

MAKHADO LOCAL MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE ONE HUNDRED AND SEVENTH (107th) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 10 MARCH 2016 IN THE COUNCIL CHAMBER, CIVIC CENTRE, KROGH STREET, MAKHADO AT 14:00.

PRESENT

Councillors

BALIBALI, N P	MATUMBA, M T
BALOYI, R S	MMBADI, T A
BALOYI, N B	MOGALE, L B
CHILILO, N F	MPASHE, M (left 14:50)
DAVHANA, N D	MUDAU, T S
DU PLOOY, A	MUKHAHA, A J
GABARA, M J	MUKHARI, M F
HLABIOA, M M	MULOVHEDZI, M D
HLONGWANI, F B	MUNYAI, N S
KUTAMA, N	MUTAVHATSINDI, F D
LERULE-RAMAKHANYA, M M	MUTELE, T M
LUDERE, R	NDWAMBI, M T
LUDUVHUNGU, N S	NDZOVELA, N G
MADAVHU, F F	NELUVHOLA, A T
MADZHIGA, F N	NEMAFHOHONI, M G
MAFHALA, N A	NGOBENI, N E
MAGADA, M R	NKANYANE, R G
MAHLADISA, S V	RAMUDZULI, S D
MAKHUVHA, V S	REKHOTSO, S M
MALANGE, R	RIKHOTSO, F J
MALANGE, T M	SELEPE, M R
MAMAFHA, T J	SHANDUKANI, M J
MAMROBELA, T P	SINYOSI, S M
MAPHAHLA, A Z	THANDAVHATHU, R
MAPHALA, O S	TSHAVHUYO, T G
MASHIMBYE, P F	UNDERWOOD, J P
MATHOMA, M P	
MATODZI, T A	

Traditional Leaders

NONE

Officials

I P MUTSHINYALI	(MUNICIPAL MANAGER)
M P MAKHUBELA	(CHIEF FINANCIAL OFFICER)
N C KHARIDZHA	(DIRECTOR: CORPORATE SERVICES)
C W MOLOKOMME	(DIRECTOR: TECHNICAL SERVICES)
M D SINTHUMULE	(DIRECTOR: DEVELOPMENT PLANNING)
M J KANWENDO	(DIRECTOR: COMMUNITY SERVICES)
M D MUNYAI	(ADMINISTRATIVE OFFICER: COMMITTEES)

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1. OPENING

The Speaker, Cllr L B Mogale ruled that a minute of silence be observed for meditation and prayer, whereafter she declared the meeting officially opened and welcomed everyone present.

She expressed that all be reminded of the Municipality's Vision and Mission as follows:

Vision "A Dynamic Hub For Socio – Economic Development By 2025"

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

2. APPLICATION FOR LEAVE OF ABSENCE

RESOLVED –

THAT leave of absence be granted in terms of the provisions of Rule 5 of the Council's Rules and Orders published under Provincial Gazette Notice no. 1391 dated 31 August 2007 in respect of the Special Council meeting held on 10 March 2016 to Cllrs H F Mathavha, D T Ratshikuni, M S Mamatsiari, N J Matumba, M G Mahani, Q Ratshivhombela, S Masuka, M P Rasimphi, M S Machete and E H Ludere.

REMARK:

The following Councillors were not present at the meeting:

1. Cllrs K A Hlungwani, M R Madzivhandila, M P Mazibuko, M D Mboyi, S Z Mthombeni, T P Netshivhulana, R T Makhubele, T C Mamafha, L M Mathalise, M S Tshilambyana and M E Malima.
2. Khosi M C Masakona, Hosi H N Majosi, Hosi J Baloyi, Hosi T J Mukhari, Khosi N T L Mashamba, Khosi T P Nesengani, Khosi T R V Mashau, Khosi R H Sinthumule, Khosi S T Mukhari and Khosi V C Ramabulana.

REMARK:

Khosi M W Netsianda, Khosi M A Madzivhandila, Khosi S A Mulima and Hosi M S Bungeni had passed away.

