Minutes of the 2<sup>nd</sup> Monthly Council Meeting for the Local Council of Beaufort West held in the Council Chambers, Municipal Offices, 15 Church Street, Beaufort West on Tuesday, 28 February 2023 at 11:09

Alderman:	JJ Van Der Linde
Councillors:	A Sauls I <b>[Executive Mayor],</b> LV Piti [ <b>Deputy Executive Mayor]</b> , N Constable <b>[Speaker],</b> N Abrahams, EF Botha, CL De Bruin, LBJ Mdudumani, JDK Reynolds, SM Meyers, S Essop, AM Slabbert
Absent:	
Councillor:	R Skuza <b>[no apology]</b>
In Service:	Acting Municipal Manager [RR Links], Director: Corporate Services [AC Makendlana], Acting Director: Community Services [MC Tshibo], Acting Director: Financial Services [NP Mabhena], Senior Manager: Technical Services [C Wright] and Senior Clerk: Committees [L.D. Draghoender]

#### Α. **OPENING AND WELCOMING**

The Speaker welcomes all to the 2<sup>nd</sup> Monthly Council meeting and requests Acting Director: Community Services, Mr MC Tshibo to open the meeting with prayer.

#### 1. **ELECTION OF ACTING SPEAKER**

# NONE

#### 2. **APPLICATION FOR LEAVE OF ABSENCE** 3/2/1/2

The Speaker informs the meeting that he received the following applications for leave:

COUNCILLOR	REASON	PERIOD OF LEAVE OF ABSENCE
JJ Van Der Linde	Not Available	01 March 2023 – 05 March 2023
S Essop	Leave	03 March 2023
CL De Bruin	Leave	24 March 2023 – 27 March 2023
EF Botha	Leave	04 March 2023 – 08 March 2023

Alderman JJ Van Der Linde requests that the Speaker decides which part of the Agenda will be discussed as there are a lot of crucial items on the Agenda and that it is of utmost importance for the Agenda to be distributed 7 days before the time. Furthermore Alderman JJ Van Der Linde requests two hours break in order for Council to peruse the Adjustment Budget, re-convene and set another date to discuss the rest of the Agenda.

The Speaker confirms that the Agenda was distributed on 22 February 2023, seven days

before the Council meeting, the Addendum-Agenda on 24 February 2023. Furthermore the Speaker reiterates that in his capacity he ensures that the Agenda is send out as per Rules of Order.

The Speaker informs Council that he will apply his mind with regards to the two-hour break that Alderman JJ Van Der Linde requested and makes a ruling.

Councillor SM Meyers is of the view that the Adjustment Budget is very important and it is not acceptable to receive it in the Council sitting where it needs to be discussed. Furthermore that the Further Addendum-Agenda was only received the previous day.

The Speaker requests the Director: Corporate Services whether he received any apologies from Councillors or Administration and informs Council that he did not receive any apologies from any Councillor.

In accordance with Section 4(4) of the Rules of Order the Speaker informed Council that items 8.15 will be discussed first and therefore allows Mr Mawonga Furmen to do his presentation.

# 3. CONFIRMATION OF MINUTES

3/2/1/B

## dcs

Councillor SM Meyers requests feedback from the Administration on the following matters:

- What feedback can the Administration give regarding the airdacs?
- Referring to Annexure 5, whether there is any progress with regards to the Borehole claims?
- Referring to Annexure 4 paragraph 2, Councillor SM Meyers enquires when the plan will be tabled to Council regarding the incorrect municipal accounts?

Referring to Annexure 12, Councillor SM Meyers reads into record that his comment was; "That council cannot approve the Draft Annual Report, hence the report does not include the financial statements and Auditor General's report." Furthermore that the Administration makes the correction on the specific minutes.

The Acting Municipal Manager reply that a Gazette is circulated regarding the availability of the MIG funding. Furthermore that the Beaufort West Municipality only received R1 million from the R84 million and that the money can only be used to buy a generator.

The Acting Municipal Manager informs Council that the Finance Department is in the process of finalising the billing system and is currently uploading the water metres.

