

MAKHADO LOCAL MUNICIPALITY
OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE VIRTUAL ONE HUNDRED AND FIFTY THIRD (153rd) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD ON FRIDAY, 26 JUNE 2020 IN THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, KROGH STREET, MAKHADO AT 14:00.

PRESENT

Councillors

BABADU, TM
 BALIBALI, T
 BALOYI, R S
 BULALA, S I
 CHILILO, N F
 DAVHANA, N D
 DZIVHANI, T E
 FURUMELA, M G
 GABARA, M J
 KUTAMA, N
 LUKHELI, J
 MACHETHE, M S
 MADULA, S
 MADUWA, E
 MADUWA, L G
 MADZHIGA, F N
 MAINGO, R T
 MALANGE, T M
 MALIMA, M E
 MALIVHA, N V
 MALULEKE, K M
 MAMAFHA T C
 MAMAFHA, T J
 MAPHUBU, K
 MASHAMBA, M A
 MASUKA, S
 MASUTHA, L G
 MATHALISE, L M
 MATUMBA, A

MBOYI, M D
 MOGALE, L B
 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 D
 NDOU, M N
 NETHULWE, M F
 NYELISANI, S S
 PHOSHOKO, M G
 RALIPHADA, R
 RASHAMUSE, A G
 RATSHIKUNI, D
 SELAPYANA, M A
 SESHOKI, T
 SIMANGWE, N J
 SINYOSI, S M
 TAMBANI, T E
 TSHIAMBWA, L R
 TSHIBVUMO, G
 TSHIFURA, S S

Officials

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

Traditional Leaders

None

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1. OPENING

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

REMARK:

1. This was the third virtual meeting held in line with directives under Government Notice no. 510 (Department of Co-Operative Governance and Traditional Affairs) promulgated by Minister of Cogta dated 7 May 2020 as published in Government Gazette no. 43291 dated 7 May 2020.
2. Zoom software application was used for this purpose.

She expressed that Councillors 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"*

2. NOTICE OF THE MEETING

The Speaker confirmed that all members had received notice of the virtual meeting, i.e. by sms and by e-mail.

3. OFFICIAL ANNOUNCEMENTS

None

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 virtual Special Council meeting held on 26 June 2020 to Cllrs N S Nemudzivhadi, L R Tshiambwa, M L Masengane, M R Magada and T M Maraga.

REMARK:

2.1 Cllrs A du Plooy, F B Hlongwane, B K Jones, N B Jones, T Kutama, V S Luduvhungu, T J Mohalaba, M J Mpashe, M C Nematandani, K S Ramavhoya, T P Mamorobela, G M Ramushavha and E T Sithi did not participate in the meeting.

2.2 One vacancy existed after passing away of Cllr N A Mafhala on 21 April 2020.

2.3 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 P Netsianda, Khosi R H Sinthumule, Khosi F Molema and Khosi M M Mphephu did not participate in the meeting.

5. REPORT OF THE EXECUTIVE COMMITTEE AND SECTION 79 COMMITTEES

(a) Recommendations of the Executive Committee in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): June 2020

514th Executive Committee meeting held on 22 June 2020

515th Executive Committee meeting held on 26 June 2020 (only approval of minutes)

(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): June 2020

71st Section 79 Oversight Committee: Corporate Services meeting: 23 June 2020

41st Section 79 Oversight Committee: Development Planning meeting: 23 June 2020

48th Section 79 Oversight Committee: Finance meeting: 23 June 2020

28th Section 79 Oversight Committee: Technical Services meeting: 24 June 2020
 24th Section 79 Oversight Committee: Community Services meeting: 24 June 2020

ITEM A.41.26.06.20 (originally A.41.08.06.20)

REPORTS: RISK ASSESSMENT REPORT, RISK MANAGEMENT POLICIES, STRATEGIES, PROCEDURE MANUAL AND IMPLEMENTATION PLAN: 2020/21 FINANCIAL YEAR (4/11/1)

RESOLVED A.41.26.06.20 (COUNCIL)