3. OFFICIAL ANNOUNCEMENTS

- 3.1 The Speaker, Cllr L B Mogale announced that an official opening ceremony of Ledig Road will be held at Tshikota Community Hall on Friday, 11 March 2016 at 11:00. All councillors were invited to attend.
- 3.2 The Speaker, Cllr L B Mogale announced that all Councillors were invited to attend a meeting to discuss the establishment of a satellite campus of the University of Venda in Makhado town on Friday, 11 March 2016 at 14:00 at Executive Committee Chamber.

4. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY THE SPEAKER

The Speaker, Cllr L B Mogale proposed congratulations to the "Ambassador of Peace" Makhado Municipality, Mr A A Chaya for celebrating his 85th birthday on Thursday, 10 March 2016.

5. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY OTHER COUNCILLORS

- 5.1 Cllr N S Luduvhungu proposed congratulations to Mr Ramuswei, Principal of Tshithwa Secondary School who hired bus transport to go to Bungeni, Department of Home Affairs to apply for their identity documents. She further proposed congratulations to all workers of SASSA Bungeni for the good work they were doing in the community. She also congratulated Takalani Mashudu Old Age Home for participating in a sports tournament with twelve (12) other teams.

- 5.2 Cllr T J Mamafha proposed congratulations to the leadership the of African National Congress Youth League in Vhembe Region, especially Makhado Region, for conducting a successful lecture under the theme “Freedom in our Lifetime” which was delivered on Friday, 4 March 2016 to more than 200 delegates.
- 5.3 Cllr T G Tshavhuyo proposed congratulations to Makhado Municipality for arranging a successful Imbizo at Ha-Mashau, which was well attended. He further congratulated President of the Republic of South Africa, Mr Jacob Zuma on his official visit to Nigeria wherein he concluded By-lateral Agreement with his counter party in Nigeria, President Muhammadu Buhari.
- 5.4 Cllr N A Mafhala proposed congratulations to Ward Councillors of the Democratic Alliance in Tshikota, Cllr A du Plooy and the proportional Councillor, Cllr N B Baloyi for the sterling work they were doing at Tshikota township.
- 5.5 Cllr N R Thandavhathu proposed congratulations to Mr Mpfeleni Mukhidi of Dzumbathoho who donated furniture to Vhulaudzi Traditional Authority.

(REMARK:

Cllr R Ludere corrected Cllr N A Mafhala’s statement about Cllr A du Plooy being a Ward Councillor of Tshikota. He pointed out that Tshikota Township is one of the constituencies of Ward 21 which also consists of Old Town and Songozwi. He further stated that such proposal is derogatory to the residents of Ward 21.

Cllr F D Mutavhatsindi proposed, duly seconded by Cllr P F Mashimbye, that Cllr N B Baloyi and Cllr M Mpashe who disrupted the ceremony of the official opening of Tshikota road, must appear before the Rules and Ethics Committee for a disciplinary process.

Before the consideration of item 6 “Matters Considered” Cllr M Mpashe left the meeting without the permission of the Speaker.)

6. MATTERS CONSIDERED:

6.1 Report of the Executive Committee in terms of section 59(1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) for the month of March 2016

The report of the 397th Executive Committee meeting held on 10 March 2016

ITEM A.40.10.03.16

FINANCES: DRAFT CAPITAL AND OPERATIONAL ESTIMATES: 2016/2017 TO 2018/2019 FINANCIAL YEAR (6/1/1 (2016/2017))

REMARK

The item was referred as item B.9.10.03.16

ITEM A.41.10.03.16

TOWN-PLANNING AND CONTROL: DRAFT INTEGRATED DEVELOPMENT PLAN REVIEW 2016/2017 (15/7/1, 15/8/1 & 6/1/1(2016/17))

REMARK

The item was referred as item B.10.10.03.16

(REMARK: Item CA.42.25.02.16 was considered at the 106th Special Council meeting held on 25 February 2016)

