

**MAKHADO LOCAL MUNICIPALITY**  
**OFFICE OF THE DIRECTOR CORPORATE SERVICES**

MINUTES OF THE ONE HUNDRED AND SEVENTY THIRD (173<sup>rd</sup>) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD AT THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, MAKHADO ON THURSDAY, 30 MARCH 2023 AT 14:00.

**PRESENT**

**Councillors**

BALOYI, R  
 BALOYI, R S  
 BALOYI, S E  
 DAVHANA N D  
 DZHIVHUHO, A S  
 FURUMELE, M G  
 GABARA, M J  
 HLANGWANI, B  
 HLONGWANI, B F  
 KUTAMA, N  
 KUTAMA, T  
 MABASA, W  
 MABUDU, H G  
 MADAVHA, A  
 MADZHIGA, F N  
 MAGADA, M R  
 MAKAMU, T T  
 MAKHUBELE, F P  
 MALANGE, M C  
 MALANGE, T M  
 MALIVHA, N V  
 MAMAFHA T C  
 MAMAFHA, T J  
 MANGANYE, K N  
 MAPHUBU, K  
 MARAGA, M  
 MASHAMBA, L

MASHAU, T C  
 MASIPA, P N  
 MASUKA, S  
 MATHALISE, L M  
 MATUMBA, N J  
 MBOYI M D  
 MUKHELI, K  
 MUKHUBA, R  
 MUKHUDWANA, R  
 MUKOSI, M  
 MUKOSI, M R  
 MULEFU, M E  
 MUNYAI, N  
 MUNYAI N S  
 MUSHANDANA, T T  
 NDOU, M D  
 NEMUDZIVHADI, N S  
 NGOBENI, T T  
 PHANGAMI, M L  
 RAMALIVHANA, M  
 RAVELE, T R  
 SEBOLA, D J  
 SIMANGWE, N J  
 SITHI, E T  
 SMALLE, P A  
 TSHIDAVHU, I A  
 TSHILAMBYANA, M S

**Officials**

N G RALIPHADA	(ACTING MUNICIPAL MANAGER)
S G MAGUGA	(DIRECTOR CORPORATE SERVICES)
R V PHALANNDWA	(DIRECTOR DEVELOPMENT PLANNING)
D G SIBOIBOI	(DIRECTOR TECHNICAL SERVICES)
H J LUKHELI	(DIRECTOR COMMUNITY SERVICES)
M MABALA	(ASSISTANT MANAGER: COUNCIL COMMITTEES)
M MANYUMA	(ADMINISTRATIVE OFFICER: COMMITTEES)

**Traditional Leaders**

None

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## 1. OPENING

The Speaker, Cllr M D Mboyi ruled that a moment of silence be observed for meditation and prayer, whereafter she declared the meeting officially opened.

## 2. NOTICE OF THE MEETING

The Speaker 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"*

She further confirmed that all members had received notice of the meeting by sms, e-mail and hard copy.

## 3. OFFICIAL ANNOUNCEMENTS

3.1 The Speaker, Cllr M D Mboyi announced that Cllr Cedrik Dale Halgreen has resigned with effect from 31 March 2023, and was attending his last Special Council meeting. She thanked Cllr C D Halgreen for the contribution he made to this Council and wished him all the greatest success in his future endeavours.

3.2 The Speaker, Cllr M D Mboyi reminded Councillors who have not submitted their laptops for assets verification to submit their laptops by not later than Friday, 31 March 2023.

3.3 The Speaker, Cllr M D Mboyi reminded Councillors to ensure that Ward Committee Secretaries submit their management reports before the 04<sup>th</sup> of every month.

3.4 The Speaker, Cllr M D Mboyi announced that it came to her attention that some Councillors are not holding Public Participation and feedback meetings. She therefore reminded all Ward Councillors to ensure that Public Participation and feedback meetings are held and reports were forwarded to her office.

3.5 The Speaker, Cllr M D Mboyi congratulated Makhado Local Municipality for attaining the awards and certificates for sustaining Unqualified Audit Opinion for the third consecutive financial year at the SALGA 2021/22 Municipal Awards Gala Dinner held at the Ranch Hotel on Wednesday, 22 March 2023.

She further congratulated Makhado Local Municipality for receiving award on 100% spending on MIG (Municipal Infrastructure Grant) and appreciation for receiving additional MIG (Municipal Infrastructure Grant) allocation.

She also further congratulated Cllr N J Matumba for winning a trip with SALGA for a vacation at a destination of her choice and also congratulated Cllr M S Tshilambyana for winning a Labour Law Report book at the SALGA 5<sup>TH</sup> Annual Local Government Labour Law seminar.

