

MPAC 04/05/22

- MINUTES -

OF THE ORDINARY MEETING OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE HELD (HYBRID) IN COMMITTEE ROOM A, 5TH FLOOR, PODIUM BLOCK, CIVIC CENTRE, CAPE TOWN ON TUESDAY, TUESDAY, 12 APRIL 2022 AT 10:00

PRESENT

COMMITTEE MEMBERS:

CAPE MUSLIM CONGRESS

Cllr Y Adams (Chairperson)

DEMOCRATIC ALLIANCE

Cllr A van Zyl (Deputy Chairperson)

Ald. B Watkyns

Cllr A Moses

Cllr N Rheeder

Cllr K Southgate

Cllr J Witbooi

AFRICAN NATIONAL CONGRESS

Cllr B Majingo

Cllr L Phakade

ECONOMIC FREEDOM FIGHTERS

Cllr L Ntshuntshe

FREEDOM FRONT PLUS

Cllr F Botha-Rossouw

GOOD

Cllr S Little

OFFICIALS

Z Hoosain : Chief Audit Executive (via Skype)

E Sass : Community Services & Health (via Skype)

L May : Community Services & Health (via Skype)

D Valentine : Director: Treasury Services

N Gqiba : Human Settlements (via Skype)
S September : Human Settlements (via Skype)
R Pretorius : Human Settlements (Via Skype)
R Cummings : Water and Sanitation (via Skype)
A Moolman : Internal Audit
F Arendse : Internal Audit
S du Toit : Combined Assurance
C Hendricks : Forensic Services (via Skype)
P Fisher : Forensic Services (via Skype)
S de Villiers : Forensic Services (via Skype)
B Lufundo : Legal Services
K Larney : Legal Services
G Postings : Office of the City Manager
A Vorster : Office of the Speaker
R Razack : Executive Committee Services (via Skype)
G Josephs : Executive Committee Services
E Fray : Executive Committee Services

APOLOGIES

L Mbandazayo
A Karriem
K Motaung
T Singatha

MPAC 01/04/22 OPENING

The Chairperson, Cllr Y Adams, welcomed all present at the meeting.

MPAC 02/04/22 APOLOGIES / LEAVE OF ABSENCE

RESOLVED that it be noted that apologies for not being able to attend the meeting were received from Messrs L Mbandazayo, A Karriem and Mesdames K Motaung and T Singatha.

MPAC 03/04/22 DECLARATION OF INTEREST

It was **NOTED** that Ms G Postings declared her function in terms of completing the UIFW register and processing SCM deviations in the Office of the City Manager and that Mr A Vorster declared his role in SCM matters as a member of the Bid Adjudication Committee.

**MPAC 04/04/22 CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING
HELD ON 25 FEBRUARY 2022**

RESOLVED that the minutes of the Special MPAC meeting held on 25 February 2022, be confirmed, subject to the following amendment:

On page 09 of the agenda, the word “regent” being replaced with the word “region”.

ACTION: G JOSEPHS, E FRAY

**MPAC 05/04/22 CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING
HELD ON 04 MARCH 2022**

RESOLVED that the minutes of the Special MPAC meeting held on 04 March 2022.

ACTION: G JOSEPHS, E FRAY

**MPAC 06/04/22 CONFIRMATION OF THE MINUTES OF THE ORDINARY
MEETING HELD ON 08 MARCH 2022**

RESOLVED that the minutes of the Ordinary MPAC meeting held on 08 March 2022, be confirmed.

ACTION: G JOSEPHS, E FRAY

**MPAC 07/04/22 CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING
HELD ON 15 MARCH 2022**

RESOLVED that the minutes of the Special MPAC meeting held on 15 March 2022, be confirmed.

ACTION: G JOSEPHS, E FRAY

**MPAC 08/04/22 CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING
HELD ON 29 MARCH 2022**

RESOLVED that the minutes of the Special MPAC meeting held on 29 March 2022, be confirmed.

ACTION: G JOSEPHS, E FRAY**MATTERS ARISING FROM THE MINUTES**

Ordinary MPAC meeting held on 08 March 2022: Pages 31 to 29 of the minutes:

As Cllr A McKenzie is no longer a member of MPAC, Cllr van Zyl indicated that she would, as far as possible, replace Cllr McKenzie as member of the Task Teams that Cllr McKenzie was appointed to.

During the course of the meeting Cllr Southgate requested that the Chairperson of MPAC writes to the office of the Chief Whip and the Speaker regarding the challenges of some Councillors not being able to attend Task Team meeting that they were appointed to, i.e. representation on Outside Bodies, etc.

MPAC 09/04/22

MATTERS RECEIVING ATTENTION

- (1) **EXPENDITURE INCURRED OUTSIDE THE SCOPE OF THE CONTRACT FOR SERVICES RENDERED BY H.E.B MAINTENANCE (PTY) LTD FOR THE DELIVERY OF POTABLE WATER TO INFORMAL SETTLEMENT COMMUNITIES TO MITIGATE THE SPREAD OF COVID-19 (MPACIC 10/09/20)**

The meeting was informed that the forensic report was finalised and is available.

