

MAKHADO LOCAL MUNICIPALITY
OFFICE OF THE DIRECTOR CORPORATE SERVICES

MINUTES OF THE ONE HUNDRED AND EIGHTIETH (180th) SPECIAL COUNCIL MEETING OF MAKHADO MUNICIPALITY WHICH WAS HELD AT THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC CENTRE, MAKHADO ON WEDNESDAY, 29 NOVEMBER 2023 AT 14:00.

PRESENT

Councillors

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

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

Officials

K M NEMANAME
 S G MAGUGA
 A MABUNDA
 D G SIBOIBOI
 N G RALIPHADA
 M MABALA
 M G RATHANDO
 D MUNYAI

(MUNICIPAL MANAGER)
 (DIRECTOR: CORPORATE SERVICES)
 (DIRECTOR: DEVELOPMENT PLANNING)
 (DIRECTOR: TECHNICAL SERVICES)
 (ACTING CHIEF FINANCIAL OFFICER)
 (ASSISTANT MANAGER: COMMITTEES)
 (MANAGER: COUNCIL SUPPORT)
 (ADMINISTRATIVE OFFICER: COMMITTEES)

Traditional Leaders

None

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1. OPENING

The Speaker, Cllr G T Mukwevho-Mitileni, 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, Cllr G T Mukwevho-Mitileni 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

The Speaker, Cllr G T Mukwevho-Mitileni, requested Councillors who were interested to enrol for the SALGA Multi-Stream Municipal Finance; Local Government Women Leadership Development and the Occupational Health & Safety Training Programmes for Municipalities to submit their copies of ID and qualifications to the Office of the Speaker not later than Thursday, 30 November 2023 at 13:00.

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 29 November 2023 to Cllrs B F Hlongwane, A Madavha, M P Makwala, M R Mokgoadi, M E Mulaudzi, N S Munyai, P Mashau, T R Ravele, M D Singo and I A Tshidavhu.

REMARK:

The following councillors were absent from the Urgent Special Council meeting held on 29 November 2023: Cllrs N B Jones, N Kutama, N Munyai and E T Sithi.

5. MATTERS CONSIDERED

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): November 2023

592nd Executive Committee meeting held on 22 November 2023

593rd Executive Committee meeting held on 29 November 2023 (only approval of minutes)

5.2 Recommendations of the respective Section 79 Oversight Committees in terms of section 59 (1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000): November 2023

112th Section 79 Oversight Committee: Corporate Services meeting: 23 November 2023

47th Section 79 Oversight Committee: Technical Services meeting: 27 November 2023

ITEM A.111.29.11.23

PERSONNEL: CHANGES TO CATEGORISATION OF MAKHADO LOCAL MUNICIPALITY FROM CATEGORY 4 TO 5 IN TERMS OF ITEM 6(1) OF UPPER LIMITS OF TOTAL REMUNERATION PACKAGES PAYABLE TO SENIOR MANAGERS EFFECTIVE FROM 1 JULY 2023

(5/5/2/1)

REMARK:

When this matter was considered, Cllr W Mabasa proposed, duly seconded by Cllr L Mashamba, that recommendation no. 4 be removed. The proposal was accepted in general.

RESOLVED A.111.29.11.23 (COUNCIL)

1. THAT Council note the categorisation of a municipality in terms of Upper Limits of Total Remuneration packages payable to Municipal Managers and Managers directly accountable to Municipal Managers has been changed from Category 4 to 5 as approved by Minister of Co-operative Governance and Traditional Affairs. (DCS)
2. THAT the approval is valid from 1 July 2023 and future categorisation will be subject to new notices as determined by the Minister in terms of section 72 (2A) of the Municipal Systems Act, 2000 (Act no. 32 of 2000) read together with regulation 35 of the Regulations on Appointment and Conditions of Employment of Senior Managers, 2014. (DCS)
3. THAT Council approves the remuneration of Municipal Manager and Managers directly accountable to Municipal Manager to be paid in line with Category 5. (DCS)

GradingUpperLimitsSnrManagers2023_itm

ITEM A.112.29.11.23**PERSONNEL:**

- 1. RESIGNATION OF THE DIRECTOR: TECHNICAL SERVICES**
- 2. DECLARATION OF THE VACANCY OF DIRECTOR: TECHNICAL SERVICES**
- 3. APPOINTMENT OF ACTING DIRECTOR: TECHNICAL SERVICES**
- 4. APPROVAL OF SELECTION PANEL AND RECRUITMENT PROCESS**

(5/3/B; 5/3/4/4 & 5/3/4/4/36)

REMARK:

When this matter was considered, Cllr N F Chililo proposed, duly seconded by Cllr S Masuka, that recommendation no. 6 be removed. The proposal was accepted in general.