3.6 The Speaker, Cllr M D Mboyi encouraged Councillors to wear their name tags when attending Council meetings and also reminded them about the dressing code in Council.

#### 4. APPLICATION FOR LEAVE OF ABSENCE

RESOLVED –

THAT leave of absence be granted in terms of the provisions of Rule 21 of the Council's Rules of Order, 2016 published under Provincial Gazette Notice no. 2736 dated 29 July 2016 in respect of the Special Council meeting held on 30 March 2023 to Cllrs K P Makapela, N F Chililo, A Z Maphahla, G H Maluleke, M D Singo, N B Jones, M W Ramalwa, G T Mukwevhi-Mitileni, R Raliphada, R T Maingo, M J Mpashe, M I Phuluwa, P Mashau, N S Mahosi, M Swalivha, M R Mokhoadi, M E Mulaudzi and M R Makwala.

#### REMARK:

The following councillors were absent from the Special Council meeting held on 30 March 2023: Cllrs N A Mudunungu, C D Halgreen and M A Selapyana.

#### 5. REPORT OF THE EXECUTIVE COMMITTEE

##### (a) Report of the Executive Committee in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): March 2023

577<sup>th</sup> Executive Committee meeting: 23 March 2023

578<sup>th</sup> Executive Committee meeting: 30 March 2023 (only approval of minutes)

##### (b) Recommendations of the Section 79 Oversight Committee in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): March 2023

103<sup>rd</sup> Section 79 Oversight Committee: Corporate Services meeting: 27 March 2023

75<sup>th</sup> Section 79 Oversight Committee: Finance meeting: 28 March 2023

65<sup>th</sup> Section 79 Oversight Committee: Development Planning: 28 March 2023

41<sup>st</sup> Section 79 Oversight Committee: Community Services: 27 March 2023

45<sup>th</sup> Section 79 Oversight Committee: Technical Services: 28 March 2023

12<sup>th</sup> Section 79 Oversight Committee: Special Programs: 27 March 2023

13<sup>th</sup> Section 79 Oversight Committee: Disaster, Moral Regeneration, Sports, Arts and Culture : 28 March 2023

#### ITEM A.26.30.03.23

**ELECTIONS: COUNCILOR - FILLING OF VACANCY OF PROPORTIONAL REPRESENTATIVE OF THE VRYHEIDFRONT PLUS (VF PLUS), 2023 (3/2/5;3/2/6)**

#### RESOLVED A.26.30.03.23 (COUNCIL)

THAT Council take note of the vacancy that came about through the resignation of Cllr C D Halgreen effective from 31 March 2023, and that it be further noted that Werner Leonard Esterhuizen, Identity number 720425 5203 084 has been declared duly elected as Councillor of Makhado Municipality in terms of Clause 18, Schedule 1 of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998), by the Chief Electoral Officer with effect from 1 April 2023 to fill the vacancy that came about due to the resignation of former Cllr C D Halgreen.

(DCS)

CouncillorReplaceCDHalgreen\_itm

**ITEM A.27.30.03.23****COUNCIL COMMITTEES: REPLACEMENT OF MEMBERS: SECTION 79 STANDING COMMITTEE: TECHNICAL SERVICES (4/1/B)****RESOLVED A.27.30.03.23 (COUNCIL)**

1. THAT Cllr C D Halgreen be removed from Section 79 Oversight Committee: Technical Services and be replaced by Cllr W L Esterhuizen. (DCS)
2. THAT the Section 79 Oversight Committee: Technical Services composed by Council Resolution A.146.20.12.21 be recomposed as follows:

**STANDING COMMITTEES**

<i>NO.</i>	<i>SECTION 79 STANDING COMMITTEES</i>	<i>PROPOSED MEMBERS</i>
1.	<i>TECHNICAL SERVICES</i>	1. <i>N S Nemudzivhadi (Chairperson)</i> 2. <i>M G Furumele</i> 3. <i>K P Maphakela</i> 4. <i>M D Singo</i> 5. <i>W L Esterhuizen</i> 6. <i>T C Mamafha</i> 7. <i>T C Mashau</i> 8. <i>M E Mulefu</i> 9. <i>P Mashau</i>

(DCS)

AmendCommittees(March2023)\_itm

**ITEM A.28.30.03.23****PARTICIPATION IN THE 63<sup>RD</sup> EDITION OF THE ZIMBABWEAN INTERNATIONAL TRADE FAIR (ZTIF) IN BULAWAYO (12/2/1/54)****RESOLVED A.28.30.03.23 (COUNCIL)**

