

## MAKHADO LOCAL MUNICIPALITY

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

MINUTES OF THE EIGHTY FIFTH (85<sup>TH</sup>) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 30 MAY 2013 IN THE COUNCIL CHAMBER, CIVIC CENTRE, KROGH STREET, MAKHADO AT 14:00.

#### PRESENT

##### Councillors

BALIBALI, N P	MATODZI, A M
BALOYI, R S	MATUMBA, M T
CHILILO, N F	MATUMBA, N J
DAVHANA, N D	MBOYI, M D
DU PLOOY, A	MOGALE, L B
GABARA, M J	MUKHAHA A J
KENNEALY, A	MUKHARI M F
KUTAMA, N	MUTAVHATSINDI F D
LUDERE E H	MUTELE, T M
LUDUVHUNGU, V S	NDWAMMBI, M T
MACHETHE, M S	NELUVHOLA, A T
MADZHIVHANDILA, M R	NETSHIVHULANA, T P
MAGADA, M R	NKANYANI, R G
MAHANI, M G	RASIMPHI, M P
MAKHUBELE R T	RATSHIKUNI, D T
MAKHUVHA, V S	RATSHIVHOMBELA, M Q
MALANGE, T M	RIKHOTSO, F J
MAMAFHA, T J	SAKHWARI I
MAMAFHA, T C	SINYOSI, S M
MAMATSIARI, M S	THANDAVATHU R
MAMOROBELA, T P	TSHAVHUYO, T G
MAPHAHLA, A Z	TSHILAMBYANA, M S
MAPHALA, O S	UNDERWOOD, J P
MATHALISE, L M	

##### Traditional Leaders

NONE

##### Officials

I P MUTSHINYALI	(MUNICIPAL MANAGER)
T S NDOU	(DIRECTOR CORPORATE SUPPORT & SHARED SERVICES)
T E RALULIMI	(DIRECTOR TECHNICAL SERVICES)
M P MAKHUBELA	(CHIEF FINANCIAL OFFICER)
M P SIDIMELA	(ACTING DIRECTOR DEVELOPMENT & PLANNING)
M J KANWENDO	(ACTING DIRECTOR COMMUNITY SERVICES)
M D MUNYAI	(ADMINISTRATIVE OFFICER: COMMITTEES)

#### 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.

## 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 30 May 2013 to Cllrs T A Mmbadi, N S Munyai, S Z Mthombeni, N G Ndzovela, M Hlabioa, N E Ngobeni, F F Madavhu, M M Ramakhanya-Lerule, R Malange, K A Hlungwani, S Masuka and M E Malima.

### REMARK:

1. The following Councillors and Traditional Leaders were not present at the meeting:
  - a. Cllrs F B Hlongwane, R Ludere, F N Madzhiga, H F Mathavha, M P Mathoma, M P Mazibuko, M D Mulovhedzi, M G Nemafohoni, S C Mahladasa, P F Mashimbye, S D Ramudzuli, F J Rekhotso, M R Selepe, M J Shandukani and T S Mudau.
  - b. Khosi M W Netsianda, Khosi N T L Mashamba, Khosi T R V Mashau, Hosi M S Bungeni, Khosi S A Mulima, Khosi M C Masakona, Hosi H N Majosi, Khosi T P Nesengani, Khosi R H Sinthumule, Hosi S T Mukhari, Hosi J Baloyi, Khosi V C Ramabulana, Khosi M A Madzivhandila and Hosi T J Mukhari.
2. That it be noted that there is a vacancy in Council in that Mrs Z Jooma has resigned as councillor of Makhado Local Municipality with retrospective effect of 20 May 2013.

## 3. OFFICIAL ANNOUNCEMENTS

- 3.1 The Speaker, Cllr L B Mogale officially announced that Cllr Z A Jooma has resigned as a proportional councillor of Makhado Municipality with effect of 20 May 2013.
- 3.2 The Speaker, Cllr L B Mogale officially announced that the Premier of Limpopo Province, Honourable Cassel Mathale would attend the Public Participation Programme at Bungeni Stadium on Friday, 31 May 2013 at 10:00.

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

None

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

- 5.1 Cllr R Thandavhathu proposed congratulations to Polokwane City Pillars for being promoted to the Premier Soccer League and Kaizer Chiefs for being crowned 2012/2013 Premier Soccer League Champions.
- 5.2 Cllr N Kutama proposed congratulations to all African Leadership for celebrating African Union.
- 5.3 Cllr N D Davhana proposed condolences to the bereaved family of the late Aluwani Phale, a resident of Madombidzha who was brutally murdered.

- 5.4 Cllr I Sakhwari proposed congratulations to Ward Councillor of Ward 21, Cllr A du Plooy together with the Municipal Manager of Makhado Local Municipality for a quick response in fixing the street lights in town.
- 5.5 Cllr R S Baloyi proposed congratulations to the administration of Technical Services Department for overall good progress on projects, and he further proposed condolences to the bereaved family of Cllr M P Mazibuko, a Ward Councillor of Ward 5, whose mother passed away. The funeral was scheduled for Saturday, 1 June 2013.
- 5.6 Cllr M S Tshilambyana proposed condolences to the bereaved family of Ward 13 who were involved in a horrible car accident that happened near Ben Lavin Lodge.
- 5.7 Cllr T J Mamafha proposed congratulations to the African National Congress Provincial Task Team for not disbanding Vhembe Region.
- 5.8 Cllr M Mutele proposed condolences to the bereaved family of the late Vuyo Mbuli, a national well known broadcaster of SABC 2 television station.

**6. MATTERS CONSIDERED:**

- 6.1 Resolutions of the Council in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): 85<sup>th</sup> Special Council Meeting: 30 May 2013**

**ITEM A.33.30.05.13**

**FINANCES: TENDERS AWARDED DURING THIRD QUARTER (ENDING MARCH 2013) OF THE 2012/2013 FINANCIAL YEAR (8/3/2/1)**

RESOLVED A.33.30.05.13 -

THAT note be taken of the nine (9) tenders awarded through the Bidding Committee procedure for the term January 2013 to March 2013, i.e. the 3<sup>rd</sup> Quarter of the 2012/2013 financial year.

BidOutcomesQ3\_itm

(CFO)

**ITEM A.34.30.05.13**

**FINANCES: PROCUREMENT: CLAUSE 36: QUOTATION DEVIATIONS FOR 3<sup>rd</sup> QUARTER (JANUARY –MARCH 2013) (5/5/2/1)**

RESOLVED A.34.30.05.13 -

THAT in terms of clause 36 of the Municipal Supply Chain Regulations, 2005 promulgated under the Local Government: Municipal Finance Management Act, 2003, procurement by means of quotations during the third quarter of the 2012/13 financial year in the amount of R633 298.34 and which each was duly approved by the Accounting Officer before it was procured, be condoned by Council.