RESOLVED that the Task Team meeting of Cllrs K Southgate, J Witbooi, B Majingo, and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (2) **IRREGULAR EXPENDITURE: 177Q/2015/16 TERM TENDER FOR THE REPAIR AND PLUMBING INSTALLATION OF WATER MANAGEMENT DEVICES AT DOMESTIC PROPERTIES OCCUPIED BY INDIGENT HOUSEHOLDS (MPACIC 08/02/21) (FSD156/20-21)**

Cllr Botha-Rossouw indicated that she would not be available on 26 April 2022.

Cllr L Ntshuntshe agreed to join the Task Team on 26 April 2022 for quorum purposes.

RESOLVED that the Task Team meeting of Ald. B Watkyns, Cllrs K Southgate, L Phakade, S Little and L Ntshuntshe be held on 26 April 2022.

ACTION: G JOSEPHS, E FRAY

- (3) **IRREGULAR EXPENDITURE INCURRED VIA CONTRACT 102C/2015/2016: PROVISION OF TRAINING BY AN ACCREDITED SERVICE PROVIDER(S) OR A TECHNICAL AND VOCATIONAL EDUCATION AND TRAINING (TVET): PROVIDE APPRENTICE PROGRAMMES FOR ENGINEERING AND CONSTRUCTION TRADES (MPACIC 07/04/21)**

The meeting was informed that Cllr Witbooi would not be available to attend Task Team meeting on the Fridays as identified as he was appointed as Chairperson of the Board of Trustees of the Cape Municipal Pension Fund, which have meetings on every alternative Friday.

RESOLVED that the above Task Team meeting be held on 29 April 2022.

ACTION: G JOSEPHS, E FRAY

- (4) **IRREGULAR EXPENDITURE INCURRED FOR SERVICES RENDERED BY TOP N NOS FOR GENERAL CLEANING AND GARDENING SERVICES WITHIN THE BOUNDARIES OF THE CITY OF CAPE TOWN (DEVIATION - DP6536S/2020/21) (MPACIC 11/04/21)**

Cllr Botha-Rossouw indicated that she would not be available on 26 April 2022.

Cllr L Ntshuntshe agreed to join the Task Team on 26 April 2022 for quorum purposes.

RESOLVED that the Task Team meeting of Cllrs J Witbooi, A Moses, L Phakade, and L Ntshuntshe be held on 26 April 2022.

ACTION: G JOSEPHS, E FRAY

- (5) **IRREGULAR EXPENDITURE INCURRED FOR PROFESSIONAL SERVICES RENDERED BY DAVENG CONSULTING ENGINEERS CC FOR DESIGN AND CONSTRUCTION SUPERVISION OF A SEWER LINK FOR PROPERTIES IN DIGTEBIJ ROAD, KUILS RIVER (MPACIC 12/04/21)**

The Task Team had a meeting on 08 April 2022 and requested that a follow-up meeting be arranged.

RESOLVED that it be noted that a follow-up meeting of the Task Team would be arranged.

ACTION: G JOSEPHS, E FRAY

- (6) **REPORTING IRREGULAR EXPENDITURE ON PROCUREMENT OF: WEEKLY FLOWER ARRANGEMENTS (MPACIC 14/05/21)**

Cllr Botha-Rossouw indicated that she would not be available on 26 April 2022.

Cllr L Ntshuntshe agreed to join the Task Team on 26 April 2022 for quorum purposes.

RESOLVED that the Task Team meeting of Ald. B Watkyns, Cllrs A van Zyl, L Phakade, and L Ntshuntshe be held on 26 April 2022.

ACTION: G JOSEPHS, E FRAY

- (7) **INVESTIGATION INTO FRUITLESS AND WASTEFUL EXPENDITURE IN RESPECT OF ALLEGED UNFAIR SUSPENSION: SAMWU ON BEHALF OF FIRE AND RESCUE SERVICES STAFF MEMBER (MPACIC 15/05/21)**

RESOLVED that the Task Team meeting of Cllrs K Southgate, A van Zyl B Majingo, S Little and F Botha-Rossouw be held on 19 April 2022.

ACTION: G JOSEPHS, E FRAY

- (8) THE PAYMENT OF INTEREST IN RESPECT OF AN ADJUDICATOR'S DECISION - CONTRACT 134Q/2016/17 RECONSTRUCTION OF CONCRETE ROADS IN HANOVER PARK AREA 2 (MPACIC 16/05/21)**

RESOLVED that the Task Team meeting of Ald. B Watkyns, J Witbooi, L Phakade, S Little, and F Botha-Rossouw be held on 19 April 2022.

ACTION: G JOSEPHS, E FRAY

- (9) IRREGULAR EXPENDITURE (EXPENDITURE WITHOUT A VALID CONTRACT) RELATING TO THE PROCUREMENT OF THE SMALLWORLD SOFTWARE LICENSE AND PROFESSIONAL SERVICE (MPACIC 15/06/21)**

RESOLVED that the Task Team meeting of Cllrs A Moses, J Witbooi, B Majingo, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (10) UNAUTHORISED EXPENDITURE (CM60249): DP6049S/2020/21 - PROVISION OF ANIMAL CARE, POUND AND ANIMAL CONTROL RELATED SERVICES (MPACIC 04/07/21)**

RESOLVED that the Task Team meeting of Cllrs A van Zyl, A Moses, L Phakade, and F Botha-Rossouw be held on 17 May 2022.