1. THAT Council approve the Risk Management Policies and Strategies which are attached as Annexure A to the report in this regard, as follows:
 - 1.1. Risk Management Committee Charter 2020/21
 - 1.2. Risk Management Policy 2020/21
 - 1.3. Risk Management Strategy 2020/21
 - 1.4. Fraud Management Policy 2020/21
 - 1.5. Fraud Response Plan 2020/21
 - 1.6. Whistle Blowing Policy 2020/21
 - 1.7. Loss Control Policy 2020/21
 - 1.8. Risk Assessment Report 2020/21 (MM)

2. THAT Council notes the Risk Management Implementation Plan and Fraud and Corruption Investigation Procedure Manual for 2020/21 financial year attached as Annexure B to the report in this regard. (MM)

Risk Management 2020-21_itm

(REMARK: Item A.42.08.06.20 to A.44.08.06.20 were considered at the 152nd Special Council held on 8 June 2020.)

ITEM A.45.26.06.20 (originally A.45.08.06.20)

DOMESTIC SERVICES: REVIEW: ICT SECURITY CONTROLS POLICY, 2020 (8/2/3)

RESOLVED A.45.26.06.20 (COUNCIL)

THAT the *ICT Security Controls Policy, 2020* attached as Annexure A to this report be considered, and if approved it becomes the valid in use ICT Security Controls Policy whereby operations of municipal computer systems and users are guided. (DCS)

ICTSecurityControlsPolicy2020_itm

(REMARK: Item A.46.08.06.20 to A.56.08.06.20 were considered at the 152nd Special Council held on 8 June 2020.)

ITEM A.57.26.06.20**ELECTIONS: REPLACEMENT OF LATE CLLR N A MAFHALA COUNCILLOR TO REPRESENT MAKHADO LOCAL MUNICIPALITY'S REPRESENTATIVE IN THE VHEMBE DISTRICT COUNCIL
(12/3/3/46)**

RESOLVED A.57.26.06.20 (COUNCIL)

THAT Council elected Cllr M G Furumele as proposed by the Democratic Alliance party in its letter dated 15 June 2020 and attached as Annexure A to the report in this regard, to substitute the late former Cllr NA Mafhala as the Makhado Municipality's representative in the Vhembe District Municipality, effective date being the date of this Council Resolution. (DCS)

ReplaceVhembeCllr_itm

ITEM A.58.26.06.20**DOMESTIC SERVICES: REVIEW: ICT OPERATING SYSTEM (OS) SECURITY CONTROLS POLICY, 2020
(8/2/3)**

RESOLVED A.58.26.06.20 (COUNCIL)

THAT the ICT Operating System Security Controls Policy, 2020 attached as Annexure A to this report be approved to become the valid in use ICT Security Controls Policy whereby operations of municipal computer systems and users are guided. (DCS)

ICTOperatingSystemSecurityPolicy_itm

ITEM A.59.26.06.20**FINANCES: FINAL ANNUAL BUDGET 2020/2021 FINANCIAL YEAR
(2020/2021)**

RESOLVED A.59.26.06.20 (COUNCIL)

1. THAT the Final Capital and Operational Estimates for the 2020/2021 financial year as more fully recorded in **Annexure A** attached to the report in this regard be approved by Council. (CFO)
2. THAT the following 2020/2021 financial year's budget related policies be approved by Council as more fully set out in **Annexure B1 to B22** 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 (CFO)
- 3 THAT the amendment to the contents of the Property Rates By-law, 2020 and the Credit Control and Debt Collection By-law, 2020 be approved as more fully set out in **Annexure B23 and B24** of the report in this regard. (CFO)
- 4 THAT the amendment to the contents of the Budget Related Policies as reflected in **Annexure D**, be approved by Council. (CFO)
- 5 THAT the increase in 2020/2021 municipal tariffs and charges be approved by Council as more fully set out in the various notices of **Annexure C** to this report, and the necessary promulgation thereof be done in terms of the provisions of Local Government Legislation. (CFO)
- 6 THAT it be noted that the Final 2020/2021 Estimates will after being approved by Council in terms of section 24 of the Municipal Finance Management Act, be submitted to National Treasury and Provincial Treasury. (CFO)
- 7 THAT on page EC 2020/2062 under column 2, Project no. 20, the words “Electrification of Village Top Up to INEP Grant” be changed to read “Electrification in Municipal Licensed Villages Top Up to INEP Grant”. (CFO)

