

## MAKHADO LOCAL MUNICIPALITY

### OFFICE OF THE DIRECTOR CORPORATE SUPPORT AND SHARED SERVICES

MINUTES OF THE SIXTY SEVENTH (67<sup>TH</sup>) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD ON FRIDAY, 28 MAY 2010 IN THE COUNCIL CHAMBER, CIVIC CENTRE, KROGH STREET, LOUIS TRICHARDT AT 17:00.

#### PRESENT

##### Councillors

BALADZI P	MATAMELA N S
BOPAPE M B	MATODZI A N
CHAYA A A	MATUMBA J
DU PLOOY A	MAUBA K D
DZHOMBE J	MAVHUNGU K
GUNDULA A S	MUFAMADI M R
HONWANA X N C	MULOVHEDZI M D
HOORZUK, J	MUNUNGUFHALA M L
KENNEALY A	MUTAVHATSINDI F D
KUMALO J D	NCHAUBA T G
LERULE M M	NDHLIWAYO B T
LOWANE L B	NEKHUMBE L M
MACHOVANI R G	NEPHAWE K P
MAGUGA S G	NGWANA A G
MAHANI M F	RADAMBA M S
MAHWAI S J	RAMASHIA N G
MAKANANISE M M	REKHOTSO, S M
MAKHADO M M	REYNEKE P Q
MAKHADO M N	RUMANI F F
MAKHERA M A	RIKHOTSO F J
MAKHOMISANI S E	SELEPE M R
MAPHALA O S	SIPHUMA A L
MASHELE W N	TSHAVHUYO T G

##### Traditional Leaders

HOSI MUKHARI S T

##### Officials

A S TSHIKALANGE	(MUNICIPAL MANAGER)
E L MUGARI	(DIRECTOR COMMUNITY SERVICES)
M D SINTHUMULE	(DIRECTOR DEVELOPMENT & PLANNING)
T E RALULIMI	(DIRECTOR TECHNICAL SERVICES)
H R MALULEKE	(CHIEF FINANCIAL OFFICER)
N C KHARIDZHA	(ACTING DIRECTOR CORPORATE SUPPORT & SHARED SERVICES)
L BOBODI	(PUBLIC RELATIONS OFFICER)
T E SHIRINGANI	(ADMINISTRATIVE OFFICER: COMMITTEES)
M D MUNYAI	(ADMINISTRATIVE OFFICER: COMMITTEES)

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## 1. OPENING

The Speaker, Cllr J Hoorzuk ruled that a moment of silence be observed for meditation and prayer, whereafter she welcomed everyone present and declared the meeting officially opened.

## 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 May 2010 to Cllrs M A Helm, S Masuka, N K Maboho, H A Mashamba, T J Mudau, D Mmboyi, E H Ngobeni, R G Nkanyani, E Maduwa, S D Ramudzuli, L Nthulane, M A Muvhumbe, N E Ngobeni and Maletle D.

### REMARK:

The following councillors and traditional leaders were not present at the meeting: R S Baloyi, B F Hlungwane, X N C Honwana, M E Lebea, M N Mabila, T E Mabila, T E Maboho, N V Mahlaule, S D S Manganyi, A J Mukhaha, N J Murovhi, P R J Nemalegeni, N E Ndobeni, Hosi M S Bungeni, Khosi S A Mulima, Khosi M C Masakona, Hosi H N Majosi, Khosi N T L Mashamba, Hosi J Baloyi, Khosi V C Ramabulana, Khosi M A Madzivhandila, Khosi T R V Mashau, Khosi T P Nesengani and Khosi M W Netsianda

