

MAKHADO LOCAL MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE FIFTY THIRD (53RD) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD ON FRIDAY, 7 MARCH 2008 IN THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, KROGH STREET, LOUIS TRICHARDT AT 17:00.

PRESENT

Councillors

BALADZI P	MAUBA K D
CHAYA, A A	MAVHUNGU K
DU PLOOY A	MUDAU, T J
GUNDULA, A S	MUFAMADI M R
HELM M A	MUKHAHA A J
HOORZUK, J	MULOVHEDZI M D
KHUMALO D J	MUNUNGUFHALA N L
LEBEA M A	MUTAVHATSINDI F D
LOWANE L B	MUVHUMBE M A
MABOHO N K	NCHAUBA, T G
MABOHO T E	NDHLIWAYO, B T
MACHOVANI R C	NEMALEGENI P R J
MADUWA E	NEPHAWE, K P
MAGUGA S G	NGOBENI, E H
MAHLAULE N V	NGOBENI N E
MAHWAI S J	NKANYANI R G
MAKHADO, M M	NTHULANE L T
MAKHADO, M N	PHASWANA P
MAKHERA, M A	RADAMBA M S
MAKHUBELE R T	RAMASHIA N G
MALETE, D	RAMUDZULI S D
MANGANYI, S D S	REKHOTSO, S M
MASHABA T G	RIKHOTSO F J
MASHAMBA H A	RUMANI F F
MASHAU L P	SELEPE, M R
MASUKA S	SIKHUTSHI P
MATAMELA N S	SIPHUMA A L
MATODZI A N	TSHAVHUYO, T G

Traditional Leaders

None

Officials

A F MUTHAMBI	(MUNICIPAL MANAGER)
R H MALULEKE	(DIRECTOR FINANCE)
F MAMUREMI	(DIRECTOR TECHNICAL SERVICES)
L N SCHOEMAN	(ACTING DIRECTOR COMMUNITY SERVICES)
V NEMBUDANI	(MANAGER FINANCE)
N C KHARIDZHA	(ACTING DIRECTOR CORPORATE SERVICES)
J LUKHELI	(COUNCILLORS AFFAIRS: PERSONAL ASSISTANT)
T E SHIRINGANI	(ADMINISTRATIVE OFFICER: COMMITTEES)
L BOBODI	(PUBLIC RELATIONS OFFICER)

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1. OPENING

The Speaker, Cllr J Hoorzuk requested that a moment of silence be observed. She then declared the meeting officially opened and welcomed everyone present.

REMARK: At this moment the Speaker requested the Municipal Manager to introduce and explain the purpose for the presence of a guest from Provincial Treasury.

The Municipal Manager introduced Ms A Mathonsi, the Acting General Manager from the Provincial Treasury whose purpose for the visit was to address the concern of the National Treasury regarding the payment to Councilors of the 15% Municipal Council contribution to Councilor's Pension Fund. Ms A Mathonsi explained that the message from the National and Provincial Treasury was that the payment to Councilors was an irregular expenditure and therefore Councilors must return the money to Council immediately and the unfortunate part was that the Municipality received both the legal and audit opinions but Council insisted on Councilors being paid.

After the presentation Ms A Mathonsi left the Council Chamber. The Speaker then ruled that the message from Provincial Treasury would be considered at a later stage.

2. APPLICATION FOR LEAVE OF ABSENCE

RESOLVED –

THAT leave of absence be granted in accordance with 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 7 March 2008 to Cllrs. J F Smalle, Cllr S E Makhomisani, Cllr F M Mahani, Cllr O S Maphala, Cllr M M Makananise, Cllr N C Honwana, Cllr N G Ngwana, Cllr B Hlungwani and Cllr N J Murovhi.

REMARK:

The following councillors and traditional leaders did not sign the attendance register and therefore it cannot be confirmed that they were present at the meeting: Cllr R S Baloyi, Cllr W N Mashele, Cllr M S Mboyi, M N Mabila, J Matumba, M B Bopape, J Dzhombe and P Q Reyneke as well as Hosi M S Bungeni, Khosi M C Masakona, Hosi H M Majosi, Khosi M A Madzivhandila, Khosi N T L Mashamba, Hosi J Baloyi, Khosi V C Ramabulana, Hosi T J Mukhari, Hosi S T Mukhari and Hosi M W Netsianda.

3. OFFICIAL ANNOUNCEMENTS

None

4. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY THE SPEAKER

4.1 The Speaker proposed congratulations to Cllr A Chaya for donating 2 x 80kg mealie meal to Elim Hlanganani.

4.2 The Speaker proposed condolences to the family of Vhamusanda Vho K P Manavhela in Ward 1 who passed away and would be buried on Saturday, 8 March 2008 at Ha-Manavhela Musanda, 19:20 in the evening.

5. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY OTHER COUNCILLORS

None

6. MATTERS CONSIDERED

Recommendations of the Executive Committee in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): 53rd Special Council Meeting: 7 March 2008

ITEM A.17.07.03.08 (originally A.17.24.04.08)

ESSENTIAL SERVICES: PROPOSED ROADS & STORM-WATER REPAIRS (LOUIS TRICHARDT TOWN): 2008/9 FINANCIAL YEAR: ALIGNMENT WITH STATE FISCAL YEAR (6/1/1(08/09))

REMARK:

The consideration of the item was deferred as some councillors did not receive the item which was contained in the first Supplementary Agenda of the Special Council meeting dated 3 March 2008.

ITEM A.23.07.03.08

ELECTIONS: MUNICIPAL ELECTORAL OFFICER FOR MAKHADO MUNICIPAL AREA (3/2/4/1/6)

RESOLVED A.23.07.03.08 –

1. THAT the Assistant Manager: Legal and Legislation, Mr N C Kharidzha, be identified and be recommended for appointment as the MEO in Makhado municipal area. (MM)
2. THAT in the light of paragraph 1 above, the Municipal Manager under delegated powers transfer a suitable official to Department Corporate Services to close the gap that would come about due to Mr N C Kharidzha's designation as MEO. (MM/ADCS)

ElectoralOfficer_itm

ITEM A.24.07.03.08

AUDIT COMMITTEE: EXTENSION OF TERM OF OFFICE TO 30 JUNE 2008 (4/11/1)

RESOLVED A.24.07.03.08 -

1. THAT the term of office of the members of the Audit Committee be extended to the end of the 2007/08 financial year, i.e. 30 June 2008. (DF)

2. THAT in the meantime, applications be requested from qualified candidates who wishes to serve in the Audit Committee and steps be taken to appoint an Audit Committee by no later than 1 July 2008. (DF)

AuditCommitteeExtension_itm

ITEM A.25.07.03.08

**MEETINGS: RECONSTITUTION AND APPOINTMENT OF MEMBERS OF COUNCIL COMMITTEES
(4/3/1)**

RESOLVED A.25.07.03.08 –

1. THAT the Chairperson of the Executive Committee expedite the deployment of councillors to various Committees of Council. (DComs)
2. THAT Council approve the deployment of Chairperson of Council Committees as reflected in paragraph 3 below. (DCS)
3. THAT in view of paragraph 1 above, Council Committees be in the interim composed of members as set out below:

COMMITTEE	MEMBERS - COUNCILORS
1. ROADS, TRANSPORT AND DISASTER	Matamela, N S (Chairperson) Murovhi, N J Mashele, W N Rikhotso, F J Ngwana, A G Du Plooy, A Ramashia, N G Malete, D Mauba, D Makhado, M
2. FINANCE	Mashaba, T G (Chairperson) Matodzi, A N Lebea, M E Muvhumbe, M A Makhado, M M Smalle, J F Makananise, M M Mukhaha, A J Mashau, L P Phaswana, P
3. SPORTS AND RECREATION	Masuka, S (Chairperson) Ramudzuli, S D Tshavhuyo, G Makhubele, R Baladzi, P Mashamba, H A Makhera, M A Mufamadi, M R Siphuma, A L Nemalegeni, P R J
4. SPECIAL FOCUS: YOUTH, ELDERLY, GENDER, DISABLED, CHILDREN AND TRADITIONAL AFFAIRS	Makhomisani, S E (Chairperson) Khumalo, J D Chaya, A

	Ndlhiwayo, B T Maduwa, E Maboho, T E Helm, M A Manganyi, S D S Mahlaule, N V Ngobeni, E H
5. TECHNICAL SERVICES AND INFRASTRUCTURE	Mutavhatsindi, F D (Chairperson) Bopape, B Masuka, S Mavhungu, K Rumani, F F Lebea, M E Smalle, J F Makananise, M M Baloyi, R S
6. COMMUNITY SERVICES	Lowane, L B (Chairperson) Mahwai, S J Dzhombe, J Mulovhezi, D Mboyi, D Matumba, J Rekhotso, S M Makhado, M N Mashau, L P Gundula, S
7. CORPORATE SERVICES	Mudau, T J (Chairperson) Nthulane, L T Matamela, N S Radamba, M Hlongwane, B F Phaswana, P Sikhutshi, P Mahane, M E Nephawe, P Ngobeni, E
8. CORPORATE SUB-COMMITTEES	
A. LABOUR FORUM	Sikhutshi, P Mahani, M E Ngobeni, N E
B. EMPLOYMENT EQUITY	Mudau, T Nephawe, P Sikhutshi, O Mahani, M F Ngobeni, N E Phaswana, P Nthulani, L T Matamela, S
C. PENSION FUND	Ngobeni, N E Phaswana, P Nephawe, P
9. HOUSING	Reyneke, P (Chairperson) Selepe, M R Nchauba, T G Machobani, R G Sikhutshi, P Maboho, N K Maphala, O S Mauba, D Munungufhala, L Maguga, S G
10. RULES & ETHICS	Hoorzuk, J (Chairperson) Maguga, G Ramashia, G

