

**STEVE TSHWETE LOCAL MUNICIPALITY**

# **MINUTES**

**OF THE FIRST MEETING OF THE NEWLY ELECTED**

# **COUNCIL**

**DATE - 18 AUGUST 2016**

# STEVE TSHWETE LOCAL MUNICIPALITY

MINUTES OF THE FIRST MEETING OF THE  
NEWLY ELECTED COUNCIL HELD IN THE SYDNEY CHOMA  
(BANQUET) COMMUNITY HALL, MIDDELBURG, MPUMALANGA ON  
THURSDAY, 18 AUGUST 2016 AT 15:00

## PRESENT

### Councillors:

Cllr M I Kgalema

Cllr A M Mabena

Cllr A M Mahlangu

Cllr L K Mahlangu

Cllr S M Malepeng

Cllr R G Mamogale

Cllr A B Marumo

Cllr P M Masilela

Cllr M Masina

Ald M A Masina

Cllr M N Mathibela

Cllr J Matshiane

Cllr M M Mbatwiwe

Cllr N C Mkhuma

Cllr J M Mitchell

Cllr M T E Mnguni

Cllr T P Mnisi

Cllr T N Morufane

Cllr T P Motau

Cllr T S Motloung

Cllr D J Motsepe

Cllr T E Motsepe

Cllr M C Mphego

Cllr S D Nkadimeng

Cllr D L Paul

Cllr M J Sekgwele

Cllr D J Skhosana

Cllr M M Skhosana

Cllr J Skosana

Cllr T R Vilakazi

Ald R M Xaba

Cllr L J N Zondo

Cllr E M Bruiners

Cllr H G de Klerk

Ald E du Toit

Cllr J Dyason

Cllr A S Grobler

Cllr P Mobango

Cllr S M Mogola

Cllr H F Niemann

Cllr K J Phasha

Cllr J P Pretorius

Cllr G H E Romijn

Cllr S J Roos

Cllr P N Sithole

Cllr A Struwig

Cllr D A Stuurman

Cllr T N Van Zyl

Cllr S Wait

Cllr N M Hadebe

Cllr P R Mailola

Cllr A Mangcotywa

Cllr L C Masemula

Cllr M C Mosoma

Cllr N J Mthombeni

Cllr E Sebesho

Cllr J P Duvenage

Cllr K P J Uys \* (left at 16:15)

**Officials:**

Mr S M Mnguni	(Acting Municipal Manager)
Mr S Mothiba	(Acting Executive Director: Corporate Services)
Ms E Wassermann	(Executive Director: Financial Services)
Mr M Mahamba	(Executive Director: Infrastructure Services)
Ms P Mkosi	(Acting Executive Director: Community Services)
Mr M Masilela	(Director: Legal & Administration)
Mr T Mokoena	(Assistant Director: Legal Services)
Mr L Bronkhorst	(Assistant Director: Administration)
Mr J Zulu	(Chief Admin Officer)
Ms M Komane	(Chief Admin Officer)
Ms L Britz	(Administrative Officer Grade 2)
Ms N James	(Administrative Officer Grade 2)
Mr G Mokoena	(Senior Clerk)
Ms L Skosana	(Clerk Grade 1)
Ms D Pillay	(Clerk Grade 2)

**Temporary absence from the meeting in terms of Section 45(2)(c)**

Name of Cllr	1		
	From	To	Item
Cllr K P J Uys	16:15	-	SC01/08/2016
Cllr N J Mthombeni	16:15	16:20	SC01/08/2016
Cllr C M Mosoma	16:15	16:20	SC01/08/2016
Cllr K J Phasha	16:49	16:53	SC04/08/2016
Cllr S Wait	17:15	17:20	SC05/08/2016
Cllr E Sebesho	17:28	17:30	SC05/08/2016
Cllr L C Masemula	17:28	17:30	SC05/08/2016
Cllr A B Mahlangu	17:26	17:28	SC05/08/2016
Cllr N C Mkhuma	17:30	17:33	SC05/08/2016
Cllr A B Marumo	17:31	17:35	SC05/08/2016
Cllr M Hadebe	18:04	18:06	SC06/08/2016

**1 OPENING**

The Acting Municipal Manager opened the meeting and welcomed all present.