## 3. OFFICIAL ANNOUNCEMENTS

- 3.1. The Mayor, Cllr M M Lerule announced that she celebrated earlier that day, on behalf of the Executive Committee, Soccer Friday with pupils and staff of Zoutpansberg Laerskool and whilst at the same time Cllr T G Tshavhuyo was celebrating Soccer Friday at Petamukanda Primary School.
- 3.2. The Mayor, Cllr M M Lerule announced that the Executive Mayor of Vhembe District Municipality, Cllr F P Mdaka invited all Councillors to the Vhembe District Municipality State of the District Address scheduled for 4<sup>th</sup> June 2010 at 17h00 at Malamulele Gymnasium Centre.
- 3.3. The Mayor, Cllr M M Lerule announced that the all Councillors and their partners were invited to the Makhado Municipality Budget Address at Dzanani Multi-Purpose Centre scheduled for Saturday 5<sup>th</sup> June 2010. The official invitation would be delivered during the week.

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

- 4.1 The Speaker, Cllr J Hoorzuk, proposed congratulations to Cllr J Dzhombe with his appointment as Quality Assurance Manager in the Department of Health and Social Development, Vhembe Region.
- 4.2 The Speaker, Cllr J Hoorzuk proposed congratulations to the Department of Local Government and Housing for building a house to a needy beneficiary with six young children at Ha-Munzhedzi (Makhado Municipality) and further congratulated Cllr A A Chaya for donating 80kg mealie meal, 2 litre fish oil, blankets, margarine and soap to the beneficiary of the house.

- 4.3 The Speaker Cllr J Hoorzuk proposed congratulations to the Mayor of Makhado Municipality, Cllr M M Lerule for bringing FIFA World Cup Trophy to Makhado Municipality wherein residents were photographed with the Trophy, which is a once in life time experience for same.

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

- 5.1. Cllr L P Mashau proposed congratulations to the Director Technical Service, Mr T E Ralulimi for the starling work that he was performing at Eltivillas and challenged Concillors to go and look for themselves.
- 5.2. Cllr K Mavhungu proposed congratulations to Cllr O S Maphala who organized a very successful Municipal Imbizo at Mavhunga Village which was graced by the Mayor, Members of Executive Committee, Councillors and the Municipal Manager together with senior officials.

## **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): 66<sup>th</sup> Special Council Meeting: 28 May 2010**

### **ITEM A.45.28.05.10 (originally A.33.28.05.10)**

#### **PUBLICITY: FINAL ANNUAL REPORT 2008/9: OVERSIGHT REPORT AND FINAL APPROVAL: SUBMISSION TO DEPARTMENT NATIONAL TREASURY AND DEPARTMENT PROVINCIAL AND LOCAL GOVERNMENT**

RESOLVED A.45.28.05.10

1. THAT it be noted that the Oversight Committee considered the first draft of the Annual Report, 2008/2009 and found it unacceptable. DCSS
2. THAT it be noted that the Oversight Committee considered the second draft of the Annual Report ,2008/2009 and can recommend that Council accepts the second draft of the Annual Report with the revisions as recommended by the Oversight Committee. DCSS
3. THAT Council is requested to accept the modus operandi of the Oversight Committee to allow the Municipality to review the first draft and provide a somewhat improved product and to do this in the light of the development of the officials of the Municipality due to the fact that this was the first Oversight Committee that performed their task to assess an Annual Report. DCSS

4. THAT due to the non-achievement of the deadline of 31 March 2010 and the fact that the Oversight Committee was only formed on 2 March 2010, Council herewith condones the late submission of the Oversight Committee's report. DCSS
5. THAT it be noted that this report is a combined report by the Oversight Committee on both the draft Annual Report, 2008/2009 submitted by the Municipality as well as the Auditor General's Report of the Audited Financial Statements for the period ending 30 June 2009. DCSS/CFO

**ITEM A.46.28.05.10 (originally A.34.28.05.10)**

**PLANNING : DRAFT IDP REVIEW 2010/11  
(15/7/1; 6/1/1(10/11))**

**Remark:** Cllr M F Mahani proposed, duly seconded by Cllr S G Maguga that the D3150 road from Tiyani which joins Giyani Middle Lethaba road, must be included in the IDP 2010/2011. The proposal was accepted unanimously and recorded as Council's Resolution.