RESOLVED A.112.29.11.23 (COUNCIL)

1. THAT the resignation of Ms D G Siboiboi as Director: Technical Services be accepted, and her last working day be 30 November 2023. (DCS)
2. THAT the Manager: Project Management Unit, Mrs Thulare LA be appointed to act as the Director: Technical Services for a period three months starting from 1 December 2023 until 29 February 2024, in line with the Municipal Systems Act of 2000. (DCS)

3. THAT the Municipal Manager proceed with recruitment of candidates for appointment in the vacancy of the Director: Technical Services in terms of the provision of section 56 of the Local Government: Municipal Systems Act, 32 of 2000 read with the Local Government: Regulations on Appointment and Conditions of Employment of Senior Managers, 2014. (DCS)
4. THAT the selection Panel be constituted as follows:
 - (a) Municipal Manager
 - (b) Portfolio Councillor of Technical Services
 - (c) An external expert or Cogesta representative with experience and expertise on the field. (DCS)
5. THAT the post be on permanent basis in line with the Amended Municipal Systems Act no 3 of 2022 which came into effect on 1 November 2022. (DCS)

ResignationDTS_itm

ITEM A.113.29.11.23

COUNCIL COMMITTEES: APPOINTMENT OF MEMBERS:

- (1) SECTION 80 COMMITTEE: DEVELOPMENT PLANNING AND MUNICIPAL INFRASTRUCTURE
 - (2) SECTION 79 OVERSIGHT COMMITTEE: TECHNICAL SERVICES
- (4/1/B)

RESOLVED A.113.29.11.23 (COUNCIL)

1. THAT Cllr G T Mukwevho-Mitileni be removed from Section 80 Committee: Development Planning and Municipal Infrastructure. (DCS)
2. THAT Cllr N S Munyai be placed as a member of Section 79 Oversight Committee: Technical Services. (DCS)
3. THAT the Section 80 Committee: Development Planning and Municipal Infrastructure composed by Council Resolution A.146.20.12.21 be recomposed as follows:

NO	SECTION 80 COMMITTEE	PROPOSED MEMBERS
1.	<i>Governance and Financial Viability</i>	1. M R Magada (Chairperson) 2. M W Ramalwa 3. N J Matumba
2.	<i>Public Safety and Social Development</i>	1. R Maingo (Chairperson) 2. E T Sithi 3. K Maphubu
3.	<i>Development Planning and Municipal Infrastructure</i>	1. N Munyai (Chairperson) 2. R Raliphada 3. N B Jones

(DCS)

4. THAT the Section 79 Oversight Committee: Technical Services composed by Council Resolution A.146.20.12.21 be recomposed as follows:

OVERSIGHT COMMITTEES

NO.	SECTION 79 OVERSIGHT PORTFOLIO COMMITTEE	PROPOSED MEMBERS
1.	TECHNICAL SERVICES	1. N S Nemudzivhadi (Chairperson) 2. <i>M J Mpashe</i> 3. <i>K N Manganye</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> 10. <i>N S Munyai</i>

(DCS)

AmendCommittees(November2023)_itm

ITEM A.114.29.11.23

PERSONNEL: CLOSING OF MUNICIPAL OFFICES DURING FESTIVE SEASON 2023/2024 (5/6/4)

RESOLVED A.114.29.11.23 (COUNCIL)

1. THAT the closure of all municipal offices for the 2023/24 festive season be approved as follows -
 Friday, 22 December 2023 at 12:00
 Friday, 29 December 2023 at 12:00
 Public Library Services will close on Saturday of 2, 9, 23 and Saturday, 30 December 2023.
 (DCS)
2. THAT the early closure of Municipal offices as set out in paragraph 1 above is subject to the following conditions:
 - 2.1 The Director Community Services must compile a management plan for disaster, emergency and traffic services during the festive season and the 24/7 Municipal Call Centre must be fully functional.
 - 2.2 Proper notice of the closure must be published in the local media and notices displayed at strategic points in good time in order to inform members of public accordingly.
 - 2.3 All emergency and stand-by municipal services will continue uninterrupted as is the case in regard to all other public holidays and during week-ends.
 - 2.4 The 24/7 Municipal Call Centre must have two (2) call centre attendants on duty for every shift.
 - 2.5 A proposed plan on how to deal with disaster issues during this time must be submitted to the Municipal Manager.
 (DCS)

ClosingOffices2023_itm

ITEM A.115.29.11.23**CONDITIONALLY APPROVED AREAS THAT WILL BE FUNDED BY COGHSTA FOR RECONSTRUCTION AND REHABILITATION DISASTER GRANT FOR R18,000,000.00 (12/3/3/50)****RESOLVED A.115.29.11.23 (COUNCIL)**

1. THAT the Council approves the list of villages that are conditionally approved by Coghsta (Cooperative Governance, Human Settlement and Traditional Affairs) for R18,000,000.00 reconstructions and rehabilitation grant, attached as Annexure B to the report in this regard.

(DTS)

2. THAT a meeting be convened between Ward Councilors and Technical Services, to clarify the individual list submitted to the Executive Committee and also the current list pertaining to R18,000,000.

DisasterGrant_itm

(DTS)

The meeting was closed and adjourned at 15:01.

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 29 April 2024.

CHAIRPERSON

MDM/lh/SpecialCouncilMinutes_180