QuotationDeviations(3rdQuarter)\_itm

(CFO)

**ITEM A.35.30.05.13**

**FINANCE: IN YEAR MONITORING AND REPORTING: MONTH ENDING 31 MARCH 2013  
(3<sup>rd</sup> QUARTER)  
(6/1/1(2012/2013))**

RESOLVED A.35.30.05.13 -

1. THAT the in-year monitoring financial report for the period ending 31 March 2013 (3<sup>rd</sup> Quarter of 2012/2013), be noted. (CFO)
2. THAT the Accounting Officer takes all steps to ensure that the total grant received through the MIG programme for 2012/13 is utilized on infrastructure projects by 31 August 2013, so that no funds under this grant is forfeited. (MM/DTS)

Monitoring\_March2013

**ITEM A.36.30.05.13**

**ESSENTIAL SERVICES: ELECTRICITY: ELECTRIFICATION PLAN FOR 2013/14  
(16/2/1 & 16/2/B)**

**REMARK:**

When this matter was considered, Cllr N F Chililo proposed, duly seconded by Cllr M S Tshilamyana that the Mahathlani village should top the list of villages for electrification in 2014/2015 financial year, and that the Council take the money which was budgeted for graveyards, except Waterval graveyard, and use it for post connections in the Makhado municipal licensed area for 2013/2014 financial year, and that Ndouvhada Village be replaced by Khomele Village in post connections. The proposal was adopted in general and recorded accordingly as Council Resolution.

RESOLVED A.36.30.05.13 –

1. THAT the contents of the report be noted. (DTS)
2. THAT the 2013/2014 Electrification Plan for the Makhado Local Municipal area be approved as more fully set out in the report in this regard, with the following amendment and/or addition:  
Category 2: 11 x projects (11 villages) to be implemented by Makhado Municipality in Eskom's licensed area:  
Project no. 3: The village name in the second column must read "Mashamba/Woyoza".  
Category 1: 11 x projects (13 villages) to be implemented by Eskom in Eskom's licensed area:  
Project No. 8: The Director Technical Services must investigate the possible existence of Posaito village in Ward 14 and submit the outcome to the Executive Committee. (DTS)
3. THAT the expenditure for implementation of the 2013/2014 Electrification Plan be financed by funds from the municipal Income Budget, Eskom, as well as the Department of Energy (INEP). (CFO)
4. THAT Mahathlani Village be the first priority on the list of villages for electrification in the 2014/2015 financial year. (DTS)

5. THAT the amount of R1 280 000.00 which was budgeted under vote number 644/400217-400224 for graveyards, with exception of the money intended for Waterval graveyard, be used for electricity post connections in the Makhado municipal licensed area for the 2013/2014 financial year. (CFO/DTS)
6. THAT Ndouvhada Village be replaced by Khomele Village in electricity post connections program. (DTS)

ElectrificationPlan2013-2014\_itm

### **ITEM A.37.30.05.13**

#### **COUNCIL COMMITTEES: MUNICIPAL PUBLIC ACCOUNT COMMITTEE: WITHDRAWAL OF MEMBER (4/1/B; 4/8/2)**

#### **REMARK:**

When this matter was considered Cllr T J Mamafha proposed, duly seconded by Cllr T M Matumba that it is not the responsibility of political party to replace and appoint members of the Municipal Public Account Committee, it is the responsibility of the Office of the Speaker and as such the proposal is duly recorded as Council Resolution under paragraph 1 and 2 herein below.

RESOLVED A.37.30.05.13 -

1. THAT the request dated 30 April 2013 received from the Caucus Leader of the Democratic Alliance to remove the name of Cllr M R Madzivhandila as member of the Municipal Public Account Committee, be disapproved. (DCOMS/DCSS)
2. THAT the official recording of the composition of Municipal Public Account Committee be amended to exclude names of members who hold office in other council committees or capacities, and that the Committee's composition therefor be confirmed as follows-
- Cllr T M Malange (Chairperson) (from 4 July 2012)
- Cllr J Shandukani
- Cllr B F Hlongwani
- Cllr M Mutele
- Cllr Q Ratshivhombela
- Cllr H G Mahani
- Cllr H Mathavha
- Cllr A Kennealy
- Cllr M R Madzivhandila.

MPAC amend members May 2013

(DCOMS/DCSS)

**ITEM A.38.30.05.13****PERSONNEL: EMPLOYEES ASSISTANCE PROGRAMME: PARTICIPATION IN SOUTHERN AFRICA INTER-MUNICIPAL GAMES: NAMIBIA (SWAKOPMUND MUNICIPALITY)  
(12/3/3/78)**

RESOLVED A.38.30.05.13 –

1. THAT Council accepts the invitation from South African Inter Municipal Sport Association, attached as Annexure to the report in this regard, and participation be approved subject to the following conditions:
  - 1.1. Permission is granted that fifty five (55) non-essential services personnel (which may also include councillors as athletes based on merit and capacity) participate in the South African Inter-Municipal Games to be held at Namibia, Swakopmund for the period 21<sup>st</sup> to 28<sup>th</sup> September 2013, and that the total delegation which includes officially delegated councillors and/or officials in office shall not exceed sixty (60) persons.
  - 1.2. Special leave be granted to all fifty five (55) personnel referred to in paragraph 1.1 above for the period 21<sup>st</sup> to 28<sup>th</sup> September 2013, including the officials delegated in their office capacities.
  - 1.3. The registration fee to the amount of R10 000,00 be paid by Council in terms of the Municipal Finance Management Act, 2003.
  - 1.4. Council agrees to pay for accommodation at an estimated cost of R186 732,00, transport fees for bus transport at an estimated cost of R75 000,00 to and from the location and promotional materials, and water at a cost of R3 500,00.
  - 1.5. Provision for lunch and water be approved for all municipal participants attending the Games, the estimated cost of which is indicated in paragraph 1.4 above.
  - 1.6. The Sports Committee delegates two Team Managers to attend a meeting during July 2013 at Namibia, and at the meeting they must discuss the issue of transport to transport participants from one place to another. The Team Managers must submit a written report to the Portfolio Committee Spots and Recreation, Arts and Culture upon return from the meeting.
  - 1.7. Council approves that Cllr R S Baloyi, Portfolio Councillor of Corporate Support and Shared Services, and Cllr R Thandavhathu, Portfolio Councillor of Sports, Recreation, Arts as well as two officials from Department Corporate Support and Shared Services be delegated to officially represent the Municipality during the Games.
  - 1.8. One Council vehicle be available to carry sports equipment and outfits and to transport two Team Managers since they are supposed to arrive the day before the games; and that the Chief Financial Officer ensure that the vehicle for this purpose is covered under Council's

insurance policy, and if not, that proper insurance be arranged for the trip taking into account it is beyond national boundaries. (DCOMS/DCSS)

2. THAT Council further extends the councillor delegation by another three (3) councillors so that the total councillor delegation would not exceed five (5) members, consisting of the Mayor and Cllr A J Mukhaha, Portfolio Head of Section 79 of Sports, Recreation, Arts and Culture, and Cllr T P Mamorobela, Portfolio Head of Planning, Economic Development, Tourism And Traditional Affairs, that completes the councillor delegation to the September 2013 Municipal Sport Games.