ACTION: G JOSEPHS, E FRAY

- (11) FRUITLESS AND WASTEFUL EXPENDITURE: ABORTIVE MUNICIPAL NOTICE COSTS FOR TENDER 194C/2020/21 - TERM TENDER FOR THE PROVISION OF MULTIDISCIPLINARY PROFESSIONAL SERVICES FOR THE WATER AND SANITATION DEPARTMENT (MPACIC 07/07/21)**

RESOLVED that the Task Team meeting of Cllrs A van Zyl, N Rheeder, B Majingo, S Little and F Botha-Rossouw be held on 20 May 2022

ACTION: G JOSEPHS, E FRAY

- (12) PROVISION OF A SCANNING, MICROFILMING, INDEXING AND STORAGE SERVICE FOR THE FORENSIC SERVICES DEPARTMENT AND MOTOR VEHICLE REGISTRATION AND LICENCING SECTION OF THE CITY OF CAPE TOWN (MPACIC 08/07/21)**

RESOLVED that the Task Team meeting of Cllrs A van Zyl, K Southgate, B Majingo, S Little and F Botha-Rossouw be held on 20 May 2022.

ACTION: G JOSEPHS, E FRAY

- (13) IRREGULAR EXPENDITURE INCURRED VIA CONTRACT 140S/2016/17: SUPPLY, DELIVERY AND/OR RENTAL OF HAZARDOUS WASTE CONTAINERS AND COLLECTION, REMOVAL, TRANSPORTATION AND MANAGEMENT OF HAZARDOUS WASTE (MPACIC 05/08/21)**

RESOLVED that the Task Team meeting of Cllrs K Southgate, A van Zyl, L Phakade, S Little and F Botha-Rossouw be held on 20 May 2022.

ACTION: G JOSEPHS, E FRAY

- (14) IRREGULAR EXPENDITURE: NATIONAL LABORATORY ASSOCIATE MEMBERSHIP AND PARTICIPATION FEE 2020 (PARTICIPATION IN WATER MICRO AND AQUATIC TOXICITY PROFICIENCY TESTING SCHEME) (MPACIC 06/08/21)**

RESOLVED that the Task Team meeting of Cllrs A van Zyl, N Rheeder, L Phakade, S Little and F Botha-Rossouw be held on 24 May 2022.

ACTION: G JOSEPHS, E FRAY

- (15) SUPPLY CHAIN MANAGEMENT RESOLUTION OF THE CITY MANAGER: CM 04/02/20: REQUEST FOR DEVIATION AND/OR CONDONATION: PROVISION OF PROFESSIONAL SERVICES FOR THE DESIGN AND CONSTRUCTION OF REMEDIAL MEASURES AT GLENCAIRN RAIL LINE AND BEACH (MPACIC 07/08/21)**

RESOLVED that the Task Team meeting of Cllrs K Southgate, A van Zyl, B Majingo, S Little and F Botha-Rossouw be held on 31 May 2022.

ACTION: G JOSEPHS, E FRAY

- (16) IRREGULAR EXPENDITURE (EXPENDITURE WITHOUT A VALID CONTRACT) RELATING TO PROCUREMENT ON EXPIRED TENDER 253S/2015/16 FOR THE SUPPLY, INSTALLATION AND MAINTENANCE OF SECURITY ALARM SYSTEMS (MPACIC 10/09/21 and MPACIC 05/02/22)**

RESOLVED that the Task Team meeting of Cllrs J Witbooi, A van Zyl, B Majingo, S Little and F Botha-Rossouw be held on 31 May 2022.

ACTION: G JOSEPHS, E FRAY

- (17) INVESTIGATION OF IRREGULAR EXPENDITURE INCURRED IN RELATION TO THE APPOINTMENT OF ATTORNEYS IN A DISCIPLINARY HEARING (MPACIC 11/09/21 and MPACIC 06/02/22)**

RESOLVED that the Task Team meeting of Ald. B Watkyns, Cllrs A van Zyl, L Phakade, S Little and F Botha-Rossouw be held on 29 April 2022.

ACTION: G JOSEPHS, E FRAY

- (18) INVESTIGATION OF IRREGULAR EXPENDITURE INCURRED IN RELATION TO THE APPOINTMENT OF ATTORNEYS IN A HIGH COURT MATTER (MPACIC 15/02/22)**

RESOLVED that the Task Team meeting of Ald. B Watkyns, Cllrs A van Zyl, L Phakade, S Little and F Botha-Rossouw be held on 29 April 2022.

