

# MAKHADO LOCAL MUNICIPALITY

## OFFICE OF THE DIRECTOR CORPORATE SUPPORT AND SHARED SERVICES

MINUTES OF THE NINETY FIRST (91<sup>ST</sup>) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 28 AUGUST 2014 IN THE COUNCIL CHAMBER, CIVIC CENTRE, KROGH STREET, MAKHADO AT 15:00.

### PRESENT

#### Councillors

BALOYI, S R	MPASHE, M
BALOYI, N B	MTHOMBENI, S Z
DAVHANA, D	MUDAU, T S
GABARA, M J	MUKHAHA, A J
HLABIOA, M M	MUKHARI, M F
HLUNGWANI, K A	MUTAVHATSINDI, F D
LERULE-RAMAKHANYA, M M	NDWAMMBI, M T
LUDERE, R	NDZOVELA, N G
LUDUVHUNGU, V S	NELUVHOLA, A T
MACHETE, M S	NEMAFHOHONI, M G
MADAVHU, F F	NETSHIVHULANA, T P
MADZHIGA, F N	NGOBENI, N E
MAFHALA, N A	RASIMPHI, M P
MAKHUBELA R T	RATSHIVHOMBELA, M Q
MAKHUVHA V S	REKHOTSO, S M
MALANGE, R	RIKHOTSO, F J
MAMAFHA, T J	SELEPE, M R
MAMATSIARI, M S	SHANDUKANI, M J
MAPHAHLA, A Z	SINYOSI, S M
MAPHALA, O S	THANDAVATHU, R
MASUKA, S	TSHAVHUYO, T G
MATHALISE, L M	TSHILAMBYANA, M S
MATODZI, A M	UNDERWOOD, J P
MATUMBA, M T	
MOGALE, L B	

#### Traditional Leaders

NONE

#### Officials

I P MUTSHINYALI	(MUNICIPAL MANAGER)
M P MAKHUBELA	(CHIEF FINANCIAL OFFICER)
M D SINTHUMULE	(DIRECTOR DEVELOPMENT & PLANNING)
M J KANWENDO	(DIRECTOR COMMUNITY SERVICES)
N C KHARIDZHA	(ACTING DIRECTOR CORPORATE 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, where after she declared the meeting officially opened and welcomed everyone to Makhado Municipality:

*“A Dynamic Hub For Socio – Economic Development By 2025”*

*“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 28 August 2014 to Cllrs A du Plooy, M T Mutele, M D Mulovhedzi, M R Magada, F Chililo, R Malange, N Kutama, N F Mathavha, M E Malima, B F Hlongwane, M P Mathoma, R G Nkanyane, S V Mahlادisa, T P Mamorobela, P F Mashimbye, N S Munyai and D T Ratshikuni.

### **REMARK:**

The following Councillors and Traditional Leaders were not present at the meeting:

- 2.1 Cllrs N P Balibali, E H Ludere, M R Madzivhandila, M G Mahani, M P Mazibuko, M D Mboyi, T A Mmbadi, T C Mamafha and S D Ramudzuli.
- 2.2 Hosi M S Bungeni, Khosi S A Mulima, Khosi M C Masakona, Hosi H N Majosi, Hosi J Baloyi, Hosi T J Mukhari, Khosi M W Netsianda, Khosi N T L Mashamba, Khosi T P Nesengani, Khosi T R V Mashau, M A Madzivhandila, Khosi R H Sinthumule, Khosi S T Mukhari and Khosi V C Ramabulana.

## **3. OFFICIAL ANNOUNCEMENTS**

- 3.1 The Speaker, Cllr L B Mogale announced that the Premier of Limpopo Province, Mr Chupu Mathabatha will be visiting Musekwa Village on Friday, 29 August 2014 at 09:00, all councillors were invited to attend.
- 3.2 Cllr R S Baloyi announced that sixty five (65) employees of Makhado Municipality will be participating on SAIMSA Games between 19 to 27 September 2014, accompanied by five (5) councillors.

