

MAKHADO LOCAL MUNICIPALITY
OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE ONE HUNDRED AND SEVENTY EIGHTH (178th) URGENT SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD AT THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, MAKHADO ON THURSDAY, 28 SEPTEMBER 2023 AT 16:00.

PRESENT

Councillors

BALOYI, R
 BALOYI S E
 CHILILO N F
 DAVHANA N D
 ESTERHUIZEN, W L
 FURUMELE, M G
 HLONGWANI, B F
 KUTAMA, T
 MABUDU H G
 MADZHIGA, F N
 MAGADA, M R
 MAKHUBELE, F P
 MALANGE, M C
 MALULEKE, H G
 MAPHAHLA, Z A
 MAPHAKELA KP
 MARAGA, M
 MASHAMBA, L
 MASIPA, P N
 MASUKA, S
 MATIDZA, T R

MBOYI, M D
 MPASHE M J
 MUKHUDWANA, R
 MUKOSI, M R
 MUKWEVHO-MITILENI, G T (recused
 herself at 17:18)
 MULEFU, M E
 MUNYAI, N
 MUNYAI N S
 NDOU, M D
 NEMUDZIVHADI, N S
 RAMALATA T T
 RAMALWA, M W
 RAVELE, T R
 SEBOLA, D J
 SINGO, M D
 SMALLE, P A
 SWALIVHA, M
 TSHIDAVHU I A
 TSHILAMBYANA, M S

Officials

K M NEMANAME	(MUNICIPAL MANAGER)
S G MAGUGA	(DIRECTOR CORPORATE SERVICES)
A MABUNDA	(DIRECTOR DEVELOPMENT PLANNING)
D G SIBOIBOI	(DIRECTOR TECHNICAL SERVICES)
H J LUKHELI	(DIRECTOR COMMUNITY SERVICES)
M G RATHANDO	(MANAGER COUNCIL AFFAIRS)
D MUNYAI	(ADMINISTRATIVE OFFICER: COMMITTEES)

Traditional Leaders

None

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1. OPENING

The Speaker, 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

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 Urgent Special Council meeting held on 28 September 2023 to Cllrs R Mukhuba, M J Gabara, A Madavha, L Phangami, T M Malange, K N Manganye and N J Simangwe.

REMARK:

The following councillors were absent from the Special Council meeting held on 28 September 2023: Cllrs R S Baloyi, A S Dzhivhuho, B Hlangwani, N B Jones, N Kutama, M R Makwala, W Mabasa, N S Mahosi, R T Maingo, T T Makamu, L M Mathalise, N J Matumba, M R Mokgoadi, N A Mudunungu, K Mukheli, M Mukosi, M E Mulaudzi, T T Mushandana, N V Malivha, T C Mamafha, T J Mamafha, K Maphubu, P Mashau, T Mashau, M I Phuluwa, R Raliphada, M Ramalivhana and E T Sithi.

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): September 2023

589th Executive Committee meeting held on 28 September 2023

5.2 Recommendation of the Section 79 Oversight Committee in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): September 2023

110th Section 79 Oversight Committee: Corporate Services meeting: 28 September 2023

ITEM A.102.28.09.23

JUDICIAL MATTER: LITIGATION: GODFREY NDIAMBANI RALIPHADA // MAKHADO LOCAL MUNICIPALITY AND OTHERS
(7/3/2/3/34; 13/1/1 & 13/4)

RESOLVED A.102.28.09.23 (COUNCIL)

THAT Council take note of the Court order of the 19th of September 2023 which states the following:

1. Council must file complete record on or before 29 September 2023
2. Council must file supplementary replying affidavit (if any) by 6 November 2023
3. Council file its practice notice and heads of argument by no later than 28 November 2023 at 09:00.
4. Part **B** of Notice of motion is set down to be heard on 1 December 2023. (MM)

ITEM A.103.28.09.23**PERSONNEL: ACTING PERIOD: CHIEF FINANCIAL OFFICER
(SP 3/4)****REMARK:**

When this matter was considered, Cllr N D Davhana proposed, duly seconded by Cllr N F Chililo that the Manager: Budget and Reporting, Mr N G Raliphada act as Chief Financial Officer for a period of three months effective from 28 September 2023 until 27 December 2023. The proposal was accepted and it was recorded as Council's Resolution herein below.

RESOLVED A.103.28.09.23 (COUNCIL)

1. THAT Council appoints the Manager: Budget and Reporting, Mr N G Raliphada, to act as Chief Financial Officer, for a period of three months effective from 28 September 2023 until 27 December 2023. (DCS)
2. THAT the appointment of Acting capacity of Chief Financial Officer as set out in paragraph 1 above be submitted to the MEC for Co-operative Governance, Human Settlements and Traditional Affairs for approval in terms of section 56(1)(a)(ii)(c) of the Local Government: Municipal Systems Act, No. 32 of 2000, as amended. (DCS)

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The meeting was closed and adjourned at 17:22.

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.

CHAIRPERSON

MDM/lh/SpecialCouncilMinutes_178