ITEM A.60.26.06.20

**TOWN-PLANNING: FINAL REVIEW: INTEGRATED DEVELOPMENT PLAN (IDP):
2020/21-2021/22
(15/8/1)**

RESOLVED A.60.26.06.20 (COUNCIL)

THAT the Integrated Development Plan (IDP) for the 2020/21-2021/22 Financial Year be approved as more fully set out in the 2020/21-2021/22 IDP Review attached to the report in this regard. (DDP)

IDP2020-2021_itm

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- (c) **Resolutions of the Executive Committee in terms of section 59(1)(a) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): June 2020**

ITEM B.7.22.06.20

**DOMESTIC SERVICES: COMPUTER SERVICES: 5 YEAR ICT STRATEGIC PLAN –
PROGRESS REPORTING, Q2 2019/20 FINANCIAL YEAR
(8/2/3)**

RESOLVED B.7.22.06.20 (EXECUTIVE COMMITTEE)

THAT note be taken of the progress with Year 2 projects for Q2 of the 2019/20 financial year of the 5 Year ICT Strategic Plan, 2018-2023 as more fully set out in Table 1 in the report. (DCS)

ICTstrategicPlanQuatr2_2019_20itm(3)

ITEM B.8.22.06.20

**DOMESTIC SERVICES: COMPUTER SERVICES: 5 YEAR ICT STRATEGIC PLAN –
PROGRESS REPORTING, Q3 2019/20 FINANCIAL YEAR
(8/2/3)**

RESOLVED B.8.22.06.20 (EXECUTIVE COMMITTEE)

THAT note be taken of the **progress** with Year 2 projects for **Q3 of the 2019/20** financial year of the 5 Year ICT Strategic Plan, 2018-2023 as more fully set out in Table 1 in the report. (DCS)

ICTstrategicPlanQuarter3 2019-20_itm

- (d) **Recommendation of urgent matter which in terms of clause 8.1 of the Standing Rules of Order, 2016 was tabled directly to Council**

ITEM A.61.26.06.20

COUNCIL COMMITTEES: TERMS OF REFERENCE OF DISCIPLINARY PROCEDURES FOR AD-HOC / SPECIAL COMMITTEE (4/1/B)

RESOLVED A.61.26.06.20 (COUNCIL)

THAT the Terms of Reference of the Ad-hoc/Special Committee approved under Council Resolution A.55.08.06.20 be aligned only in respect of paragraph 3 and paragraph 5 to read as follows

3. COMPOSITION

The Ad-hoc/Special Committee shall comprise of the following eight members who will be appointed by the Chairperson of Council from both the Councillors and members of municipal committees.

- 3.1 Five (5) Councillors of which one is a chairperson.
- 3.2 Initiator (Member of Council's Audit Committee)
- 3.3 Member of Council's Risk Management Committee
- 3.4 Legal representative from Municipal Attorneys as advisor

5. QUORUM AND VOTING

A majority of the members of the Ad-hoc/Special Committee, i.e 50% plus 1, must be present at the meeting. Members will reach decision through consensus. The Chairperson of the committee shall have a deciding vote if consensus is not reached. The legal representative will not have voting rights.

(DCS)

AmendTORAd-hocCommittee_itm

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- (e) **Recommendations of the Section 79 Standing Committee: MPAC in terms of section 59 (1) of the Local Government: Municipal System Act, 2000 (Act 32 of 2000): June 2020**

ITEM A.62.26.06.20

MPAC: MUNICIPAL PUBLIC ACCOUNT COMMITTEE CHARTER, 2020/21 FINANCIAL YEAR (4/33)

RESOLVED A.62.26.06.20 (COUNCIL)

THAT Municipal Public Account Committee (MPAC) Charter for the 2020/2021 Financial Year be approved as more fully set out in the Annexure attached to the report in this regard. (DCS)

