

**MAKHADO LOCAL MUNICIPALITY**  
**OFFICE OF THE DIRECTOR CORPORATE SERVICES**

MINUTES OF THE VIRTUAL ONE HUNDRED AND FIFTY EIGHTH (158<sup>th</sup>) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD ON WEDNESDAY, 31 MARCH 2021 AT 14:00.

**PRESENT**

**Councillors**

BABADU, TM  
 BALIBALI, T  
 BALOYI, R S  
 BULALA, S I  
 CHILILO, N F  
 DAVHANA, N D  
 DU PLOOY, A  
 FURUMELA, M G  
 GABARA, M J  
 HLONGWANI, B F  
 KHODOGA, J  
 KUTAMA, N  
 LUDUVHUNGU, V S  
 MACHETE, M S  
 MADULA, S  
 MADUWA, E  
 MADUWA, L G  
 MADZHIGA, F N  
 MAINGO, R T  
 MALANGE, T M  
 MALIMA, M E  
 MALIVHA, N V  
 MALULEKE, K M  
 MAMAFHA, T C  
 MAMAFHA, T J  
 MAMOROBELA, T P  
 MASENGANA, M L

MASUKA, S  
 MASUTHA, L G  
 MATUMBA, A  
 MBOYI, M D  
 MOHLABA, T J  
 MPASHE, M J  
 MTHOMBENI, S Z  
 MUKWEVHO, G T  
 MUKHARI, M F  
 MULEFU, M E  
 MUNYAI, N  
 MUNYAI, N S  
 NEMUDZIVHADI, N S  
 NETHULWE, M F  
 NYELISANI, S S  
 RALIPHADA, R  
 RAMUSHAVHA, M G  
 RATSHIKUNI, D  
 SESHOKI, T  
 SINYOSI, S M  
 TAMBANI, T E  
 TSHIAMBWA, L R  
 TSHIBVUMO, G  
 TSHILAMBYANA, M S

**Officials**

R V PHALANNDWA	(ACTING MUNICIPAL MANAGER)
N G RALIPHADA	(ACTING CHIEF FINANCIAL OFFICER)
H J LUKHELI	(ACTING DIRECTOR COMMUNITY SERVICES)
S G MAGUGA	(ACTING DIRECTOR CORPORATE SERVICES)
M G RALISHUKU	(ACTING DIRECTOR TECHNICAL SERVICES)
M D MUNYAI	(ADMINISTRATIVE OFFICER: COMMITTEES)

**Traditional Leaders**

None

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**REMARK:**

The Acting Municipal Manager, Mr R V Phalanndwa read the application for leave of absence received from the Speaker, Cllr L B Mogale. Council took note. The Rules of Order, 2016, clause 18.1 determines as follows: *“At every meeting of the Council, the Speaker, or if he/she is not present, an Acting Speaker shall be the Chairperson. An Acting Speaker may be elected by the majority of councillors present at any meeting of the Council where the Speaker is not present.”*

The Acting Municipal Manager proceeded with the process to elect an acting Speaker for the duration of the Council meeting. Cllr M R Magada proposed, duly seconded by Cllr N S Nemudzivhadi that Cllr K M Maluleke be appointed as Acting Speaker. The proposal was accepted in general and Cllr K M Maluleke took the chair.

#### 1. **OPENING**

The acting Speaker, Cllr K M Maluleke ruled that a moment of silence be observed for meditation and prayer, where after he declared the meeting officially opened and welcomed everyone present.

He expressed that Councillors be reminded of the Municipality's Vision and Mission as follows:

**Vision:** *"A dynamic hub for socio-economic development by 2050"*

**Mission:** *"To ensure effective utilization of economic resources to address socio-economic imperatives through mining, agriculture and tourism"*

#### 2. **NOTICE OF THE MEETING**

The acting Speaker confirmed that all members had received notice of the virtual meeting, i.e. by sms, by e-mail, and hard copy format.

#### 3. **OFFICIAL ANNOUNCEMENTS**

The acting Speaker, Cllr K M Maluleke announced that the Municipal Offices would close for the Easter weekend at 12:00 on Thursday, 1 April 2021. All emergency and standby municipal services will continue uninterrupted during all public holidays.

#### 4. **APPLICATION FOR LEAVE OF ABSENCE**

RESOLVED –

THAT leave of absence be granted in terms of the provisions of Rule 21 of the Council's Rules of Order, 2016 published under Provincial Gazette Notice no. 2736 dated 29 July 2016 in respect of the virtual Special Council meeting held on 31 March 2021 to Cllr N B Jones, M R Magada, L B Mogale, K S Ramavhoya and K Maphubu.