**2 INTRODUCTION OF NEWLY ELECTED COUNCILLORS AND SENIOR STAFF**

- 2.1 The Acting Municipal Manager informed the meeting that newly elected Councillors will be introduced with the taking of the Oath/Affirmation under point 4.
- 2.2 The Executive Directors reporting to the Acting Municipal Manager were then introduced to the meeting.

**3 APPLICATION FOR LEAVE OF ABSENCE**

None

**4 OATH OR SOLEMN AFFIRMATION OF MEMBERS OF COUNCIL**

4.1 The Acting Municipal Manager introduced the newly elected Councillors whereafter the Magistrate, R M Ntuli read the Oath and Solemn Affirmation as contained in the Agenda, each Councillor individually sworn/affirm verbally his/her faithfulness to the Republic and obedience to the Constitution.

**5 DISCLOSURE OF INTEREST**

None

**6 MATTERS FOR CONSIDERATION**

6.1 **SC01/08/2016**  
Election of Speaker  
 3/2/1/5 (G)

The Acting Municipal Manager requested the meeting to submit nominations for the office of the Speaker. Cllr M A Masina nominated Cllr A M Mabena as Speaker. The nomination was seconded by Cllr S M Malepeng whereafter Cllr A M Mabena accepted the nomination.

Cllr A S Grobler nominated Cllr H F Niemann as Speaker. The nomination was seconded by Cllr E M Bruiners whereafter Cllr H F Niemann accepted the nomination.

Cllr E Sebesho nominated Cllr L C Masemula as Speaker. The nomination was seconded by Cllr P R Mailola whereafter Cllr L C Masemula accepted the nomination.

The nominations were put to vote and the results were as follows:

Cllr A M Mabena	-	32 votes
Cllr H F Niemann	-	19 votes
Cllr L C Masemula	-	7 votes

Cllr A M Mabena was therefore elected to the Office of the Speaker.

**RESOLVED BY COUNCIL**

- 1 **THAT** note be taken that the election of the Speaker was conducted in terms of the procedure as set out in Schedule 3 of the Municipal Structures Act 117 of 1998.
- 2 **THAT** Cllr A M Mabena be elected as the Speaker of Council.

- 6.2 **SC02/08/2016**  
**Council's Arrangements : Standing Rules of Order**  
 3/2/1/5 (L)

**RESOLVED BY COUNCIL**

- 1 **THAT** the Steve Tshwete Local Municipality's Standing Rules of Order approved per Resolution C09/09/2012, be re-confirmed and adopted as the Council's Standing Rules of Order.
- 2 **THAT** the Standing Rules of Order mentioned above, be reviewed.

- 6.3 **SC03/08/2016**  
**Confirmation of Type of Steve Tshwete Local Municipality**  
 1/1/1/48 (C)/yb

**RESOLVED BY COUNCIL**

- 1 **THAT** Council take note of the report.
- 2 **THAT** Council confirms Steve Tshwete Local Municipality as a Mayoral Executive System of Municipality combined with a ward participatory system.

- 6.4 **SC04/08/2016**  
**Election of the Executive Mayor**  
 3/1/3/2/1 (G)

The Speaker requested the meeting to submit nominations for the election of the Executive Mayor. Cllr N C Mkhuma then nominated Cllr M A Masina as Executive Mayor. The nomination was seconded by Cllr D J Motsepe whereafter Cllr M A Masina accepted the nomination.

Cllr P R Mailola nominated Cllr E Sebesho as Executive Mayor. The nomination was seconded by Cllr A Mangcotywa whereafter Cllr E Sebesho accepted the nomination.