(DCOMS/DCSS)

3. THAT in regard to future Municipal Sports Games, it be investigated to limit participation through the Municipal Sport Association that operates within the boundaries of South Africa and not beyond for the sake of networking on national level. (DCOMS/DCSS)

MunicipalGames2013\_itm

#### **ITEM A.39.30.05.13**

#### **TOWN-PLANNING AND CONTROL: APPLICATION FOR LAND DEVELOPMENT AREA ON ERF 437 LOUIS TRICHARDT TOWNSHIP (E 437 & 15/3/15)**

RESOLVED A.39.30.05.13 –

1. THAT the Council disapproves the application submitted in terms of section 31(1) of the Development Facilitation Act, 1995 ( Act 67 of 1995) by Kamekho Town Planners on behalf of their clients Roelf Hendrik Petrus Grobler and Johana Susanna Grobler for the purpose of establishing a filling station and convenience store on erf 437, Louis Trichardt Township.
2. THAT Council Resolution A.468.24.11.98 be adhered to and only rezoning to “Residential 2”, “Residential 3” and “Business 3” is permitted.
3. THAT the applicant be informed that erf 437, Louis Trichardt township property can be rezoned to “Residential 2”, or “Residential 3” or “Business 3”.
4. THAT rezoning to another land use right will further be subject to the following conditions:
  - 4.1 Electricity: Erf 437 has an existing electricity supply capacity of 50 kVA. Should this capacity be insufficient, any additional supply would be subject to-
    - (a) Overall availability of capacity in the Municipality’s electricity supply scheme
    - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
    - (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (a) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (b) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993 and
- (c) The layout of the electrical network must be done by a professional electrical engineer who must also supervise all installation work,
- (d) Only a registered master installation electrician will be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (e) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront

4.2 Water: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

4.3 Sewer: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity.

LandDevelopmentErf437\_itm

(DDP)

#### **ITEM A.40.30.05.13**

#### **COUNCIL: SECTION 75A-DETERMINATION OF TARIFF: AD HOC-LEASE OF RABALI STADIUM: DZANANI REGION (7/2/1/4/16)**

RESOLVED A.40.30.05.13

1. THAT in terms of the provisions of section 75A of the Local Government: Municipal Systems Act, 2000 the tariff for the ad hoc-lease of the Rabali Sport Stadium be determined as more fully set out in Annexure D attached to the report in this regard, to be effective on 1 July 2013 and that the Municipal Manager proceed to publish the notices required in terms of the said section 75A, subject to the following addition in Annexure D –

Item 3, the second paragraph must read as follows:

*“Should the lessee be any professional sporting club or body or any profit making body the non-refundable deposit referred to above will be R5000.00 and Council further reserves the right of claim for losses suffered as a result of any damage above such amount plus legal costs.”*

(DDP)

2. THAT the standard conditions for the ad hoc-lease of municipal property and facilities be applicable for the ad hoc-lease of Rabali Sport Stadium, as well as the further special conditions as recorded in paragraph 5 of the body of the report, with addition of the following
  - (xii) The facilities will not be available for practising of any sporting code. (DDP)

3. THAT the Accounting Officer ensures that draft by-laws for Sport Stadiums be compiled and submitted to Council for consideration. (DCSS)

FeesProposalsRabaliStadium\_itm



**ITEM A.41.30.05.13****FINANCES: MID YEAR STOCK COUNTING REPORT: 2012/13 FINANCIAL YEAR  
(10/1/5/2; 6/1/1(2012/2013))**

RESOLVED A.41.30.05.13

1. THAT the mid-year stock report for the 2012/13 financial year attached as Annexure A to the report in this regard be approved by Council. (CFO)
2. THAT slow moving items to the value of R198 144.59 be written off and disposed of through any disposal methods as Council may dictate. (CFO)

MidYearStock2012-2013\_itm

**ITEM A.42.30.05.13****FINANCES: REPORT IN TERMS OF SECTION 32 OF LOCAL GOVERNMENT:  
MUNICIPAL FINANCE MANAGEMENT ACT, 2003: FRUITLESS EXPENDITURE:  
2012/2013 FINANCIAL YEAR  
(6/1/1(2012/13))**

RESOLVED A.42.30.05.13

1. THAT subject to paragraph 2 Council approves in terms of the provisions of section 32(2) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) that the amount of R824,386.34 be written off as irrecoverable based on the reasons as fully recorded in the report in this regard. (CFO)
2. THAT an itemised list of the amount of R7,363.17 and the amount of R817,022.70 be submitted to Executive Committee at its meeting where this report will be considered.

FruitlessExpenditure2012-13\_itm

(CFO)

**ITEM A.43.30.05.13****FINANCES: FINAL CAPITAL AND OPERATIONAL ESTIMATES 2013/2014 TO 2015/2016  
FINANCIAL YEAR  
(6/1/1 (2013/2014))**

RESOLVED A.43.30.05.13

1. THAT the final Capital and Operational Estimates for the 2013/2014 financial year as more fully recorded in Annexure A attached to the report in this regard be approved and that the Accounting Officer proceeds with the publication of the final Annual Budget as purposed in section 22 of the Local Government: Municipal Finance Management Act, No 56 of 2003, and the Regulations promulgated in terms thereof. (CFO)
2. THAT the following 2013/2014 budget related policies be approved as more fully set out in Annexure 1 to Annexure 15 attached to the report in this regard-  
Policies