ACTION: G JOSEPHS, E FRAY

- (19) INVESTIGATION OF IRREGULAR EXPENDITURE INCURRED IN THE APPOINTMENT OF LEGAL SERVICES PROVIDERS (MPACIC 29/02/22)**

RESOLVED that the Task Team meeting of Ald. B Watkyns, Cllrs A van Zyl, L Phakade, S Little and F Botha-Rossouw be held on 29 April 2022

ACTION: G JOSEPHS, E FRAY

- (20) INVESTIGATION OF IRREGULAR EXPENDITURE INCURRED IN RESPECT OF THE APPOINTMENT OF LEGAL SERVICES PROVIDERS (MPACIC 12/09/21 and MPACIC 07/02/22)**

RESOLVED that the Task Team meeting of Ald. B Watkyns, Cllrs A van Zyl, L Phakade, S Little and F Botha-Rossouw be held on 29 April 2022

ACTION: G JOSEPHS, E FRAY

- (21) PAYMENT FOR THE PROVISION OF PROFESSIONAL DESIGN AND CONSTRUCTION SUPERVISION SERVICES IN RELATION TO THE UPGRADING OF STRAND SEA WALL PHASE 1 (MPACIC 13/09/21 and MPACIC 08/02/22)**

RESOLVED that the Task Team meeting of Cllrs A Moses, N Rheeder, L Phakade, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (22) CONTRACT NUMBER 146Q/2017/18: RECONSTRUCTION OF CONCRETE ROADS IN GUGULETHU PHASE 5B (MPACIC 14/09/21 and MPACIC 09/02/22)**

RESOLVED that the Task Team meeting of Cllrs A van Zyl, J Witbooi, B Majingo and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (23) IRREGULAR EXPENDITURE INCURRED IN CONTRAVENTION OF THE DEMAND PLANNING AND RISK MANAGEMENT REQUIREMENTS OF THE CITY'S SCM POLICY AND RELATED SCM LEGISLATIVE FRAMEWORKS (MPACIC 15/09/21 and MPACIC 10/02/22)**

RESOLVED that the Task Team meeting of Cllrs N Rheeder, J Witbooi, L Phakade, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (24) IRREGULAR EXPENDITURE INCURRED AS A RESULT OF REPAIR AND VERIFY 3 WEIGHBRIDGES AT COASTAL PARK LANDFILL SITE (MPACIC 16/09/21 and MPACIC 11/02/22)**

RESOLVED that the Task Team meeting of Cllrs J Witbooi, A van Zyl, B Majingo and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (25) UNAUTHORISED AND IRREGULAR EXPENDITURE: DEVIATION APPROVAL Z47/01/21 FOR THE COMPULSORY CALIBRATION OF THE INCOMING WEIGHBRIDGE AT VISSERSHOK LANDFILL SITE (MPACIC 22/02/22)**

RESOLVED that the Task Team meeting of Cllrs J Witbooi, A van Zyl, B Majingo and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (26) IRREGULAR EXPENDITURE INCURRED AS A RESULT OF DEVIATION APPROVAL CM61175 FOR PROVISION OF THE HANDLING, CHIPPING AND REMOVAL OF GREEN WASTE SERVICE TO SOLID WASTE FACILITIES WITHIN THE CITY OF CAPE TOWN (MPACIC 17/09/21 and MPACIC 12/02/22)**

RESOLVED that the Task Team meeting of Cllrs K Southgate, A van Zyl, L Phakade and S Little be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (27) IRREGULAR EXPENDITURE INCURRED FOR SERVICES RENDERED BY TOP N NOS CC FOR GENERAL CLEANING AND GARDENING SERVICES WITHIN THE BOUNDARIES OF THE CITY OF CAPE TOWN (MPACIC 13/02/22)**

RESOLVED that the Task Team meeting of Ald. B Watkyns, Cllrs A van Zyl, B Majingo, S Little and F Botha-Rossouw be held on 26 April 2022.

ACTION: G JOSEPHS, E FRAY

- (28) **UNAUTHORISED CONTRACT CLEANING AND GARDENING SERVICES EXPENDITURE WITHIN THE ECONOMIC OPPORTUNITIES AND ASSET MANAGEMENT DIRECTORATE: TENDER 156S/2016/17; TENDER 165S/2016/17; TENDER 173S/2016/17; TENDER 174S/2016/17 AND TENDER 175S/2016/17 (MPACIC 14/02/22)**

RESOLVED that the Task Team meeting of Ald. B Watkyns, Cllrs A van Zyl, L Phakade and S Little be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (29) **IRREGULAR EXPENDITURE INCURRED IN RESPECT OF CANCELLATION OF TENDER NO. 4F/2020/21: REQUEST FOR PROPOSALS FOR SMART POLE PILOT PROJECT (MPACIC 16/02/22)**

RESOLVED that the Task Team meeting of Cllrs K Southgate, A Moses, L Phakade and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (30) **IRREGULAR EXPENDITURE (CONTRAVENTION OF THE CITY'S SUPPLY CHAIN MANAGEMENT POLICY) RELATING TO UMDLA CIVILS AND PROJECT MANAGEMENT (MPACIC 17/02/22)**

RESOLVED that the Task Team meeting of Cllrs A van Zyl, N Rheeder, B Majingo and S Little be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (31) **IRREGULAR EXPENDITURE INCURRED AS A RESULT OF SPARE PARTS PURCHASED DURING REPAIRS OF THE 30 TON MORRIS CRANE AT ATHLONE REFUSE TRANSFER STATION AND THE MORRIS AND ADC CRANES AT VISSERSHOK LANDFILL SITE (MPACIC 19/02/22)**

RESOLVED that the Task Team meeting of Cllrs A van Zyl, A Moses, B Majingo and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (32) UNAUTHORISED AND IRREGULAR EXPENDITURE INCURRED AS A RESULT OF JAMMED PISTON/CYLINDER REPAIRS AT BELLVILLE REFUSE TRANSFER STATION (MPACIC 20/02/22)**