Councillor JDK Reynolds enquires about the Beaufort West Hospital Account that has been incorrectly billed which cost the Beaufort West Municipality to lose money.

The Acting Municipal Manager expresses his view that the Beaufort West Municipality do have quarterly meetings with the Beaufort West Municipality and that this matter should have been discussed on such a platform with the Administration.

Councillor A Sauls I concurs with the Acting Municipal Manager and reiterates that the

Beaufort West Hospital must make use of formal procedures to communicate to the Beaufort West Municipality in order for the Municipality to act/respond professionally and officially.

Alderman JJ Van Der Linde requests the Speaker and the Acting Municipal Manager to report back to Council on the Tools of Trade matter. Furthermore Alderman JJ Van Der Linde requests the Administration to put a plan in place/ do something to ensure proper billing of municipal accounts.

The Speaker states that a workshop be arranged to discuss the tools of Trade and Remuneration of Councillors in order to ensure all councillors understand the policies.

Councillor CL De Bruin expresses his view that those councillors who does not understand may attend the workshop as all guidelines regarding Tools of Trade and Remuneration for Councillors are straight forward and need not be workshopped.

Councillor S Essop concurs with Councillor CL De Bruin and Councillor A Sauls I confirms that those councillors who does not understand must attend the workshop.

Councillor JDK Reynolds reads into record that the communication regarding the Beaufort West Hospital bill was on Ward 2's local community group and in retrospect apologises to Council.

Councillor SM Meyers seconded by Councillor CL De Bruin proposes that the following minutes, with corrections, be accepted and approved:

# 3.1 1<sup>st</sup> Monthly Council Meeting for the Local Council for Beaufort West held on **Tuesday, 31 January 2023**

Councillor CL De Bruin seconded by Councillor S Essop proposes that the following minutes be accepted and approved:

- 3.2 2<sup>nd</sup> Special Council Meeting for the Local Council for Beaufort West held on **Monday, 13 February 2023**
- 3.3 Continuation meeting of the 2<sup>nd</sup> Special Council Meeting for the Local Council for Beaufort West held on **Tuesday**, **14 February 2023**

# UNANIMOUSLY ACCEPTED THUS RESOLVED

# 4. STATEMENTS AND COMMUNICATIONS BY THE SPEAKER

NONE

# 5. STATEMENTS AND COMMUNICATIONS BY THE EXECUTIVE MAYOR $_{3/4/4}$

The Executive Mayor, Councillor A Sauls I states that he wants Council to work together as one.

NOTED

# 6. CONSIDERATION OF REPORTS

# 6.1 MONTHLY BUDGET STATEMENT FOR THE MONTH ENDING JANUARY 2023 5/1/2/1

The Executive Mayor, Councillor A Sauls I reads into record the monthly budget statement for January 2023 which is attached as **Annexure 37 to 58** to the Agenda.

The Speaker allows Council to comment and/or ask questions.

Councillor S Essop, by referring to Annexure 53 of the Agenda, enquires about the 2 MIG grant payments that the Beaufort West Municipality did not receive. Furthermore Councillor S Essop requests whether the Municipality will still receive the funds or not.

Councillor SM Meyers, referring to Annexures 38, 39 and specifically Annexure 40, paragraph 3.3, Material variance from SDBIP express his concern that there are no comments. Furthermore Councillor SM Meyers requests the Acting Director: Financial services to brief Council on the Adjustment Budget.

The Acting Municipal Manager, in answer on the questions that was asked, that the Beaufort West Municipality did receive the withdrawal letter and the Municipality received R5 million that it will be included in the Adjustment Budget.

Councillor SM Meyers, referring to Annexure 39, operational expenditure enquires why the SDBIP did not sit/meet on these expenditures.

The Speaker reiterates that the SDBIP is a report and therefore cannot sit and that the report must be tabled in Council.

The Acting Director: Financial Services explains to Council that the other expenditure, as referred to in the report relates to unforeseen expenditure, for example Increases around insurances, Loadshedding during December where a lot of breakages/leakages has been experienced and had to be fix resulting in overtime, purchases of equipment, etc.