- 2.1 Budget Policy – 2013/2014
  - 2.2 Credit Control and Debt Collection
  - 2.3 Subsidy Scheme on Indigents Policy
  - 2.4 Investment of Funds and Principles Policy
  - 2.5 Asset Management Policy
  - 2.6 Tariff and Free Basic Services Policy
  - 2.7 Principles on the Writing -off of Irrecoverable Debt Policy
  - 2.8 Budget Virement Policy
  - 2.9 Supply Chain Management Policy
  - 2.10 Borrowing Policy
  - 2.11 Funding and reserves policy
  - 2.12 Expenditure Management Policy
  - 2.13 Revenue Management Policy
  - 2.14 Property Rates By-laws, 2008 as the valid in use promulgated provisions related to municipal property rates
  - 2.15 Framework for Cash Flow Management. (CFO)
3. THAT it be noted that the 2013/2014 Estimates will after approval by the Council in terms of section 22 of the Municipal Finance Management Act, be submitted to National Treasury and the Provincial Treasury. (CFO)
4. THAT as a mechanism to limit operational expenditure, the priorities for procurement of all office furniture and all office equipment in the 2013/2014 financial year be determined as follows based on fully written motivation of Heads of Department:
- 4.1 The I C T Steering Committee under leadership of the Accounting Officer will consider all requests for office equipment; for this purpose criteria and policy that would assist in prioritizing must be approved; the decision of the Steering Committee will be final.
  - 4.2 The Top Management under leadership of the Accounting Officer will consider all requests for office furniture; for this purpose criteria and policy that would assist in prioritizing must be approved; the decision of Top Management will be final. (MM)
5. THAT joint discussions be initiated between the municipal managers of Makhado Local Municipality and Vhembe District Municipality and the Mayor and Executive Mayor of the said municipalities about the contents of the Water and Sewer Service Level Agreement in terms whereof Makhado Local Municipality is the operating agent and that the Municipal Manager proceed to arrange such meeting. (MM)

**ITEM A.44.30.05.13 (originally A.44.23.05.13)****PERSONNEL: RESIGNATION OF DIRECTOR TECHNICAL SERVICES  
(SP 5/1:5/3/4/4/36)**

RESOLVED A.44.30.05.13

1. THAT Council takes note of the resignation of Director Technical Services, Mr T E Ralulimi with effect from 31 May 2013 and wishes him well in his future endeavours. (DCSS)
2. THAT in terms of the provisions of Section 56(1)(a)(ii) of the *Local Government: Municipal Systems Act, 2000, as amended and Paragraph 10.8 of the SALGBC Collective Agreement on Conditions of Service for the Limpopo Division*, Mr L Ragimana be appointed to act in the vacancy that will come about in the post of Director Technical Services with effect of 1 June 2013 for a period not exceeding three (3) months while the recruitment process proceeds with immediate effect as prescribed by the said section. (DCSS)

**ITEM A.45.30.05.13 (originally A.45.23.05.13)****COUNCIL COMMITTEES: FUNCTIONS IN TERMS OF SECTION 79 OF LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998  
(4/1/B)**

RESOLVED A.45.30.05.13

1. THAT the administrative recording combined from three (3) respective Council Resolutions of section 79 committees be confirmed as follows-

<b>Number</b>	<b>Name of Committee and Chairperson</b>	<b>Members of Committee</b>
1.	Finance: Cllr N D Davhana (Chairperson)	Mmboyi D Selepe R Tshilambwana M S Magada M R Sakhwari I Maphahla A Z Mahladisa S V Makhuvha V S
2.	Sports and Recreation, Arts and Culture: Cllr A J Mukhaha (Chairperson)	Mukhaha A J Davhana N D Munyai N S Mulovhedzi M D Maphahla A Z Masuka S
3.	Youth, Women, Elderly, Gender, People with Disability and Children: Cllr S Z Mthombeni (Chairperson)	Matodzi A M Mukhaha A J Mmbadi T A Kutama N Rekhotso S M Nemafhohoni M G Mamatsiari M S
4.	Technical Services and Infrastructure: Cllr S M Rikhotso (Chairperson)	Madzhiga F N Maphala O S

Number	Name of Committee and Chairperson	Members of Committee
		Ndzovela N G Madavhu F F Matumba N J Malima M E Lerule Ramakhanya M M
5.	Community Services: Cllr T J Mamafha (Chairperson)	Kutama N Mulovhedzi M D Balibali N P Neluvhola A T Luduvhungu V S Hlabioa M M Malima M E
6.	Corporate Services: Cllr L M Mathalise (Chairperson)	Ngobeni N E Maphala O S Makhuvha V S Mmbadi T A Ludere E H Mamatsiari M S Sakhwari I
Sub-committees	Corporate Services Sub-Committees Local Labour Forum and Employment Equity Cllr N F Chililo (Chairperson)	Mathoma P Mamafha T J Mathalise L M Ludere E H Malange R
	Pension Funds Cllr Mathladise S V (Chairperson)	Gabara M J Munyai N S Magada M R
7.	Planning, Economic Development, Tourism and Traditional Affairs: Cllr M P Mathoma (Chairperson)	Rasimphi M P Ndzovela N G Netshivhulana P Ramudzuli S D Ndwammbi M T Mamafha T J Neluvhola A T
Subcommittees	Planning, Economic Development, Tourism and Traditional Affairs Housing, Roads and Transport Cllr M S Tshilambwana (Chairperson)	Mukhari M F Matodzi H A Nkanyani R G Rekhotso F J Mazibuko M P Madavhu F F Matumba M T Ramudzuli S D
8.	Disaster, Moral Regeneration and Pastors Forum: Cllr M J Gabara (Chairperson)	Mathoma P Rasimphi M P Mukhaha A J Mavhunda M D Nemafhohoni M G Malange R Matodzi A M Mathalise L M
9.	Rules and Ethics: Cllr F N Madzhiga (Chairperson)	Matodzi A M Mmbadi T A Mamafha T C Rasimphi M P Nemafhohoni M G Balibali N P

Number	Name of Committee and Chairperson	Members of Committee
10.	Municipal Public Accounts Committee: Cllr Malange T M (Chairperson)	Shandukani M J Hlungwane B F Mutele M Ratshivhombela Q Mahani M G Mathavha H Kennealy A
11	Women's Caucus The Speaker (Chairperson)	L M Mathalise, A J Mukhaha, M Q Ratshivhombela, M M Hlabioa, G Machovani M S Mamatsiari.

(DCSS/DCOMS)

2. THAT the Section 79 committees submit recommendations directly to Council about any of the powers and functions of the Council. (DCSS)
3. THAT the Office of the Speaker or the Mayor or the Chief Whip can in writing request the Municipal Manager to convene a Section 79 Committee meeting to research on a matter and submit a full report together with its findings to Council. (DCSS)
4. THAT the Political Management Team (PMT) can request in writing the Municipal Manager to convene a meeting of a Section 79 Committee to research on a matter and submit a full report together with its findings to Council. (DCSS)
5. THAT it be noted that matters referred by Council to the Section 79 Committee shall only be those matters that Council has not delegated to the Executive Committee. (DCSS)
6. THAT Section 79 Committees each meets once per month. (DCSS)
7. THAT a workshop be arranged in order to brief Section 79 Committee members of their terms of reference. (DCSS)

**ITEM A.46.30.05.13 (originally A.46.23.05.13)****PERSONNEL: 2013/2014 DRAFT ORGANISATIONAL STRUCTURE REVIEW  
(5/1/2/1-10)****REMARK:**

This item was referred as item B.54.23.05.13.

**ITEM A.47.30.05.13 (originally A.47.23.05.13)****PERSONNEL: DRAFT EMPLOYMENT EQUITY PLAN FOR 2013-2018  
(4/24 & 4/24/2)****REMARK:**

This item was referred as item B.55.23.05.13.

