

MAKHADO LOCAL MUNICIPALITY
OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE ONE HUNDRED AND SEVENTY FIFTH (175th) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD AT THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, MAKHADO ON WEDNESDAY, 30 AUGUST 2023 AT 14:00.

PRESENT

Councillors

BALOYI, R
 BALOYI, R S
 BALOYI S E
 CHILILO N F
 DAVHANA N D
 DZHIVHUHO, A S
 FURUMELE, M G
 GABARA, M J
 HLANGWANI, B
 JONES, N B
 KUTAMA, N
 KUTAMA, T
 MABASA, W
 MABUDU H G
 MADAVHA, A
 MADZHIGA, F N
 MAGADA, M R
 MAHOSI, N S
 MAINGO, R T
 MAKAMU, T T
 MAKHUBELE, F P
 MAKWALA M R
 MALANGE, M C
 MALANGE, T M
 MALIVHA, N V
 MALULEKE, H G
 MAMAFHA T C
 MAMAFHA, T J
 MANGANYE, K N
 MAPHAHLA, Z A
 MAPHAKELA KP
 MAPHUBU, K
 MARAGA, M
 MASHAMBA, L

MASHAU P
 MASHAU, T C
 MASIPA, P N
 MASUKA, S
 MATHALISE L M
 MATIDZA, T R
 MATUMBA, N J
 MOKGOADI M R
 MPASHE M J
 MUDUNUNGU N A
 MBOYI M D
 MUKHELI, K
 MUKHUBA R
 MUKHUDWANA, R
 MUKOSI M
 MUKOSI, M R
 MUKWEVHO-MITILENI, G T
 MUNYAI, N
 MUNYAI N S
 MUSHANDANA, T T
 NDOU, M D
 NEMUDZIVHADI, N S
 PHANGAMI, M L
 PHULUWA, M I
 RALIPHADA, R
 RAMALATA T T
 RAMALWA, M W
 RAVELE, T R
 SEBOLA, D J
 SIMANGWE, N J
 SITHI, E T
 SMALLE P A
 SWALIVHA, M
 TSHIDAVHU I A

Officials

K M NEMANAME
 S G MAGUGA
 A MABUNDA
 D G SIBOIBOI
 H J LUKHELI
 M MABALA
 M G RATHANDO
 D MUNYAI

(MUNICIPAL MANAGER)
 (DIRECTOR CORPORATE SERVICES)
 (DIRECTOR DEVELOPMENT PLANNING)
 (DIRECTOR TECHNICAL SERVICES)
 (DIRECTOR COMMUNITY SERVICES)
 (ASSISTANT MANAGER COMMITTEES)
 (MANAGER COUNCIL AFFAIRS)
 (ADMINISTRATIVE OFFICER: COMMITTEES)

Traditional Leaders

None

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1. OPENING

The Municipal Manager, Mr K M Nemaname read the application for leave of absence from the Speaker, Cllr M D Mboyi. Council took note of the Rules of Order, 2016, clause 18.1 which 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 M Mukosi proposed, duly seconded by Cllr K Mukheli that Cllr T J Mamafha be appointed as acting Speaker. The proposal was accepted in general and Cllr T J Mamafha took over as the acting Speaker.

The acting Speaker, Cllr T J Mamafha 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 Acting 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”

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

3. OFFICIAL ANNOUNCEMENTS

The Acting Speaker, Cllr T J Mamafha announced that Ward Councilors are requested to develop Ward Operational Plan and submit them to the office of the Speaker.

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 August 2023 to Cllrs R T Maingo, M S Tshilambyana, M D Singo, B F Hlongwani and M D Mboyi.

REMARK:

The following councillor was absent from the Special Council meeting held on 30 August 2023: Cllr M Ramalivhana and W Esterhuizen.

5. REPORT OF THE EXECUTIVE COMMITTEE

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

585th Executive Committee meeting held on 25 August 2023

586th Executive Committee meeting held on 30 August 2023 (only approval of minutes)

5.2 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): August 2023

107th Section 79 Oversight Committee: Corporate Services meeting: 28 August 2023

79th Section 79 Oversight Committee: Finance meeting: 28 August 2023

ITEM A.94.30.08.23

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

REMARK:

When this matter was considered Cllr R S Baloyi proposed that paragraph No.2 be read as follows: THAT Ms. Thangavhuyelelo M, who is a female candidate, be appointed as the **Chief Financial Officer**. The proposal was accepted in general, and it is recorded as council resolution herein below.

