Minutes of the 6th Monthly Council Meeting of the Local Council for Beaufort West held in

Murraysburg Primary School, Murraysburg

on Thursday, 26 September 2024 at 10:16

Present:

Alderman

JJ Van Der Linde [Speaker]

Councillors JDK Revnold [Executive Mayor], CL De Bruin, AM Slabbert, SM Meyers, E Links, O Haarvoor, S Jooste, G Pietersen and LBJ Mdudumani

Absent

Councillors

GJ Duimpies [Executive Deputy Mayor] [apology], S Essop [apology],

and LV Piti [apology],

In service:

Acting Municipal Manager: [AC Makendlana], Acting Director: Financial Services [K. Kymdell] Director: Infrastructure Services [L. Ngotolal, Senior Manager: Corporate Services [P. Strümpher] (joins virtually). Manager: Protection Services: [M. Lawrence], Senior Administrative Officer [J. Visagie] and Senior Clerk: Committees [P. Mpofu]

Absent

Municipal Manager [DE Welgemoed] [apology], Director: Financial Services [M. Nhlengethwa] [apology] and Senior Manager: Community Services [MC Tshibo] [apology]

OPENING AND WELCOME A.

The Speaker requests Councillor SM Meyers to open the meeting with prayer, after which the Speaker welcomes Council and the community members of Murraysburg. The Speaker continues by informing the Murraysburg community that it is an official Council meeting and that the community is not allowed to participate in the meeting. However, an opportunity to ask questions will be given after the Council meeting. The Speaker indicates that the Acting Director: Financial Services must attend another meeting at 12:00.

ELECTION OF ACTING SPEAKER 1.

NONE

2. APPLICATION FOR LEAVE OF ABSENCE

COUNCILLOR	REASON	PERIOD OF LEAVE OF ABSENCE		
CL De Bruin	Leave	2 October 2024 - 4 October 2024		
S Jooste	Leave	18 October 2024 - 20 October 2024		
AM Slabbert	Leave	7 October 2024 and 8 October 2024		
Alderman JJ van der Linde	Leave	4 October 2024		

Councillor CL De Bruin renders an apology for Councillor LV Piti. The Speaker indicates that the apologies must be in writing and raises a concern that Councillor LV Piti has not been attending meetings regularly. Councillor SM Meyers renders an apology for Councillor S Essop who is attending the SALGA Women Commission meeting in Cape Town. The Acting Municipal Manager made an apology for the Municipal Manager who is on sick leave and the Senior Manager: Community Services and further indicates that Mr. M Lawrence will stand in for the Senior Manager: Community Services.

3. CONFIRMATION OF MINUTES

3/2/1/B

dcs

Councillor O. Haarvoor seconded by Councillor SM Meyers proposes that the following minutes be accepted subject to the following correction, that "motion" be replaced by "letter" in the 5th Monthly Council Meeting per item 11 page 18.

- 3.1 5th Monthly Council Meeting for the Local Council for Beaufort West held on Tuesday, 27 August 2024.
- 3.2 10th Special Council Meeting for the Local Council for Beaufort West held on Tuesday, 17 September 2024.

UNANIMOUSLY ACCEPTED THUS RESOLVED

The Speaker indicates that Item 9 be removed from the agenda therefore it will not be discussed.

4. STATEMENTS AND COMMUNICATIONS BY THE SPEAKER

The Speaker indicates that he does not have a statement to make however he stated that the meeting is in Murraysburg he will allow the community to engage with the council after the council meeting is adjourned.

5. STATEMENTS AND COMMUNICATIONS BY THE EXECUTIVE MAYOR 3/4/4

The Executive Mayor expresses his gratitude to the Murraysburg community for hosting the Council meeting and that Council will visit the Murraysburg Thusong Service Centre after the Council meeting. Furthermore, the Executive Mayor informs the meeting that a complaint was lodge against one of the Councillors and that all corrective steps will be followed if illegal activity is detected. Councillor CL De Bruin raises a point of order that this matter be affirm for discussion since it is already on the agenda. The Executive Mayor indicates that he will not stay on the point but just want to emphasize no one is above the law and action will be taken with regards to unlawful and illegal activities. Councillors and Administration must work together as unity for the better of the community.

