

# MAKHADO LOCAL MUNICIPALITY

## OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE NINETY THIRD (93<sup>rd</sup>) COUNCIL MEETING OF THE MAKHADO MUNICIPALITY WHICH WAS HELD ON THURSDAY, 30 JANUARY 2020 AT 14:00 IN THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, KROGH STREET, MAKHADO.

### PRESENT

#### Councillors

BABADU, T M	MASUTHA, L G
BALIBALI, T	MATHALISE, L M
BULALA, S I	MATUMBA, A
CHILILO, N F	MOHLABA, T J
DAVHANA, N D	MPASHE, M J
FURUMELA, M G	MTHOMBENI, S Z
GABARA, M J	MUKHARI, M F
JONES, B K	MUKWEVHO, T D
JONES, N B	MULEFU, M E
KUTAMA, T	MUNYAI, N
LUDUVHUNGU, V S	MUSANDIWA, P N
LUKHELI, J	NDOU, M D
MADULA, S	NDOU, M N
MADUWA, E	NEMUDZIVHADI N S
MADUWA, L G	NETHULWE, M F
MAGADA, M R	NYELISANI, S S
MAINGO, R T	RALIPHADA, R
MALANGE, T M	RAMAVHOYA, K S
MALIMA, M E	RAMUSHAVHA, G M
MALIVHA, N V	RATSHIKUNI, D
MALULEKE, K M	SELAPYANA, M A
MAMAFHA, T C	SESHOKI, T
MAMAFHA T J	SIMANGWE, N J
MAPHUBU, K	SITHI, E T
MARAGA, T A	TAMBANI, T E,
MASENGANA, M L	TSHILAMBYANA, M S
MASHAMBA, M A	
MASUKA, S	

#### Traditional Leaders

KHOSI R H SINTHUMULE	KHOSI F MOLEMA
KHOSI P NETSIANDA	

#### Officials

N F TSHIVHENGWA	(MUNICIPAL MANAGER)
K M NEMANAME	(CHIEF FINANCIAL OFFICER)
R V PHALANNDWA	(ACTING DIRECTOR DEVELOPMENT PLANNING)
M G RALISHUKU	(ACTING DIRECTOR TECHNICAL SERVICES)
S M CAROTO	(ACTING DIRECTOR CORPORATE SERVICES)
H J LUKHELI	(ACTING DIRECTOR COMMUNITY SERVICES)
S W MATHONSI	(SARGENT OF ARMS)
M D MUNYAI	(ADMINISTRATIVE OFFICER: COMMITTEES)

#### Also Present (official purpose)

S G MASITE	(CHAIRPERSON AUDIT COMMITTEE)
L S MOFOKENG	(CHAIRPERSON RISK MANAGEMENT COMMITTEE)
P R THOSAGO	(AUDITOR GENERAL SOUTH AFRICA)
E KEKANA	(AUDITOR GENERAL SOUTH AFRICA)

\* \* \* \*

**REMARK:**

The Municipal Manager, Mr N F Tshivhengwa read the application for leave of absence received from the Speaker, Cllr L B Mogale. Council took note. The Rules of Order, 2016, clause 18.1 determines as follows: *“At every meeting of the Council, the Speaker, or if he/she is not present, an Acting Speaker shall be the Chairperson. An Acting Speaker may be elected by the majority of councillors present at any meeting of the Council where the Speaker is not present.”*

The Municipal Manager proceeded with the process to elect an acting Speaker for the duration of the Council meeting. Cllr K M Maluleke proposed, duly seconded by Cllr N D Davhana that Cllr S Z Mthombeni be appointed as Acting Speaker. The proposal was accepted in general and Cllr S Z Mthombeni took the chair.