The nominations were put to vote and the results were as follows:

Cllr M A Masina	-	32 votes
Cllr E Sebesho	-	7 votes
Abstain	-	19 votes

Cllr M A Masina was therefore elected as Executive Mayor.

**RESOLVED BY COUNCIL**

- 1 **THAT** Council confirms that the Steve Tshwete Local Municipality have an Executive Mayor in terms of the Provincial Gazette No.2717 dated 02 August 2016.
- 2 **THAT** note be taken that the election of an Executive Mayor was dealt with in terms of Schedule 3 of the Act.

- 3 THAT Cllr M A Masina be elected as the Executive Mayor of Steve Tshwete Local Municipality.

6.5 **SC05/08/2016**  
**Election of Whip of Council**  
 3/1/3/2/2 (B)/ls

The Speaker requested the meeting to submit nominations for the Whip of Council. Cllr M T E Mnguni nominated Cllr S D Nkadimeng as the Whip of Council. The nomination was seconded by Cllr J Matshiane whereafter Cllr S D Nkadimeng accepted the nomination.

Cllr A Mangcotywa nominated Cllr P R Mailola as the Whip of Council. The nomination was seconded by Cllr L C Masemula whereafter Cllr P R Mailola accepted the nomination.

Cllr S M Mogola nominated Cllr P Mobango as the Whip of Council. The nomination was seconded by Cllr H F Niemann whereafter Cllr P Mobango accepted the nomination.

The nominations were put to vote and the results were as follows:

Cllr S D Nkadimeng	-	32 votes
Cllr P R Mailola	-	7 votes
Cllr P Mobango	-	18 votes

Cllr S D Nkadimeng was therefore elected as the Whip of Council.

**RESOLVED BY COUNCIL**

- 1 THAT note be taken that the election of the Council's Whip was done in terms of Schedule 3 of the Municipal Structures Act 117 of 1998.
- 2 THAT Cllr S D Nkadimeng be elected as the Whip of Council.

6.6 **SC06/08/2016**  
**Designation of Full Time Councillors**  
 3/1/3/2/2 (C)/yb

**RESOLVED BY COUNCIL**

- 1 THAT the content of the report by the Acting Municipal Manager about the designation and appointment of full time Councillors in terms of Provincial Gazette (Extraordinary) No.2717 Vol 23, be noted.

- 2 **THAT** Council approve the designations of the following as full time political office bearers for its term of office:

1 x Council Speaker  
 1 x Executive Mayor  
 6 x Members of the Mayoral Committee (MMC)  
 1 x Council Whip

- 3 **THAT** note be taken that the Executive Mayor informed the meeting that the following Councillors will serve as Members of the Mayoral Committee:

Name of MMC	Name of Portfolio
1. Cllr SM Malepeng	Corporate and Support Services
2. Cllr M I Kgalema	Financial Services
3. Cllr J Matshiane	Infrastructure Development Services
4. Cllr MTE Mnguni	Spatial Development and Human Settlement
5. Cllr JM Mitchell	Community Safety
6. Cllr DJ Motsepe	Arts, Cultural & Environmental Health

- 6.7 **SC07/08/2016**  
**Policy: Review of Language Policy for the Steve Tshwete Local Municipality**  
 4/6/P (L)

**RESOLVED BY COUNCIL**

- 1 **THAT** the report by the Acting Municipal Manager regarding the language policy for the Steve Tshwete Local Municipality, be noted.
- 2 **THAT** the language policy adopted per Resolutions M41/07/2004, M29/05/2008 and CC07/06/2011 be re-confirmed and adopted as Council's Language Policy.

- 6.8 **SC08/08/2016**  
**Delegations: Review of delegation of authorities**  
 2/2/1/1 (C)/yb

**RESOLVED BY COUNCIL**

- 1 **THAT** Council adopts the Delegation of Authorities attached as **ANNEXURE A** to the report.
- 2 **THAT** any authority delegated by Council can further be sub-delegated but to a level not lower than level 3.
- 3 **THAT** all delegations to the officials also be exercised by any official authorised to act in that capacity.
- 4 **THAT** Delegation of Authorities be submitted to Council for reviewal as and when necessary.