1. THAT Council note the Invitation of Makhado Local Municipality by the Municipality of Gwanda to participate in Zimbabwean International Trade Fair (**ZTIF**) (**Letter is attached as Annexure A**). (DDP)
2. THAT Council approves the attendance of Zimbabwean International Trade Fair by the Mayor, The Municipal Manager, the Portfolio Head of Planning Cllr N Munyai, Director of Planning Mr A Mabunda, Manager LED Mr R V Phalanndwa, Mr F Ramuthaga (Tourism Officer), Mr P Netshivhuyu ( SMES Officer), Mr H Shirinza (Mining, Agriculture), Mr T R Raduvha and Six Local Exhibitors from Makhado Local Municipality from 25 April 2023 to 29 April 2023. (DDP)
3. THAT council approve the use of Municipal Kombi and a driver to transport Local SMMES for exhibition in Zimbabwe. (DDP)

4. THAT Council notify the office of the Premier of Limpopo for the purpose of International Relation protocol. (DDP)

GwandaZimbabwe Bulawayo\_Itm

**ITEM A.29.30.03.23**

**TOWN-PLANNING: 2023/24-2026/27 DRAFT INTEGRATED DEVELOPMENT PLAN (IDP) REVIEW (15/8/1)**

**RESOLVED A.29.30.03.23 (COUNCIL)**

1. THAT Council adopts the 2023/24-2026/27 Draft Integrated Development Plan Review. (DDP)
2. THAT Council invites the public to make inputs within 21 days after adoption of Draft Integrated Development Plan. (DDP)

DraftIDP2023-23\_itm

**ITEM A.30.30.03.23**

**COUNCIL LAND:**

1. **COUNCIL LAND: PROPOSED LEASE OF A PORTION OF ERF 3403 LOUIS TRICHARDT EXTENSION 12 TOWNSHIP FOR AGRICULTURAL PURPOSE BY MEANS OF A PUBLIC TENDER**
2. **INSPECTION OF COUNCIL LAND**

**(E3403)**

**RESOLVED A.30.30.03.23 (COUNCIL)**

1. THAT the proposed lease of Erf 3403 Louis Trichardt Extension 12 Township through public tender for the purpose of Agriculture be approved, subject to the following conditions:
  - 1.1. The property be made available for Agricultural purpose through public tender process and the Municipal Manager continue with the necessary steps in this regard. (DDP)
  - 1.2. The municipal valuer be requested to determine the monthly market related lease value of the property which will serve as a base for bid price. (DDP)
  - 1.3. Bidder who will offer less than the market value will not be considered. (CFO/DDP)
  - 1.4. Bidder will be responsible for the rezoning of the property or properties from "municipal" to the intended use of Agriculture. (CFO/DDP)
  - 1.5. The lease agreement be for a period of ten (10) years. (DDP)
  - 1.6. The standard conditions for the sale of Municipal land will further apply. (DDP)
  - 1.7. A memorandum of agreement be made and entered into by and between Makhado Local Municipality and the successful bidder. (DDP)
2. THAT the Executive Committee members must do Inspection In Loco in all Council land and all the public works houses in Makhado Local Municipality. (DDP)

LeaseRenewalErf3403\_itm

**ITEM A.31.30.03.23****FINANCES: DRAFT ANNUAL BUDGET 2023/2024 TO 2025/2026 FINANCIAL YEAR  
(2023/2024)****RESOLVED A.31.30.03.23 (COUNCIL)**

1. THAT the Draft Capital and Operational Estimates for the 2023/2024 financial year as more fully recorded in **Annexure A** attached to the report in this regard be approved. (CFO)
2. THAT the following draft 2023/2024 financial year's budget related policies be tabled as more fully set out in **Annexure B1 to B23** attached to the report in this regard-
  - 2.1 Virement Policy
  - 2.2 Credit Control and Debt Collection Policy
  - 2.3 Borrowing policy
  - 2.4 Expenditure Management Policy
  - 2.5 Funding and Reserves Policy
  - 2.6 Budget Policy
  - 2.7 Framework for cash flow management
  - 2.8 Asset management policy
  - 2.9 Subsidy for indigent household policy
  - 2.10 Debt written off policy.
  - 2.11 Property Rates Policy
  - 2.12 Supply Chain Management Policy
  - 2.13 Revenue Management Policy
  - 2.14 Travel and Subsistence Policy
  - 2.15 Acquisition and use of Cellular phones Policy.
  - 2.16 Petty cash policy
  - 2.17 Car allowance policy
  - 2.18 Fleet Management policy
  - 2.19 Tariff Policy
  - 2.20 Customer Care Policy
  - 2.21 Contract Management Policy
  - 2.22 Cost Containment Policy
  - 2.23 Preferential Procurement Policy