**RESOLVED A.46.28.05.10**

1. That Council approve of the 2010/11 IDP Review that informs the 2010/11 Budget Estimates. (DDP)
2. THAT the prioritized list of roads which was submitted to Vhembe District Municipality still stand for 2010/11 financial year (DDP/DTS)
3. THAT the Social Cluster Project must include Moral Regeneration as submitted by Department of Community Services (DDP/DCOMS)
4. THAT the Sport and Youth programme must be separated and the budget for those programmes must be the budget submitted by the Department (DDP/DCOMS)
5. THAT the R14 m tax savings be ring fenced for and be utilized to fund the electrification projects. (CFO/DDP/DTS)
6. THAT Road D3150 road from Tiyani which joins Giyani Middle Letaba road which was removed from the IDP document, be re-inserted in the IDP document as agreed at meeting of Councillors held on 18 May 2010. (DDP/DTS)

**ITEM A.47.28.05.10 (originally A.35. 28.05.10)****FINANCES: CAPITAL AND OPERATIONAL ESTIMATES 2010/2011 TO 2012/2013  
FINANCIAL YEARS  
(6/1/1 (10/11))**

## RESOLVED A.47.28.05.10

1. THAT the Capital and Operational Estimates for the 2010/2011 financial year as more fully recorded in **Annexure A** attached to the report in this regard be approved and that the Accounting Officer proceed with the implementation of the budget in 2010/2011 financial year in terms of section 24 of the Local Government: Municipal Finance Management Act, 2003. (CFO)
2. THAT it be noted that the estimated revenue to fund the operational budget will amount to R 608 450 033 against a total estimated operational expenditure of R 608 326 458. (CFO)
3. THAT Council approve of the tariffs for municipal services as more fully set out in **Annexure 1** attached to the report in this regard and it be promulgated accordingly. (CFO)
4. THAT the following 2010/11 budget related policies:
  - 4.1 Credit Control and Debt Collection
  - 4.2 Indigent Subsidy
  - 4.3 Tariff and Free Basic Services
  - 4.4 Investment of Funds as more fully set out in Annexure 2 to Annexure 6 attached to the report in this regard, be approved.
  - 4.5 Investment of Funds Policy and Principles of writing-off irrecoverable debt.
  - 4.6 Asset Management. (CFO)
5. THAT it be noted that the 2010/11 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 relevant provincial treasury. (CFO)
6. THAT the part of the amount of R81-m which is allocated for electrification of houses projects must be transferred and described as such to be apportioned to specific villages by indicating the specific amount against each such village. (CFO)

**ITEM A.48.28.05.10 (originally A 36. 28.05.10)****PERSONNEL: 2010/11 ORGANIZATIONAL STRUCTURE REVIEW  
(5/1/2/1-10)**

RESOLVED A.48.28.05.10

1. THAT Council adopts the organizational structure attached to the report in this regard as Annexure 1 and that it be approved as Council's Organizational Structure, 2010 for implementation accordingly. (DCSS)
2. THAT the Organizational Structure, 2010 referred to in paragraph 1 above be subjected to a scientific work study process and that the Municipal Manager proceed with the necessary steps in this regard and submit the outcome according to the findings. (DCSS)

**ITEM A.49.28.05.10 (originally A.37.28.05.10)****ESSENTIAL SERVICES: APPOINTMENT OF INDEPENDENT DEVELOPMENT TRUST:  
ACCESS TO NEIGHBORHOOD PROGRAM FUND**

RESOLVED A.49.28.05.10

THAT it be approved that the Independent Development Trust (IDT) be appointed to on behalf of Makhado Local Municipality contend for funds from the Neighborhood Program Fund in order to implement projects under the Expanded Public Works Program (EPWP) in the municipal jurisdiction, subject to the following conditions: (DTS)