ITEM A.43.10.03.16

COUNCIL LAND: REMAINDER OF PORTION 1 OF THE FARM RIETVLY 276 LS: COMPLIANCE WITH LEASE AGREEMENT AND VALIDITY OF MINING RIGHTS: W G WEARNE (PTY) LTD
(7/3/2/3)

REMARK

The item was referred as item B.11.10.03.16

ITEM A.44.10.03.16

TOWN PLANNING AND CONTROL: MAKHADO MUNICIPALITY SPATIAL PLANNING, LAND DEVELOPMENT AND LAND USE MANAGEMENT BY-LAW, 2016
(12/3/2)

RESOLVED A.44.10.03.16 (COUNCIL)

1. THAT the Makhado Municipality Spatial Planning, Land Development and Land Use Management By-law, 2016 as attached to the report in this regard, be approved. (DDP)
2. THAT the Spatial Planning, Land Development and Land Use Management By-law, 2016 be submitted to Rural Development and Land Reform for gazetting after Council's approval.
(DDP)
3. THAT the Spatial Planning, Land Development and Land Use Management By-law, 2016 be reviewed during the 2017/18 financial year to accommodate amendments that might arise during implementation. (DDP)
4. THAT it be noted that no objections to the Spatial Planning, Land Development and Land Use Management By-law, 2016 were received. (DDP)

SpatialPlanningLandUseBylaw2016_itm

CONFIDENTIAL

ITEM CA.45.10.03.16

CONFIDENTIAL MATTER

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6.2 Report of the Executive Committee in terms of section 59(1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) for the month of March 2016

The report of the 397th Executive Committee meeting held on 10 March 2016

ITEM B.9.10.03.16

**FINANCES: DRAFT CAPITAL AND OPERATIONAL ESTIMATES: 2016/2017 TO 2018/2019 FINANCIAL YEAR
(6/1/1 (2016/2017))**

REMARK

The item was referred from item A.40.10.03.16

RESOLVED B.9.10.03.16 (EXECUTIVE COMMITTEE)

THAT the matter be referred back for administration to align the relevant information with DORA allocations for 2016/2017 affecting all our grant allocations, promulgated in Government Gazette No. 39746 on 26 February 2016, which was received on 1 March 2016. (CFO)

DraftBudget2016-2017_itm

ITEM B.10.10.03.16

**TOWN-PLANNING AND CONTROL: DRAFT INTEGRATED DEVELOPMENT PLAN REVIEW 2016/2017
(15/7/1, 15/8/1 & 6/1/1(2016/17))**

REMARK

The item was referred from item A.41.10.03.16

RESOLVED B.10.10.03.16 (EXECUTIVE COMMITTEE)

THAT the matter be referred back for administration to align the relevant information with DORA allocations for 2016/2017 affecting all our grant allocations, promulgated in Government Gazette No. 39746 on 26 February 2016, which was received on 1 March 2016. (CFO)

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ITEM B.11.10.03.16

**COUNCIL LAND: REMAINDER OF PORTION 1 OF THE FARM RIETVLY 276 LS: COMPLIANCE WITH LEASE AGREEMENT AND VALIDITY OF MINING RIGHTS: W G WEARNE (PTY) LTD
(7/3/2/3)**

REMARK

The item was referred from item A.43.10.03.16

RESOLVED B.11.10.03.16 (EXECUTIVE COMMITTEE)

THAT the matter be referred back pending further investigation regarding the rental issue and the status of the lease agreement between Makhado Municipality and Wearne (Pty) Ltd which includes the benefits of the local community. (DDP)

MineralRightsWearne_itm

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The meeting was closed and adjourned at 15:38.

Approved and confirmed in terms of the provisions of Clause 34 of the Rules and Orders, 2007 promulgated in Provincial Gazette No. 1391 of 31 August 2007 under Local Authority Notice 228, by a resolution of the Council passed at the meeting held on 28 April 2016.

CHAIRPERSON

MDM/lh/SpecialCouncilMinutes_107