**ITEM A.48.30.05.13****PERFORMANCE MANAGEMENT: SERVICE DELIVERY AND BUDGET  
IMPLEMENTATION PLANS: ALL MUNICIPAL DEPARTMENTS: 2013/14 FINANCIAL  
YEAR  
(6/1/1(07/08), 5/B, 5/5/2/1; 5/2/1/3)**

RESOLVED A.48.30.05.13 –

THAT the SDBIPs of the respective municipal departments for the 2013/14 financial year, as more fully set out in Annexures A to F attached to the report in this regard, be approved.

SDBIPs 2013-14

(MM & ALL DIRS)

**ITEM A.49.30.05.13****ORGANIZATION: PERFORMANCE MANAGEMENT POLICY: REVIEW  
(2/5 & 5/2/B)**

RESOLVED A.49.30.05.13-

THAT the PMS Framework as policy of Performance Management for the 2013/14 financial year be approved as more fully set out in Annexure A attached to the report in this regard. (MM)

PMS Policy 2013/14.itm

**ITEM A.50.30.05.13****AUDIT COMMITTEE: REPORT TO COUNCIL: SECOND AND THIRD QUARTER 2012/  
2013 FINANCIAL YEAR  
(4/26/1/1)**

RESOLVED A.50.30.05.13 –

1. THAT the report from the Audit Committee for the period 1 October 2012 to 31 December 2012 and for the period 1 January 2013 to 31 March 2013 be noted. (MM)
2. THAT the Organisational structure per internal audit still needs more attention to review page 3 of the Audit Committee report. (MM)

ReportAuditCommittee\_itm

**ITEM A.51.30.05.13****INTERNAL AUDIT AND PERFORMANCE AUDIT COMMITTEE CHARTERS  
(6/13/1/1)**

RESOLVED A.51.30.05.13 -

1. THAT the Internal Audit Manual, Internal Audit Charter and the Operation Clean Audit 2014 Task Team terms of reference be noted. (MM)
2. THAT the Audit and Performance Committee's Charter, attached to the report in this regard, be approved for the 2013/14 financial years, and that the said Committee operate according to the Charter to ensure effective and efficient oversight and monitoring of specific responsibilities assigned by the Council to the Audit and Performance Committee. (MM)

APAC&amp;InternalAuditPolicies\_itm

**ITEM A.52.30.05.13****PERSONNEL: DRAFT EMPLOYMENT EQUITY PLAN FOR 2013-2018  
(4/24 & 4/24/2)****REMARK:**

This item was referred as item B.56.30.05.13.

**ITEM A.53.30.05.13****PERSONNEL: 2013/2014 ORGANISATIONAL STRUCTURE REVIEW  
(5/1/2/1-10)**

RESOLVED A.53.30.05.13 -

THAT the organisational structure for 2013/2014 attached to the report in this regard as Annexure A be approved; subject to the following conditions:

1. The employees will be placed horizontally across the organisational structure. (DCSS)
2. All professional posts must be advertised externally and all non-professional posts must first be advertised internally and then externally if Makhado Local Municipality does not get the suitable candidate. (DCSS)
3. Willing employees will be sent for training on skills required for them to be able to compete for posts which may be advertised internally. (DCSS)
4. Employees acting in vacant and funded positions must be paid acting allowances subject to the approval granted by the Municipal Manager. (DCSS)
5. The designation of Internal Auditor PL3 be amended to be Senior Auditor at PL3. (DCSS)
6. The post of Risk Management Officer in the Office of Municipal Manager be deleted. (DCSS)
7. The Survey Section be relocated to the functionary line of Town-planning under the reporting line of Town and Regional Planner PL4. (DCSS)

8. Service Workers who were designated as Cashiers at the pay points be designated as Assistant Cashiers at post level 15 in adherence to paragraph 1 above. (DCSS)
9. The principle of same designation – same post level and same salary, must apply to all employees. (DCSS)
10. On page EC 2013/3804 of Organizational Structure under Mayor’s Office and Special Programmes Division the post of Coordinator of Provincial and National Functions be amended to read Coordinator Sports, Arts and Culture, Provincial and National Functions; and the post Manager Mayor’s Office: Special Programmes must be amended to be a permanent post and not contractual. (DCSS)
11. On page EC 2013/3805 of Organizational Structure under Office of the Speaker the post of Manager: Council Affairs and the post of Assistant Manager: Council Affairs must be amended to be permanent and not contractual. (DCSS)
12. On page EC 2013/3806 of Organizational Structure under Office of the Municipal Manager the post of Manager: Office of the Municipal Manager must be amended to be permanent and not contractual as reflected, and the post of Personal Assistant to the Municipal Manager must be contractual. (DCSS)

**ITEM A.54.30.05.13**

**FINAL IDP REVIEW 2013/14  
(15/7/1; 15/8/1)**

RESOLVED A.54.30.05.13 -

THAT the Final IDP for the 2013/14 review cycle be approved as Council’s 2013/2014 Integrated Development Plan, as more fully set out in the Annexure attached to the report in this regard, subject to the following amendment:

1. On page 128: Section F: District and Sector Department Projects:  
6.3 H020, “Matsa Village” be substituted for the name “Manyii Village”. (DDP)

**ITEM A.55.30.05.13**

**TOWN PLANNING AND CONTROL: MUNICIPAL GENERAL VALUATION ROLL  
STATUS QUO  
(8/3/2/69)**

**REMARK:**

At the meeting of the Executive Committee held on 30 May 2013, the Executive Committee ruled that item B.47.13.05.13 be referred as an A-item. Subsequently item B.47.13.05.13 was referred as item A.55.30.05.13.



## RESOLVED A.55.30.05.13 -

1. THAT the current valuation roll be the base for property rates and taxes to ensure revenue collection. (DDP)
2. THAT the Council note that the process of appointing a service provider for the new general valuation roll to be implemented from July 2014 to June 2018 is towards the final stage, awaiting appointment by the Municipal Manager. (DDP)
3. THAT a critical position of a proposed Valuation Roll Officer should be advertised as a matter of urgency. (DDP)

ValuationRoll\_itm

\* \* \* \* \*

**6.2 Resolutions of the Council in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): 85<sup>th</sup> Special Council Meeting: 30 May 2013**

**ITEM B.43.13.05.13 (originally B.43.09.05.13)**

**TOWN-PLANNING AND CONTROL: SUBDIVISION OF PORTION 1 OF ERF 838, LOUIS TRICHARDT TOWNSHIP (15/3/8; E 838/1)**

RESOLVED B.43.13.05.13

THAT the application of Geoland Surveys on behalf of their client Ms. Mukwevho Tshilidzi Suzan to subdivide Portion 1 of Erf 838, Louis Trichardt Township into two (2) portions be approved in terms of section 92 (2) (a) of the Town-Planning and Townships Ordinance, 15 of 1986 subject to the following conditions:

1. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable.
3. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services.
4. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used accordance with its approved land use zone as determined by the Land Use Scheme.
5. Servitude of 2,0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
6. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2,0 meters thereof except with the permission of the Municipality.
7. The applicant is liable to pay engineering services contributions which are based on the 2012/13 tariff plus % increase. The applicant will have to pay an amount of R6 415. 22 engineering services contributions for water and R5 299.45 for sewer if paid before 1 July 2013 thereafter the contributions will increase based on the annual increase percentage.
8. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
9. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
10. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.