**1. OPENING AND NOTICE OF THE MEETING**

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

He expressed that all be reminded of the Municipality’s Vision and Mission as follows:

**Vision:** *“A dynamic hub for socio-economic development by 2050”*

**Mission:** *“To ensure effective utilization of economic resources to address socio-economic imperatives through mining, agriculture and tourism”*

He further confirmed that all members had received notice of the meeting, i.e. by sms, by e-mail, as well as hard copy format.

**2. APPLICATIONS FOR LEAVE OF ABSENCE**

RESOLVED –

THAT leave of absence be granted in accordance with the provisions of rule 21 of the Council’s Standing Rules of Order, 2016 published under Provincial Gazette Notice no. 2736 dated 29 July 2016 in respect of the Council meeting held on 30 January 2020 to Cllrs L B Mogale, A du Plooy, M Nematandani, T P Mamorobela, N S Munyai, G Tshibvumo, M G Phoshoko, L R Tshiambwa, N Kutama, S M Sinyosi, A G Rashamuse, F N Madzhiga, M D Mboyi, M S Machete, G Mukwevho and M R Mokgoadi.

**REMARK:**

- (i) The following councillors were absent from the Council meeting held on 30 January 2020: Cllrs R S Baloyi, T E Dzivhani, F B Hlongwane, N A Mafhala and S S Tshifura.
- (ii) The following traditional leaders were absent from the Council meeting held on 30 January 2020: Khosi T G Muila, Hosi H S Mukhari, Hosi S T Mukhari, Khosi V C Ramabulana, Khosi P V Kutama, Khosi N T L Mashamba and Khosi M M Mphephu did not attend the meeting.

**3. OFFICIAL ANNOUNCEMENTS**

The Acting Speaker, Cllr S Z Mthombeni announced that the Chairperson of Council’s Audit Performance and Audit Committee, the Chairperson of Council’s Risk Management Committee as well as representatives from the Auditor General South Africa would brief Council when the report under item A.16.30.01.20 would be considered.

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

##### 4.1 Condolences

None

##### 4.2 Congratulations

The Acting Speaker, Cllr S Z Mthombeni proposed congratulations to the following councillors who celebrated their birthdays since the last ordinary Council meeting held on 31 October 2019:

Cllr N F Chililo	5 November 2019
Cllr N J Simangwe	12 November 2019
Cllr N F Madzhiga	1 December 2019
Cllr T J Mohlaba	9 December 2019
Cllr M S Tshilambyana	12 December 2019
Cllr M G Furumela	17 December 2019
Cllr T C Mamafha	1 January 2020
Cllr M R Magada	1 January 2020
Cllr L R Tshiambwa	2 January 2020
Cllr N Kutama	3 January 2020
Cllr M A Mashamba	6 January 2020
Cllr T Kutama	10 January 2020
Cllr S Z Mthombeni	19 January 2020
Cllr M J Mpashe	21 January 2020
Cllr L G Masutha	24 January 2020
Cllr N D Davhana	27 January 2020

#### 5. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY PARTY SPOKESPERSONS

##### 5.1 Congratulations

5.1.1 Cllr T A Maraga on behalf of the Economic Freedom Fighter Party congratulated Cllr A Matumba for being elected in the National Central Command Team of the Economic Freedom Fighter Party.

5.1.2 Cllr K M Maluleke on behalf of the African National Congress Party congratulated Cllr S V Luduvhungu of Ward 11 for being awarded an appreciative medal and trophy in recognition of her good work in the community.

He further congratulated the African National Congress Party who celebrated 108 years of existence at a ceremony held at Tafel Lager Park Stadium in Kimberley, Northern Cape. The ANC is the oldest political movement on the African continent

He also congratulated the African National Congress of Limpopo Province who celebrated 108 years of existence at Lebaka Sports Complex, Mohlabaneng, Letaba Sub-region on Sunday, 26 January 2019.

He then congratulated the artist Benny Mayengani who had recently left the Economic Freedom Fighter Party to join the African National Congress Party.