## **4. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY THE SPEAKER**

None

## **5. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY OTHER COUNCILLORS**

- 5.1 Cllr F D Mutavhatsindi proposed condolences to the family of Masindi Madagani who has lost her life in a car accident, she was a member of Limpopo Provincial Task Team of African National Congress Youth League and a member of Young Communist League of South Africa. She will be laid to rest on Saturday, 30 August 2014. May her soul rest in peace. He further proposed condolences to the family of Munyai, a ward councillor in Thulamela who lost her life. May her soul rest in peace. He further proposed congratulations to Makhado Municipal Administration led by the Municipal Manager, Chief Financial Officer and the entire administration together with the collective leadership of councillors which play an oversight role and as a result the Municipality was awarded a trophy by SALGA for being the most 2014 Improved Financial Management in the Province.
- 5.2 Cllr J P Underwood proposed congratulations to the Proteas for winning against Australia and for being recognised as one of the best teams in the world. She also proposed congratulations to South African rugby team for winning against Argentina.

- 5.3 Cllr S Masuka proposed congratulations to the Democratic Alliance (DA) for not attending today's Council meeting and everything had went well in their absence.

6. **MATTERS CONSIDERED:**

**Resolutions of the Council in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): 91<sup>st</sup> Special Council Meeting: 28 August 2014**

**The report of the 356<sup>th</sup> Executive Committee meeting held on 21 August 2014.**

**The report of the 357<sup>th</sup> Executive Committee meeting held on 28 August 2014.**

**ITEM A.117.28.08.14 (originally A.117.30.10.14)**

**FINANCES: 2014/2015 to 2016/2017 IDP AND BUDGET TIME SCHEDULE  
(6/1/1(2014/2015) & 15/7/1)**

RESOLVED A.117.28.08.14 -

THAT Council approve the 2014/2015 to 2016/2017 IDP and Budget Time Schedule as proposed in Annexure A attached to the report in this regard that has been compiled in accordance with the guidelines of National Treasury and that Administrative Management as well as Political structures comply fully with the requirement to adhere to the time schedule.

IDP&BudgetTimetable\_itm

(CFO/DDP)

**(REMARK:** Item A.118.30.10.14 will be considered at the ordinary Council meeting to be held on 30 October 2014)

**ITEM A.119.28.08.14 (originally A.119.30.10.14)**

**FINANCES: REQUEST FOR CONDONEMENT OF UNAUTHORISED EXPENDITURE FROM 2011/12 FINANCIAL YEAR: DEPRECIATION ACCOUNTING JOURNAL  
(6/13/2/3)**

RESOLVED A.119.28.08.14 -

THAT Council approves the write-off an amount of R 124 208 021.00 of this non-cash item of depreciation accounting journal passed in the accounting books of Makhado Municipality which resulted in this item being classified as unauthorized expenditure.

(CFO)

UnauthorisedNonCashItem\_itm

**(REMARK:** Item A.120.30.10.14 will be considered at the ordinary Council meeting to be held on 30 October 2014)

**ITEM A.121.28.08.14 (originally A.121.30.10.14)****FINANCE: ASSESSMENT OF CONTRACTED SERVICE PROVIDERS 2013/14:  
PERFORMANCE OF SERVICE PROVIDERS (4TH QUARTER)  
(10/1/5/2)**

RESOLVED A.121.28.08.14 -

THAT in terms of clause 116 of the Municipal Finance Management Act, Act No. 56 of 2003, the assessment report of contracted service providers be noted and approved by the Council.

AssessmentServiceProvidersQ4\_itm

(CFO)

**ITEM A.122.28.08.14 (originally A.122.30.10.14)****FINANCES: END OF THE YEAR STOCK COUNTING REPORT 2013/14  
(8/1/1 & 6/1/1(2014/2014))**

RESOLVED A.122.28.08.14 –

1. THAT the end of the year stock report for 2013/2014 financial year be approved.  
(CFO)
2. THAT slow moving items to the value of R160 268,12 be written down to nett realizable value.  
(CFO)
3. THAT Department Corporate Services take all possible steps to ensure stability and continuity of the computer networks at Municipal Stores in Voster Street.

