

REVISED

PERFORMANCE MANAGEMENT AGREEMENT

ENTERED INTO BY AND BETWEEN:

MOGALE CITY LOCAL MUNICIPALITY

AS REPRESENTED BY THE

MUNICIPAL MANAGER:

MAANDA PRINGLE RAEDANI

AND

EXECUTIVE MANAGER: CORPORATE SUPPORT SERVICES

TREVOR RATHA RAMATLHAPE

THE EMPLOYEE OF THE MUNICIPALITY

FOR THE

FINANCIAL YEAR: 01 JULY 2019 TO 30 JUNE 2020

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PERFOMANCE MANAGEMENT AGREEMENT

ENTERED INTO BY AND BETWEEN

MOGALE CITY LOCAL MUNICIPALITY herein represented by Maanda Pringle Raedani as the Municipal Manager (hereinafter referred to as the Employer or Supervisor)

And

Ratha Ramatlhape as the Executive Manager: Corporate Support Services (hereinafter referred to as the Employee).

WHEREBY IT IS AGREED AS FOLLOWS:

1. INTRODUCTION

- 1.1The Employer has entered into a contract of employment with the Employee in Terms of section 57(1)(a) of the Local Government: Municipal Systems Act 32 of 2000 ("the Systems Act"). The Employer and the Employee are hereinafter referred to as the "the Parties".
- 1.2The parties wish to ensure that they are clear about the goals to be achieved, and secure the commitment of the Employee to a set of outcomes that will secure local government policy goals.
- 1.3 The parties wish to ensure that there is compliance with Sections 57(4A), 57(4B), 57(C) and 57(5) of the Systems Act, Local Government: Municipal Performance Regulations for Municipal Managers and Managers directly accountable to Municipal Manager, 2006 & Local Government: Competency Framework for Senior Managers, 2014.

2. PURPOSE OF THIS AGREEMENT

The purpose of this Agreement is to -

- 2.1 Comply with the Contract of Employment entered into between the parties;
- 2.2 Specify objectives and targets established for the Employee and to communicate to the Employee the Employer's expectations of the Employee's performance expectations and accountabilities;
- 2.3 Specify accountabilities as set out in the Performance Management Plan (Annexure A);
- 2.4 Monitor and measure performance against set targeted outputs;
- 2.5 Use the Performance Management Agreement and Performance Management Plan as the basis for assessing whether the employee has met the performance expectations applicable to his job;
- 2.6 Appropriately reward the Employee in accordance with the Employer's performance management policy in the event of outstanding performance; and

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2.7 Give effect to the Employer's commitment to a performance-orientated relationship with the Employee in attaining equitable and improved service delivery.

COMMENCEMENT AND DURATION

2019 This Agreement will commence on the 1 JULY 2018 and will remain in force until 30 JUNE 2019;

- 3.1 where after a new Performance Management Agreement, Performance Management Plan and Personal Development Plan shall be concluded between the parties for the next financial year or any portion thereof.
- 3.2 The parties will review the provisions of the Agreement during February each year. The parties will conclude a new Performance Management Agreement and Performance Management Plan that replaces this Agreement at least once a year by not later 31 July.
- 3.3 This Agreement will terminate on the termination of the Employee's contract of employment for any reason.
- 3.4 The content of this Agreement may be revised at any time during the above- mentioned period to determine the applicability of the matters agreed upon.
- 3.5 If at any time during the validity of this Agreement the work environment alters (whether as a result of government or council decisions or otherwise) to the extent that the contents of this Agreement are no longer appropriate, the contents shall immediately be revised.

PERFORMANCE OBJECTIVES

- 4.1 The Performance Plan (Annexure A) sets out-
 - 4.1.1 The performance objectives and targets that must be met by the Employee; and
 - 4.1.2 The time frames within which those performance objectives and targets must be met.
- 4.2 The performance objectives and targets reflected in Annexure A are set by the Employer in consultation with the Employee and based on the Integrated Development Plan and the Budget of the Employer, and shall include key objectives; key performance indicators; target and weightings.
- 4.3 The key objectives describe the main tasks that need to be done. The key performance indicators provide the details of the evidence that must be provided to show that a key objective has been achieved. The target dates describe the timeframe within which the work must be achieved. The weightings show the relative importance of the key objectives to each other.
- 4.4 The Employee's performance will, in addition, be measured in terms of contributions to the goals and strategies set out in the Employer's Integrated Development Plan.