##### 5.2 Condolences

5.2.1 Cllr T A Maraga on behalf of the Economic Freedom Fighter Party proposed condolences to all the bereaved families who had lost loved ones on the road between Madabani and Madodonga during the 2019 festive season.

5.2.2 Cllr K M Maluleke on behalf of the African National Congress Party proposed condolences to the bereaved family of 6 African National Congress Party members who died in a bus accident at Ga-Sekgopo, Modjadjiskloof, Limpopo while on the way to the African National Congress Provincial celebration at Lebaka Sports Complex, Mohlabaneng, Letaba sub-region on Sunday, 26 January 2020. A speedy recovery was also wished to those who sustained injuries.

He further proposed condolences to the bereaved family of the late Ms Tshamano Setlane of Posaito, Ha-Rabali, Nzhelele who was murdered by her boyfriend in Musina on Friday, 24 January 2020.

He then proposed condolences to the bereaved family of the late Ms Lorna Shivhambu who was also murdered by her boyfriend at Ha-Masia Take 2.

Lastly he also proposed condolences to the bereaved family of Dr Nkhwashu, an Intern Doctor at Mankweng Hospital who was murdered by her boyfriend.

## **6. CONFIRMATION OF MINUTES**

### **6.1 REMARK:**

Upon proposal by Cllr T Kutama, duly seconded by Cllr E Maduwa, it was -

RESOLVED -

THAT the minutes of the 92<sup>nd</sup> Council meeting held on 31 October 2019 be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson.

### **6.2 REMARK:**

Upon proposal by Cllr M S Tshilamyana, duly seconded by Cllr R Raliphada, it was -

RESOLVED -

THAT the minutes of the 147<sup>th</sup> Special Council meeting held on 11 November 2019 be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson.

### **6.3 REMARK:**

Upon proposal by Cllr M J Gabara, duly seconded by Cllr M E Mulefu, it was -

RESOLVED -

THAT the minutes of the 148<sup>th</sup> Special Council meeting held on 5 December 2019 be approved and confirmed as a true and correct record of the proceedings and be duly signed by the Chairperson.

## 7. QUESTIONS OF WHICH NOTICE HAD BEEN GIVEN

### 7.1 QUESTION RECEIVED FROM CLLR M E MALIMA ON 11 NOVEMBER 2019

The question that was received was dealt with under the provisions of Rule 37 of the Council's Standing Rules of Order, 2016 published in Provincial Gazette No. 2736 dated 29 July 2016. The Acting Speaker put item 7.1 and ruled that the Acting Chairperson of the Executive Committee replied to the questions. The Acting Chairperson of the Executive Committee, Cllr T J Mamafha proceeded accordingly and replied to the five (5) questions, as recorded below:

**“QUESTION 1:**

*How much has been spent on consultants fees for 2018/2019?*

**Answer:**

1. INEP – R337 215.00 – Consultants fee for design and supervision
  2. PMU – R28 326 205.75 – Consultants fee for design and supervision
- Total INEP & PMU Consultants Fees – R28 663 420.75

**QUESTION 2:**

*How much has been spent on legal fees 2017/18 and 2018/19 financial years?*

**Answer:**

2017/18 Legal costs – R7 325 830  
2018/19 Legal costs – R9 837 303

**QUESTION 3:**

*In his budget speech 2019/20, the Mayor mentioned that all land parcels for residential and industrial development will be disposed to enhance growth through residential and business development to propel the local economy. How far is the Council in terms of disposal of residential stands in Louis Trichardt town, e.g. South of Pretorius?*

**Answer:**

The contractor is currently busy on site with sewer and water and also the opening of roads. As soon as The contract is completed, the process of selling the sites will follow.

**QUESTION 4:**

*Is the municipality considering paving townships' streets as the alternate to tarring in 2020/21 financial year?*

**Answer:**

Yes – the Municipality is still investigating economical types of pavements, including paving blocks, asphalt and seal. It should be noted that the type of pavement to be used on the road also depend on the climate condition of the area.