11. The applicable contents of Council Resolution A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.
12. The approval is further subjected to the following conditions:
  - 12.1 Electricity: The engineering contribution electrical is R4 467,70. Only a 60A single-phase connection (pre-paid or conventional metering) will be available for the first and second dwelling. The amount payable for the electrical connections will be that of a standard connection as the connections will be provided on the erf's border. The connection for the panhandle erf will be installed at the entrance to the panhandle. The owner's contractor will have to install a cable from the meter box to the house. Should the applicant require extra capacity than what is currently available, actual costs and contributions will have to be paid by the applicant.
  - 12.2 Water: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
  - 12.3 Sewer: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity. (DDP)

SubdivisionPortion1Erf838\_itm

**ITEM B.44.13.05.13 (originally B.44.09.05.13)**

**TOWN-PLANNING AND CONTROL: SUBDIVISION OF ERF 983, LOUIS TRICHARDT TOWNSHIP (15/3/8; E 983)**

RESOLVED B.44.13.05.13

THAT the application of Geoland Surveys on behalf of their clients Mr Erasmus Pieter Barend Elardus, and Mrs Erasmus Schinel to subdivide Erf 983, Louis Trichardt Township into two (2) portions be approved in terms of section 92 (2) (a) of the Town-Planning and Townships Ordinance, 15 of 1986 subject to the following conditions:

1. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable.
3. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services.
4. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used accordance with its approved land use zone as determined by the Land Use Scheme.

5. Servitude of 2,0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
6. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2,0 meters thereof except with the permission of the Municipality.
7. The applicant is liable to pay engineering services contributions which are based on the 2012/13 tariff plus % increase. The applicant will have to pay an amount of R6 415, 22 engineering services contributions for water and R5 299.45 for sewer if paid before 1 July 2013 thereafter the contributions will increase based on the annual increase percentage.
8. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
9. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
10. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
11. The applicable contents of Council Resolution A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.
12. The approval is further subjected to the following conditions:
  - 12.1 Electricity: Erf 983 has an existing electricity supply capacity of 50 kVA three phase. Should this capacity be insufficient, any additional supply would be subject to-
    - (a) Overall availability of capacity in the Municipality's electricity supply scheme
    - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
    - (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme.

The client is further obliged to comply with the following conditions:

    - (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
    - (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
    - (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
    - (g) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.
  - 12.2 Water: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
  - 12.2 Sewer: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity. (DDP)

**ITEM B.45.13.05.13 (originally B.45.09.05.13)****TOWN-PLANNING AND CONTROL: SUBDIVISION OF PORTION 2 OF ERF 5051, LOUIS TRICHARDT TOWNSHIP (15/3/8; E 5051/2)**

RESOLVED B.45.13.05.13

THAT the application of Geoland Surveys on behalf of their clients Mr. W.F Oosthuizen and Mrs. S.C Oosthuizen to subdivide portion 2 of erf 5051, Louis Trichardt Township into two (2) portions be approved in terms of section 92 (2) (a) of the Town-Planning and Townships Ordinance, 15 of 1986 subject to the following conditions:

1. Each portion must have its own water and sewer connections for which the installation cost and normal standard connection fees will be payable.
2. Each property must have its own electricity connection for which standard fees will be payable.
3. Municipal servitudes and building lines must be in line with the Conditions of Establishment of the township as well as such other servitudes as may be required in this specific instance as may be imposed by the Director Technical Services.
4. Development on the proposed portion must comply with the Makhado Land Use Scheme, 2009 and may only be used accordance with its approved land use zone as determined by the Land Use Scheme.
5. Servitude of 2,0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
6. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2,0 meters thereof except with the permission of the Municipality.
7. The applicant is liable to pay engineering services contributions which are based on the 2012/13 tariff plus % increase. The applicant will have to pay an amount of R6 415, 22 engineering services contributions for water and R5 299.45 for sewer if paid before 1 July 2013 thereafter the contributions will increase based on the annual increase percentage.
8. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
9. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
10. The proposed subdivision must be registered in the Deeds Office within two years from date of approval of the application.
11. The applicable contents of Council Resolution A.78.24.07.08 which will apply without failure and Council cannot be held liable for any losses suffered for whatever reason in this regard.
12. The approval is further subjected to the following conditions:

12.1 Electricity: Portion 2 of erf 5051 has an existing electricity supply capacity of 2 x 60 amp single phase connections.

Should this capacity be insufficient, any additional supply would be subject to-

- (a) Overall availability of capacity in the Municipality's electricity supply scheme
- (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
- (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme.

The client is further obliged to comply with the following conditions:

- (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (g) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.

12.2 Water: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

12.3 Sewer: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity. (DDP)

SubdivisionPortion2Erf5051\_itm

#### **ITEM B.46.13.05.13 (originally B.46.09.05.13)**

**TOWN-PLANNING AND CONTROL: REZONING OF ERF 2134, MAKHADO A, EXTENSION 1 (DZANANI) FROM 'RESIDENTIAL 1' TO "RESIDENTIAL 3": FOR THE PURPOSE OF DWELLING UNITS (6 DWELLING UNITS): MAKHADO AMENDMENT SCHEME NO. 58 (E 2134 & 15/2/2/1/290)**

RESOLVED B.46.13.05.13 -

THAT the Council in terms of section 56 (9)(a) of the Town-Planning and Townships Ordinance (Ordinance 15 of 1986) approves the application received from Fulwana Planning Consultants CC on behalf of their client Ndika Leah Mathivha and Nkhelebeni Vicent Mathivha to Rezone Erf 2134, Makhado A, Extension 1 (Dzanani) from "Residential 1" to "Residential 3" subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with "Residential 3" as the use zone.