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CONSIDERATION OF REPORTS

6.1 MONTHLY REPORTING: MONTHLY BUDGET STATEMENT: AUGUST 2024

dcs

Councillor SM Meyers seconded by Councillor E Links proposes that the Monthly Budget Statement for August 2024 attached to the Agenda as *Annexure 23 to 159* be approved and accepted with the exception that a workshop be arranged as requested in the 5th Monthly Council meeting that was held on 27 August 2024 in order to train Councillors how to properly interpret the Monthly Budget Statement.

UNANIMOUSLY ACCEPTED
THUS RESOLVED

7. CONSIDERATION OF REPORTS ON DELEGATED POWERS

NONE

- 8. URGENT MATTERS SUBMITTED BY THE MUNICIPAL MANAGER
- 8.1 MINUTES: STANDING COMMITTEES: INFRASTRUCTURE AND ENGINEERING SERVICE COMMITTEE HELD ON 11 SEPTEMBER 2024 3/2/2/1/1

dcs/sab/ba

Councillor O Haarvoor seconded by Councillor SM Meyers proposes that the minutes of the Standing Committees Infrastructure and Engineering Service Committee be accepted and approved with the recommendations made on *Annexure 004* of the agenda with regards to the overtime and standby allowances and that business areas be included in point 18.1.3 to form part of the recommendation.

UNANIMISOULY ACCEPTED
THUS RESOLVED

8.2 MINUTES: STANDING COMMITTEES: FINANCIAL SERVICES COMMITTEE HELD ON 18 SEPTEMBER 2024. 3/2/2/1/2

dcs/sab/ba

RESOLVED

- 8.2.1 That the minutes of the Standing Committees Financial Services Committee attached as **Annexure 007 to 013** of the agenda be accepted and approved.
- 8.2.2 That a survey be conducted of all the properties that are still registered on deceased owners as well as those that belong to indigent.

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- 8.2.3 Registered owners who wish to transfer their houses but cannot afford the transfer cost.
- 8.2.4 That on completion of the survey, the Provincial Department of Infrastructure be approached to assist the municipality and the owners to transfer the houses to preferred beneficiaries or whoever is chosen by the family

UNANIMISOULY ACCEPTED
THUS RESOLVED

8.3 MINUTES: STANDING COMMITTEES: COMMUNITY, TRAFFIC AND HOUSING COMMITTEE HELD ON 17 SEPTEMBER 2024 3/2/2/1/2

dcs/sab/ba

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Councillor SM Meyers seconded by Councillor AM Slabbert proposes that the minutes of the Standing Committees Community, Traffic and Housing Committee attached as *Annexure 014 to 022* be accepted and approved.

UNANIMISOULY ACCEPTED THUS RESOLVED

8.4 MINUTES: STANDING COMMITTEES: CORPORATE SERVICES AND HUMAN RESOURCE COMMITTEE HELD ON 10 SEPTEMBER 2024. 3/2/2/1/6

dcs/sab/ba

Councillor SM Meyers seconded by Councillor O Haarvoor proposes that the minutes of the Standing Committees Corporate Services and Human Resource Committee attached as *Annexure 023 to 026* be accepted and approved.

UNANIMISOULY ACCEPTED THUS RESOLVED

Councillor SM Meyers asks if the COIDA is up to date and if the Municipality is in compliance. The Acting Director: Financial Services responds by stating that COIDA is not up to date but the Municipality is in the process to arrange down payment with COIDA.

Councillor O Haarvoor request a time frame for down payments to COIDA, the acting Municipal Manager responds by stating that it is difficult to determine time frames as the amount to be paid is substantial.

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8.5 MINUTES: 4TH EXECUTIVE MAYORAL COMMITTEE MEETING: TUESDAY, 22 AUGUST 2024

3/4/1

dcs

Councillor JDK Reynolds seconded by Councillor O Haarvoor proposes that the minutes of the 4th Executive Mayoral Committee Meeting held on Tuesday, 22 August 2024 attached as attached as *Annexure 027 to 028* be accepted and approved.

UNANIMISOULY ACCEPTED THUS RESOLVED

8.6 MINUTES: SPECIAL EXECUTIVE MAYORAL COMMITTEE MEETING: TUESDAY, 11 SEPTEMBER 2024

3/4/1

dcs

Councillor JDK Reynolds seconded by Councillor O Haarvoor proposes that the minutes of the Special Executive Mayoral Committee Meeting held on Tuesday, 11 September 2024 attached as *Annexure 029 to 032* be accepted and approved.