RESOLVED that the Task Team meeting of Cllrs J Witbooi, A van Zyl, L Phakade and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (33) IRREGULAR EXPENDITURE INCURRED VIA CONTRACTING NATIONAL SECURITY & FIRE (PTY) LTD FOR V&A WATERFRONT ALARMS, MONITORING AND ARMED RESPONSE FOR THE PERIOD: AUGUST 2017, JANUARY 2018 - APRIL 2020 (MPACIC 21/02/22)**

RESOLVED that the Task Team meeting of Ald. B Watkyns, Cllrs N Rheeder, B Majingo and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (34) IRREGULAR EXPENDITURE (CONTRAVENTION OF THE CITY'S SUPPLY CHAIN MANAGEMENT POLICY) RELATING TO A SERVICE PROVIDER: COMPANY GARDENS (MPACIC 23/02/22)**

RESOLVED that the Task Team meeting of Cllrs A van Zyl, B Majingo, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (35) IRREGULAR EXPENDITURE (CONTRAVENTION OF THE CITY'S SUPPLY CHAIN MANAGEMENT POLICY) RELATING TO A SERVICE PROVIDER: TREES IN ZONNEBLOEM (MPACIC 24/02/22)**

RESOLVED that the Task Team meeting of Cllrs A van Zyl, A van Zyl, B Majingo, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (36) IRREGULAR EXPENDITURE INCURRED AS A RESULT OF OIL COOLER, NYLON LINER AND LOAD CELL FAULT REPAIRS AT BELLVILLE REFUSE TRANSFER STATION (MPACIC 25/02/22)**

RESOLVED that the Task Team meeting of Ald. B Watkyns, Cllrs A Moses, B Majingo and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (37) UNAUTHORISED, IRREGULAR AND FRUITLESS & WASTEFUL (UIFW) EXPENDITURE NOTIFICATION FORM SUBMISSION: SK120C0502 AND DP6218/2020/21 - LANGA PUMPSTATION (MPACIC 26/02/22)**

RESOLVED that the Task Team meeting of Cllrs N Rheeder, A Moses, L Phakade and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (38) IRREGULAR EXPENDITURE INCURRED IN TERMS OF EMERGENCY DEVIATION APPROVALS: TENDER 171Q/2018/19: DIVERSION OF EXISTING MIDBLOCKS GUGULETHU NY1 TO NY5 (MPACIC 27/02/22)**

RESOLVED that the Task Team meeting of Ald. B Watkyns, Cllrs A van Zyl, B Majingo and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (39) IRREGULAR EXPENDITURE RELATING TO PROCUREMENT ON TENDER 179Q/2011/12 - PERIOD TENDER FOR OPTIC FIBRE CIVIL INFRASTRUCTURE CONSTRUCTION AND TENDER 111Q/2012/13 - TERM TENDER FOR THE CONSTRUCTION OF NEW SWITCHING CENTRES FOR THE CITY OF CAPE TOWN'S OPTIC FIBRE NETWORK (MPACIC 28/02/22)**

RESOLVED that the Task Team meeting of Cllrs N Rheeder, A van Zyl, L Phakade, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (40) SUPPLY CHAIN MANAGEMENT RESOLUTION OF THE CITY MANAGER: CM 56210: REQUEST, FOR DEVIATION AND/OR CONDONATION: PROVISION OF PROFESSIONAL SERVICES: UPGRADING OF STOCK ROAD BETWEEN THE R300 AND LANSDOWNE ROAD (MPACIC 30/02/22)**

The meeting was informed that Cllr Van Zyl will replace Cllr McKenzie on this Task Team.

RESOLVED that the Task Team meeting of Cllrs J Witbooi, A Van Zyl, B Majingo and F Botha-Rossouw.

ACTION: G JOSEPHS, E FRAY

- (41) INVESTIGATION IN TERMS OF SECTION 32(2) OF THE MFMA: SUPPLY CHAIN MANAGEMENT RESOLUTION: CONTRACT NO 45Q/2017/18: THE CONSTRUCTION OF NON-MOTORISED TRANSPORT FACILITIES ALONG MAJOR ROADS IN EERSTERIVER (PHASE 2) INCLUDING BLUEDOWNS AREA (MPACIC 06/03/22)**

RESOLVED that the Task Team meeting of Ald. B Watkyns, Cllrs A Moses, B Majingo and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (42) CONTRACT NO. 001Q/2018/19: RECONSTRUCTION OF CONCRETE ROADS IN HEIDEVELD, AREA 5 (MPACIC 07/03/22)**

RESOLVED that the Task Team meeting of Ald. B Watkyns, Cllrs K Southgate, L Phakade, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (43) UNAUTHORISED, IRREGULAR AND FRUITLESS AND WASTEFUL EXPENDITURE (UIFW): EXPENDITURE INCURRED WHERE SERVICE PLANS EXIST (MPACIC 08/03/22)**