PERFORMANCE MANAGEMENT SYSTEM

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- 5.1 The Employee agrees to participate in the performance management system that the Employer adopts or introduces for the Employer, management and municipal staff of the Employer.
- 5.2 The Employee accepts that the purpose of the performance management system will be to provide a comprehensive system with specific performance standards to assist the Employer, management and municipal staff to perform to the standards required.
- 5.3 The Employer will consult the Employee about the specific performance standards that will be included in the performance management system as applicable to the Employee.

6 THE EMPLOYEE AGREES TO PARTICIPATE IN THE PERFORMANCE MANAGEMENT AND DEVELOPMENT SYSTEM THAT THE EMPLOYER ADOPTS

- 6.1 The Employee undertakes to actively focus towards the promotion and implementation of the KPAs (including special projects relevant to the employee's responsibilities) within the local government framework.
- 6.2 The criteria upon which the performance of the Employee shall be assessed shall consist of two components, both of which shall be contained in the performance agreement.
 - 6.2.1 The Employee must be assessed against both components, with a weighting of 80:20 allocated to the Key Performance Areas (KPAs) and the Competency Requirements (Leading & Core) (CRs) respectively.
 - 6.2.2 Each area of assessment will be weighted and will contribute a specific part to the total score.
 - 6.2.3 KPAs covering the main areas of work will account for 80 weighting and CRs will account for 20 weighting of the final assessment.
- 6.3 The Employee's assessment will be based on his/her performance in terms of the outputs/ outcomes (performance indicators) identified as per attached Performance Plan (Annexure A), which are linked to the KPA's, and will constitute 80 weighting of the overall assessment result as per the weightings agreed to between the employer and Employee:

Key Performance Areas (KPA's)	Weighting:"A
Municipal Transformation and Organizational Development	53%
Good Governance and Public Participation	45%
Local Economic Development	2%
TOTAL	100%

The Employee's assessment will be based on his/her performance in terms of the outputs/ outcomes (performance indicators) identified as per attached Performance Plan (Annexure A), which are linked to the KPA's, and will constitute 80 weighting of the overall assessment result as per the weightings agreed to between the employer and Employee.

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The six (6) core competencies that act as drivers to ensure that the leading competencies are executed at an optimal level.

LEADING COMPETENCY I	REQUIREMENTS	WEIGHTS %
Strategic Direction and Leadership	 Impact and influence Institutional Performance Management Strategic Planning and Management Organizational Awareness 	10
People Management	 Human Capital Planning & Development Diversity Management Employee Relations Management Negotiation and Dispute Management 	10
Program & Project Management	 Program & Project Planning and Implementation Service Delivery Management Program & Project Monitoring & Evaluation 	20
Financial Management	Budget Planning & ExecutionFinancial Strategy & DeliveryFinancial Reporting & Monitoring	20
Change Leadership	 Change Vision & Strategy Process Design & Improvement Change Impact Monitoring & Evaluation 	20
Governance Leadership	Policy FormulationRisk and Compliance ManagementCooperative Governance	20
CORE COMPETENCIES		7
Moral Competence	-100	
Planning and Organi Analysis and Innova		
	mation Management	
Communication		
Result and Quality F	ocus	
TOTAL		100 %

7 EVALUATING PERFORMANCE

- 7.1 The Performance Management Plan (Annexure A) to this Agreement sets out-
 - 7.1.1 The standards and procedures for evaluating the Employee's performance; and
 - 7.1.2 The intervals for the evaluation of the Employee's performance.

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- 7.2 Despite the establishment of agreed intervals for evaluation, the Employer may in addition review the Employee's performance at any stage while the contract of employment remains in force.
- 7.3 Personal growth and development needs identified during any performance review discussion must be documented in a Personal Development Plan as well as the actions agreed to and implementation must take place within set time frames.
- 7.4 The Employee's performance will be measured in terms of contributions to the goals and strategies set out in the Employer's IDP.
- 7.5 The annual performance appraisal will involve:
 - 7.5.1 Assessment of the achievement of results as outlined in the performance Plan:
 - (a) Each KPA should be assessed according to the extent to which the specified standards or performance indicators have been met and with due regard to hoc tasks that had to be performed under the KPA;
 - (b) An indicative rating on the five-point scale should be provided for each KPA;
 - (c) The applicable assessment rating calculator must then be used to add the scores and calculate a final KPA score.

7.5.2 Assessment of the CRs

- (a) Each CR should be assessed according to the extent to which the specified standards have been met;
- (b) An indicative rating on the five-point scale should be provided for each CR;
- (c) The applicable assessment rating calculator must then be used to add the scores and calculate a final CR score.