UNANIMISOULY ACCEPTED THUS RESOLVED

The Speaker brings to the attention of the Community that the Municipality has difficulty in advertising post externally as it has to deal with the issue of temporary workers.

8.7 MINUTES: SERVICE SETA: TUESDAY, 17 SEPTEMBER 2024 4/4/1

dcs

Councillor JDK Reynolds seconded by Councillor JBL Mdudumani proposes that the minutes of the Service Seta Meeting held Tuesday, 17 September 2024 attached as *Annexure 033 to 034* be accepted and approved.

UNANIMISOULY ACCEPTED THUS RESOLVED

8.8 REPORT TO COUNCIL: BREACH CODE OF CONDUCT FOR COUNCILLORS: POSSIBLE FRAUDULENT TRAVEL CLAIM: COUNCILLOR MEYERS 3/4/7

dcs

The Speaker request that Councillor SM Meyers recuses himself from the meeting at 11:11.

The Speaker informs the meeting that he received a report entailing a breach of conduct concerning Councillor SM Meyers.

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Councillor E Links request that the Speaker reads into record of the Structures Act, Act 117 of 1998 and proposes that a committee be established in order to investigate the breach of conduct.

The Speaker reads into record of the Structures Act as follows;

"16. Investigation of breach. - (1) A municipal council may-

- investigate and make a finding on any alleged breach of a provision of this Code; or
- (b) establish a special committee-
 - (i) to investigate and make a finding on any alleged breach of this Code; and
 - (ii) to make appropriate recommendation to the council"

Councillor E Links proposes that the Special Committee consist of the following Councillors:

- S Essop (Chairperson)
- JBI Mdudumani
- S Jooste
- AM Slabbert
- E Links

Councillor CL De Bruin request a caucus.

The Speaker grants the caucus at 11:17

At the resumption of the caucus at 11:25 the following are;

Present:

Alderman JJ Van Der Linde [Speaker]

Councillors JDK Reynold [Executive Mayor], CL De Bruin, AM Slabbert, E Links,

O Haarvoor, S Jooste, G Pietersen and LBJ Mdudumani

Acting Municipal Manager: [AC Makendlana], Acting Director: In service:

Financial Services [K. Kymdell] Director: Infrastructure Services [L. Ngotola], Senior Manager: Corporate Services [P. Strümpher] (joins virtually), Manager; Protection Services: [M. Lawrence] Senior Administrative Officer [J. Visagie] and Senior Clerk: Committees [P.

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The Speaker gives an opportunity to Councillor CL De Bruin who proposes that Special Committee be constituted consisting of the Chief Whips in order to investigated the breach of conduct.

The Speaker indicates that the DA Component cannot form part of the Special Committee.

Councillor CL De Bruin proposes the following Councillors to serve on the Special Committee as follows with the following exception that only 1 of the DA components to serve on the committee

- S Essop (Chairperson)
- JBL Mdudumani
- S Jooste
- AM Slabbert or E Links

The Executive Mayor ask for a caucus at 11:29 to discuss the constitution of the Special Committee for Investigation.

At the resumption of the caucus at 11:34 the following are;

Present:

Alderman JJ Van Der Linde [Speaker]

Councillors JDK Reynold [Executive Mayor], CL De Bruin, AM Slabbert, E Links,

O Haarvoor, S Jooste, G Pietersen and LBJ Mdudumani

In service: Acting Municipal Manager: [AC Makendlana], Acting Director:

Financial Services [K. Kymdell] Director: Infrastructure Services [L. Nqotola], Senior Manager: Corporate Services [P. Strümpher] *(joins virtually)*, Manager; Protection Services: [M. Lawrence] Senior Administrative Officer [J. Visagie] and Senior Clerk: Committees [P.