The Director: Community Services explains to Council that the Traffic Fines has been underperforming and that the Municipality do not have a Service Provider currently. Furthermore that the Beaufort West Municipality has advertised and the closing of the tender is 03 March 2023 and that by 31 March 2023 a Service Provider should be appointed.

The Director: Corporate Services confirms that the SDBIP is usually tabled with the Quarterly Report.

dcs

Councillor A Sauls I seconded by Councillor S Essop proposes that the monthly budget statement for January 2023 which is attached as **Annexure 37 to 58** to the Agenda be accepted and approved.

Minutes: 2<sup>nd</sup> Monthly Council Meeting held on Tuesday, 28 February 2023 at 11:09 // Notules: 2<sup>de</sup> Maandelikse Raadsvergadering gehou op Dinsdag, 28 Februarie 2023 om 11:09

Alderman JJ Van der Linde request clarity on the Executive Mayor's comment of moving away from Roadhouse and not paying rent anymore, whether he can share the information with Council.

The Speaker informs Council that the Executive Mayor, Councillor A Sauls I will table an Executive Mayoral Report to Council at a later stage.

# UNANIMOUSLY ACCEPTED THUS RESOLVED

# 7. CONSIDERATION OF REPORTS ON DELEGATED POWERS

NONE

# 8. URGENT MATTERS SUBMITTED BY THE MUNICIPAL MANAGER

# 8.1 REQUEST FOR LEGAL OPINION

1/2/2 dcs

Councillor N Abrahams seconded by Councillor CL De Bruin proposed that the Legal opinion on the payment of R39 375,00 which constitutes Mr D Van Turha's disciplinary hearing legal expenses received from the Head of Department of Local Government, Mr G Paulse, attached as **Annexure 001 to 006** of the Agenda be accepted. Furthemore that the request for payment of legal cost received from Mr Van Turha be rejected.

Alderman JJ Van Der Linde states for the record that by accepting this report a similar item will be discussed later during the meeting.

# UNANIMOUSLY ACCEPTED THUS RESOLVED

## 8.2 TOP RISK REGISTER AND FINANCIAL RECOVERY PLAN RISK REGISTER: FEBRUARY 2023 5/12/1/2

5/12/1/2

Councillor S Essop requests that the impact that loadshedding has on the availability of water must be included in the Top Risk Register.

Alderman JJ Van Der Linde expresses his view that it is not fair that the impact of draught is still the main risk, although the Karoo is an area of water restrictions.

The Manager: Technical Services explains that the impact will always be 10 although the likelihood presently might be lower.

dcs

Councillor EF Botha seconded by Councillor S Essop proposes that the Top Risk Register and Financial Recovery Plan Risk Register: February 2023 with the provision that loadshedding be included as a top risk attached as **Annexure 007 to 011** to the Agenda be accepted.

UNANIMOUSLY ACCEPTED THUS RESOLVED 6 Minutes: 2<sup>nd</sup> Monthly Council Meeting held on Tuesday, 28 February 2023 at 11:09 // Notules: 2<sup>de</sup> Maandelikse Raadsvergadering gehou op Dinsdag, 28 Februarie 2023 om 11:09

The Speaker informs Council that he will allow a 45-minute break later during the meeting for councillors to discuss and peruse the Adjustment Budget: 2022/2023.

# 8.3 ADJUSTMENTS BUDGET: 2022/2023

5/1/2/1

The Acting Municipal Manager requests the Acting Director: Financial Services to give an overview to Council on the Adjustment Budget.

After the brief summary Councillor AM Slabbert expresses her disappointment that the Adjustment Budget is continuously received late by Council.

The Speaker reiterates that this matter has been discussed previously and requests the Administration that, in future the Budget be workshopped before the Council meeting in order to ensure proper discussion. Furthermore the Speaker confirms that all councillors concur with Councillor AM Slabbert and that Council will not accept any more documents before or in Council meetings.