7.5.3 Overall rating

An overall rating is calculated by using the applicable assessment-rating calculator. Such overall rating represents the outcome of the performance appraisal.

7.6 The assessment of the performance of the Employee will be based on the following rating scale for KPA's and CRs:

OVERALL PERFORMANCE	RATING	PERFORMANCE SCORE
Unacceptable Performance	1	0% - 59% and below
Performance does not meet the standard expected for		

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OVERALL PERFORMANCE	RATING	PERFORMANCE SCORE
the job. The employee has failed to demonstrate the commitment level expected in the job despite management efforts to encourage improvement.		
Performance Not Fully Effective		
Performance is below the standard required for the job in key areas. Performance meets some of the standards expected for the job.	2	60% – 69%
Performance Fully Effective		
Performance fully meets the standards expected in all areas of the job	3	70% – 79 %
Performance Significantly Above Expectations/		
Exceptional Performance	4	80% – 89 %
Performance is significantly higher than the standard expected in the job.		
Outstanding Performance		
Performance far exceeds the standard expected of an employee at this level.	5	90% – 100 %

- 7.7 For purposes of evaluating the performance of the Chief Audit Executive, an evaluation panel constituted by the following persons must be established
 - 7.7.1 Municipal Manager;
 - 7.7.2 Chairperson of the Performance Audit Committee or Audit Committee in the absence of a Performance Audit Committee;
 - 7.7.3 Member of the Mayoral Committee;
 - 7.7.4 Municipal Manager from another Municipality; and

8 SCHEDULES FOR PERFORMANCE REVIEWS

8.1 The performance of each Employee in relation to his or her performance agreement shall be reviewed on the following dates with the understanding that reviews in the first and third quarter may be verbal if performance is satisfactory:

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Quarter	Timeline	Date of the Review
First Quarter	July – September 2019	October 2019
Second Quarter	October – December 2019	January 2020
Third Quarter	January – March 2020	April 2020
Fourth Quarter	April – June 2020	n/a

- 8.2 The Employer shall keep a record of all formal and informal reviews, including the mid-year review and annual assessment meetings.
- 8.3 Performance feedback shall be based on the Employer's assessment of the Employee's performance.
- 8.4 The Employer will be entitled to review and make reasonable changes to the provisions of Annexure "A" from time to time for operational reasons. The Employee will be fully consulted before any such change is made.
- 8.5 The Employer may amend the provisions of Annexure "A" whenever the performance management system is adopted, implemented and/or amended as the case may be. In that case the Employee will be fully consulted before any such change is made.

9 DEVELOPMENTAL REQUIREMENTS

The Personal Development Plan (PDP) for addressing developmental gaps is attached as Annexure B.

10. OBLIGATIONS OF THE EMPLOYER

- 10.1 The Employer shall:-
- 10.1.1 Create an enabling environment to facilitate effective performance by the Employee;
- 10.1.2 Provide access to skills development and capacity building opportunities;
- 10.1.3 Work collaboratively with the Employee to solve problems and generate solutions to common problems that my impact on the performance of the Employee;
- 10.1.4 On the request of the Employee delegate such powers reasonably required by the Employee to enable him/ her to meet the performance objectives and targets established in terms of this Agreement; and
- 10.1.5 Make available to the Employee such resources as the Employee may reasonably require from time to time to assist him/her to meet the performance objectives and targets established in terms of this agreement.

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11 CONSULTATION

- 11.1 The Employer agrees to consult the Employee timeously where the exercising of the powers will have amongst others –
- 11.1.1 A direct effect on the performance of any of the Employee's functions;
- 11.1.2 Commit the Employee to implement or to give effect to a decision made by the Employer; and
- 11.1.3 A substantial financial effect on the Employer.
- 11.2 The Employer agrees to inform the Employee of the outcome of any decisions taken pursuant to the exercise of powers contemplated in 11.1 as soon as is practicable to enable the Employee to take any necessary action without delay.

12. MANAGEMENT OF EVALUATION OUTCOMES

- 12.1 The evaluation of the Employee's performance will form the basis for rewarding outstanding performance or correcting unacceptable performance.
- 12.2 A performance bonus of 5% to 14% of the inclusive annual remuneration package may be paid to the Employee in recognition of outstanding performance.