1. The IDT representative will work in close consultation with the Office of the Municipal Manager and the Director Technical Services and all municipal policies and legislative requirements will be complied with. (DTS)
2. The Municipality will not incur any expenditure to remunerate the IDT for the service in this regard. (DTS)
3. The projects identified in the EPWP which would be implemented, as well as the mode of implementing,, through such funding must be approved by Executive Committee before final implementation. (DTS)
4. The activity herewith approved is regarded as an urgent special effort to ensure improved service delivery in terms of the turn around strategy of local government and as a concerted effort to contribute to job creation in the municipal jurisdiction, and the SCM procedures therefore were not implemented in this case (CFO/ DTS)

**ITEM A.50.28.05.10 (originally A38.28.05.10)****COMMUNITY SERVICES: IDENTIFICATION OF DEVELOPMENT AREAS FOR THE CONSTRUCTION OF RDP HOUSING UNITS FOR THE FINANCIAL YEAR 2011/2012 AND 2012/2013  
(17/4/1 & 17/20)**

**Remark:** Cllr W N Mashele proposed duly seconded by Cllr N S Matamela that paragraph 2 to 5 of the Executive Committees Recommendations to Council be not adopted and that it be substituted for paragraph 2 to 4 as recorded in the Council Resolution herein below. The proposal was unanimously accepted and the recording done accordingly.

**RESOLVED A.50.28.05.10**

1. THAT Council takes note that eleven wards, namely, 7,9,13,14,15,24,25,26,34,36 and 37 have benefited by being allocated 1050 RDP Housing units during the financial year 2010/2011. (DDP)
2. THAT the following wards be prioritized for allocation of RDP Houses during 2011 and 2012 financial year: (DDP)

<b>WARDS</b>	<b>VILLAGES</b>
Ward 1	Muziafera and Tshilindi
Ward 2	N'wamatatani and Malonga
Ward 3	Tshivhulana and Kurhuleni
Ward 11	Mufeba and Sereni
Ward 12	Masekana and Madadzi
Ward 16	Makhakhi and Vhutuwangadzebu
Ward 17	Elim and Shihlobyeni
Ward 18	Maphage and Pfananani
Ward 19	Manyima and Maduwa
Ward 22	Tshiozwi and Madombidzha Zone 2
Ward 23	Madombidzha Zone 1 and Magau
Ward 32	Funyufunyu and Divhani
Ward 33	Mandiwana and Makatu

3. THAT the following wards be prioritized for allocation of RDP Houses during 2012 and 2013 financial year : (DDP)

<b>WARDS</b>	<b>VILLAGES</b>
Ward 4	Nesengani
Ward 5	Tiyani and Olifantshoek
Ward 6	Xihumu and Masakona

Ward 8	Njakanjaka and Matshila
Ward 10	Mutsetweni and Xitachi
Ward 13	Bokisi and Mbokota
Ward 20	Vleifontein
Ward 24	Madabani and Ravele
Ward 25	Midoroni and Muraleni
Ward 26	Tshikwarani and Muduluni
Ward 30	Maelula and Khunda
Ward 31	Phadzima & Tshitavha
Ward 34	Rabali & Matidza
Ward 35	Mawoni, Thembaluvhilo & Tshirolwe
Ward 36	Matsa and Tshikuwi Paradise
Ward 27	Mutsha
Ward 28	Tsianda and Mutsha
Ward 29	Tshakhuma
Ward 37	Musekwa and Khomele

4. THAT the 2011/2012 financial year incompleted Blocked Housing Projects in Ward 10 be completed by the Provincial Government as follows: (DDP)

Ward 10	Shitachi : 10 Mutsetweni : 10 Shihambanyisi : 10 Wayeni : 10
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The Speaker, Cllr J Hoorzuk declared the meeting officially closed and the meeting adjourned at 18:20.

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 29 July 2010.

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**CHAIRPERSON**