**QUESTION 5:**

*Which are the registered projects to be funded by MIG grant in 2020/21 financial year? Provide the list.*

**Answer:**

1. Waterval Sports Facility Phase 3
2. Valdezia Xitacini to Jiweni Road Phase 3
3. Tshedza to Vuvha Access Road Phase 3
4. Landfill Site Makhado & Recycling Centre – Re-gravelling of Road
5. Fencing of Makhado Municipality Cemetery
6. Gombita, Tshivhuyuni to Mamphagi Road Phase 3”

## 8. MOTIONS OR PROPOSALS DEFERRED FROM PREVIOUS MEETING

None

**9. REPORT OF COUNCIL COMMITTEES: JANUARY 2020**

**9.1 Report of the Executive Committee in terms of section 59(1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) for the month of January 2020**

504<sup>th</sup> Executive Committee Meeting: 27 January 2020

505<sup>th</sup> Executive Committee Meeting: 30 January 2020

**9.2 Report of the respective Section 79 Oversight Committees in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): January 2020**

20<sup>th</sup> Section 79 Oversight Committee: Community Services meeting: 28 January 2020 (presented by Cllr Kutama on behalf of the Chairperson)

65<sup>th</sup> Section 79 Oversight Committee: Corporate Services meeting: 28 January 2020 (presented by Cllr Maluleke on behalf of the Chairperson)

43<sup>rd</sup> Section 79 Oversight Committee: Finance meeting: 28 January 2020

37<sup>th</sup> Section 79 Oversight Committee: Development Planning meeting: 29 January 2020

24<sup>th</sup> Section 79 Oversight Committee: Technical Services meeting: 28 January 2020 (presented by Cllr Sithi on behalf of the Chairperson)

8<sup>th</sup> Section 79 Oversight Committee: Disaster, Moral Regeneration, Sports, Arts and Culture meeting: 28 January 2020 (presented by Cllr Mthombeni on behalf of the Chairperson)

8<sup>th</sup> Section 79 Oversight Committee: Special Programmes meeting: 29 January 2020

**ITEM A.1.30.01.20**

**PERSONNEL: APPOINTMENT OF THE DIRECTOR DEVELOPMENT AND PLANNING (5/3/B, 5/3/4/3, 5/3/4/4/53)**

**REMARK:**

When this matter was considered, Cllr M J Gabara proposed, duly seconded by Cllr L M Mathalise that the matter be referred back pending additional information. Cllr A Matumba proposed that the recommendation of 5 December 2019 be approved; Cllr T A Maraga seconded the proposal. Council accepted in general the seconded proposal of Cllr M J Gabara as recorded herein below.

RESOLVED A.1.30.01.20 (COUNCIL)

THAT the matter be referred back pending submission of additional information. (DCS)

AppointmentDDP\_itm(2)

**ITEM A.2.30.01.20**

**PERSONNEL: APPOINTMENT OF DIRECTOR TECHNICAL SERVICES (5/3/B, 5/3/4/3, 5/3/4/4/36)**

**REMARK:**

When this matter was considered, Cllr M J Gabara proposed, duly seconded by Cllr E T Sithi that the matter be referred back pending additional information. Cllr A Matumba proposed that the recommendation of 5 December 2019 be approved; Cllr T A Maraga seconded the proposal. Council accepted in general the seconded proposal of Cllr M J Gabara as recorded herein below.

RESOLVED A.2.30.01.20 (COUNCIL)

THAT the matter be referred back pending submission of additional information. (DCS)

AppointmentDTS\_itm(3)

**ITEM A.3.30.01.20****PERSONNEL: EXTENSION OF ACTING PERIOD: DIRECTOR CORPORATE SERVICES  
(5/1/2/10; 5/6/4)****REMARK:**

When this matter was considered, Cllr M E Malima proposed, duly seconded by Cllr N F Chililo that the principles similar to those as recorded in paragraph 2 of item A.5.30.30.01.20 be added. The proposal was accepted in general and recorded accordingly herein below.