By-Laws

  - 2.24 Makhado Credit Control and Debt Collection By-Laws
  - 2.25 Property Rates By-Law (CFO)
3. THAT the amendment to the contents of the Property Rates By-law, 2023 and Indigent policy, 2023 be tabled as more fully set out in **Annexure B24 and B25** of the report in this regard, and that the necessary promulgation be undertaken after public consultation thereof. (CFO)

4 THAT the increase in 2023/2024 municipal tariffs and charges be tabled as more fully set out in the various notices of **Annexure C** attached to the report in this regard, and the necessary promulgation thereof be done in terms of the provisions of Local Government: Municipal Systems Act, 2000. (CFO)

5 THAT it be noted that the Draft 2023/2024 Estimates will after tabled by the Council in terms of section 24 of the Municipal Finance Management Act, be submitted to National Treasury, the Provincial Treasury and Coghsta. (CFO)

Draft Budget2023-2024\_itm

**ITEM A.32.30.03.23**

**PERSONNEL: PAYMENT OF EMPLOYEES WORKING UNDER LOCKDOWN  
(17/2/8/3)**

**RESOLVED A.32.30.03.23 (COUNCIL)**

1. THAT Council approve that 191 employees be paid the amount of R500-00 as incentive for working under lockdown Level 5. (CFO)
2. THAT the total of 308 employees be paid R500-00 for working under level 4 lockdown. (CFO)
3. THAT an amount of R500.00 must be paid based on the number of days worked. (CFO)
4. THAT the circulated list with two hundred and fifty four (254) employees who worked during covid alert level 4 and 5 lockdown be reconciled with the total number of 308 employees, as reflected in paragraph two (2) of the recommendation. (DCS/CFO)

PaymentLockdownPolicy\_itm

**ITEM A.33.30.03.23**

**MPAC: MPAC OVERSIGHT REPORT AND FINAL ANNUAL REPORT 2021/22 APPROVAL:  
SUBMISSION TO DEPARTMENT NATIONAL TREASURY AND DEPARTMENT  
PROVINCIAL AND LOCAL GOVERNMENT  
(10/1/4/1-8)**

**RESOLVED A.33.30.03.23 (COUNCIL)**

1. THAT it be noted that the Oversight Committee (MPAC) considered the Final Annual Report, 2021/22 and recommends that Council accepts the 2021/2022 Annual Report as more fully set out in its report of findings attached as Annexure B to this report. (MM/DCS)
2. THAT Council adopts the Oversight Committee's (MPAC) Report dated 20 March 2023 attached as Annexure A to the report in this regard, without any reservations as corrections have been made in line with the MPAC recommendations. (MM/DCS)

3. THAT it be noted that Council's Resolution under this report together with annexures will be submitted to National Treasury and the MEC of Cooperative Governance, Human Settlement and Traditional Affairs for submission to the Minister of Cooperative Governance and Traditional Affairs, as well as the Auditor General's Office in the Province as Makhado Local Municipality's demonstration of municipal performance to its community, as purported in terms of Section 121 of the Local Government: Municipal Finance Management Act, 2003. (MM/DC)
4. THAT the Final Annual Report will be publicised on the Municipal Website and copies will be made available for collection by members of the public. (MM/DCS)

OversightReportMarch2023\_itm

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- (c) **Resolution of the Executive Committee in terms of section 59(1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): 577<sup>th</sup> Executive Committee Meeting: 23 March 2023**

**ITEM B.4.23.03.23**

**PERFORMANCE MANAGEMENT: ADJUSTED SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP): 2022/23 FINANCIAL YEAR (10/1/4/1-10/1/4/8)**

**RESOLVED B.4.23.03.23 (COUNCIL)**

THAT Council takes note and approve the Adjusted Service Delivery and Budget Implementation Plan for the 2022/23 Financial Year. (MM/ALL DIRS)

SDBIPAdjusted2022-23\_itm

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The meeting was closed and adjourned at 15:05.

Approved and confirmed in terms of the provisions of Clause 22.1 of the Rules of Orders, 2016 promulgated in Provincial Gazette Notice No. 2736 of 29 July 2016 under Local Authority Notice 125, by a resolution of the Council passed at the meeting held on 26 April 2023.

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**CHAIRPERSON**

MDM/lh/SpecialCouncilMinutes\_173