RESOLVED that the Task Team meeting of Ald. B Watkyns, Cllrs J Witbooi, L Ntshuntshe, S Little and F Botha-Rossouw at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (44) TENDER 68Q/2020/21: REHABILITATION AND UPGRADE OF EXISTING RESERVOIR AS AN ARCHIVE STORAGE FACILITY FOR RECORDS MANAGEMENT (MPACIC 09/03/22)**

RESOLVED that the Task Team meeting of Cllrs N Rheeder, A van Zyl, L Phakade, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

- (45) REPORTING OF IRREGULAR EXPENDITURE RELATING TO PROCUREMENT ON TENDER 60G/2018/2019 - PROVISION OF RELATED COMMODITY HARDWARE DEVICES (MPACIC 10/03/22)**

RESOLVED that the Task Team meeting of Ald. B Watkyns, Cllrs K Southgate, B Majingo and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

MATTERS EMANATING FROM THE 2018-19 ANNUAL REPORT

- (46) COMAF 47: 179Q/2011/12 - PERIOD TENDER FOR OPTIC FIBRE CIVIL INFRASTRUCTURE CONSTRUCTION (FSD017)**

The meeting was informed that this matter was concluded by the MPAC Task Team on 02 June 2020.

Subsequently, on 11 October 2021, an email communication was received from the Office of the City Manager informing of the finalisation of the forensic investigation.

It was proposed that, in the light of the finalisation of the forensic investigation and findings therein, the MPAC Task Team, chaired by Cllr A Van Zyl, be reconvened in order to further consider the matter.

RESOLVED that, in the light of the finalisation of the forensic investigation and findings therein, all the information relating to the matter, i.e. Task Team agendas and minutes, reports, etc., be made available to Cllr Van Zyl in order to determine a way forward with the matter.

ACTION: G JOSEPHS, E FRAY

(47) COMAF 59: PROCUREMENT OF SERVICES TO COVER THE PURCHASING, MANAGEMENT AND MAINTENANCE OF THE EXISTING CISCO NETWORK, CORE CA, EDGE AND IP ADDRESS MANAGEMENT EQUIPMENT

The meeting was informed that it appears that the Task Team concluded its investigation regarding this matter, but unsigned minutes were received.

RESOLVED that the Task Team minutes be made available to Cllr Van Zyl in order to determine a way forward with the matter.

ACTION: G JOSEPHS, E FRAY

MATTERS EMANATING FROM THE 2019-20 ANNUAL REPORT

(48) 2019/20 COMAF: TRANSPORT DIRECTORATE

COMAF 40 - IRREGULAR EXPENDITURE INCURRED AFTER CONTRACT EXPIRY 165Q/2015/16 FOR THE LOURENS RIVER FLOOD ALLEVIATION PROJECT IN SOMERSET WEST (MPACIC 22/05/21)

RESOLVED that the Task Team meeting of Cllrs N Rheeder, J Witbooi, B Majingo, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

(49) 2019/20 AGSA FINDINGS: TRANSPORT DIRECTORATE:**COMAF 25 (CONTRACT: 31Q/2017/18 EXPENDITURE INCURRED AFTER CONTRACT EXPIRY)**

RESOLVED that the Task Team meeting of Cllrs N Rheeder, J Witbooi, B Majingo, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

(50) 2019/20 AGSA FINDINGS: TRANSPORT DIRECTORATE:**COMAF 28 (PROFESSIONAL SERVICES - UPGRADING OF STOCK ROAD)**

RESOLVED that the Task Team meeting of Cllrs N Rheeder, J Witbooi, B Majingo, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

(51) 2019/20 COMAF: WATER & WASTE DIRECTORATE**COMAF 10 - TENDER NUMBER 85Q/2016/17: DESIGN – BUILD OF MECHANICAL AND ELECTRICAL WORKS FOR THE CONSTRUCTION OF PRIMARY TREATMENT AND SLUDGE HANDLING FACILITIES AT ZANDVLIE T WWTW (MPACIC 22/05/21)**

RESOLVED that the Task Team meeting of Cllrs K Southgate, N Rheeder, L Phakade, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

(52) 2019/20 COMAF: WATER & WASTE DIRECTORATE**COMAF 33 AND 9 (ECHO BAU) - CIDB GRADING NOT INCLUDED IN TENDER 019Q/2018/19 (MPACIC 22/05/21)**

RESOLVED that the Task Team meeting of Cllrs K Southgate, N Rheeder, L Phakade, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY**(53) 2019/20 COMAF: WATER & WASTE DIRECTORATE**

COMAF 37 (EXPENDITURE INCURRED AFTER CONTRACT EXPIRY) TENDER 312Q/2016/17: ROTARY CORE AND PERCUSSION DRILLING IN TMG AQUIFER (MPACIC 22/05/21)

RESOLVED that the Task Team meeting of Cllrs K Southgate, N Rheeder, L Phakade, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY**(54) 2019/20 COMAF: WATER & WASTE DIRECTORATE**

COMAF 52 - CONTRACT RFQ SJ 12000003: HANDLING, CHIPPING AND REMOVAL OF GARDEN WASTE SERVICES FROM SOLID WASTE MANAGEMENT FACILITIES WITHIN THE CITY OF CAPE TOWN (Ref: SCMB 22/10/19) (MPACIC 22/05/21)