RESOLVED A.94.30.08.23 (COUNCIL)

1. THAT the appointment of the Chief Financial Officer on a permanent basis with effect of 1st of October 2023 be considered as more fully set out in the report in this regard.
(DCS)
2. THAT Ms. Thangavhuyelelo M, who is a female candidate, be appointed as the **Chief Financial Officer**.
(DCS)
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 General Notice No 3541 (Department of Co-operative Governance and Traditional Affairs) of 2022 promulgated in Government Gazette No 48789 dated 14 June 2023.
(DCS)
4. THAT the MEC for Local Government be notified of the appointment process and outcome within fourteen (14) days as required by the provisions of Section 56 (4A) (a) of the Local Government: Municipal Systems Act, 2000.
(DCS)

ITEM A.95.30.08.23**DOMESTIC SERVICES: REVIEW OF ICT GOVERNANCE RELATED POLICIES, PLANS, CHARTERS AND TERMS OF REFERENCE: 2023/24 FINANCIAL YEAR (8/2/3/B)****RESOLVED A.95.30.08.23 (COUNCIL)**

THAT the set of twenty-two (22) reviewed versions of ICT Governance Policies, Plans, Charters and Terms of Reference attached as Annexure to the report in this regard, be approved by Council for application with effect of the date of approval thereof. (DCS)

ICTPoliciesReview2023_itm

ITEM A.96.30.08.23**FINANCE: ASSETS MANAGEMENT: ASSETS DISPOSAL 30 JUNE 2023: FINANCIAL PERIOD 2022/23 FINANCIAL YEAR ASSETS (10/1/5/2)****REMARK:**

When this matter was considered Cllr N F Chililo proposed and duly seconded by Cllr M Mukosi that the item be deferred back and be re-submitted in the next Council meeting. The proposal was accepted in general, and it is recorded as council resolution herein below.

RESOLVED A.96.30.08.23 (COUNCIL)

THAT the item be deferred back to the next Council meeting.

ITEM A.97.30.08.23**FINANCES: DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF DIFFERENT MEMBERS OF MUNICIPAL COUNCILS: 2022/23 FINANCIAL YEAR (5/5/2/1)**

REMARK: When this matter was considered Cllrs S Masuka proposed, duly seconded by Cllr N Kutama that the Determination of Upper Limits of salaries allowances and benefits of different members of municipal council must be implemented on or before Friday, 8 September 2023. The proposal was accepted in general, and it is recorded as council resolution herein below.

RESOLVED A.97.30.08.23 (COUNCIL)

1. THAT the provisions of Government Notice (Department Co-operative Governance and Traditional Affairs) No 49, Determination of Upper Limits of Salaries, Allowances and Benefits of Different Members of Municipal Councils, in Government Gazette No 49142 dated 18 August 2023 be implemented by Council, as more fully recorded in Annexure A attached to the report in this regard: Provided implementation of the said upper limits of salaries, allowances and benefits of different members of municipal councils are subject to concurrence by the MEC for Coghsta, Limpopo. (DCS)

2. THAT it be noted that the annual total remuneration of upper limits for cellphone allowance for Councilors, provided for in items 5 and 8 of Government Gazette No 49142 dated 18 August 2023 respectively, be paid R3600 and R317 per month for cell phone allowance and allowance on the use data bundles respectively, in accordance with the applicable Municipal Council Policy. (DCS)
3. THAT it be noted that the effective date of the Determination of Upper Limits of Salaries, Allowances and Benefits of Different Members of Municipal Council is from 1 July 2022 until to date. (DCS)
4. THAT the Determination of Upper Limits of Salaries Allowance and benefits of different members of municipal council must be implemented on or before Friday, 8 September 2023. (DCS/CFO)

UpperLimitsCouncillors2023itm

ITEM A.98.30.08.23

PERSONNEL: FINAL 2022/2027 STAFF ESTABLISHMENT REVIEW (5/1/2/1-10)

RESOLVED A.98.30.08.23 (COUNCIL)

1. THAT the 2022-2027 approved Final Staff Establishment together with the amendments from Coghsta and as attached to the report in this regard as Annexure A, be approved as a final Staff Establishment 2022-2027 by Council. (DCS)
2. THAT Council consider and note the report to MEC of Cooperate Governance, Human Settlement and Traditional affairs (Coghsta) attached as Annexure D to the report in this regard. (DCS)
3. THAT management must organize staff establishment workshop for all Executive Committee Members. (DCS)

ReviewedFinalStaffEstablishment2022-27_itm

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The meeting was closed and adjourned at 15:24.

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 October 2023.