

MAKHADO LOCAL MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE ONE HUNDRED AND TWENTY FOURTH (124th) URGENT SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 7 SEPTEMBER 2017 IN THE COUNCIL CHAMBER, CIVIC CENTRE, KROGH STREET, MAKHADO AT 14:00.

PRESENT

Councillors

BABADU, T M
BALIBALI, T
BALOYI, R S
BULALA, S T
CHILILO, N F
DAVHANA, N D
DU PLOOY, A
DZIVHANI, T E
GABARA, M J
HLONGWANE, F B
KUTAMA, T
MACHETE, M S
MADULA, S
MADUWA, E
MADUWA, L G
MADZHIGA, F N
MAGADA, M R
MALANGE, T M
MALIVHA, N V
MALULEKE, K M
MAMAFHA, T J
MAMROBELA, T P
MAPHUBU, K
MARAGA, T A
MASHAMBA, M A
MASIPA, M L
MASUKA, S
MASUTHA, L G

MATUMBA, A
MUKHARI, M F
MUKWEVHO, T D
MUKWEVHO, G T
MULEFU, M E
MUNYAI, N
MUNYAI, N S
MUSANDIWA, P N
NDOU, M N
NEMATANDANI, M C
NEMUDZIVHADI, N C
NETHULWE, M F
NYELISANI, S S
PHOSHOKO, M G
RALIPHADA, R
RAMOVHOYA, K S
RAMUSHAVHA, G M
RASHAMUSE, A G
RATSHIKUNI, D
SESHOKI, T
SIMANGWE, N J
SINYOSI, S M
SITHI, E T
TAMBANI, T E
TSHIAMBWA, L R
TSHIFURA, S S
TSHILAMBYANA, M S

Officials

| | |
|----------------|--|
| N C KHARIDZHA | (ACTING MUNICIPAL MANAGER & DIRECTOR CORPORATE SERVICES) |
| C W MOLOKOMME | (DIRECTOR TECHNICAL SERVICES) |
| R V PHALANNDWA | (ACTING DIRECTOR DEVELOPMENT PLANNING) |
| M P MAKHUBELA | (CHIEF FINANCIAL OFFICER) |
| T E SHIRINGANI | (ASSISTANT MANAGER: AUXILIARY & COMMITTEES) |
| S W MATHONSI | (SARGEANT OF ARMS) |

Traditional Leaders

KHOSI N T L MASHAMBA
KHOSI P V KUTAMA

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REMARK:

The Acting Municipal Manager, Mr N C Kharidzha read the apology of the Speaker, Cllr L B Mogale and according to the Rules of Order, 2016, clause 18.1 *“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.”*

Cllr M R Magada proposed, duly seconded by Cllr N V Malivha that Cllr N S Munyai be appointed as Acting Speaker.

1. OPENING

The Acting Speaker, Cllr N S Munyai ruled that a moment of silence be observed for meditation and prayer, whereafter he declared the meeting officially opened and welcomed everyone present.

He 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 21 of the Council’s Rules of Orders, 2016 published under Provincial Gazette Notice no. 2736 dated 29 July 2016 in respect of the Special Council meeting held on 7 September 2017 to Cllrs L B Mogale, M D Mboyi, C Maduwa, R Mokgoadi, N Kutama, T J Mohlaba, M G Furumela, R T Maingo, M Mpashe, L M Mathalise, S Z Mthombeni, N B Jones, M D Ndou and T C Mamafha.

REMARK:

2.1 Cllrs V S Luduvhungu, J Lukheli, M E Malima, A A Raphalalani, N A Mafhala and G Tshibvumo were not present at the meeting.

2.2 The following Traditional Leaders were not present at the meeting: Khosi T G Muila, Khosi V C Ramabulana, Khosi P Netsianda, Hosi H S Mukhari, Khosi M M Mphephu, Hosi S T Mukhari, Khosi R H Sinthumule and Khosi F Molema.

3. OFFICIAL ANNOUNCEMENTS

The Acting Municipal Manager, Mr N C Kharidzha announced that the Municipality managed to submit all documents required by the Auditor General in respect of the Annual Financial Statements for the period ending 30 June 2017 before the due date of 31 August 2017.

4. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY THE SPEAKER

None

5. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY PARTY SPOKESPERSON

5.1 Cllr A du Plooy proposed condolences to the Sadie and Van Biljon families who lost four (4) family members in a fatal car accident.

5.2 Cllr I S Bulala proposed congratulations to the President of the Economic Freedom Fighters, Mr Julius Malima for obtaining Bachelor of Arts Honours degree in Philosophy.

5.3 Cllr B F Hlongwane proposed congratulations to the African National Congress for electing an Alderman, Cllr Munyai, to act as Speaker for the 124th urgent Special Council meeting.

5.4 Cllr S Masuka proposed condolences to four families of Valdezia, i.e. Mamedza, Sithole, Maluleke and Matlharini, who lost four loved ones in a fatal car accident at Valdezia Bridge on 2 September 2017.

5.5 Cllr S Masuka proposed congratulations to the Deputy President, Mr C Ramaphosa for the manner in which he responded to questions raised at Parliament on 6 September 2017.

6. MATTER 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): September 2017

440th Executive Committee Meeting: 7 September 2017

6.2 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): September 2017

17th Section 79 Oversight Committee: Corporate Services Meeting: 7 September 2017

ITEM A.137.07.09.17

PERSONNEL: ACTING IN THE CAPACITY AS MUNICIPAL MANAGER FOR FURTHER PERIOD

(5/6/4; 5/3/4/9/2; 5/3/B)

REMARK:

When the recommendation of Executive Committee and Section 79 Committee: Corporate Services, which was similar, was put for consideration by Council, Cllr T A Maraga proposed, duly seconded by Cllr I S Bulala, that another Director, and not Mr M J Kanwendo, Director Community Services, be designated to act in the capacity as Municipal Manager.

Two opposing proposals were at hand and the Acting Speaker ruled that a vote be cast by the showing of hands. The results were as follows:

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| For the recommendation of Executive Committee and Section 79 Committee | : | 49 |
| For the proposal of Cllr T A Maraga | : | 5 |
| One (1) councillor abstained from the vote. | | |

The recommendation of Executive Committee and Section 79 Committee: Corporate Services was adopted by majority vote and recorded as Council's Resolution accordingly.

RESOLVED A.137.07.09.17 (COUNCIL)

1. THAT Council designate Mr M J Kanwendo to act in the capacity as Municipal Manager in terms of the provisions of section 54A (1) (b) of the Local Government Municipal Systems Act, No 32 of 2000 for a period of three (3) months with retrospective effect of 3 September 2017 for a further period not exceeding three (3) months) during which the appointment of a permanent municipal manager must be formally concluded. (DCS)

2. THAT Council apply for approval by the MEC for Local Government in terms of the provisions of Section 54 A (2A) (b) of the Local Government Municipal Systems Act, No 32 of 2000, that Director Community Services, Mr M J Kanwendo continue to act in the capacity as Municipal Manager for a further period of three (3) months commencing on 3 September 2017.
(DCS)
3. THAT Mr M J Kanwendo, Director Community Services, be appointed as acting Municipal Manager for such period when the acting capacity will automatically come to an end when the Municipal Manager is appointed by Council and he assumes his responsibility as Accounting Officer.
(DCS)

ActingMMSept2017

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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 26 October 2017.

CHAIRPERSON

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