6.9 **SC09/08/2016**  
**Council Arrangements : Election of Representatives to the Nkangala District Municipality**  
 2/4/13 (C)

The Municipal Electoral Officer (MEO) requested the meeting to submit lists for representatives on the District Council. Cllr S D Nkadimeng submitted a list for the African National Congress which contained the following names:

- 1) Cllr M A Masina
- 2) Cllr D J Skhosana
- 3) Cllr L J N Zondo
- 4) Cllr M M Mbatiwe
- 5) Cllr M N Mathibela
- 6) Cllr T N Morufane

Cllr H F Niemann then submitted a list for the Democratic Alliance which contained the following names:

- 1) Cllr S M Mogola
- 2) Cllr J Dyason
- 3) Cllr H F Niemann
- 4) Ald E Du Toit

Cllr L C Masemula also submitted a list for Economic Freedom Fighters which contained the following names:

- 1) Cllr L C Masemula
- 2) Cllr P R Mailola
- 3) Cllr E Sebesho
- 4) Cllr N J Mthombeni
- 5) Cllr M C Mosoma
- 6) Cllr A Mangcotywa

The lists were put to vote and the results were as follows:

List for ANC	=	32 votes	-	3 seats
List for DA	=	17 votes	-	2 seats
List for EFF	=	7 votes	-	1 seat

**RESOLVED BY COUNCIL**

- 1 **THAT** note be taken that the election of representatives to the Nkangala District Municipality was done in terms of Schedule 2 of the Local Government : Municipal Structures Act 117 of 1998.
- 2 **THAT** the following Councillors be elected to serve on the Nkangala District Council:

2.1	Ald M A Masina	-	ANC
2.2	Cllr D J Skhosana	-	ANC
2.3	Cllr L J N Zondo	-	ANC
2.4	Cllr S M Mogola	-	DA



2.5	Cllr J Dyason	-	DA
2.6	Cllr L C Masemula	-	EFF

- 6.10 **SC10/08/2016**  
**Council Arrangements: Code of Conduct for Councillors**  
 1/1/1/29 (B)

**RESOLVED BY COUNCIL**

THAT the copy of the Code of Conduct for Councillors, attached as **ANNEXURE A** to the Council Agenda as an extract from Section 54 of the Local Government: Municipal Systems Act 2000 be noted and adhered to by all Councillors.

- 6.11 **SC11/08/2016**  
**Annual Budget for the 2016/2017 financial year**  
 5/1/1/10 (L)/dp

**RESOLVED BY COUNCIL**

1. THAT the newly elected municipal Council take note of:
  - 1.1 Resolution C36/05/2016 approving the annual budget for the 2016/2017 financial year.

- 6.12 **SC12/08/2016**  
**Finances : Integrated Development Plan ( IDP) for the 2016/2017 financial year**  
 3/4 (L)/dp

**RESOLVED BY COUNCIL**

- 1 THAT the newly elected municipal Council take note of :
  - 1.1 Resolution C31/03/2016 approving the reviewal of the Integrated Development Plan for the 2016/2017 financial year.
  - 1.2 Resolution C30/05/2016 approving the final adjustment of the Integrated Development Plan for the 2016/2017 financial year.

- 6.13 **SC13/08/2016**  
**Finances : Determination of Upper limits of salaries, allowances and benefits for different members of Municipal Council**  
 12/2/1/2/1 (C)/yb

**RESOLVED BY COUNCIL**

1. THAT Council take note of the determination of upper limits of salaries, allowances and benefits for Councillors.

7 CLOSURE

The meeting adjourned at 18:40

SIGNED AT MIDDELBURG ON 27/09/2016



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S P E A K E R