Councillor S Essop reads into record that she distances herself from any decision taken regarding the Adjustment Budget: 2022/2023 due to the fact that she received it late and wasn't afforded the opportunity to apply her mind and scrutinise the document.

### dcs

Councillor A Sauls I seconded by Councillor LV Piti proposes:

- 8.3.1 That the adjusted operating revenue and expenditure projections as set out in table B4 be approved;
- 8.3.2 That the adjusted capital expenditure and funding sources as set out in table B5 be approved;
- 8.3.3 That the service delivery and budget implementation plan be adjusted in accordance with the revised budget and that the revised SDBIP be submitted for approval;
- 8.3.4 That the revised budget and SDBIP be submitted to National and Provincial Treasury;
- 8.3.5 That the adjustments budget data string for 2022/23 be submitted in the format of a mSCOA data strings uploaded to the LG Upload Portal after the adjustments budget has been adopted by Council;
- 8.3.6 That no overspending of the revised budget be allowed except in cases where the provisions of section 29(1) of the MFMA can be invoked;
- 8.3.7 That overtime and standby be monitored closely; and
- 8.3.8 That further savings be identified and that directors promote effectiveness and efficiency within their respective directorates.

Alderman JJ Van Der Linde expresses his view that he requested 45 minutes to scrutinise the Adjustment Budget: 2022/2023 and it was not afforded. Furthermore that

other matters could have been set aside in order for Council to deliberate on the Adjustment Budget: 2022/2023.

7

Alderman JJ Van Der Linde seconded by Councillor SM Meyers proposed that the Adjustment Budget: 2022/2023 not be accepted and approved.

The Speaker brings both proposals to a vote.

7 Votes in favour of the proposal of Councillor A Sauls I seconded by Councillor LV Piti.

**4** Votes in favour of the proposal of Alderman JJ Van Der Linde seconded by Councillor SM Meyers.

Councillor S Essop abstain from voting.

# THUS RESOLVED

# 8.4 MINUTES OF THE AUDIT COMMITTEE: 30 JANUARY 2023 5/12/1/2

Councillor SM Meyers reiterates that the Audit Committee minutes is a serious matter and must be discussed by Council as the comments raised by the Audit Committee indicates that the Administration does not implement the recommendations of the Audit Committee.

### dcs

The Administration answer the following questions that was raised by Councillor SM Meyers:

- Annexure 014:- The Manager: Technical Services explains that drivers are allocated to vehicles however not all vehicles are fitted with trackers. Furthermore the Manager: Technical Services will investigate and report back to Council.
- Annexure 018:- The Acting Municipal Manager reports that the mentioned employee was placed and withdrawn from the position again. Furthermore the Director: Corporate Services informs Council that the employee has been formally charged and that the disciplinary process is in progress. Further feedback will be given to Council.
- Annexure 019:- The Acting Municipal Manger rectifies the statement made in the minutes and explain that the Service Provider has got an interdict against the Beaufort West Municipality and the case is ongoing. Furthermore the Acting Municipal Manager explains that the company got an interdict based on contractual matters and that the Service Provider gave the guarantee and that the rectification was done on minutes.
- Annexure 020:- The Acting Municipal Manager informs Council that the specific Councillors do have an arrangement with the Municipality. Furthermore that the MEC for Local Government did respond on the letter that was written and that the matter has been dealt with.

The Speaker requests that Councillor Municipal Accounts form part of the Standing Committee: Financial Services Committee meeting

NOTED

# 8.5 MINUTES OF THE RISK COMMITTEE: 02 FEBRUARY 2023 5/12/2/1

NOTED

# 8.6 COMBINED ASSURANCE POLICY: RISK AND AUDIT COMMITTEE 5/12/1/2

5/12

Councillor EF Botha seconded by Councillor S Essop proposes that the revised Combined Assurance Policy: Risk and Audit Committee attached as **Annexure 029 to 039** to the Agenda be accepted and approved.