## RESOLVED A.3.30.01.20 (COUNCIL)

1. THAT subject to the approval of the MEC for Cooperative Governance, Human Settlement and Traditional Affairs, Limpopo the Manager Human Resources, Mr N Dagada be designated to act for a further period in the capacity as Director Corporate Services, commencing with effect 1 February 2020 to 30 April 2020, or until the day which precedes the date on which a successful candidate commences duty as Director, whichever may be the earliest date. (DCS)
2. THAT application for extending the acting capacity in the vacant post of Director Corporate Services as set out in paragraph 1 above, be submitted to the MEC for Cooperative Government, Human Settlement and Traditional Affairs for approval in terms of section 56(1)(b) of Local Government: Municipal Systems Act, 2003. (DCS)

ActingDCS\_itm(3)

**ITEM A.4.30.01.20****PERSONNEL: EXTENSION OF ACTING PERIOD: DIRECTOR COMMUNITY SERVICES  
(5/1/2/10; 5/6/4)****REMARK:**

When this matter was considered, Cllr M E Malima proposed, duly seconded by Cllr N F Chililo that the principles similar to those as recorded in paragraph 2 of item A.5.30.30.01.20 be added. The proposal was accepted in general and recorded accordingly herein below.

## RESOLVED A.4.30.01.20 (COUNCIL)

1. THAT subject to approval by the MEC for Cooperative Governance, Human Settlement and Traditional Affairs, Limpopo the Manager Community Services, Mr H J Lukheli be designated to act for a further period in the capacity as Director Community Services, commencing with retrospective effect of 15 January 2020 to 30 April 2020, or until the day which precedes the date on which a successful candidate commences duty as Director, whichever may be the earliest date. (DCS)
2. THAT application for extending the acting capacity in the vacant post of Director Community Services as set out in paragraph 1 above, be submitted to the MEC for Cooperative Government, Human Settlement and Traditional Affairs for approval in terms of section 56(1)(b) of Local Government: Municipal Systems Act, 2003. (DCS)

ActingDCOMS\_itm(5)

**ITEM A.5.30.01.20****PERSONNEL: EXTENSION OF ACTING PERIOD: DIRECTOR DEVELOPMENT PLANNING  
(5/1/2/10; 5/6/4)**

RESOLVED A.5.30.01.20 (COUNCIL)

1. THAT note be taken of the progress with recruitment of candidates for appointment in the vacant post of Director Development and Planning, which post become vacant on 1 November 2018. (DCS)
2. THAT it be approved that the Manager Local Economic Development, Mr RV Phalanndwa be designated to act for a further period of three months as Director Development Planning, commencing on 1 February 2020 until 30 April 2020 or until the day which precedes the date on which a successful candidate commences duty as Director, whichever may be the earliest date. (DCS)
3. THAT application for extending the acting capacity in the vacant post of Director Development Planning as set out in paragraph 2 above, be submitted to the MEC for Cooperative Government, Human Settlement and Traditional Affairs for approval in terms of section 56(1)(b) of Local Government: Municipal Systems Act, 2003. (DCS)

ActingDDP\_itm(5)

**ITEM A.6.30.01.20****ELECTIONS: REPLACEMENT OF COUNCIL REPRESENTATIVE IN THE VHEMBE DISTRICT MUNICIPALITY  
(12/3/3/46)****REMARK:**

When this matter was considered Cllr S I Bulala proposed, duly seconded by Cllr M A Selapyana that Cllr T A Maraga be elected in the place of Cllr M A Selapyana as Council's representative in Vhembe District Municipality. The proposal was accepted in general and recorded herein below.