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Councillor G Pietersen raises point that all opposition parties must be included in the Special Committee and furthermore requests a caucus

The Speaker grants a caucus at 11:38

At the resumption of the caucus at 11:40 the following are;

Present:

Alderman JJ Van Der Linde [Speaker]

Councillors JDK Reynold [Executive Mayor], CL De Bruin, AM Slabbert, E Links,

O Haarvoor, S Jooste, G Pietersen and LBJ Mdudumani

In service: Acting Municipal Manager: [AC Makendlana], Acting Director:

Financial Services [K. Kymdell] Director: Infrastructure Services [L. Nqotola], Senior Manager: Corporate Services [P. Strümpher] *(joins virtually)*, Manager; Protection Services: [M. Lawrence] Senior Administrative Officer [J. Visagie] and Senior Clerk: Committees [P.

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Councillor G Pietersen is of the opinion that his party is not recognised.

Councillor CL De Bruin is of the view that Councillor SM Meyers is being defended.

Councillor E Links raises a point of order.

The Speaker draws Councillor CL De Bruin attention to the fact that he is a witness in the case and is not allowed to say anything.

The Speaker informs the meeting that there is only one proposal at this stage and asks if there is a counter proposal.

The Acting Municipal Manager clarifies by alluding to the Speaker that Councillor CL De Bruin cannot engaged in the selecting of the Special Committee panel as he is a witness in the case.

The Speaker requests clarity again from the meeting whether there is only one proposal and ask the opposition party if they want a caucus to make a counter proposal.

The Speaker grants a caucus at 11:53

At the resumption of the caucus at 11:56 the following are;

Present:

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Alderman JJ Van Der Linde [Speaker]

Councillors JDK Reynold [Executive Mayor], CL De Bruin, AM Slabbert, E Links,

O Haarvoor, S Jooste, G Pietersen and LBJ Mdudumani

In service: Acting Municipal Manager: [AC Makendlana], Acting Director:

Financial Services [K. Kymdell] Director: Infrastructure Services [L. Nqotola], Senior Manager: Corporate Services [P. Strümpher] (joins virtually), Manager; Protection Services: [M. Lawrence] Senior Administrative Officer [J. Visagie] and Senior Clerk: Committees [P.

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Councillor G Pietersen proposes that the Councillors on the Special Committee be increased from 5 to 7 members.

Councillor E Links seconded by Councillor O Haarvoor proposes that the Special Committee must consist of an additional legal person whom will provide legal opinion and the following Councillors:

- S Essop (Chairperson)
- JBL Mdudumani
- S Jooste
- AM Slabbert
- E Links
- G Pietersen
- O Haarvoor



RESOLVED

dcs

:

- 8.8.1 That council establish a Special Committee in accordance with Section 16 of the Code of conduct for Councillors to investigate whether Councillor SM Meyers has breached the Code of Conduct for Councillors.
- 8.8.2 That the Special Committee composed as follows:

COUNCILLORS:

S JOOSTE

S ESSOP[Chairperson]
JBL MDUDUMANI

ELINKS

O HAARVOOR AM SLABBERT G PIETERSEN

- 8.8.3 That Councillor S Essop be appointed as the chairperson of the Special Committee.
- 8.8.4 That a Legal practitioner be appointed as evidence Leader (initiator) from the Legal panel as awarded by the municipality."

UNANIMOUSLY ACCEPTED THUS RESOLVED

Councillor SM Meyers re-joins the meeting at 12:00.

8.9 SKILLS NEEDS ANALYSIS

4/4/1

dcs

After intensive and thorough deliberation, it was;

RESOLVED

8.9.1 That the skills Audit Report tabled before the meeting be noted.

UNANIMOUSLY ACCEPTED THUS RESOLVED

8.10 INTRODUCE: LEAVE CONTROLS: FINANCIAL RECOVERY PLAN: PILLAR 2 (INSTITUTIONAL.)

4/5/1

dcs

RESOLVED

8.10.1 That Council takes note of the Leave Control measures introduced with regard to Leave management.

UNANIMOUSLY ACCEPTED
THUS RESOLVED

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8.11 MFMA: SECTION 66: EXPENDITURE ON STAFF BENEFITS: AUGUST 2024 5/1/2/4

dcs

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RESOLVED

That a workshop be convened with regards to the overtime and standby allowances.

8.12 INTERNAL AUDIT CHARTER, INTERNAL AUDIT STRATEGY AND THE AUDIT COMMITTEE CHARTER WAS APPROVED BY THE AUDIT COMMITTEE ON 26 AUGUST 2024.

