

- MINUTES -

OF THE ORDINARY MEETING OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE HELD (HYBRID) IN MEETING ROOM A ON TUESDAY, 7 NOVEMBER 2023 AT 10:00

PRESENT

COMMITTEE MEMBERS

CAPE MUSLIM CONGRESS (CMC)

Cllr Y Adams (Chairperson)

DEMOCRATIC ALLIANCE (DA)

Cllr A Van Zyl (deputy Chairperson)

Ald J van der Merwe

Ald B Watkyns

Cllr S Booyesen

Cllr A Moses

Cllr K Southgate

Cllr J Witbooi

AFRICAN NATIONAL CONGRESS (ANC)

Cllr L Phakade

Cllr B Majingo

ECONOMIC FREEDOM FIGHTERS (EFF)

None

GOOD

Cllr S Little

FREEDOM FRONT PLUS (VF+)

Cllr E Botha-Rossouw

ABSENT WITH APOLOGY

Cllr L Ntshuntshe

OFFICIALS

D Campbell : ED: Urban Mobility (via Skype)
N Gqiba : ED: Human Settlements (via Skype)
E Hugo : Acting ED: Water and Sanitation (via Skype)
Z Mandlana : ED: Community Services and Health (via Skype)
L Mdunyelwa : ED: Urban Waste Management (via Skype)
D Valentine : Finance
F Singh : Water and Sanitation (via Skype)
N Damane : Urban Waste Management (via Skype)
T Mabasa : Urban Waste Management (via Skype)
C Hendricks : Forensic Services (via Skype)
E Dick : Future Planning & Resilience (via Skype)
A Maxwell : Spatial Planning & Environment (via Skype)
N Bassadien : Recreation and Sport (via Skype)
A Visser : Safety and Security (via Skype)
Z Hoosain : Internal Audit
A Moolman : Internal Audit
F Arendse : Internal Audit
K Larney : Legal Services
B Lufundo : Legal Services
N Nicholas : Legal Services
G Postings : Office of the City Manager
E Fray : Executive Committee Services
J van Zyl : Executive Committee Services

AUDITOR GENERAL SOUTH AFRICA

T Narkedien : Auditor-General South Africa (via Skype)

APOLOGIES

L Mbandazayo
V Botto
R Gelderbloem
K Jacoby
R McGaggin
G Morgan
K Nassiep
E Sass

MPAC 01/11/23 OPENING

The Chairperson, Cllr Y Adams, welcomed everyone to the meeting where after a moment of silence was observed.

MPAC 02/11/23 APOLOGIES / LEAVE OF ABSENCE

RESOLVED that it be noted that no official leave of absence had been granted to MPAC members via the Office of the Chief Whip.

Apologies for not being able to attend the meeting was received from Ms R Gelderbloem and Messrs L Mbandazayo, V Botto, K Jacoby, R McGaffin, G Morgan, K Nassiep, E Sass and A Vorster.

ACTION: E FRAY, J VAN ZYL

MPAC 03/11/23 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.

MPAC 04/11/23 CONFIRMATION OF THE MINUTES OF THE MPAC MEETING HELD ON 10 OCTOBER 2023

RESOLVED that the minutes of the MPAC meeting held 10 October 2023, be confirmed, subject to the following amendments:

(a) page 11, that the abbreviation CDIT be elaborated to read "Council Decision Implementation Tool".

ACTION: E FRAY; J VAN ZYL

MATTERS ARISING FROM THE MINUTES

None.

MPAC 05/11/23 MATTERS RECEIVING ATTENTION

- (1) **IRREGULAR EXPENDITURE: CONTRACT 241Q/2015/16: CIVIL AND BUILDING WORKS FOR A NEW STERCUS BUILDING AND OTHER WORKS AT BORCHERDS QUARRY WASTEWATER TREATMENT WORKS (MPACIC 09/02/23)**

It was **NOTED** that a follow-up Task Team meeting of Ald J van der Merwe, B Watkyns and Cllrs B Majingo, S Little was scheduled for 10 November 2023.

ACTION: J VAN ZYL, E FRAY

- (2) **REPORTING OF THE IRREGULAR EXPENDITURE INCURRED, VIA CONTRACT 89S/2020/2021 – PROVISION OF MOBILE DATA (MPACIC 07/07/23)**

It was **NOTED** that a follow-up Task Team meeting of Cllrs A Moses, S Booyesen, L Ntshuntshe, S Little and F Botha-Rossouw was scheduled for 5 December 2023.

ACTION: J VAN ZYL, E FRAY

- (3) **FORENSIC INVESTIGATION INTO ALLEGATIONS THAT VEHICLES HIRED BY THE CITY WERE PARKED AT THE ROYAL ASCOT OFFICE AND NOT USED FOR THREE WEEKS (MPACIC 07/08/23) (FSD 243/18-19)**

It was **NOTED** that a follow-up Task Team meeting of Cllrs A van Zyl, K Southgate, L Phakade, S Little, and F Botha-Rossouw was scheduled for 28 November 2023.