RESOLVED A.6.30.01.20 (COUNCIL)

THAT Council elected Cllr T A Maraga as substitute for Cllr MA Selapyana who resigned as representative in Vhembe District Municipality effective 13 January 2020, as local municipal representative in the Vhembe District Municipality effective date of this Council Resolution, and that Vhembe District Municipality and the IEC Makhado be notified accordingly.

VdmRepElect\_itm

(DCS)

**ITEM A.7.30.01.20**

**COUNCIL COMMITTEES: REPORT OF ATTENDANCE OF MEETINGS OF COUNCIL AND ITS COMMITTEES – OCTOBER 2019 TO DECEMBER 2019 – QUARTER 2, 2019/2020**  
**FINANCIAL YEAR**  
**(4/1/B & 10/1/5/1)**

RESOLVED A.7.30.01.20 (COUNCIL)

1. THAT note be taken of the number of meetings held by Council and its Committees for the period 1 October 2019 to 31 December 2019 as follows:

*SUMMARY OF MEETINGS HELD – QUARTER 2 OF 2019/20*

<b>DATE 2019</b>	<b>NUMBER OF SECTION 79 COMMITTEES' MEETINGS</b>	<b>NUMBER OF EXECUTIVE COMMITTEE MEETINGS</b>	<b>NUMBER OF COUNCIL MEETINGS</b>
October	6	2	1
November	1	3	1
December	2	1	1
<b>TOTAL</b>	<b>9</b>	<b>6</b>	<b>3</b>

*NB. Excluding LLF meetings of which 1 were held*

(DCS)

2. THAT note be taken of the *Report of Attendance of meetings by councilors* for the period 1 October 2019 to 31 December 2019 as more fully recorded in the report in this regard.  
(DCS)
3. THAT all councilors who were absent from three (3) or more consecutive meetings of Council and its committees be notified to appear before the Section 79 Ethics Committee to give reasons why they do not attend such meetings.  
(DCS)

Return of Attendance Q2 of 2019-2020

**ITEM A.8.30.01.20**

**DOMESTIC SERVICES: REVIEW OF ICT STEERING COMMITTEE'S TERMS OF REFERENCE, 2020**  
**(4/42; 8/2/3)**

RESOLVED A.8.30.01.20 (COUNCIL)

THAT the ICT Steering Committee, Terms of Reference, 2020 attached as Annexure A to the report in this regard be approved.  
(DCS)

ReviewICTSCTOR2020\_itm

**ITEM A.9.30.01.20****DOMESTIC SERVICES: REVIEW: ICT BACKUP POLICY, 2020  
(8/2/3)**

RESOLVED A.9.30.01.20 (COUNCIL)

THAT the ICT Backup Policy, 2020 attached as Annexure A to this report be approved to become the valid in use ICT Backup Policy whereby information backup is implemented.

ICTBackupPolicy2020\_itm

(DCS)

**ITEM A.10.30.01.20****PUBLICITY: REVIEW OF COMMUNICATIONS STRATEGY, 2019/20 FINANCIAL YEAR  
(11/B)**

RESOLVED A.10.30.01.20 (COUNCIL)

THAT Council approves the Communication Strategy for the 2019/2020 financial year, attached as Annexure A to the report in this regard, to enhance public participation effectively and efficiently.

CommunicationStrategy2019\_2020\_itm

(DCS)

**ITEM A.11.30.01.20****FINANCE: IN YEAR MONITORING AND REPORTING: 2nd QUARTER: 2019/2020  
FINANCIAL YEAR (MONTH ENDING 31 DECEMBER 2019)  
(6/1/1(2019/20))**

RESOLVED A.11.30.01.20 (COUNCIL)

THAT the in-year monitoring financial report for the second quarter ending 31 December 2019 for the 2019/2020 financial year be noted.