5/12/1/2

RESOLVED

That the Internal Audit Charter be accepted and approved attached as **Annexure 054** to 107 of the Agenda.

8.13 MINUTES OF THE AUDIT COMMITTEE: 26 AUGUST 2024

5/12/1/2

dcs

Councillor AM Slabbert seconded by Councillor O Haarvoor proposes that the minutes attached as *Annexure 108 to 118* be accepted and approved.

UNANIMISOULY ACCEPTED THUS RESOLVED

8.14 REPORT ON MURRAYSBURG THUSONG CENTRE

7/1/4

sab

Councillor SM Meyers seconded by Councillor O Haarvoor proposes

8.14.1. That the undermentioned Office space be made available for leasing on public tender: -

8.14.1.1 R0611 8.14.1.2 R0661 8.14.1.3 R0953 8.14.1.4 R0632

8.14.2 That the undermentioned tenants be advised to honour their contractual obligation in relation to the payment of the lease amount and settle the areas failure for which the contract to be cancelled:

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ROOM NR.	TENANT	
R0609	Corlien & Elizabeth Community Builders	
R0610	Kuzekuse 6 to 6	
R0614	Samantha Pipes	

8.14.3 That approval be granted that the undermentioned shops/ workshop at the Thusong Centre be made available on public tender.

ROOM NR	TENANT		
Shop 1	Vacant		
Shop 2	Petronella Hermanus		
R0680	Coffin Project (Vacant)	Coffin Project (Vacant)	

8.14.4 That an In Loco- Inspection be conducted at the Murraysburg Thusong Service Centre after the Council Meeting.

8.15 APPLICATION FOR A PORTION OF LAND FOR A VEGETABLE GARDEN ADJACENT TO ERF 1917, BEAUFORT WEST: BEAUFORT WEST FOOD GROW 7/3/4/1/1

ba

Councillor SM Meyers seconded by Councillor O Haarvoor proposes that the application to lease the portion of Farm 185 adjacent to erf 1917 for the purpose of a vegetable garden, not be approved.

UNANIMISOULY ACCEPTED THUS RESOLVED

Councillor O Haarvoor recuses himself at 12:15 for the following items

8.16 REQUEST FOR EXTENTION OF LEASE AGREEMENT TO OCCUPY COMMONAGE LAND: ERF 249 MURRAYSBURG 7/3/4/1/1/1

Concluded in item 8.17 of the agenda.

8.17 PROPOSESD LEASE OF MURRAYSBURG COMMONAGE: PORTION OF ERF 249
MURRAYSBURG AND DIRECTIVE IN TERMS OF SECTION 7 OF THE
CONSERVATION OF AGRICULTURAL RESOURCES ACT 1983 (ACT 43/1983)
7/3/4/1/1/1

ba

Councillor SM Meyers seconded by Councillor CL De Bruin proposes



- 8.17.1. That Council adopts the Management Plan for Murraysburg commonage dated 25 July 2024.
- 8.17.2. That Council in principle authorise the lease of Murraysburg commonage out of hand to M.E.F.U. subject to the following: -
- 8.17.2.1 That the term of lease be set on 5 years.
- 8.17.3 That the maximum number of livestock to be kept on the commonage be set on 376 small stock units (SSU) or the equivalent thereof.
- 8.17.4 That M.E.F.U. will be responsible for the repair, maintenance and replacement of all fences and farming infrastructure.
- 8.17.5 That a grazing plan for the commonage be drawn up by the Department of Agriculture and that M.E.F.U. must provide the following information:
 - 8.17.5.1 Updated details of all members of M.E.F.U.
 - 8.17.5.2 Updated number of livestock of each member.
 - 8.17.5.3 Identify the area that will be grazed by each member.
- 8.17.6 That the Municipality will carry out a head count of all livestock on the Murraysburg commonage to confirm the livestock numbers.
- 8.17.7 That M.E.F.U must reduce the livestock number to 376 small stock units or the equivalent thereof.
- 8.17.8 That M.E.F.U shall apply to the Department of Agriculture, Land Reform and Rural Development for financial assistance to repair and replace fences and farming infrastructure.
- 8.17.9 That the intention to lease the commonage out of hand to M.E.F.U. be advertised for comment, objection and or alternative offers.
- 8.17.10. That the lease agreement only be signed when conditions 8.17.5, 8.17.6, 8.17.7 and 8.17.9 have been complied with and no objections or alternative offers were received.
- 8.17.11. That the Speaker, the Executive Mayor, and the Administration and MEFU members have a discussion after the Council meeting in order to determine an acceptable lease amount.