	Makananise, M Matodzi, A N Mavhungu, K Mashau, L P Honwana, C Radamba, M Du Plooy, A
11. PLANNING, ECONOMIC DEVELOPMENT AND LAND REFORM	Muvhumbe, M A (Chairperson)

ReconstituteCommittees_itm(3)

(MM/ALL DIRS)

ITEM A.26.07.03.08

PUBLICITY: DRAFT ANNUAL REPORT 2006/7: APPROVAL AND SUBMISSION: DEPARTMENT NATIONAL TREASURY AND DEPARTMENT PROVINCIAL AND LOCAL GOVERNMENT
(10/1/2)

RESOLVED A.26.07.03.08 –

THAT a joint meeting of the Portfolio Committee: Finance and LED, Portfolio Committee: Corporate Services, Portfolio Committee Community Services and Portfolio Committee: Technical, Infrastructure and Land Reform be held on Tuesday, 4 March 2008 to enable members of the respective Portfolio Committees to make inputs on the 2006/7 draft annual report, and the report be submitted to the Executive Committee at its first following meeting.

AnnualReport06-07_itm(2)

(ADCS)

ITEM A.27.07.03.08

REPORTS AND SURVEYS: MID-YEAR PERFORMANCE ASSESSMENT: 2007/8 FINANCIAL YEAR: INDIVIDUAL REPORTS: RESPECTIVE MUNICIPAL DEPARTMENTS
(10/1/4/1; 10/1/2)

RESOLVED A.27.07.03.08 –

THAT the matter be deferred to the next Executive Committee meeting to be held on Thursday, 6 March 2008 for further consultation, input and advise by the respective Portfolio Committee.

MidYear07-08_itm(2)

(DF/ALL DIRS)

ITEM A.28.07.03.08

PUBLICITY: DRAFT ANNUAL REPORT 2006/7: APPROVAL AND SUBMISSION: DEPARTMENT NATIONAL TREASURY AND DEPARTMENT PROVINCIAL AND LOCAL GOVERNMENT
(10/1/2)

RESOLVED A.28.07.03.08 –

1. THAT the audited financial statements which were supposed to be part of the Annual Report be submitted to Council as soon as it is received from the Office of the Auditor-General.

(DF)

2. THAT all ward councillors convene mass Ward Committee meetings before 1 April 2008 for consideration of the Annual Report and that the minutes of such Ward Committee meetings be submitted to the Municipal Manager. (DComs)
3. THAT full time councillors together with the respective portfolio councillors and Executive Committee members meet on Tuesday, 11 March 2008 at 15:00 to make further inputs to the Annual Report. (ADCS)
4. THAT the members of the Oversight Committee who served for the purpose of the 2005/2006 Annual Report be appointed to again serve as members of the Oversight Committee for the 2006/2007 Annual Report.

AnnualReport06-07_itm(2)

(ADCS)

ITEM A.29.07.03.08

REPORTS AND SURVEYS: MID-YEAR PERFORMANCE ASSESSMENT: 2007/8 FINANCIAL YEAR: INDIVIDUAL REPORTS: RESPECTIVE MUNICIPAL DEPARTMENTS (10/1/4/1; 10/1/2)

RESOLVED TO RECOMMEND A.29.07.03.08 –

THAT all full time councillors together with the Executive Committee members and the respective Portfolio Councillors must meet on Tuesday, 11 March 2008 at 15:00 to make inputs to the Mid Year Progress Report, 2007/2008.

MidYear07-08_itm(2)

(ADCS)

CONFIDENTIAL

ITEM CA.30.07.03.08

CONFIDENTIAL MATTER

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The meeting was closed and adjourned at 19:10.

Approved and confirmed in terms of the provisions of section 27 of the Local Government Ordinance, 1939 (Ordinance 17 of 1939), by a resolution of the Council passed at the meeting held on 24 April 2008.

CHAIRPERSON

CNK/lh/SpecialCouncilMinutes_53