MPAC Charter 2020/21_itm

ITEM A.63.26.06.20**MPAC: MPAC WORK PLAN/PROGRAMME 2019/20 FINANCIAL YEAR
(4/33)**

RESOLVED A.63.26.06.20 (COUNCIL)

THAT MPAC Annual Plan/Programme 2020/21 Financial Year be approved as more fully set out in the Annexure attached to the report in this regard. (DCS)

MPAC workprogramme 2019/20_itm

ITEM A.64.26.06.20**MPAC: FINANCE: PROCUREMENT: CLAUSE 36: DEVIATIONS: QUARTER 2:
2019/2020 FINANCIAL YEAR
(10/1/5/2)**

RESOLVED A.64.26.06.20 (COUNCIL)

1. THAT the Accounting Officer must limit deviations and follow Supply Chain Management Policy and processes. (CFO)
2. THAT the Accounting Officer must auction all old vehicles to avoid deviations. (MM)

MPACDeviationsQuarter2 2019-20_itm

ITEM A.65.26.06.20**MPAC: REPORTS AND SURVEYS: OUTSTANDING MATTERS: COUNCIL
RESOLUTIONS – QUARTER 2: 2019/20 FINANCIAL YEAR
(10/1/6/1)****REMARK:**

When this matter was considered, Cllr A Matumba proposed, duly seconded by Cllr N F Chililo that a report of 99 year Leases: Local Amateur sporting Clubs be referred to Section 79 Oversight Committee: Disaster, Moral Regeneration, Sports, Arts and Culture to give valid reasons why we must terminate the contracts and the matter be finalized in the next Council meeting.

The proposal was accepted in general as Council's resolution herein below.

RESOLVED A.65.26.06.20 (COUNCIL)

1. THAT note be taken of the status of Council Resolutions for Quarter 2 of the 2019/20 Financial Year and that Management must implement all Council Resolutions in time to avoid delay in service delivery. (ALL DIRS)
2. THAT a report of 99 year Leases: Local Amateur sporting Clubs be referred to Section 79 Oversight Committee: Disaster, Moral regeneration, Sports, Arts and Culture to give valid reasons why the Municipality must terminate the contracts and the matter be finalized at the next Council meeting.

MPACCouncilResolutionImplementationQ2-2019-2020_itm

(MM/DCS)

ITEM A.66.26.06.20**MPAC: FINANCES: ASSESSMENT OF PERFORMANCE OF CONTRACTED SERVICE PROVIDERS: QUARTER 2: 2019/20 FINANCIAL YEAR (10/1/5/2)**

RESOLVED A.66.26.06.20 (COUNCIL)

1. THAT administration must not appoint those service providers who are rated (1) and two (2) in the assessment tables, as they are not performing. (CFO)
2. THAT the service providers who are rated (1) and two (2) in the assessment tables have failed to offer required services, meaning that they may need not to continue with rendering any services.

MPACAssessmentQ2ServiceProviders_itm

(CFO)

ITEM A.67.26.06.20**MPAC: PERFORMANCE MANAGEMENT: SECOND QUARTER SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN REPORT: 2019/20 FINANCIAL YEAR (10/1/4/1 – 10/1/4/8)**

RESOLVED A.67.26.06.20 (COUNCIL)

THAT administration must continue to prepare progress reporting in time.

(ALL DIRS)

MPACSDBIPQuarter2_itm

ITEM A.68.26.06.20**MPAC: FINANCE: IN YEAR MONITORING AND REPORTING: 2st QUARTER: 2019/2020 FINANCIAL YEAR (MONTH ENDING 31 DECEMBER 2019) (6/1/1(2019/20))**

RESOLVED A.68.26.06.20 (COUNCIL)

1. THAT the Accounting Officer must always check its expenditure over revenue in order to prevent utilization of funds that are not available that lead to deficit. (CFO)
2. THAT the Chief Financial Officer must continue to encourage debtors to pay their debts in time for better service delivery, and debtors also need some form of education where possible on the importance of paying their debts to the Municipality. (CFO)
3. THAT projects must be implemented as planned and budgeted for. (CFO)
4. THAT the Accounting Officer must submit a report why departments were not spending their capital budgets. (MM/CFO)
5. THAT the Accounting Officer must work on improving the strategies for it not only to exist in writing but to show in actual collection rates. (MM)
6. THAT households must be warned not to remove meters, or else it must be replaced if it was damaged. (DTS)

