

MAKHADO LOCAL MUNICIPALITY

OFFICE OF THE DIRECTOR CORPORATE SUPPORT AND SHARED SERVICES

MINUTES OF THE EIGHTY SIXTH (86TH) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 22 AUGUST 2013 IN THE COUNCIL CHAMBER, CIVIC CENTRE, KROGH STREET, MAKHADO AT 14:00.

PRESENT

Councillors

BALIBALI, N P	MATHOMA, M P
BALOYI, R S	MATODZI, A M
BALOYI, N B	MATUMBA, M T
DU PLOOY, A	MBOYI, M D
HLABIOA, M M	MBADI, T A
HLUNGWANE, K A	MUTAVHATSINDI F D
KENNEALY, A	NDWAMMBI, M T
KUTAMA, N	NDZOVELA, N G
LERULE-RAMAKHANYA, M M	NELUVHOLA, A T
LUDERE E H	NEMAFHOHONI, M G
LUDERE, R	NETSHIVHULANA, T P
LUDUVHUNGU, V S	NKANYANI, R G
MADZHIVHANDILA, M R	RAMUDZULI, S D
MAGADA, M R	RASIMPHI, M P
MAHANI, M G	RATSHIKUNI, D T
MAKHUVHA, V S	RATSHIVHOMBELA, M Q
MALANGE, R	SAKHWARI, I
MALANGE, T M	SINYOSI, S M
MAMAFHA, T J	THANDAVATHU, R
MAPHAHLA, A Z	TSHAVHUYO, T G
MAPHALA, O S	TSHILAMBYANA, M S
MASUKA, S	UNDERWOOD, J P
MATHAVHA, H F	

Traditional Leaders

KHOSI S A MULIMA	KHOSI R H SINTHUMULE
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Officials

T S NDOU	(ACTING MUNICIPAL MANAGER)
M P MAKHUBELA	(CHIEF FINANCIAL OFFICER)
M D SINTHUMULE	(DIRECTOR DEVELOPMENT & PLANNING)
M D MUNYAI	(ADMINISTRATIVE OFFICER: COMMITTEES)

(REMARK: The Municipal Manager was out of town on official business and did not attend the meeting.)

1. OPENING

The Acting Municipal Manager, T S Ndou officiated at the meeting in the absence of the Speaker in order to manage the election of an acting Speaker for the meeting. She firstly ruled that a moment of silence be observed for meditation and prayer, where after she announced that she had received an apology from the Speaker of Council for leave of absence. She stated that in terms of the provisions of Section 36 of the Local Government: Municipal Structures Act, the Acting Municipal Manager would therefore call for nominations for an Acting Speaker to preside over the business of the meeting, as permitted under Section 41.

The Acting Municipal Manager, T S Ndou called for proposal of candidates to be elected as the Acting Speaker for the meeting.

Cllr T P Netshivhulana proposed the name of Cllr M T Ramabulana to be the Acting Speaker of the day, and it was seconded by Cllr H F Mathavha. No further proposals were received and the proposal of Cllr Netshivhulana was accepted in general.

The Acting Municipal Manager, T S Ndou declared Cllr M T Ramabulana duly elected as the Acting Speaker of Makhado Local Municipality for this meeting. The further presiding over the meeting was handed over to the Acting Speaker.

The Acting Speaker, Cllr M T Ramabulana 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 22 August 2013 to Cllrs S M Rikhotso, F Mkhari, N S Munyai, N D Davhana, L B Mogale, T C Mamafha, F N Madzhiga, B F Hlongwane, T S Mudau, J Rikhotso, L M Mathalise, S V Mahladisa and A J Mukhaha.

REMARK:

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

- 2.1 Cllrs N F Chililo, M J Gabara, M S Machete, F F Madavhu, R T Makhubela, M E Malima, M S Mamatsiari, T P Mamorobela, P F Mashimbye, N J Matumba, M P Mazibuko, S Z Mthombeni, M D Mulovhedzi, T M Mutele, N E Ngobeni, M R Selepe and M J Shandukani.
- 2.2 Khosi M W Netsianda, Khosi N T L Mashamba, Khosi T R V Mashau, Hosi M S Bungeni, Khosi M C Masakona, Hosi H N Majosi, Khosi T P Nesengani, Hosi S T Mukhari, Hosi J Baloyi, Khosi V C Ramabulana, Khosi M A Madzivhandila and Hosi T J Mukhari.

3. OFFICIAL ANNOUNCEMENTS

None

4. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY THE SPEAKER

None

5. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY OTHER COUNCILLORS

- 5.1 Cllr R Ludere proposed congratulations to the African National Congress National Executive Committee for having visited Makhado area.
- 5.2 Cllr T M Malange proposed congratulations to more than 1000 members of Inkata Freedom Party (IFP) who joined the African National Congress at Mongoma.
- 5.3 Cllr M P Mathoma proposed congratulations to Bafana Bafana and Amabhokobhoko for playing well in the friendly games arranged for Mandela Day.