4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council's formula for such services.
7. The developer must appoint a professional electrical engineer to apply for the connection, designed, and supervise the installation work.
8. Only an electrical contractor (registered 3phase installation electrician) shall be allowed to install, test and certify the installation work. And all actual and engineering costs will be for the developer account.
9. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
10. Servitude of 2,0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
11. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2,0 meters thereof except with the permission of the Municipality.
12. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
13. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
14. The applicant is expected to do the Promulgation process and submit proof of notices within a period of three weeks after approval.
15. The approval is further subjected to the following conditions:
  - 15.1 Electricity: The erf falls in the ESKOM electricity distribution area. The developer has to contact ESKOM.
  - 15.2 Water: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
  - 15.3 Sewer: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity. (DDP)

**ITEM B.47.13.05.13 (originally B.47.09.05.13)****TOWN PLANNING AND CONTROL: MUNICIPAL GENERAL VALUATION ROLL  
STATUS QUO  
(8/3/2/69)****REMARK:**

This item was referred as item A.55.30.05.13

**CONFIDENTIAL****ITEM CB.48.23.05.31****CONFIDENTIAL MATTER****ITEM B.49.23.05.13****TOWN-PLANNING AND CONTROL: EXTENSION OF SPECIAL CONSENT APPROVAL:  
DWELLING OFFICE: ERF 526, LOUIS TRICHARDT TOWNSHIP  
(E526 & 15/3/8)**

RESOLVED B.49.23.05.13

THAT the application received from Mr P.S Corbett for the extension of a special consent to utilise erf 526, Louis Trichardt Township for the purpose of Dwelling Office be granted in terms of the Makhado Town Planning Scheme, 2009, subject to the following conditions:

1. No development may commence without approved building plans.
2. All costs that may arise as a result of this approval be for the account of the applicant.
3. The consent granted be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any notice.
4. A maximum of five (5) persons may be employed or taken into partnership.
5. No more than 20% of the dwelling including the outbuildings may be utilized for the purpose of the occupation or profession, subject to the further condition that such portion, or portions, shall be determined by including therein all areas used in conjunction therewith, such as offices, work area, storerooms, public toilets, corridors and reception area.
6. The house's residential character must be retained and it must be permanently occupied.
7. Erection of logos or sign boards illuminated by neon lights is prohibited.
8. No business may be conducted on Sundays or public holidays.
9. No display of any notice or sign, except such notice or sign as is common displayed at a dwelling house or dwelling house or dwelling unit to indicate the profession occupation of the occupant shall be allowed: provided that it shall not exceed 450 mm x 900 mm in size, unless mounted on a permanent structure constructed by clay bricks and/or plastered to the satisfaction of the local authority.
10. Two paved parking spaces for use by clients and adequate parking for employees/partners must be provided on the property.



11. The Director Finance will collect charges and tariffs in accordance with a business tariff for the duration of the practice on the property.
12. The special consent shall be for a period of twenty four (24) months, calculated from the date of approval letter of the application, and the property must be rezoned within twenty four (24) months and no extension for special consent will be granted thereafter.
13. The approval is further subjected to the following conditions:
  - 13.1 Electricity: Erf 526 has an existing electricity supply capacity of 50kVA. Should this capacity be insufficient, any additional supply would be subject to-
    - (a) Overall availability of capacity in the Municipality's electricity supply scheme
    - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
    - (c) Only a maximum of 100kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

    - (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
    - (e) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
    - (f) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
    - (g) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront
  - 13.2 Water: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
  - 13.3 Sewer: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity. (DDP)

SpecialConsentErf526\_itm

#### **ITEM B.50.23.05.13**

**TOWN-PLANNING: PROPOSED SPECIAL CONSENT USE: ERF 2506 LOUIS TRICHARDT TOWNSHIP, FOR THE PURPOSE OF CELLULAR TELECOMMUNICATIONS MAST (E 2506 & 15/3/8)**

RESOLVED B.50.23.05.13 –

THAT the application submitted by Theo Kotze on behalf of Laerskool Soutpansberg for the erection of a Telecommunication Mast on Erf 2506, Louis Trichardt Township, be approved in terms of Clause 21 of the Makhado Land-use Scheme, 2009 subject to the following terms and conditions:

1. No development may commence without approved building plans.
2. Site Development Plan must be submitted for consideration prior to the submission of building plans.

3. The use must comply with the Makhado Land Use Scheme, 2009.
4. The internal roads on the property should be constructed and maintained by the owner.
5. All costs that may arise as a result of this approval are for the account of the applicant.
6. The consent granted must be implemented within twelve (12) months of the date of the resolution, failure which the approval will automatically be withdrawn without any notice.
7. The operation must comply with municipal by-laws and the National Building regulations.
8. The Municipality may through its authorised officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable for the application of the Makhado Land Use Scheme, 2009.
9. The approval is further subjected to the following conditions:

9.1 **Electricity:** Erf 2506 has an existing connection of 70 kVA. Should this capacity be insufficient, any additional supply would be subject to-

- (a) Overall availability of capacity in the Municipality's electricity supply scheme
- (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
- (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (e) The electrical design for the development must be done by a professional electrical engineer, who must also supervise all installation work
- (f) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (g) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
- (h) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.
- (i) No additional connection shall be provided to the tower. Electricity must be supplied by the school with a mutual agreement between the school and the cellular company.

9.2 **Water:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

9.3 **Sewer:** The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity. (DDP)

**ITEM B.51.23.05.13****TOWN-PLANNING AND CONTROL:**

- 1. REZONING OF ERF 1179 PORTION 1, 2, 3, 4, 5 & 6 VLEIFONTEIN (HA-TSHIKOTA) TOWNSHIP FROM ‘BUSINESS 2 TO “RESIDENTIAL 3”: OVERNIGHT ACCOMMODATION: MAKHADO AMENDMENT SCHEME NO. 62**
- 2. INVESTIGATION: LAND USE RIGHTS CHANGES: POSSIBLE MORATORIUM (E 1179 & 15/4/2/2/1/294)**

RESOLVED B.51.23.05.13 -

1. THAT the Council in terms of section 56 (9)(a) of the Town-Planning and Townships Ordinance (Ordinance 15 of 1986) approves the application received from Landmark Consulting on behalf of their client Ramavhanda Mphalaleni Andy to Rezone Erf 1179 (Portion 1-6), Vleifontein (Ha-Tshikota) from “Business 2” to “Residential 3” for the purpose of overnight accommodation subject to the following conditions:
  - 1.1. No building or alteration operations may commence without approved building plans.
  - 1.2. Site development plan must be submitted before any building plans can be approved.
  - 1.3. The development must comply with the Makhado Land Use Scheme, 2009 with “Residential 3” as the use zone.
  - 1.4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
  - 1.5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
  - 1.6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
  - 1.7. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
  - 1.8. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
  - 1.9. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
  - 1.10. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
  - 1.11. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
  - 1.12. The applicant is expected to do the Promulgation process and submit proof of notices within a period of three weeks after approval.
  - 1.13. The approval is further subjected to the following conditions:

- 1.13.1. Electricity: ESKOM is the license holder who supplies electricity in Vleyfontein.
- 1.13.2. Water: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
- 1.13.3. Sewer: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity. (DDP)

2. THAT a fully researched report be submitted to the Executive Committee about an interim moratorium on change of land use rights of densification that directly creates an additional burden on already overloaded capacity of water, sewer and electricity infrastructure and services.