RESOLVED that the Task Team meeting of Cllrs K Southgate, N Rheeder, L Phakade, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY**(55) 2019/20 COMAF: WATER & WASTE DIRECTORATE**

COMAF 60 - 141C/2011/12 CONTRACT DOCUMENT FOR THE PROVISION OF PROFESSIONAL SERVICES: SLUDGE DEWATERING AND SLUDGE HANDLING FACILITIES AT VARIOUS WASTEWATER TREATMENT PLANTS AND A MOBILE SLUDGE DEWATERING UNIT (MPACIC 22/05/21)

RESOLVED that the Task Team meeting of Cllrs K Southgate, N Rheeder, L Phakade, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

(56) 2019/20 COMAF: WATER & WASTE DIRECTORATE

COVID-19 TENDER 179S/2017/18 - TENDER 279S/2017/2018: SERVICING AND MANAGEMENT OF PORTABLE FLUSH TOILETS IN AREAS OF INFORMALITY CITYWIDE
(MPACIC 22/05/21)

RESOLVED that the Task Team meeting of Cllrs K Southgate, N Rheeder, L Phakade, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

(57) 2019/20 COMAF: FINANCE DIRECTORATE

COMAF 34 - FALSE DECLARATION BY SUPPLIER
(MPACIC 22/05/21)

RESOLVED that the Task Team meeting of Cllrs A van Zyl, N Rheeder, B Majingo, S Little and F Botha-Rossouw be held on 17 May 2022.

ACTION: G JOSEPHS, E FRAY

(58) 2019/20 COMAF: FINANCE DIRECTORATE

COMAF 42 - FLEET ORDERS PLACED WITHOUT THE APPROVAL OF THE APPROPRIATELY DELEGATED OFFICIAL (MPACIC 22/05/21)

RESOLVED that the Task Team meeting of Cllrs A van Zyl, N Rheeder, B Majingo, S Little and F Botha-Rossouw be held on 17 May 2022.

ACTION: G JOSEPHS, E FRAY

(59) 2019/20 COMAF: FINANCE DIRECTORATE

COMAF 43 - REASONS FOR DEVIATIONS NOT JUSTIFIABLE
(MPACIC 22/05/21)

RESOLVED that the Task Team meeting of Cllrs A van Zyl, N Rheeder, B Majingo, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY**(60) 2019/20 COMAF: FINANCE DIRECTORATE****COMAF 45 - SECTION 17 DEVIATIONS: LESS THAN 3
QUOTES NOT REPORTED (MPACIC 22/05/21)**

RESOLVED that the Task Team meeting of Cllrs A van Zyl, N Rheeder, B Majingo, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY**(61) 2019/20 COMAF: FINANCE DIRECTORATE****COMAF 50 - LOCAL CONTENT (MPACIC 22/05/21)**

RESOLVED that the Task Team meeting of Cllrs A van Zyl, N Rheeder, B Majingo, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY**(62) 2019/20 COMAF: FINANCE DIRECTORATE****COMAF 54 - DEVIATION NOT TAX-COMPLIANT AT TIME
OF AWARD (MPACIC 22/05/21)**

RESOLVED that the Task Team meeting of Cllrs A van Zyl, N Rheeder, B Majingo, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY**(63) 2019/20 COMAF: FINANCE DIRECTORATE****COMAF 62 - FUNCTIONALITY (SUB-CRITERIA WITH A
REQUIRED MINIMUM SCORE NOT MET) (MPACIC
22/05/21)**

RESOLVED that the Task Team meeting of Cllrs A van Zyl, N Rheeder, B Majingo, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

(64) 2019/20 COMAF: FINANCE DIRECTORATE

**COMAF 66 - FUNCTIONALITY EVALUATION CRITERIA
NOT OBJECTIVE/ SPECIFIC**
(MPACIC 22/05/21)

RESOLVED that the Task Team meeting of Cllrs A van Zyl, N Rheeder, B Majingo, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

(65) 2019/20 COMAF: FINANCE DIRECTORATE

**COMAF 67 - REASONS FOR DEVIATIONS NOT
JUSTIFIABLE: SCM REGULATION 36** (MPACIC 22/05/21)

RESOLVED that the Task Team meeting of Cllrs A van Zyl, N Rheeder, B Majingo, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

(66) 2019/20 COMAF: FINANCE DIRECTORATE

**COMAF 69 - BIAS BID SPECIFICATIONS (LOCALITY)
AND BID EVALUATION (BIDDERS DEEMED
INCORRECTLY NON-RESPONSIVE)** (MPACIC 22/05/21)

RESOLVED that the Task Team meeting of Cllrs A van Zyl, N Rheeder, B Majingo, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

**(67) 2019/20 COMAF: ECONOMIC OPPORTUNITIES & ASSET
MANAGEMENT DIRECTORATE**

**COMAF 28 (EO&AM) - REQUEST FOR DEVIATION
AND/OR CONDONATION: 368Q/2015/16 TERM TENDER
FOR MECHANICAL AND ELECTRICAL MAINTENANCE
AND FULL OPERATION OF THE EXISTING AIR-
CONDITIONING INSTALLATIONS AT CAPE TOWN CIVIC
CENTRE** (MPACIC 22/05/21)

Task Team meetings were held on 11 March 2022 and 25 March 2022 to conclude the investigation into COMAF 68.