MonitoringQ2\_itm

(CFO)

**ITEM A.12.30.01.20****FINANCE: PROCUREMENT: CLAUSE 36: DEVIATIONS: QUARTER 2: 2019/2020  
FINANCIAL YEAR  
(10/1/5/2)**

RESOLVED A.12.30.01.20 (COUNCIL)

THAT clause 36 procurements in respect of Quarter 2 of the 2019/20 financial year be noted as more fully set out in Annexure A attached to the report in this regard.

DeviationsQuarter2 2019-2020\_itm

(CFO)

**ITEM A.13.30.01.20****PERFORMANCE MANAGEMENT: SECOND QUARTER SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN PROGRESS REPORT: 2019/20 FINANCIAL YEAR (10/1/4/1-10/1/4/8)**

RESOLVED A.13.30.01.20 (COUNCIL)

THAT Council takes note of the Second Quarter Performance Delivery and Budget Implementation Plan (SDBIP) Progress Report for the 2019/20 financial year. (CFO)

SDBIPQuarter2\_itm

**ITEM A.14.30.01.20****MID-YEAR PERFORMANCE REPORTS: 2019/20 FINANCIAL YEAR: FINANCES: BUDGET ASSESSMENT (10/1/4/1 – 10/1/4/8, 10/1/5/2)**

RESOLVED A.14.30.01.20 (COUNCIL)

1. THAT the Mid-year Budget and Performance Assessment report for the 2019/20 financial year be noted by the Council, as more fully set out in Annexure A attached to the report in this regard. (CFO)
2. THAT the 2019/20 Annual Budget be adjusted in February 2020 in terms of Section 28 of the Municipal Finance Management Act. (CFO)
3. THAT the Mid-year Budget Assessment report be submitted to the Coghsta and the National and Provincial Treasuries. (CFO)
4. THAT the Mid-year Budget and Performance report be placed on the municipal website within five working days after it has been noted by Council and Departmental units be instructed to submit a report in which full particulars regarding the progress with each and every capital project that is provided and in which implementation delays are explained. (CFO)

MidyearBudgetAssessment\_itm

**ITEM A.15.30.01.20****PERFORMANCE MANAGEMENT: MID YEAR PERFORMANCE SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN: 2019/20 FINANCIAL YEAR (10/1/4/1 – 10/1/4/8, 10/1/5/2)**

RESOLVED A.15.30.01.20 (COUNCIL)

THAT Council takes note of the Mid-Year Performance Delivery and Budget Implementation Plan Progress Report for the 2019/20 financial year attached as Annexure A to the report in this regard.

MidyearSDBIP2019-20\_itm

(CFO)

**ITEM A.16.30.01.20****PERFORMANCE MANAGEMENT: DRAFT ANNUAL REPORT FOR 2018/19  
FINANCIAL YEAR  
(10/1/2; 10/1/4/1-8)****REMARK:**

When this matter was put for consideration, the Acting Speaker permitted brief presentations by respectively the two representatives of the Auditor-General South Africa, the Chairperson of the Audit Performance and Audit Committee and the Chairperson of the Risk Management Committee. Council took note of the brief presentations.

**RESOLVED A.16.30.01.20 (COUNCIL)**

1. THAT Council take note of the tabled Draft Annual Report for the 2018/19 financial year, in terms of Section 127(2) of the Local Government: Municipal Finance management Act No 56 of 2003. (MM)
2. THAT the Municipal Public Account Committee (MPAC) proceed with the oversight component of the Draft Annual Report 2018/2019 in order to have an Overview on the Report as more fully set out in National Treasury *Circular No 32 of 15 March 2006*, which *Committee* must conclude their task within the given timelines as dictated by legislation, for final submission to Council by no later than 31 March 2020. (MM/DCS)
3. THAT members of the Audit Performance and Audit Committee be invited to serve as technical assistance to the Municipal Public Account Committee in the oversight task 2018/2019 referred to in paragraph 2 above. (MM/DCS)
4. THAT it be noted that Council's final resolve on the 2018/19 Annual Report must be passed by no later than 31 March 2020 whereupon it must be submitted to National Treasury and the Provincial Department of Local Government and Housing for submission to the Minister of Cooperative Governance and Traditional Affairs, and the Auditor General as Makhado Local Municipality's demonstration of municipal performance to its community. (MM)

