

# MINUTES OF THE SPECIAL COUNCIL MEETING WHICH WAS HELD ON THE 19<sup>TH</sup> JULY 2018 IN THE COUNCIL CHAMBER AT 10H30

## ATTENDANCE

### A. COUNCILLORS

Cllr MM Malatji	-	Speaker
Cllr PJ Shayi	-	Mayor
Cllr E. Hlungwani		
Cllr MM Malesa		
Cllr T Nkuna		
Cllr MS Magomane		
Cllr SR de Beer		
Cllr NJ Mampuru		
Cllr PK Mashego		
Cllr LM Matlala		
Cllr MJ Valoyi		
Cllr ST Mkansi		
Cllr TC Malatji		
Cllr VM Rapatsa		
Cllr SM Shayi		
Cllr KP Mhlarhi		
Cllr EA Mokoena-Mashele		
Cllr R. Makasela		
Cllr ME Mokgalaka		
Cllr DR Bayana		
Cllr MMA Mathebula		
Cllr KO Pilusa		
Cllr B. Ramothwala		
Cllr RJ Mphogo		

### B. OFFICIALS

Ms MI Moakamela	-	Municipal Manager
Mr TJ Mogano	-	Chief Financial Officer
Mr HP Maluleke	-	Senior Manager: Planning & Development
Ms PF Nogilana-Raphela	-	Acting Senior Manager: Corporate Services
Mr H. Zungu	-	Senior Manager Community Services & Social Services
Mr CJ Lourens	-	Senior Manager Technical Services
Ms L. Turbridge	-	Manager: Admin
Mr TMT Sekwari	-	Manager: Risk Management
Mr SE Mthombeni	-	Manager: Committees
Ms JJ Visser	-	Scribe

## 1. OPENING & WELCOME

The Honourable Speaker Councillor MM Malatji welcomed the Honourable Mayor Councillor PJ Shai, Chief Whip, Executive Members, Proportional Councillors and Senior Managers led by the Municipal Manager Ms MI Moakamela.

The Honourable Speaker declared the meeting officially opened.

## 2. SIGNING OF THE ATTENDANCE REGISTER

All members present to the meeting signed the attendance register.

## 3. APPLICATION FOR LEAVE OF ABSENCE

### COUNCILLORS

Cllr SK Shai  
Cllr SL Mohlala  
Cllr JA Williamson  
Cllr PS Dikgale  
Cllr A. Ngobeni  
Cllr GH Lamola  
Cllr SP Mashumu  
Cllr TS Ndhlovu  
Cllr Z. Ndhlovu  
Cllr AN Mmola  
Cllr NB Maake

Cllr Mampuru raised his concern regarding the EFF members who in many cases not attend Council meetings.

### **RESOLUTION**

1. That the application for leave of absence from the EFF party **NOT BE APPROVED.**
2. That the Office of the Speaker **TAKE THE MATTER UP** with Members of the EFF party.

### OFFICIALS

Ms S. Mahumani	-	Acting Senior Manager: Technical Services
Mr JN Mahesu	-	Manager: Communications

#### 4. STATEMENTS AND COMMUNICATIONS BY THE SPEAKER

The Speaker remarks as follows:

*“We have gathered here this morning, with a state of extreme sorrow after a tragic incident in the early hours of Sunday morning, which claimed six PMC’s employees who were trapped underground as result of fire.*

*Unfortunately the rescue team deployed to bring to surface the employees couldn’t save their lives upon finding them where they were trapped due to excessive temperature, electrical and communication breakdown caused by fire.*

*As much as we are deeply saddened by the catastrophic incident, let us remain calm and await procedural engagements to unfold as we offer assistance to the affected families and surviving employees.*

*On behalf this Council, let me send my heartfelt condolences to the affected families, friends, guardians, siblings and the community of Ba-Phalaborwa at large.*

*May their precious soul rest in peace.*

*Lastly, let me take this opportunity to send my heartfelt gratitude to all the honourable councillors and community members who heeded the call to change someone’s lives during the international Mandela day, which was commemorated yesterday. Indeed, together we can do more”*

#### 5. NEW MATTERS

##### 320/18 APPOINTMENT OF THE AUDIT COMMITTEE (MM)

(4/9/9) (19<sup>TH</sup> JULY 2018)

##### RESOLUTION

1. That **COGNISANCE BE TAKEN** of the shortlisting held on the 19<sup>th</sup> April 2018.
2. That **COGNISANCE BE TAKEN** that the interviews were conducted on the 25<sup>th</sup> June and 4<sup>th</sup> July 2018 respectively.
3. That Council **APPROVE** the appointment of the Chairpersons of Committees as follows:-

**3.1. AUDIT COMMITTEE CHAIRPERSON**

That Council **APPROVE** the appointment of **Mr. Ravhuzulo K.P** with 191 points as the Chairpersons of the Audit Committee member based on the qualifications and specialty as a Chartered Accountant and partnership in an Audit firm as well as his participation in the interviews and track record.