- 5.4 Cllr R S Baloyi proposed congratulations to Cllr M T Ramabulana for being elected Acting Speaker of the day

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): 86th Special Council Meeting: 22 August 2013

The report of the 333rd Executive Committee meeting held on 22 August 2013

ITEM A.99.22.08.13

**PERSONNEL: APPOINTMENT: DIRECTOR COMMUNITY SERVICES
(5/3/4/6/17 & 5/3/B)**

RESOLVED A.99.22.08.13 -

1. THAT Mr. M J Kanwendo being the candidate who scored the second highest points be appointed as the Director Community Services with effect of the date on which the concurrent letter be granted by the MEC, due to the fact that the candidate who scored the highest points were already employed at another institution. (DCS)
2. THAT the Employment Contract and Performance Agreement between the Director Community Services and Makhado Municipality be approved as set out in Annexure A and B as attached to the report in this regard, and that the Municipal Manager be vested with the power to negotiate the contents of the two said agreements with the incumbent. (DCS/MM)
3. THAT the Municipal Manager be vested with the power to negotiate the all inclusive remuneration package on a cost-to-council basis with the Director Community Services referred to in paragraph 1 above. (MM)
4. THAT it be noted that the Municipal Manager will sign the Employment Contract and Performance Agreement of the Director Community Services on behalf of Makhado Municipality as dictated by legislation. (MM)

AppointmentDirectorCom_itm

ITEM A.100.22.08.13

**PERSONNEL: RESIGNATION: DIRECTOR CORPORATE SERVICES
(5/3/4/2/; 5/3/4/9/4; SP 2/1)**

RESOLVED A.100.22.08.13 -

1. THAT Council takes note that the Employment Contract between Ms T S Ndou, Director Corporate Services and the Municipal Manager on behalf of Makhado Local Municipality, is cancelled with effect of 1 September 2013 due to the notice of resignation received from Ms T S Ndou with the last working day being 30 (31) August 2013.

(DCS/CFO)

2. THAT Mr C N Kharidzha be designated to act as Director Corporate Services 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 with regard to the vacancy that came about in the post of Director Corporate Services with effect of 1 September 2013 for a period not exceeding three (3) months while the recruitment process proceeds with immediate effect as prescribed by the said section. (DCS/CFO)

DCS resignation

ITEM A.101.22.08.13

LOCAL ECONOMIC DEVELOPMENT: PARTICIPATION IN THE SANGANAI TOURISM SHOW: ZIMBABWE (HARARE) - ANNUAL TOURISM EXHIBITION: OCTOBER 2013 (12/3/2/2)

RESOLVED A.101.22.08.13 -

THAT the invitation from Zimbabwe Tourism Authority attached as Annexure A to the report in this regard be noted, and that it be approved, subject to the following conditions:

1. Permission be granted for the Mayor, Portfolio Head Development Planning, Director Development Planning, LED Manager and the Tourism and Marketing Officer (including the driver of the Municipal minibus, Mr Muthambi) to attend the Trade Fair in Zimbabwe from the 10 to 12 October 2013, excluding travelling. (DDP/DCOMS)
2. Travel and accommodation for all the delegates be paid, including the driver of the municipal minibus, but excluding possible other local exhibitors who must carry their own expenses. (CFO)
3. Permission be granted to assist with transport (the municipal micro-bus) for possible other local exhibitors from within Makhado Municipality who may be attending the show as part of the delegates coordinated by Vhembe District Municipality: Provided such exhibitors arrange for their own insurance coverage for loss or damage suffered in the case of any incident related direct or indirectly to the use of Municipality's transport: Provided further that Council be indemnified against any claims for whatever reason that may be received from such exhibitors: Provided further that only an authorized Municipal Officer may drive the Municipal vehicle. (DDP/CFO)
4. The Municipal Manager accompanies the delegation to Sanganai Tourism Show in Zimbabwe, 2013. (MM)

5. The approval hereby granted must be submitted to the Office of the Premier, Republic of South Africa Embassy in Zimbabwe, Department of International Relations and the MEC for Co-operative Governance, Human Settlements and Traditional Affairs for their confirmation before it can be implemented. (DDP)
6. That the expenditure for the Zimbabwe 2013 Exhibition may not exceed R100 000,00.
ZimbabweExhibition2013_itm (CFO)

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The meeting was closed and adjourned at 14:47.

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 31 October 2013.

CHAIRPERSON

MDM/lh/SpecialCouncilMinutes_86