DraftAnnualReport2018-19\_itm

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**9.3 Resolutions of the Executive Committee in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): January 2020**

504<sup>th</sup> Executive Committee Meeting: 27 January 2020

**ITEM B.1.27.01.20**

**DOMESTIC SERVICES: COMPUTER SERVICES: 5 YEAR ICT STRATEGIC PLAN – PROGRESS REPORTING, Q1 2019/20 FINANCIAL YEAR (8/2/3)**

RESOLVED B.1.27.01.20 (EXECUTIVE COMMITTEE)

THAT note be taken of the **progress** with Year 1 (2018/19) roll over projects to Year 2, and Year 2 projects for Q1 of the 2019/20 financial year of the 5 Year ICT Strategic Plan, 2018-2023 as more fully set out in Table 1 and Table 2 in the report. (DCS)

ICTstrategicPlanQuartr1\_2019\_20itm(2)

**ITEM B.2.27.01.20**

**FINANCES: ASSESSMENT OF PERFORMANCE OF CONTRACTED SERVICE PROVIDERS: QUARTER 2: 2019/20 FINANCIAL YEAR (10/1/5/2)**

RESOLVED B.2.27.01.20 (EXECUTIVE COMMITTEE)

THAT Council takes note of the second quarter assessment of performance of contracted service providers for 2019/2020 financial year attached as Annexure A to the report in this regard.

AssessmentQ2ServiceProviders\_itm

(CFO)

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10. PETITIONS  
None

11. NEW MOTIONS

**11.1 MOTION NO. 237: RECEIVED ON 30 OCTOBER 2019**

Motion no. 237 dated 29 October 2019 was dealt with under the provisions of clause 28 of the Council's Standing Rules of Order, 2016 published in Provincial Gazette No. 2736 dated 29 July 2016.

The Motion was received as follows:

*“MOTION TO COUNCIL IN TERMS OF THE PROVISIONS OF CLAUSE 28 OF THE STANDING RULES OF ORDER, 2016*

***REPAIR OF SLIPPERY GRAVEL ROAD BETWEEN TSHIVHUYUNI TO MADUWA – WARD 5***

*WHEREAS MAKHADO LOCAL MUNICIPALITY is responsible for the maintenance of municipal roads and WHEREAS the gravel road between the Village Tshivhuyuni to the Village Maduwa located in Ward 5 is in an exceptional poor condition, and the road is used daily by the residents of the two said villages to travel from home to the place of*

*work, be it Elim or Makhado Town, and the road is also used extensively by emergency vehicles such as ambulances.*

*NOW THEREFOR the Council resolves that the maintenance and improvement of this gravel feeder road is a priority in the 2019/20 financial year maintenance program, and rules that the Director Technical Services arrange with immediate effect for the necessary maintenance works by amongst others –*

- 1. grading the surface*
- 2. cleaning the road reserve that encroaches with trees and shrubs into the road and causing blind spots around curves, impairing visibility*
- 3. filling up all holes in the road, and*
- 4. attending to the general condition of the road.*

*Proposer: Cllr M G Phoshoko*

*Secunder: Cllr M C Nematandani*

*Signed: 29 October 2019”*

The Acting Speaker, Cllr S Z Mthombeni requested whether the proposer, Cllr M G Phoshoko and seunder, Cllr M C Nematandani was present in the meeting. The proposer and seunder was however not present. In terms of the provisions of clause 28.3 of the Rules of Order, 2016, Motion no. 237 then lapsed.

\* \* \* \* \*

The meeting was closed and adjourned at 16:30.

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 the following Council meeting of 30 April 2020.

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CHAIRPERSON

MDM/lh/CouncilMinutes\_93