Perfor	mance Rating		Bonus Amount
1.	0% - 59%	Performance Unacceptable	0% of total package
2.	60% - 69%	Performance Not Fully Effective	
3.	70% - 79%	Performance Fully Effective	Remuneration Progression
4.	80% - 89%	Performance Significantly Above Expectations/ Exceptional Performance	Remuneration Progression 5% - 9% of Total Package
5.	90% - 100%	Outstanding Performance	Remuneration Progression 10% - 14% of total package

- 12.3 The Employee will be eligible for progression to the next higher remuneration package, within the relevant remuneration band, after completion of at least twelve months (12) service at the current remuneration package on 30 June (end of financial year) subject to a fully effective performance assessment results and above.
- 12.4 In the case of unacceptable performance, the Employer shall -
 - 12.4.1 Provide systematic remedial or developmental support to assist the Employee to improve his or her performance; and
 - 12.4.2 After appropriate counseling and having provided the necessary guidance and/ or support as well as reasonable time for improvement in performance, the Employer may consider steps to terminate the contract of employment of the employee on grounds of unfitness or incapacity to carry out his or her duties.

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13 DISPUTE RESOLUTION

- 13.1 Any disputes about the nature of the employee's performance agreement, whether it relates to key responsibilities, priorities, methods of assessment and/ or any other matter provide for, shall be mediated by
 - 13.1.1 The Executive Mayor within thirty (30) days of receipt of a formal dispute from the Employee; or
 - 13.1.2 Any other person appointed by the Executive Mayor.
- 13.2 In the event that the mediation process contemplated above fails, clause 19.3 of the Contract of Employment shall apply.

14 GENERAL

- 14.1 The contents of this agreement and the outcome of any review conducted in terms of Annexure A may be made available to the public by the Employer.
- 14.2 Nothing in this agreement diminished the obligations, duties or accountabilities of the Employee in terms of his/ her contract of employment, or the effects of existing or new regulations, circulars, policies, directives or other instruments.

Thus done and signed at KRUGGRS DOREN this the 1777	.day of
AS WITNESSES:	EXECUTIVE MANAGER: CORPORATE
Thus done and signed at MARKSTRP on this the	SUPPORT SERVICES
AS WITNESSES:	Made
2. Alaneke	MUNICIPAL MANAGER

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The MSCOA Project refers to the line item as per the approved Budget. The allocated amount include only the Executive Manager's office administration and employee related costs.

PERFORMANCE MEASUREMENT	PERFORMANCE MEASUREMENT	1= 0-59% completeness of leave	register 7= 60%-69%% completeness of	leave register	3= 70%-79% completeness of	leave register 4= 80%-	eness of le	register	5= 90% - 100% completeness of	leave register	- LANGE OF THE STATE OF THE STA	1- 09/ 50% implementation in	ine with the plan	mented in	with the plan 3= 70%	plemented	the plan 4=80% to 89%	Implemented in line with the plant 90% to 5=100% inniemented in	line with the plan		1= Regulatory compliance	Movember 2019	2= Regulation/compliance	framework approved by 30 October	2019	3= Regulatory compliance	framework approved by 30	September 2019	4= Regulatory compliance	1= Report on the compliance	framework submitted to the MM for	EXCO after 30 October 2019	2= Report on the compliance	fraamework submitted to the MM	for EXCO after 1 October 2019	3= Report on the compliance	framework submitted to the MM for EXCO before 30 September 2019
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PROGRAMME/ RESPONSIBLE PROJECT PERSON	Executive Manager: Corporate Support Services				Corporate Support Services				Executive Manager	Services							
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													5= 60 employment opportunities created
Total=100													