**3.2. INFORMATION COMMUNICATION TECHNOLOGY (ICT) COMMITTEE CHAIRPERSON**

That Council **APPROVE** the appointment of Mr. **Hlomane HG with 183 points** as the Chairperson of ICT Steering Committee based on his qualifications and speciality in ICT as well as his participation during the interview and track record.

**3.3. RISK COMMITTEE CHAIRPERSON**

That Council **APPROVE** the appointment of Mr. **Ngobeni SAB with 181 points** as the Chairperson of Risk Management Committee based on his qualifications and speciality in risk management, member of Certified Fraud Examiners (ACFE).

**4. That cognisance should BE TAKEN of the appointment of AUDIT COMMITTEE MEMBERS as follows:-**

4.1. That Council **APPROVE** the appointment of **Mr. Ravhudzulo Khathutshelo Percy** as the member of Audit Committee based on the qualifications and specialization.

4.2. That Council **APPROVE** the appointment of **Ngobeni Stanley Ace Butana** as the member of Audit Committee based on the qualifications and specialization.

4.3. That Council **APPROVE** the appointment of **Adv. Nevondwe Lufuno Tokyo** as the member of the Audit Committee based on the qualifications and specialization.

4.4. That Council **APPROVE** the appointment of **Mangoma Princess Avheani** as the member of the Audit Committee based on the qualifications and specialization.

**5. That Council NOTES that the panel members firmly believe that the recommended experts will help the institution to improve its poor performance in terms of audit outcomes.**

(4/9/9) (19<sup>TH</sup> JULY 2018)

**RESOLUTION**

1. That **COGNISANCE BE TAKEN** of the Audit Committee fees for 2018.
2. That Council **NOTES** that the Audit Committee Chairperson accounts to Council with more responsibilities than other committees (Risk and ICT committees).
3. That Council **APPROVE** the sitting allowances as determined by National Treasury as follows:
  - 3.1. **R4092** per sitting for the Chairperson of the Audit Committee
  - 3.2. **R2483** per sitting for Audit Committee members
  - 3.3. **R2483** per sitting for the Risk Committee Chairperson and ICT Steering Committee Chairperson.
4. That Council **NOTES** that the Chairperson is a Chartered Accountant, a partner and was a Senior Manager for the Auditors General and South African Institute of Chartered Accountants (SAICA) rates are recommended for his payments.
5. That Council **APPROVE** the following **preparation fees** as determined by South African Institute of Chartered Accountants (SAICA):
  - 5.1. **R2876** per hour capped at **5 hours** for the Chairperson of the Audit Committee per meeting.
  - 5.2. **R1975** per hour capped for **5 hours** for the Risk Committee Chairperson and the ICT Steering Committee Chairperson.
  - 5.3. **R1975** per hour capped for **3 hours** for Audit Committee members.
6. That Council **APPROVE** the following fees for Chairperson of the Audit Committee for preparation and presentation of Audit Committee reports to Council:
  - 6.1. **R4092** per Council sitting for the Chairperson of the Audit Committee.
  - 6.2. **R2876** per hour capped at **3 hours** for the Chairperson of the Audit Committee per Council meeting.

7. That Council **APPROVE** the following fees for Chairpersons of the Risk Committee and ICT Steering Committee:
  - 7.1. **R2483** per Audit Committee sitting for the Chairpersons of Risk Committee and ICT Steering Committee.
  - 7.2. **R1975** per hour capped at **3 hours** for the Chairperson of the Audit Committee per Council meeting.
8. That the review of the sitting allowance **WILL BE DONE ANNUALLY** as aligned with the SAICA rates effective **01 July**.
9. That **NO** sitting and preparation allowance will **BE PAID** for workshops, conferences and training attendance.
10. That the remuneration **WILL BE APPLICABLE** to members employed outside the public sector.
11. That Council **NOTES** that a budget of **R889 727** for the Audit Committee, **R140 937** for the Risk Committee and **R123 243** for the ICT Steering Committee has been approved by Council.

**322/18**

**UPDATE ON THE DEVOLUTION OF ENVIRONMENTAL HEALTH SERVICES TO MDM (CORPS)**

**(13/2/2/10) (5/3/5/6) (PERS FILE) (19<sup>TH</sup> JULY 2018)**

**RESOLUTION**

1. That Council **NOTES** the draft agreement.
2. That Council **APPROVES** the signing of the transfer agreement by the Municipal manager.

**6. ANNOUNCEMENTS**

None.

**7. CLOSURE**

The meeting adjourned at 10H45.

---

**CHAIRPERSON**