#### **REMARK:**

4.1 The following councillors were absent from the Special Council meeting held on 31 March 2021: Cllrs T E Dzivhani, B K Jones, T Kutama, J Lukheli, L M Mathalise, M R Mokgoadi, T D Mukwevho, P N Musandiwa, M D Ndou, M N Ndou, M C Nematandani, M G Phoshoko, T A Maraga, M A Mashamba, M A Selapyana, N J Simangwe, E T Sithi and S S Tshifura.

4.2 The following traditional leaders were absent from the Special Council meeting held on 31 March 2021: Khosi T G Muila, Hosi S T Mukhari, Khosi V C Ramabulana, Hosi H S Mukhari, Khosi N T L Mashamba, Khosi P V Kutama, Khosi P Netsianda,, Khosi F Molema and Khosi M M Mphephu did not participate in the meeting.

4.3 One vacancy existed with the passing away of Cllr A G Rashamuse on 9 November 2020.

4.4 One vacancy existed with the passing away of Khosi R H Sinthumule.

5. **REPORT OF THE EXECUTIVE COMMITTEE AND SECTION 79 COMMITTEES**

(a) **Recommendations of the Executive Committee in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): March 2021**

531<sup>st</sup> Executive Committee meeting held on 25 March 2021

532<sup>nd</sup> Executive Committee meeting held on 31 March 2021

(b) **Recommendations of the Section 79 Oversight Committees in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): March 2021**

80<sup>th</sup> Section 79 Oversight Committee: Corporate Services meeting: 25 March 2021

55<sup>th</sup> Section 79 Oversight Committee: Finance meeting: 29 March 2021

47<sup>th</sup> Section 79 Oversight Committee: Development Planning meeting: 26 March 2021

33<sup>rd</sup> Section 79 Oversight Committee: Technical Services: 26 March 2021

29<sup>th</sup> Section 79 Oversight Committee: Community Services: 29 March 2021

**ITEM A.20.31.03.21 (originally A.20.30.03.21)**

**PERSONNEL: EXTENSION OF ACTING PERIOD: DIRECTOR COMMUNITY SERVICES  
(5/1/2/10; 5/6/4)**

RESOLVED A.20.31.03.21 (COUNCIL)

1. THAT subject to approval by the MEC for Cooperative Governance, Human Settlement and Traditional Affairs, Limpopo the Manager Community Services, Mr H J Lukheli be designated to act for a further period in the capacity as Director Community Services, commencing with effect from 16 April 2021 to 15 July 2021, or such earlier date which precedes the date on which a successful candidate commences duty as Director, whichever may be the earliest date. (DCS)
2. THAT application for extending the acting capacity in the vacant post of Director Community Services as set out in paragraph 1 above be submitted to the MEC for Cooperative Governance, Human Settlement and Traditional Affairs for approval in terms of section 56(1) (a) (ii) (c) of Local Government: Municipal Systems Act, 2000. (DCS)

ActingDCOMS\_itm (March2021)

**ITEM A.21.31.03.21 (originally A.21.30.03.21)**

**TOWN-PLANNING: DRAFT REVIEW: INTEGRATED DEVELOPMENT PLAN (IDP):  
2021/22  
(15/8/1)**

RESOLVED A.21.31.03.21 (COUNCIL)

THAT Council considers and adopts the 2021/22 Draft IDP Review. (DDP)

DraftIDP2021-2022\_itm

**ITEM A.22.31.03.21 (originally A.22.30.03.21)****FINANCES: DRAFT ANNUAL BUDGET 2021/2022 FINANCIAL YEAR  
(2021/2022)**

## RESOLVED A.22.31.03.21 (COUNCIL)

1. THAT the Draft Capital and Operational Estimates for the 2021/2022 financial year as more fully recorded in **Annexure A** attached to the report in this regard be tabled. (CFO)
  
2. THAT the following 2021/2022 financial year's budget related policies be tabled as more fully set out in **Annexure B1 to B23** attached to the report in this regard-
  - 2.1. Virement Policy
  - 2.2. Credit Control and Debt Collection Policy
  - 2.3. Borrowing policy
  - 2.4. Expenditure Management Policy
  - 2.5. Funding and Reserves Policy
  - 2.6. Budget Policy
  - 2.7. Framework for cash flow management
  - 2.8. Asset management policy
  - 2.9. Subsidy for indigent household policy
  - 2.10. Debt written off policy.
  - 2.11. Property Rates Policy
  - 2.12. Supply Chain Management Policy
  - 2.13. Revenue Management Policy
  - 2.14. Travel and Subsistence Policy
  - 2.15. Investment Policy
  - 2.16. Acquisition and use of Cellular phones Policy.
  - 2.17. Petty cash policy
  - 2.18. Car allowance policy
  - 2.19. Fleet Management policy
  - 2.20. Tariff Policy
  - 2.21. Customer Care Policy
  - 2.22. Contract Management Policy
  - 2.23. Cost Containment Policy
  