ACTION: J VAN ZYL, E FRAY

- (4) **PAYMENT DISPUTE REGARDING THE SUPPLY AND DELIVERY OF FOOD PACKS AND FAMILY GAMES TO FAMILIES PARTICIPATING IN THE STRENGTHENING FAMILY PROGRAMME IMPLEMENTED BY SOCIAL DEVELOPMENT AND EARLY CHILDHOOD DEVELOPMENT DEPARTMENT IN THE AREA NORTH, DURING THE 2022/23 FINANCIAL YEAR (MPACIC 11/08/23)**

It was **NOTED** that a follow-up Task Team meeting of Ald J van der Merwe, Ald B Watkyns, and Cllrs B Majingo, S Little, and F Botha-Rossouw was scheduled for 28 November 2023.

ACTION: J VAN ZYL, E FRAY

- (5) **IRREGULAR EXPENDITURE INCURRED IN RESPECT OF BACK DATED INVOICES (FSD 117/20/21) (MPACIC 05/10/23)**

It was proposed that the Task Team meeting be scheduled for 21 November 2023.

The proposal was duly supported.

RESOLVED that the Task Team meeting of Cllrs J Witbooi, S Booyesen, L Phakade, S Little, and F Botha-Rossouw be held on 21 November 2023.

ACTION: J VAN ZYL, E FRAY

- (6) **TENDER 048S/21/22 THE COLLECTION AND DISPOSAL OF HEALTH CARE RISK WASTE INCLUDING THE SUPPLY OF HEALTH RISK WASTE CONTAINERS FOR THE CITY OF CAPE TOWN (MPACIC 17/10/23)**

It was proposed that the Task Team meeting be scheduled for 5 December 2023.

The proposal was duly supported.

RESOLVED that the Task Team meeting of Cllrs A van Zyl, S Southgate, L Phakade, L Ntshuntshe and S Little be held on 5 December 2023.

ACTION: J VAN ZYL, E FRAY

PART 2: MATTERS EMANATING FROM THE 2020/21 ANNUAL REPORT:

- (7) **2020/21 AGSA FINDINGS: COMAF 52 (NON-COMPLIANCE WITH SECTION 78 OF THE MFMA AND THE REGULATIONS, 164Q/2017/18 CONSTRUCTION OF CIVIL ENGINEERING (PTY) LTD - EXTENSIONS OF TIME CLAIMS APPROVED, ADDITIONAL WORK PERFORMED OUTSIDE OF SCOPE OF ORIGINAL TENDER) DEEPFREEZE (MPACIC 05/05/22)**

It was **NOTED** that a follow-up Task Team meeting of Cllr K Southgate, Cllrs A van Zyl, L Phakade, S Little and F Botha-Rossouw was scheduled for 14 November 2023.

ACTION: J VAN ZYL, E FRAY

PART 3: GENERAL ITEMS:

- (8) **REGISTER OF UNAUTHORISED, IRREGULAR OR FRUITLESS AND WASTEFUL EXPENDITURE**

RESOLVED that it be noted that the next report was due in

January 2024.

ACTION: G POSTINGS, J VAN ZYL, E FRAY

(9) SCHEDULE OF MONIES RECOVERED

RESOLVED that it be noted that the next report was due in January 2024.

ACTION: D VALENTINE, J VAN ZYL, E FRAY

(10) STANDARD OPERATING PROCEDURE (SOP) FOR REQUESTS AND REFERRALS (MPACIC 09/08/23)

The matter was dealt with under Item MPAC 06/11/23.

RESOLVED that the matter be removed from the Matters Receiving Attention List.

ACTION: J VAN ZYL, E FRAY

(11) CLARITY on the under-recovery and the reason why the time had prescribed FRUITLESS AND WASTEFUL EXPENDITURE RECOVERY REGISTER (MPACIC 06/07/23)

The matter was dealt with under Item MPACIC 05/11/23.

RESOLVED that the matter be removed from the Matters Receiving Attention List.

ACTION: J VAN ZYL, E FRAY

PART 4: INVESTIGATIONS COMPLETED AND REPORTS TO BE SUBMITTED TO MPAC:

(12 - 21)COMPLETED INVESTIGATIONS BY MPAC

The schedule of completed investigations was **NOTED**.

RESOLVED that the progress with regard to the items on the MPAC Matters Receiving Attention List as at 3 November 2023, be noted.

ACTION: A VORSTER; Z HOOSAIN, A MOOLMAN

MPAC 06/11/23 CITY MANAGER FOR THE APPROVAL OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC) TERMS OF REFERENCE: STANDARD OPERATING PROCEDURE (SOP) FOR REQUESTS AND REFERRALS

It is **RECOMMENDED** that the report on the *CITY MANAGER FOR THE APPROVAL OF THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC) TERMS OF REFERENCE: STANDARD OPERATING PROCEDURE (SOP) FOR REQUESTS AND REFERRALS*, be **NOTED**.

ACTION: J VAN ZYL, E FRAY, G POSTING

THE MEETING ENDED AT 10:11 FOLLOWED BY THE CONFIDENTIAL MEETING.

CHAIRPERSON: CLLR Y ADAMS

DATE