PERFORMANCE MEASUREMENT	RESPONSIBLE PERSON	Executive Manager: Corporate Support Services		Executive Manager: Corporate Support Services				Executive Manager: Corporate Support Services				1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Support Services			Executive Manager: Corporate	sacvices	
TYPE OF EVIDENCE	EVIDENCE	Departmental status report on the implementation of the strategies		Four (4) 2018/2019 Performance Management Agreements signed with Managers				Proof on the submission of PDPs for Senior Managers Executive Manager: Corporate to Learning and Development Sub-division for Support Services	implementation			Project Plan(s) and Reports on the implementation or	Quarterly SDBIP Reports			SDBIP Quarterly Performance Reports from	oring and Evaluation Division	
RESPONSIBLE PERSON		Departmental		Four (4) 20 Agree				Proof on the su to Learning				Project Plan(s)				SDBIP Qu		
PROGRAMME QUARTER PROJECT MILESTONE	PERFORMANCE MEASUREMENT	1= 0%-59% implementation in line with the plan 2= 60% to 69% implementation in line with the plan 3= 70% - 79% implementation in line with the plan 4= 80% - 89% implementation in line with the plan 5= 90% - 100% implementation in line with the plan the plan	1= 4 Performance Management Agreements signed after the 30/09/2019 2= 4 Performance Management Agreements signed after the 15/09/2019	3= 4 Performance Management Agreements signed by the 31/08/2019	4≈ 4 Performance Management Agreements signed by the 20/08/2019	5=4 Performance Management Agreements signed by the 10/08/2019	1=PDPs developed by 30 November 2019	2=PDPs developed by 31October 2019 3=PDPs developed by 30 September 2019	4=PDPs developed by 15 September2018	5=PDPs developed by 31 August 2019	1= 70-60% and below implementation within set timeframes	2= 71-79% implementation within set timeframes	3= 80% implementation within set timeframes	4= 81-90% implementation within set timeframes	5= 91-100% implementation within set timeframes	1= 80% implementation of the SDBIP 2= 85% implementation of the SDBIP 3= 90% implementation of the SDBIP	4= 92% implementation of the SDBIP 5= 94% implementation of the SDBIP	1= 20% and more increase of UIF
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KEY PERFORMANCE INDICATOR		Implementation of planned strategies as per approved IDP		No. of Individual Performance Management Agres signed with Managers by 31 August 2019				Development of Personal Development Plans (PDPs) for Managers					Operational Programs/ Projects implemented			Service		
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MSCOA	SERIAL	% leadership		•		nent and sent								Management	,			
SDBIP PLANNING REF.NO LEVEL	CORE MANAGERIAL COMPETENCIES	Strategic direction & leadership				People Management and Empowerment								Program and Project Management				

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PERFORMANCE MEASUREMENT	ecutive Manager: Corporate Support Services	Executive Manager: Corporate Support Services	Executive Manager: Corporate Support Services	Executive Manager: Corporate Support Services	ecutive Manager: Corporate Support Services	Executive Manager: Corporate Support Services	
TYPE OF EVIDENCE	1 July 2018 to 30 June 2019 In year monitoring report Executive Manager: Corporate Support Services	1 July 2018 to 30 June 2018 In year monitoring report	Change Management Plan for the projects to be Ex implemented	Agenda and Attendance Register of departmental Ex meetings	Revised and Developed Policies vs Policies submitted Executive Manager: Corporate to Council in the 2018/2019 financial year for Approval	Dashboard Risk Management Reports from M&E	
RESPONSIBL	1 July 2018 to	1 July 2018 te	Change M	Agenda an	Revised and to Council in 1	Dashboard	
PROGRAMME/ RESPONSIBLE PROJECT PERSON			ntation			AAAAA WAAAAA AAAAA AAAAA AAAAA AAAAA	
QUARTER	{	nt nt nt	1=59% and Below implementation 2≃60-79% Implementation 3=80% Implementation 4=82% implementation 5=84%Implementation	\$ \$ \$ \$	3elow -	3elow	
ANNUAL	2= 10% increase of UIF 3= 10% reduction of UIF 4= 20% reduction of UIF 5= 30% reduction of UIF		1=59% and Below imple 2=60-79% Implementat 3=80% Implementation 4=82% Implementation 5=84%Implementation	1= 2 meetings 2= 3 meetings 3≈ 4 meetings 4= 5 meetings 5= 6 meetings	1=59% and Below 2=60-79% 3=80% 4=81-90% 5=91-100%	1=59% and Below 2=60-79% 3=80% 4=82% 5=84%	
BASELINE	Fruitless (UIF)	nd of financial	ntation		Sej	agement	
WEIGHTING MEASURE	% Reduction of Unauthorized Irregular Frui expenditure	% of MIG funded capital budget spent at the end of financial year	% Change Management Plan Implementation	Communication to employees	Revision and Development of Policies	% Implementation of the annual risk management implementation plan	
	ion of Unautho	ded capital bu	апде Мападеп	Communicat	vision and De	mentation of th impleme	port Services
KEY PERFORMANCE INDICATOR	% Reduct	% of MIG fun	% Chi		æ.	eldml %	Coporate Sup
WARD TO BENEFIT	1	10	10	10	10	10	Cutive Manager: Coporate Support Services
MSCOA PROJECT	LEVEL ancial Manage		Change Leadership		Governance Leadership		by the Execution icipal Manager
PLANNING							Signed and Accepted by the Execution Ratha Ramatihape Date: 17/06/2020 Approved by the Municipal Manager Maanda Pringle Raedani Date: 17/06/2020
SDBIP REF.NO							Signed ar Ratha Ra Date: // Approvec