7. THAT the municipality must have specific dates and expected time given to each area for meter readings as it could improve the situation. (CFO)
8. THAT note be taken of the status of Council Resolutions for quarter 2 of the 2019/20 financial year and that management must implement all Council Resolutions in time to avoid delay in service delivery. (ALL DIRS)
9. THAT the Accounting Officer must make sure that there is a positive bank balance, unless the circumstance does not so allow. (MM)
10. THAT the Accounting Officer must continue preventing significant variances in analysis of revenue and expenditure performance where possible for members to have a real picture of what is happening. (MM)
11. THAT the administration must always strive to work on its budgeted projects in time. This will improve service delivery. (CFO)

MPACMonitoringQ2_itm

ITEM A.69.26.06.20

MPAC: 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.69.26.06.20 (COUNCIL)

THAT the administration must continue to prepare progress reporting in time. (ALL DIRS)

MPACMidyearSDBIP2019-20_itm

ITEM A.70.26.06.20

MPAC: 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.70.26.06.20 (COUNCIL)

THAT the MPAC note that the adjustment budget for the income and expenditure projections for the Financial Year ending 30 June 2020 are made in terms of the provisions of Section 28 of the Municipal Finance Management Act No.56 of 2003, as more fully set out in Annexure A attached to the report in this regard. (CFO)

MPACMidyearBudgetAssessment_itm

ITEM A.71.26.06.20**MPAC: FINANCES: FRUITLESS AND WASTEFUL EXPENDITURE: 1 JULY 2019 TO 31 MAY 2020 IN 2019/20 FINANCIAL YEAR
(6/13/2/3 & 10/1/5/2)****REMARK:**

When this matter was considered, Cllr A Matumba proposed, duly seconded by Cllr N F Chililo that MPAC investigate the matter afresh. The proposal was accepted in general and recorded as Council's Resolution herein below.

RESOLVED A.71.26.06.20 (COUNCIL)

THAT the matter be referred back for re-investigation by MPAC. (DCS)

MPACFruitlessExpenditureJuly2019-May2020_itm

ITEM A.72.26.06.20**MPAC: FINANCES: INVESTIGATION REPORT ON UNAUTHORIZED EXPENDITURE: 2018/2019 FINANCIAL YEAR
(6/1/1(18/19))**

RESOLVED A.72.26.06.20 (COUNCIL)

1. THAT the MPAC acknowledge that Council approved roads and electrification projects under RAL & INEP capital budgets in order to address service delivery backlog. (DTS)
2. THAT the administration in future must first request advice from Provincial Treasury on how best Municipality may treat RAL and INEP expenditure to avoid unauthorized expenditure. (CFO)
3. THAT in future these projects must be budgeted for under operational funds and not under capital funds to avoid an unauthorized expenditure. (CFO)
4. THAT unauthorized expenditure must be prevented at all cost in order to achieve clean audit report. (CFO)

MPACUnauthorisedExpenditure2018-2019_itm

ITEM A.73.26.06.20**MPAC: FINANCES: REPORT ON SPECIAL ADJUSTMENT BUDGET : 2019/20 FINANCIAL YEAR
(6/1/1(2019/20))**

RESOLVED A.73.26.06.20 (COUNCIL)

1. THAT the 2019/20 Adjusted Budget be approved by Council through special adjustment. (CFO)
2. THAT the 2019/2020 approved special Adjustment Budget be submitted to the National and Provincial Treasury. (CFO)

3. THAT Council note that the Adjustment Budget for the income and expenditure projections for the financial year ending 30 June 2020 is more fully explained in Annexure A attached to the report in this regard. (CFO)

MPACSpecialAdjustmentBudget2019-20_itm

ITEM A.74.26.06.20

MPAC: FINANCE: IN YEAR MONITORING AND REPORTING: 3RD QUARTER: 2019/2020 FINANCIAL YEAR (6/1/1(2019/20))

RESOLVED A.74.26.06.20 (COUNCIL)