# UNANIMOUSLY ACCEPTED THUS RESOLVED

# 8.7 MFMA: SECTION 66: EXPENDITURE ON STAFF BENEFITS: JANUARY 2023 5/1/2/4

## dcs

Councillor A Sauls I seconded by Councillor CL De Bruin proposes that the Section 66: Expenditure on Staff Benefits: January 2023 attached as **Annexure 040** to the Agenda be accepted and approved.

Alderman JJ Van Der Linde raises his concern that the Beaufort West Municipality overspend and is overstaffed. Furthermore Alderman JJ Van Der Linde reiterates that the Administration must manage overtime and other benefits properly.

The Speaker concurs with Alderman JJ Van Der Linde's statement and requests that the Administration speed up the process and must report back to Council at the next Council meeting.

Councillor A Sauls I agrees and takes note of the concern of Alderman JJ Van Der Linde. Furthermore Councillor A Sauls I reiterates that his 7 day turn-around strategy are dealing with all the concerns and request Council to allow him the opportunity to work on progress and table a report to Council with workable solutions.

# UNANOMOUSLY ACCEPTED THUS RESOLVED

# 8.8 REPORT OF THE AUDITOR-GENERAL TO WESTERN CAPE PARLIAMENT AND THE COUNCIL ON THE BEAUFORT WEST MUNICIPALITY 5/12/1/2

Councillor LV Piti seconded by Councillor N Abrahams proposes;

# amm/dcs

8.8.1 That the Auditor-General's Report to the Western Cape Parliament and Council on the Beaufort West Municipality attached as **Annexure 041 to 053** to the Agenda be accepted and approved.

- 8.8.2 That the Auditor General's report be referred to the MPAC for detailed discussion and report back to Council.
- 8.8.3 That the recommendations made by the Auditor General be implemented by the Acting Municipal Manager and that the Administration report back to Council monthly.

Councillor S Essop referring to Annexure 041 emphisises her concern regarding the state of affairs of the Beaufort West Municipality and further express her concern that according to the Auditor General's report the Beaufort West Municipality is bankrupt.

The Acting Municipal Manager reminds Council that a lot of the issues is historical however that the Administration and Council should work together to turn the situation around and make the difficult decisions if needed.

Councillor AM Slabbert reiterates that the disciplinary hearings are taking too long and that the Administration has failed Council.

Councillor SM Meyers appreciates that the Auditor General's report be referred to MPAC and emphisises that the Administration misguided Council with regards to disciplinary hearings. Furthermore Councillor SM Meyers reiterates that the Administration does not act on Council resolutions and that it must be taken serious.

Councillor EF Botha appreciates that the proposal includes MPAC and give concurrence that all Council wants is a clear understanding.

Alderman JJ Van Der Linde reiterates that Council must at all times be responsible for the community.

On a Point of Order Councillor CL De Bruin reiterates that Council move forward with the Agenda as there is a proposer and a seconder.

Councillr S Essop requests an explanation of material irregularities.

The Acting Municipal Manager explains that it is something that happened previously and becomes the current incumbent's responsibility, for example an appointment was done previously and only became irregular in the current year. Furthermore to explain the material part, a monitory value is added.

# UNANIMOUSLY ACCEPTED THUS RESOLVED

The Speaker allows a lunch break at 13:35.

At resumption of the meeting at 14:27 the following were:

### Present

Alderman:JJ Van Der LindeCouncillors:A Sauls I [Executive Mayor], LV Piti [Deputy Executive Mayor],<br/>N Constable [Speaker], N Abrahams, EF Botha, CL De Bruin, LBJ<br/>Mdudumani, JDK Reynolds, SM Meyers, S Essop, AM Slabbert

In Service: Acting Municipal Manager [RR Links], Director: Corporate Services [AC Makendlana], Acting Director: Community Services [MC Tshibo], Acting Director: Financial Services [NP Mabhena], Senior Manager: Technical Services [C Wright] and Senior Clerk: Committees [L.D. Draghoender]

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The Speaker thanked Councillors S Essop and AM Slabbert for providing lunch to Council. Furthermore the Speaker reads into record that the following items will be discussed in accordance with Section 4(4) of the Rules of Order:

- Agenda:- Items 8.11, 8.12, 8.14, 8.3 (to be discussed last)
- Addendum-Agenda:- Items 8.17, 8.19, 8.20
- 8.9 PROGRESS REPORT: DEVELOPMENT PROJECTS

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

The Speaker will convene a Continuation meeting or a Special Council meeting to discuss this matter.