The Task Team had a further meeting on 8 April 2022 to deal with COMAF 28. It was requested that a follow-up meeting be arranged to give further consideration to matter.

RESOLVED that a follow-up Task Team meeting be arranged to further consider COMAF 28.

ACTION: G JOSEPHS, E FRAY

**(68) 2019/20 COMAF: ECONOMIC OPPORTUNITIES & ASSET
MANAGEMENT DIRECTORATE**

**COMAF 53 (EXPENDITURE INCURRED AFTER
CONTRACT EXPIRY)**
(MPACIC 22/05/21)

RESOLVED that the Task Team meeting of Cllrs K Southgate, N Rheeder, L Phakade, S Little and F Botha-Rossouw at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

**(69) 2019/20 COMAF: SAFETY AND SECURITY
DIRECTORATE:**

**COMAF 48 (COVID-19 MUNICIPAL RELIEF FUNDING:
STRANDFONTEIN - TEMPORARY PROVISION OF FOOD
AND SHELTER TO THE HOMELESS)** (MPACIC 22/05/21)

RESOLVED that the Task Team meeting of Cllrs K Southgate, N Rheeder, L Phakade, S Little and F Botha-Rossouw at a date to be confirmed

ACTION: G JOSEPHS, E FRAY

**(70) 2019/20 COMAF: SAFETY AND SECURITY
DIRECTORATE:**

**COMAF 49 - PROVISION OF BASIC SERVICES TO
WINGFIELD REFUGEE / PROTESTING FOREIGN
NATIONALS SHELTER** (MPACIC 22/05/21)

RESOLVED that the Task Team meeting of Cllrs K Southgate, N Rheeder, L Phakade, S Little and F Botha-Rossouw at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

(71) 2019/20 COMAF: OFFICE OF THE CITY MANAGER

COMAF 71 - APPOINTMENT OF ATTORNEYS TO PROVIDE PROFESSIONAL ASSISTANCE (MPACIC 22/05/21)

RESOLVED that the Task Team meeting of Cllrs K Southgate, N Rheeder, L Phakade, S Little and F Botha-Rossouw be held at a date to be confirmed.

ACTION: G JOSEPHS, E FRAY

QUESTIONS EMINATING FORM THE CITY'S 2020/21 ANNUAL REPORT

The schedule with questions emanating from the City's 2020-21 Annual Report, was NOTED.

RESOLVED that the additional questions and comments from MPAC's oversight process of the City's 2020/21 Integrated Annual Report be forwarded to the relevant Executive Directors and that the written responses be included in the agenda for the next ordinary MPAC meeting scheduled for 10 May 2022.

ACTION: G JOSEPHS, E FRAY

GENERAL ITEMS

REGISTER OF UNAUTHORISED, IRREGULAR OR FRUITLESS AND WASTEFUL EXPENDITURE

The meeting was informed that a report in respect of the Register for Unauthorised, Irregular or Fruitless and Wasteful Expenditure would be submitted to MPAC every 6 months.

RESOLVED that it be noted that a report in respect of this matter will be submitted to MPAC in July 2022.

ACTION: G POSTINGS, G JOSEPHS, E FRAY

SCHEDULE OF MONIES RECOVERED (MPACIC 21/07/19)

Legal Services to submit a schedule every 6 months of all cases where money had to be recovered indicating the amounts already collected and the amounts outstanding.

RESOLVED that it be noted that a report in respect of this matter will be submitted to MPAC in July 2022.

ACTION: G JOSEPHS, E FRAY, D VALENTINE

INVESTIGATIONS COMPLETED AND REPORTS TO BE SUBMITTED TO MPAC

RESOLVED that the schedule of completed investigations as at 4 April 2022, be noted.

ACTION: G JOSEPHS; E FRAY

REPORT FOR CONSIDERATION**MPAC 10/04/22 OVERSIGHT REPORT IN RESPECT OF THE 2020/2021
INTEGRATED ANNUAL REPORT OF THE CITY OF CAPE TOWN**

The meeting was informed that the questions/comments received from Subcouncils and Portfolio Committees were forwarded to the relevant line departments.

It was proposed that, in view of the fact, that engaging with Subcouncils and Portfolio Committees form part of the MPAC oversight process, the responses to the questions/comments received, be submitted to MPAC for review.

Cllr Southgate said that it was encouraging that questions and comments were received from Subcouncils and Portfolio Committees.

It is **RECOMMENDED** that:

- (a) Council adopt the Oversight Report and approves the 2020/2021 Integrated Annual Report of the City of Cape Town without reservations.

- (b) the resolutions in Annexure B attached to the report on the agenda report be supported for action and where applicable, be referred to the relevant officials and feedback, where applicable, be provided to the Municipal Public Accounts Committee.

- (c) the questions and comments received from Subcouncils and Portfolio Committees and the responses thereto as set out in Annexure C attached to the report on the agenda, be subjected to review at the next Municipal Public Accounts Committee meeting.

ACTION: G JOSEPHS; A MOOLMAN; Z HOOSAIN

THE MEETING ENDED AT 11:04 FOLLOWED BY THE CONFIDENTIAL MEETING

CHAIRPERSON: CLLR Y ADAMS

DATE