

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

MINUTES OF THE ONE HUNDRED AND THIRTY SEVENTH (137<sup>th</sup>) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD ON FRIDAY, 28 SEPTEMBER 2018 IN THE COUNCIL CHAMBER, CIVIC CENTRE, KROGH STREET, MAKHADO AT 14:00.

**PRESENT**

**Councillors**

BABADU, T M  
 BALIBALI, T  
 DAVHANA, N D  
 DZIVHANI, T E  
 GABARA, M J  
 KUTAMA, N  
 KUTAMA, T  
 LUKHELI, J  
 MADULA, S  
 MALIMA, M E  
 MALIVHA, N V  
 MALULEKE, K M  
 MAMAFHA, T J  
 MAPHUBU, K  
 MARAGA, T A  
 MASHAMBA, M A  
 MASIPA, M L  
 MASUKA, S  
 MASUTHA, L G  
 MATUMBA, A  
 MOGALE, L B  
 MOHLABA, T J  
 MOKGOADI, M R  
 MTHOMBENI, S Z

MUKHARI, M F  
 MUKWEVHO, G T  
 MUKWEVHO, T D  
 MULEFU, M E  
 MUNYAI, N  
 MUNYAI, N S  
 MUSANDIWA, P N  
 NDOU, M N  
 NEMATANDANI, M C  
 NEMUDZIVHADI, N S  
 NETHULWE, M F  
 RALIPHADA, R  
 RAMAVHOYA, K S  
 RASHAMUSE, A G  
 SELAPYANA, M A  
 SIMANGWE, N J  
 SINYOSI, S M  
 SITHI, E T  
 TAMBANI, T E  
 TSHIAMBWA, L R  
 TSHIBVUMO, G

**Officials**

N F TSHIVHENGWA	(MUNICIPAL MANAGER)
N C KHARIDZHA	(DIRECTOR CORPORATE SERVICES)
N G RALIPHADA	(ACTING CHIEF FINANCIAL OFFICER)
M G RALISHUKU	(ACTING DIRECTOR TECHNICAL SERVICES)
S M CAROTO	(MANAGER: ADMINISTRATION AND COUNCIL SUPPORT)
S W MATHONSI	(SARGEANT OF ARMS)
J SERAKALALA	(INTERN)

**Traditional Leaders**

None

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**1. OPENING: MOMENT OF REFLECTION**

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

She expressed that all be reminded of the Municipality's Vision and Mission as follows:

Vision "A democratic, accountable and service delivery orientated municipality committed to good governance and socio-economic development of its community"

Mission "We will use available resources effectively in order to address socio-economic imbalances through infrastructure and local economic development opportunities".

**2. NOTICE OF THE MEETING**

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

**3. 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 28 September 2018 to Cllrs S I Bulala, N F Chililo, M G Furumela, N B Jones, F N Madzhiga, S S Nyelisani, T P Mamorobela, T Seshoki, M S Tshilamyana and D Ratshikuni.

**REMARK:**

2.1 Cllrs R S Baloyi, A du Plooy, F B Hlongwane, B K Jones, V S Luduvhungu, M S Machethe, E Maduwa, L G Maduwa, N A Mafhala, M R Magada, L M Mathalise, M D Mboyi, M J Mpashe, M D Ndou, M G Phoshoko, R T Maingo, T M Malange, T C Mamafha, G M Ramushavha and S S Tshifura were not present at the meeting.

2.2 Khosi T G Muila, Hosi S T Mukhari, Khosi V C Ramabulana, Hosi H S Mukhari, Khosi N T L Mashamba, Khosi P V Kutama, Khosi F Molema, Khosi M M Mphephu, Khosi P Netsianda and Khosi R H Sinthumule were not present at the meeting.

2.3 One vacancy existed due to the resignation of Cllr A A Raphalalani effective 26 July 2018.

**4. REPORT OF THE EXECUTIVE COMMITTEE, AND SECTION 79 COMMITTEES**

**4. (a) Recommendations of the Executive Committee in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): September 2018**

**471<sup>st</sup> Executive Committee Meeting: 28 September 2018**

**(b) Recommendations of the Section 79 Oversight Committees in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): September 2018**

**41<sup>st</sup> Section 79 Oversight Committee: Corporate Services meeting: 28 September 2018**

**ITEM A.157.28.09.18**

**PERSONNEL: APPOINTMENT OF CHIEF FINANCIAL OFFICER  
(5/3/B, 5/3/4/3)**

**REMARK:**

The recommendation of the Section 79 Oversight Committee: Corporate Services was accepted and recorded as Council Resolution herein below.

RESOLVED A.157.28.09.18 (COUNCIL) -

1. THAT Mr M K Nemaname who scored the highest points be appointed as the Chief Financial Officer and in the event that he declines the offer of appointment, Mr R Raphalalani be appointed and in the event that he declines the offer of appointment, Mrs M C Chauke be appointed.

(DCS)

2. THAT the Proforma Employment Contract and the Performance Agreement to be concluded between the Chief Financial Officer and the Municipal Manager on behalf of Makhado Municipality be approved as set out in **Annexure H** attached to the report in this regard. (MM)
3. THAT the Municipal Manager be vested with the power to negotiate the all-inclusive remuneration package on a cost to the Municipality in terms of the provisions of *Upper Limits of Total Remuneration Packages Payable to Municipal Managers and Managers Directly Accountable to Municipal Managers*, promulgated under General Notice (Department of Co-operative Governance and Traditional Affairs, No 1092 of 2017 in Government Gazette No 41173 of 10 October 2017. (MM)
4. THAT the MEC for Local Government be notified of the appointment process and outcome as required by the provisions of Section 56 (4A) (a) of the Local Government: Municipal Systems Act, 2000. (DCS)
5. THAT the appointment referred to in paragraph 1 above is further subject to the outcome of National Department of Cooperative Governance and Traditional Affairs' confirmation that the candidate/s are not recorded in their Register of Misconduct and Poor Performance. (DCS)

AppointmentCFO\_itm

#### **ITEM A.158.28.09.18**

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

#### **REMARK:**

The Speaker ruled that the matter be withdrawn from the agenda.

#### **ITEM A.159.28.09.18**

#### **COUNCIL COMMITTEES: SECTION 79 STANDING COMMITTEE FOR WOMEN - REVIEW (4/1/B)**

#### **REMARK:**

The Speaker ruled that the matter be withdrawn from the agenda.

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The meeting was closed and adjourned at 15:46.

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 25 October 2018.