# 8.10 APPLICATION FOR LEASE OF ROOM NO. 2 AND 4

7/1/4

The Speaker will convene a Continuation meeting or a Special Council meeting to discuss this matter.

# 8.11 PRESENTATION TO THE COUNCIL: MIG REGISTRATION: PRIORITIZATION OF GRAVEL ROADS

10/3/3/5/6

Councillor JDK Reynolds suggests that the Barrakke be added to the list of priority streets.

The Speaker enquires whether MIG will fund Aandblom Street and what will Beaufort West Municipality's contribution be?

Furthermore whether the Administration can register all the roads and when registered Council can then prioritise the top five (5) roads.?

The Manager: Technical Services explains that when more roads are registered the contribution from Beaufort West Municipality will be more. Furthermore that the appraisal is for 7 roads and must be implemented over 3 years.

Councillor S Essop draw Council's attention to Eybers Street in Newtown that should be prioritise due to the poor condition.

Councillor LV Piti explains that the community did not prioritise Eybers Street during consultation and that the street is included in the list as number 2.

Councillor JDK Reynolds requests that the grader be fixed in order fix some of the roads.

The Speaker requests that the Administration put a process in place to prioritise roads/streets in groups and note vote on streets.

Councillor CL De Bruin suggests that the grader be fixed and the other streets/roads be graded for the interim.

Alderman JJ Van Der Linde suggests that Eybers Street and Aandblom Street be prioritized for grading and that the Administration request that Provincial Government assists with a grader.

## RESOLVED

## dcs

- That the following roads/streets be prioritised as the top 5 roads for MIG 8.11.1 registration:
  - 8.11.1.1 Blankenweg
  - 8.11.1.2 **Rev Fass Avenue**
  - 8.11.1.3 Sallidon Avenue
  - 8.11.1.4 Lawrence Avenue
  - 8.11.1.5 Fortuin Avenue
  - 8.11.1.6 Barakke
  - 8.11.1.7 Hammerkop Street
- 8.11.2 That the undermentioned gravel roads/streets be prioritised for upgrading with a grader as a matter of urgency and that the Provincial Department be approached to provide assistance with a grader:
  - 8.11.2.1 Eybers Street.
  - 8.11.2.2 Aandblom Street
  - 8.11.2.3 **Rev Fass Avenue**

# 8.12 PROPOSED AMENDMENTS TO MIG DPIP/BUDGET FOR 2022/2023 AND THE 2023/2024 FINANCIAL YEAR

10/3/3/5/6

# RESOLVED

That the Proposed Amendments to MIG DPIP/Budget for 2022/2023 and the 2023/2024 Financial Year attached as Annexure 082 to 089 be accepted and approved.

# 8.13 REPRESENTATION ON SALGA WORKING GROUPS

10/3/2/3/4

The Speaker will convene a Continuation meeting or a Special Council meeting to discuss this matter

# 8.14 EXTENSION OF THE CONTRACT OF THE ACTING CHIEF FINANCIAL OFFICER SP

See Separate Minute Book.

# 8.15 PRESENTATION: CONFIRMATION TO PRESENT TO COUNCIL: 28 FEBRUARY 2023

4/4/1

The Speaker allows Mr M Furmen to present to Council a proposal that will provide a suggested solution to the increasing problem of bad and potholed streets within the Beaufort West Municipal area, which will include Murraysburg, Nelspoort and Merweville.

# amm/dcs

After the presentation and questions and answer session, Council unanimously resolved that the Administration engage Mr M Furmen on the presentation and report back to Council on the outcome.