1. THAT it be noted that the municipality has managed to control its revenue against expenditure to avoid a deficit. (CFO)
2. THAT the Accounting Officer must try to balance budgeted expenditure in all departments to prevent a situation where it reflects that the municipality is under performing. (MM)
3. THAT the Chief Financial Officer must continue reminding debtors to pay their debts in time. (CFO)
4. THAT the Mayor must arrange a meeting with Vhembe District Municipality's Mayor and Municipal Manager to discuss the issue of R90,000,000.00 debt owed to Makhado Municipality. (MM)
5. THAT the Accounting Officer must deal with the remaining bids in 4th quarter of the 2019/20 Financial Year. (MM)
6. THAT the Chief Financial Officer must deal with the remaining quotations in time in the 4th quarter of 2019/20 Financial Year. (CFO)
7. THAT the Chief Financial Officer must avoid a bank overdraft (unfavourable balance). (CFO)
8. THAT the Municipality must always work on set targets. (CFO)
9. THAT the municipality must always control its expenditure to avoid a deficit. (CFO)
10. THAT the municipality must always control its utilisation of cash in order to prevent cash flow problems. (CFO)

MPACMonitoringQ3 2019-2020_itm

ITEM A.75.26.06.20**MPAC: FINANCE: PROCUREMENT: CLAUSE 36: DEVIATIONS FOR THE THIRD QUARTER : 2019/20 FINANCIAL YEAR (10/1/5/2)**

RESOLVED A.75.26.06.20 (COUNCIL)

THAT the clause 36 procurements in respect of quarter 3 of 2019/20 financial year be approved as more fully set out in Annexure A attached to the report in this regard. (CFO)

MPACDeviationsQuarter3 2019-2020_itm

ITEM A.76.26.06.20**MPAC: REPORTS AND SURVEYS: OUTSTANDING MATTERS: COUNCIL RESOLUTIONS – QUARTER 3: 2019/20 FINANCIAL YEAR (10/1/6/1)**

RESOLVED A.76.26.06.20 (COUNCIL)

1. THAT note be taken of the status of Council Resolutions for Quarter 3 of the 2019/20 Financial Year. (DCS)

2. THAT management must implement all Council Resolutions in time to avoid in service delivery.

CouncilResolutionImplementationQ3-2019-2020_itm

(ALL DIRS)

ITEM A.77.26.06.20**MPAC: FINANCES: ASSESSMENT OF PERFORMANCE OF CONTRACTED SERVICE PROVIDERS: QUARTER 3: 2019/20 FINANCIAL YEAR (10/1/5/2)**

RESOLVED A.77.26.06.20 (COUNCIL)

THAT the Municipality must not appoint those service providers who are not performing well at any time again in future. (CFO)

MPACAssessmentQ3ServiceProviders_itm

ITEM A.78.26.06.20**MPAC: FINANCES: PROCUREMENT: IRREGULAR EXPENDITURE: 1 JULY 2019 TO 31 MAY 2020 (10/1/5/2)**

RESOLVED A.78.26.06.20 (COUNCIL)

1. THAT Council accepts the recommendation of MPAC to write off an amount of R2,280, 456.35 as irrecoverable. (CFO)

2. THAT the Accounting Officer must not repeat the very same errors which was done by the former Accounting Officer and must ensure that supply chain management process is followed correctly when procuring goods and services. (MM)

3. THAT Accounting Officer must try to minimise the irregular expenditure by following law and Supply Chain Management Policy. (MM)
4. THAT based on the above findings, no official can be held responsible for the expenditure incurred as described in the report in this regard. (MM)
5. THAT none of the incurred irregular expenditure was as a result of fraud or corruption but rather non-compliance with SCM at the time of procurement of such goods or services. (CFO)
6. THAT the Accounting Officer must be guided by the SCM Regulations when appointing Bid Committees. (MM)
7. THAT violation of the SCM Policy, must be subjected to serious action that will be taken against the responsible officials. (CFO)

MPACIrregularExpenditureJuly2019-May2020_itm

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The meeting was closed and adjourned at 12:30.

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 30 July 2020.

CHAIRPERSON

MDM/lh/SpecialCouncilMinutes_153