RezoningErf1179Vleifontein\_itm

(DDP)

### **ITEM B.52.23.05.13**

**TOWN-PLANNING AND CONTROL: REZONING OF ERF 2278, LOUIS TRICHARDT TOWNSHIP FROM “RESIDENTIAL 1” TO “BUSINESS 3”: OFFICES: MAKHADO AMENDMENT SCHEME NO. 60 (E 2278 & 15/4/2/2/1/292)**

RESOLVED B.52.23.05.13

THAT the application received from Pieterse Du Toit Town and Regional Planners on behalf of their client Erf 4305 LTT Investments (PTY) LTD to Rezone Erf 2278, Louis Trichardt from “Residential 1” to “Business 3” for Offices be approved in terms of section 56 (9)(a) of the Town-Planning and Townships Ordinance (Ordinance 15 of 1986)” subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.
2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Business 3” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m X 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. Servitude of 2,0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
8. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2,0 meters thereof except with the permission of the Municipality.

9. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
10. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
11. The applicant is expected to do the Promulgation process and submit proof of notices within a period of three weeks after approval.
12. The approval is further subjected to the following conditions:
  - 12.1 Electricity: Erf 2278 has an existing electricity supply capacity of 50 kVA. Should this capacity be insufficient, any additional supply would be subject to-
    - (a) Overall availability of capacity in the Municipality's electricity supply scheme
    - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
    - (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme.

The client is further obliged to comply with the following conditions:

- (a) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
  - (b) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
  - (c) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality
  - (d) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.
- 12.2 Water: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.
- 12.3 Sewer: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity. (DDP)

RezoningErf2278\_itm

### **ITEM B.53.23.05.13**

#### **TOWN-PLANNING AND CONTROL: REZONING OF ERF 2711, LOUIS TRICHARDT TOWNSHIP FROM "RESIDENTIAL 1" TO "BUSINESS 2": RETAIL SHOPS & OFFICES: MAKHADO AMENDMENT SCHEME NO. 61 (E 2711 & 15/4/2/2/1/293)**

RESOLVED B.53.23.05.13

THAT the Council in terms of section 56(9)(a) of the Town-Planning and Townships Ordinance (Ordinance 15 of 1986) approves the application received from Developlan Town and Regional Planners on behalf of their client Asharaf Alli Moosa Osman Family Trust to Rezone Erf 2711, Louis Trichardt from "Residential 1" to "Business 2" subject to the following conditions:

1. No building or alteration operations may commence without approved building plans.

2. Site development plan must be submitted before any building plans can be approved.
3. The development must comply with the Makhado Land Use Scheme, 2009 with “Business 2” as the use zone.
4. Accessible parking space must be provided inside the property and Municipal side walk should not be utilized as parking space.
5. The measurement of the perpendicular or angled parking must not less than 5,5m x 2,7m and 6,0m x 2,7m for parallel parking.
6. Engineering services contributions will be payable and will be calculated in accordance with Council’s formula for such services.
7. The applicant will be liable for payment of actual cost for service provisions in the event that larger capacities than what is available under the present zoning may be required.
8. Servitude of 2, 0 meters wide in favour of the Municipality shall be provided for municipal services along any boundary, other than a street boundary, where such services are installed or planned to be installed.
9. No building or other structure or any part of its foundations may be erected in the servitude area and no tree with a potentially large root system may be planted within the servitude area or within 2, 0 meters thereof except with the permission of the Municipality.
10. The Municipality shall be entitled to reasonable access to the land adjoining the servitude area for the construction, maintenance or removal of such services.
11. The Municipality may through its authorized officials, enter the property at all reasonable times to conduct any inspection which may be considered necessary or desirable.
12. The applicant is expected to do the Promulgation process and submit proof of notices within a period of three weeks after approval.
13. The approval is further subjected to the following conditions:
  - 13.1 Electricity: Erf 2711 has an existing electricity supply capacity of 50 kVA. Should this capacity be insufficient, any additional supply would be subject to-
    - (a) Overall availability of capacity in the Municipality’s electricity supply scheme
    - (b) A fully motivated written application by the client which will be submitted to Senior Management for their consideration
    - (c) Only a maximum of 100 kVA may in any way be considered according to present status of the electricity supply scheme

The client is further obliged to comply with the following conditions:

- (d) Application for additional electricity supply must be done by a professional electrical engineer, who must also do the design thereof and supervise all installation work
- (e) The electrical design for the development must be done by a professional electrical engineer, who must also supervise all installation work
- (f) All installations must comply with the Electrical Installations Regulations promulgated under the Occupational Health and Safety Act, 1993
- (g) Only a registered 3 phase installation electrician may be permitted to install, test and certify the installation work, which must be submitted to Municipality

- (h) Actual costs plus an electrical engineering contribution proportional to the additional demand on the electricity supply scheme will be payable by the client upfront.

13.2 Water: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about water supply capacity.

13.3 Sewer: The Municipality is an operational agent of Vhembe District Municipality who is the WSA and therefore no comments can be given about sewer supply capacity. (DDP)

RezoningErf2711\_itm

**ITEM B.54.23.05.13**

**PERSONNEL: 2013/2014 DRAFT ORGANISATIONAL STRUCTURE REVIEW  
(5/1/2/1-10)**

**REMARK:**

1. This item was referred from item A.46.30.05.13.
2. This item was not considered as the Portfolio Committee Corporate Services could not submit a recommendation due to the Local Labour Forum as its subcommittee who did not form a quorum on 22 May 2013.

**ITEM B.55.23.05.13**

**PERSONNEL: DRAFT EMPLOYMENT EQUITY PLAN FOR 2013-2018  
(4/24 & 4/24/2)**

**REMARK:**

1. This item was referred from item A.47.30.05.13.
2. All officials left the chamber when this matter was put. They returned again upon conclusion.
3. This item was not considered as the Portfolio Committee Corporate Services could not submit a recommendation due to the Local Labour Forum as its subcommittee who did not form a quorum on 22 May 2013.

**ITEM B.56.30.05.13**

**PERSONNEL: DRAFT EMPLOYMENT EQUITY PLAN FOR 2013-2018  
(4/24 & 4/24/2)**

**REMARK:**

This item was referred from item A.52.30.05.13.

RESOLVED B.56.30.05.13 -

THAT the matter be referred back in order to enable the Director Corporate Support and Shared Services to investigate and submit statistic information relating to the demographics of the municipal area. (DCSS)

\* \* \* \* \*

The meeting was closed and adjourned at 15:06.

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 25 July 2013.

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**CHAIRPERSON**

MDM/lh/SpecialCouncilMinutes\_85