# 8.16 APPLICATION FOR LEASE OF THE MUNICIPAL HOUSE SITUATED AT 1 LOCH WAY (OLD FIRE DEPARTMENT OFFICES) 7/1/4

The Speaker will convene a Continuation meeting or a Special Council meeting to discuss this matter.

## 8.17 WRITE-OFF OUTSTANDING DEBTOR BALANCES IN RESPECT OF INDIGENT HOUSEHOLDS AS AT 31 JANUARY 2023 5/10/5; 5/14/1

# dcs/cfo

Councillor A Sauls I seconded by Councillor JDK Reynold proposes that approval be granted for the write-off of outstanding debt in respect of the Indigent Households amounting to R11 824 623.90

# UNANIMOUSLY ACCEPTED THUS RESOLVED

## 8.18. COST ORDER: BARGAINING COUNCIL: HT PRINCE // BEAUFORT WEST MUNICIPALITY SP

See Separate Minute book.

# FOR CONSIDERATION

# 8.19 INTERNAL AUDIT AD-HOC REPORT OF THE SUSPECTED/ALLEGED IRREGULARITIES OF TENDER: SCM 02/2023, NOTICE 95/2022: PROPOSAL FOR CONSIDERATION OF A BUSINESS READY ("TURNKEY") IMPLEMENTATION AGENT TO BE APPOINTED FOR HOUSING PROJECTS OF BEAUFORT WEST MUNICIPALITY

5/12/2/2

Council discussed in-depth the Internal Audit Ad-Hoc Report of the Suspected/Alleged Irregularities of Tender: SCM 02/2023, Notice 95/2022: Proposal for Consideration of a Business Ready ("Turnkey") Implementation Agent to be appointed for Housing Projects of Beaufort West Municipality.

Councillor S Essop seconded by Councillor AM Slabbert proposes that the matter stand over until the outcome of the court case has been dealt with due to the fact that the legal opinion attached as **Annexure 133 to 162** of the Agenda is factually wrong. Furthermore that if her proposal cannot stand that she recuse herself from any decision taken on this matter.

Councillor EF Botha seconded by Councillor CL De Bruin proposed:

amm

- 8.19.1 That Council mandate the Administration to defend the Beaufort West Municipality in the court case, Beaufort West Local Municipality / Geohut {Pty) Ltd, Duneco Cc & Mambamba Civils.
- 8.19.2 That the Acting Municipal Manager use his discretion to avoid a lengthy and costly legal process and explore the possibilities to settle the matter outside of court.

The Speaker brings both proposals to a vote.

**7** Votes in favour of the proposal of Counillor EF Botha seconded by Councillor CL De Bruin.

**2** Votes in favour of the proposal of Councillor S Essop seconded by Councillor AM Slabbert.

Councillor SM Meyers abstains from voting.

Alderman JJ Van Der Linde abstains from voting.

Councillor JDK Reynolds abstains from voting.

# THUS RESOLVED

# 8.20 VACANCY: ACTING DIRECTOR: COMMUNITY SERVICES 4/3/1

See Separate Minute Book.

# 9. CONSIDERATION OF MOTIONS

# 9.1 MOTION: MAINTAINANCE OF ROADSIGNS AND ROAD MARKINGS 3/2/1/1

The Speaker will convene a Continuation meeting or a Special Council meeting to discuss this matter.

# 9.2 MOTION: RECOVERY OF UNAUTHORISED EXPENSES: ACTING MUNICIPAL MANAGER 3/2/1/1

The Speaker will convene a Continuation meeting or a Special Council meeting to discuss this matter.

# **9.3 MOTION: TERMINATION OF CADRE DEPLOYMENT AT THE COUNCIL** 3/2/1/1

The Speaker will convene a Continuation meeting or a Special Council meeting to discuss this matter.

# 10. CONSIDERATION OF QUESTIONS

# 11. CONSIDERATION OF MOTIONS OF EXIGENCY

# 12. ADJOURNMENT

The meeting adjourns at 18:08.

Minutes approved this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

N Constable [Speaker]

NONE

NONE