Time Councillor**], Essop [**Full-Time Councillor**], EF Botha, R Skuza, SM Meyers and LBJ Mdudumani

Absent:

Alderman:

JJ Van Der Linde [apology]

Councillors:

AM Slabbert [apology], JDK Reynolds [apology] and N Abrahams

In Service:

Municipal Manager [DE Welgemoed], **Director: Corporate Services** [AC Makendlana] **Senior Manager: Corporate Services** [P Strümpher], **Senior Administrative Officer** [J Visagie], **Acting Director: Financial Services** [M Nhlengethwa], **Director: Infrastructure Services** [L Nqotola], and **IDP Coordinator** [LP Lakay]

Absent:

Acting Senior Manager: Community Services [MC Tshibo]

Acting Director: Financial Services left the meeting at 11:31 before the discussion of item 8.21

8.21 ACTING DIRECTOR: FINANCIAL SERVICES: MR M NHLENGETHWA

4/6/1/3

The Speaker gives a background that the Director: Financial Services has been appointed and awaiting the concurrency of the MEC of Local Government, this means that Council must consider appointing an Acting Director: Financial Services from 1 March 2024 if concurrence has not yet been received from the MEC of Local Government.

The Speaker opens the floor for proposals for the appointment of an Acting Director: Financial Services.

Councillor G Pietersen seconded by Councillor LV Piti proposed that Mr. RA Eland must be appointed as Acting Director: Financial Services from 1st March 2024 until 31st March 2024. Forthwith in the event that concurrence is received before end of 29th February 2024 Council's resolution in relation to the commencement date Director: Financial Services of 1st March 2024 will remain, and if concurrence is not received by 29th February 2024, the appointment / commencement date for Mr. Mehluli Nhlengethwa will be effective 1st April 2024.

**UNANIMOUSLY ACCEPTED
THUS RESOLVED**

Acting Director: Financial Services joins the meeting at 11:45 whereby the Municipal Manager and Director: Infrastructure Services leave the meeting.

**8.22 PERFORMANCE AGREEMENT FOR FINANCIAL YEAR 1 DECEMBER 2023 TO 30 JUNE 2024: MR DE WELGEMOED
SP**

NOTED

The Municipal Manager joins the meeting after the discussion of item 8.22

**8.23 PERFORMANCE AGREEMENT FOR FINANCIAL YEAR 1 JANUARY 2023 TO 30 JUNE 2024: MR. L NQOTOLA
SP**

NOTED

The Director: Infrastructure Services join the meeting after discussion of item 8.23