UNANIMISOULY ACCEPTED THUS RESOLVED

Councillor O Haarvoor re-joins the meeting at 12:45



The Speaker grants a 5 min break at 12:48

At the resumption of the caucus at 13:00 the following are;

Present:

Alderman JJ Van Der Linde [Speaker]

Councillors JDK Reynold [Executive Mayor], CL De Bruin, AM Slabbert, SM

Meyers, E Links, O Haarvoor, S Jooste, G Pietersen and LBJ

Mdudumani

In service: Acting Municipal Manager: [AC Makendlana], Director:

Infrastructure Services [L. Nqotola], Senior Manager: Corporate Services [P. Strümpher] (joins virtually), Manager; Protection Services: [M. Lawrence] Senior Administrative Officer [J. Visagie]

and Senior Clerk: Committees [P. Mpofu]

8.18 VOORGESTELDE OORDRAG VAN VAARDIGHEIDSENTRUM: BEAUFORT-WES MUNISIPALITEIT AAN SUID-KAAP TVET KOLLEGE

7/3/4/1/3/1

ba

Raadslid JDK Reynolds gesekondeer deur Raadslid AM Slabbert stel voor en keur goed dat Beaufort-Wes Munisipaliteit nie eienaarskap van die Vaardigheidsentrum neem nie end at die Service SETA en die Departement van Hoër Onderwys ń geskikte kollege aanwys om die eienaarskap van die Vaardigheidsentrum te neem.

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8.19 MEMORANDUM OF A FOUR PARTY AGREEMENT: BEAUFORT WEST SKILLS CENTRE

7/3/4/1/3/1

Concluded in item 8.18 of the agenda.

Councillor G Pietersen is excuse himself at 13:20 for item.8.20

8.20 APPLICATION FOR THE PURCHASE OF ERF: 5917 AND 5918 IN MEYERS STREET: RUSTDENE, BEAUFORT WEST: AZONWABE CONSTRUCTION & FUNERAL SERVICES

7/3/4/1/3/2

sab

Councillor E Links seconded by Councillor CL De Bruin proposes

- 8.20.1. That erven 5917 and 5918 be offered for sale;
- 8.20.2. That approval is granted that erven 5917 and 5918 is offered for sale out of hand by public notice;

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- 8.20.3. That the minimum selling price for erven 5917 and 5918 Meyers Street, Rustdene, Beaufort West, VAT excluded be sold as per the 2024 General Valuation roll for R16,000.00 respectively;
- 8.20.4. That the following documents be approved:
 - 8.20.4.1. Notice for Disposal of erven 5917 and 5918 attached as *Annexure 195 to 197.*
 - 8.20.4.2. Bid form to be submitted by the prospective bidders attached as *Annexure* 198 to 206.
 - 8.20.4.3. Deed of Sale attached as Annexure 207 to 212.

UNANIMISOULY ACCEPTED
THUS RESOLVED

Councillor G Pietersen re-joins the meeting at 13:26.

1ST ADDENDUM-AGENDA

8.21 REPRESENTATIVE ON SALGA WOMEN COMMISSION 10/3/2/3/4

dcs

Councillor CL De Bruin seconded by Councillor AM Slabbert proposes

- 8.21.1 That Councillor S Essop be nominated as the Municipal Representative on the SALGA Women Commission.
- 8.21.2 That Councillor S Essop attendance at the Lekgotla to be held on 26-27 September 2024 be approved and condoned.

UNANIMISOULY ACCEPTED THUS RESOLVED

9. CONSIDERATION OF MOTIONS

Item 9 was removed from the agenda.

10. CONSIDERATION OF QUESTIONS

NONE

11. CONSIDERATION OF MOTIONS OF EXIGENCY

NONE

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-15-Minutes of the 6th Monthly Council Meeting held on Thursday, 26 September 2024 at 10:16

12. **ADJOURNMENT**

The meeting closes at 13:26.

Minutes approved this 29 day of October _____2024.

Alderman JJ Van Der Linde [Speaker]