StockCounting2013-2014\_itm

(DCS)

**(REMARK:** Items A.123.30.10.14 to A.137.30.10.14 will be considered at the ordinary Council meeting to be held on 30 October 2014)

**ITEM A.138.28.08.14****PERSONNEL: AMENDMENT OF EXTERNAL BURSARY POLICY, 2014  
(5/5/5/3)**

RESOLVED A.138.28.08.14 -

THAT the External Bursary Policy, 2013 approved under Council Resolution A.121.5.11.13 be amended as recorded in the report in this regard and the External Bursary Policy, 2014 attached to the report in this regard be approved and implemented accordingly with effect of date of this Council Resolution, with the following amendments:

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- The heading of the table under 11.1 the second last column be amended from the word “Criteria” to the word “Points”.
- Item 3 in the table under 11.1 the third column add the word “per annum” after R40 000 and add the word “per annum” after R70 000 in both lines.

Bursary Policy

(DCS)

**ITEM A.139.28.08.14****TOWN PLANNING AND CONTROL: FORMATION OF VHEMBE DISTRICT MUNICIPAL TRIBUNAL AS PER SPATIAL PLANNING AND LAND USE MANAGEMENT ACT, 2013 (ACT NO. 16 OF 2013) (12/3/2)**

RESOLVED A.139.28.08.14 -

THAT the Makhado Municipality does not participate in a District Joint Municipal Planning Tribunal but opt to form its own Tribunal for the implementation of the Spatial Planning and Land Use Management Act, 2013 (Act No. 16 of 2013). (DDP)

FormationDistrictTribunal\_itm

**ITEM A.140.28.08.14****FINANCES: PROVISIONAL ANNUAL FINANCIAL STATEMENTS FOR THE YEAR ENDING 30 JUNE 2014: SECTION 122 OF MUNICIPAL FINANCE MANAGEMENT ACT (6/13/2/1)**

RESOLVED A.140.28.08.14 -

THAT the provisional Annual Financial Statements for the period ending 30 June 2014 as submitted in terms of the provisions of section 122 of the Municipal Finance Management Act, be noted by Council.

ProvisionalAnnualStatements\_itm

(CFO)

**ITEM A.141.28.08.14****FINANCES: REQUEST TO WRITE OFF VAT RELATED TRANSACTIONS (6/3/1/B)**

RESOLVED A.141.28.08.14 -

1. THAT Council approves the write off of the closing balances of VAT input and output transactions of prior periods which affected financial year vat as at 30 June 2014. (CFO)
2. THAT note be taken that the write off is done to ensure proper accounting treatment on VAT in the annual financial statements as the closing balance for June 2013 still reflects as the opening and balance for 2013/14 financial year. (CFO)

WriteOffVAT\_itm

**ITEM A.142.28.08.14****FINANCES: PROCUREMENT: CLAUSE 36: DEVIATION FROM PROCUREMENT PROCESSES: PURCHASE OF CONCRETE POLES FOR MAINTENANCE OF ELECTRIC NETWORK  
(8/3/2/1)****REMARK:**

Cllr N D Davhana proposed, duly seconded by Cllr L M Mathalise, that on page SCM 2014/258, condition no. 5 be removed and on page SCM 2014/259 recommendation no. 2 be removed, and the 3<sup>rd</sup> recommendation be that Council condone the deviation.

RESOLVED A.142.28.08.14 –

1. THAT the Accounting Officer must try by all means to follow the Supply Chain Management Policy as a tool. According to Supply Chain Management Policy, goods or services above a transaction value of R200,000.00 (VAT included) and long term contracts, must only be procured through a competitive bidding process. (CFO)
2. THAT the budgeted money by Council which is R1,250,000.00 be used for the project until the adjustment budget is made to complete the project. (CFO)
3. THAT Council condone the deviation.

MPACConcretePoles\_itm

**ITEM A.143.28.08.14****PERFORMANCE MANAGEMENT: SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN: SDBIP ANNUAL PERFORMANCE REPORT 2013/14 FINANCIAL YEAR  
(10/1/4/1 – 10/1/4/8)**

RESOLVED A.143.28.08.14 -

THAT Council takes note of the service delivery reports in relation to the approved SDBIP for the 2013/14 financial year as submitted by Performance Management Unit and attached to the report in this regard as Annexure.

AnnualPerformanceReportSDBIP2013-14\_itm

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The meeting was closed and adjourned at 15:41.

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 14 October 2014.