- By-Laws
  - 2.24. Makhado Credit Control and Debt Collection By-Laws
  - 2.25. Property Rates By-Law (CFO)
  
3. THAT the amendment to the contents of the Property Rates By-law, 2021 and the Credit Control and Debt Collection By-law, 2021 be tabled as more fully set out in **Annexure B24 and B25** of the report in this regard, and that the necessary promulgation be undertaken after public consultation thereof. (CFO)

4. THAT the amendment to the contents of the Budget Related Policies as reflected in the **Annexure B**, be tabled to Council. (CFO)
5. THAT the increase in 2021/2022 municipal tariffs and charges be tabled as more fully set out in the various notices of **Annexure C** attached to the report in this regard, and the necessary promulgation thereof be done in terms of the provisions of Local Government: Municipal Systems Act, 2000. (CFO)
6. THAT it be noted that the Draft 2021/2022 Estimates will after approval by the Council in terms of section 24 of the Municipal Finance Management Act, be submitted to National Treasury and the Provincial Treasury. (CFO)
7. THAT on page EC 2021/483 the project name “Refurbishment and upgrading (baseball facility) VLEIFONTEIN tennis court” be changed to read “Refurbishment and upgrading (basketball facility) VLEIFONTEIN tennis court”. (CFO)
8. THAT with reference to the second table, item 1 on page EC 2021/473, Operational Budget – LED Projects, the project description be amended to read “Naming of Streets in towns in Municipal area”. (CFO)

Draft Budget2021-2022\_itm

**ITEM A.23.31.03.21 (originally A.23.30.03.21)**

**COUNCIL LAND: APPLICATION FOR REGISTRATION OF WATER PIPELINE SERVITUDE FROM NEW WASTE WATER TREATMENT WORKS, LOUIS TRICHARDT TOWNSHIP TO LIMPOPO DAIRY FARM (7/4/1/3)**

**RESOLVED A.23.31.03.21 (COUNCIL)**

THAT the proposed application for Grey Water pipeline servitude with an extent of 1.1km from new waste water treatment works as source for its irrigation in the feed production, Louis Trichardt Township to Limpopo Dairy farm that was received from Zolarity Investments (PTY) Ltd be approved, subject to the following conditions:

1. In terms of the provisions of section 79(18) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended the intention register the servitude be advertised in one (1) of the local newspapers for comments and objections should there be any.
2. The property / servitude be for the sole source for irrigation in the feed production.
3. A market related payment of municipal land be determined by a Professional Valuator in the course of that be collected by the Department of Finance.
4. The applicant will be responsible for all related servitude registration costs, and the servitude be registered at the Deeds Office.
5. A site development design be submitted prior to any pipe installations to Planning Department and all development must be in accordance with the Louis Trichardt Town Planning Scheme, 2000.

6. The applicant be informed in terms of the provisions of item 10(4) read with item 18(4) of the Makhado Local Municipality Land Sale and Lease Policy Council Resolution A.148.30.10.18 (Originally A.148.25.10.18) that a request in the above regard cannot be processed unless first confirmed in writing that they will bear all costs relative to the advertisement and valuation.
7. That the applicant will be responsible for the payment of property rates on the Land value in line with the prescripts of the Property Rates Act. (DDP)

GreyWaterPipeline\_itm2

**ITEM A.24.31.03.21 (originally A.24.30.03.21)**

**DOMESTIC SERVICES: REVIEW OF ADMINISTRATIVE AND GOVERNANCE RELATED POLICIES – ALL MUNICIPAL DEPARTMENTS, 2021/22 FINANCIAL YEAR (8/B)**

RESOLVED A.24.31.03.21 (COUNCIL)

THAT note be taken of the status of administrative and governance related policies of the respective municipal departments, as recorded in the report in this regard, and that Heads of Departments further process the policies **for review** and tabling in Council for the 2021/22 Financial Year cycle, and that final versions be submitted for approval to Council at its special meeting scheduled for 27 May 2021.

AdminGovernancePoliciesReview2021\_itm

(MM/ALL DIRS)

\* \* \* \* \*

The meeting was closed and adjourned at 14:47.

Approved and confirmed in terms of the provisions of Clause 22.1 of the Rules of Orders, 2016 promulgated in Provincial Gazette Notice No. 2736 of 29 July 2016 under Local Authority Notice 125, by a resolution of the Council passed at the meeting held on 29 April 2021.

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**CHAIRPERSON**

MDM/lh/SpecialCouncilMinutes\_158