

WATERBERG DISTRICT MUNICIPALITY

**MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON THE
28TH FEBRUARY 2008 17H00 IN THE COUNCIL CHAMBERS**

1. Opening and Welcome

In opening the meeting, the Speaker, Cllr. Younus Lorgat requested for a moment of silence, silent meditation or silent prayer.

The Speaker then read the notice of the meeting, acknowledged the presence of the Honourable Executive Mayor Cllr. P.S. Kekana, the Honourable Chief Whip Cllr. M.M. Lamola in his absence, Members of the Mayoral Committee, Traditional Leaders, all councilors, Municipal Manager, Senior Management Staff present, the Speaker of Lephalale Local Municipality, and declared the meeting officially opened at exactly 17H10.

2. Application for leave of absence

Applications for leave of absence were received from the following councilors:

- (a) Cllr. J. Vreugdenburg
- (b) Cllr. V.B. Machine
- (c) Cllr. M.M. Lamola (death case)

Resolved:

➤ That leave of absence for the following councillors be granted:

- (a) Cllr. J. Vreugdenburg
- (c) Cllr. V.B. Machine
- (b) Cllr. M.M. Lamola

➤ That the following councillors were absent from the meeting without apologies:

- (a) Cllr. S.K. Makgae
- (b) Cllr. M.J. Makhafola
- (c) Cllr. O.O. Modise

3. Proposals of Condolences or Congratulations by the Speaker

A. CONDOLENCES

1. The passing away of the mother of the Chief Whip, Cllr. M. M. Lamola
2. The passing away of the father of Ms. Magdeline Phatudi, slaughter at the abattoir
3. The passing away of the wife of Gilbert Chasane, slaughter at the abattoir
4. The passing away of Mr. Johan Erasmus who was the Divisional Manager at Lephalale Local Municipality.
5. The passing away of Cllr. van Niekerk's wife from Lephalale Local Municipality.

A moment of silence was then observed in honour of the abovementioned deceased.

B. BIRTHDAYS CONGRATULATIONS FOR OFFICIALS [3]

NAME & SURNAME OF THE OFFICIALS	DATE OF BIRTH	POSITION
Phineas Sebola	25 December	Divisional Manager Legal Services & Admin
Prudence Nekhalale	25 January	ICT Officer
Gabriel Mavhungu	15 February	Divisional Manager - Roads

C. RESIGNATIONS – [1]

- Mr. Gabriel Mavhungu, who was the Divisional Manager Roads in the Infrastructure Department, has resigned from the Waterberg District Municipality and appointed as the Engineering Manager in Eskom Limpopo, Medupi Plant.

D. BIRTHDAYS CONGRATULATIONS FOR COUNCILLORS [7]

NAME & SURNAME	DATE OF BIRTH
Morashi Phillip Modiba	27 December
Mpho Ambortia Dinah Monama	22 January
Johan Vreugdenburg	01 February

NAME & SURNAME	POSITION	DATE OF BIRTH
Motlhabing Jack Rakgwale	MMC. Social Services	13 January
Madimetja Michael Lamola	Chief Whip	14 January
Madimetja Johannes Makhafole	MMC: Gender Sports , Arts & Culture	24 February

4. Proposals of Condolences or Congratulations by other members

Condolences

- That Cllr. Manamela on behalf of the Democratic Alliance (DA), conveyed condolences to the family of an eight year old child from Bela Bela who was run by a car on the 27th February 2008 whilst on his way from school.

Congratulations

- That Cllr. P.H. Tsebe's son obtained a Masters Degree and was appointed as a Divisional Manager at the Limpopo Parks Board.

5. Official Notices

- That Cllr. Manamela on behalf of the DA, condemned the racist video made by the four white students at the University of Free State.
- That the Offices of the Executive Mayor and the Speaker are undated with letters from councilors complaining about the time of council meetings. It was therefore resolved that the Office of the Speaker as the custodian of council, be mandated to look into the timing of council meetings and advise council accordingly.

6. Adoption of Minutes

6.1. Minutes of the Second Ordinary Quarterly Council Meeting for 2007/08 held on the 07th December 2007

Corrections

- Page "3" Date of birth for Cllr. Mothibi be changed to 09th July.

Resolved

- That MMC S.M. Molekwa proposed for the adoption of the minutes and Cllr. J.D. van Heerden seconded the proposal.
- That Minutes of the Second Ordinary Quarterly Council Meeting for 2007/08 held on the 07th December 2007 be approved as a true reflection of what transpired during the meeting subject to a correction above.

6.2. Minutes of the Special Council Meeting held on the 17th January 2008

Corrections

- Page "6" paragraph 2 be amended to read thus "The inputs and corrections by the Democratic Alliance be noted and included in the document prior to the envisaged workshop."

Resolved:

- That Cllr. M.P. Modiba moved for adoption of the minutes and MMC R.E. Mothibi seconded the proposal.
- That Minutes of the Special Council Meeting held on the 17th January 2008 be approved as a true reflection of what transpired during the meeting subject to the above mentioned correction.

7. Recommendations of the Mayoral Committee

- That the Executive Mayor acknowledged the presence of the Speaker, Mayoral Committee, Traditional Leaders, Councillors, the Municipal Manager Mr. Clifford Motsepe, Senior Management staff present and presented the report of the Mayoral Committee to Council for noting, consideration and adoption as was applicable in terms of the different items.

***RECOMMENDATIONS OF THE EXECUTIVE MAYOR IN CONJUNCTION
WITH THE MAYORAL COMMITTEE BY VIRTUE OF NON-DELEGATED
POWERS AND MATTERS SPECIALLY RESERVED OR COUNCIL***

A189/2008 BUDGET CONDONATION OF UNAUTHORISED EXPENDITURE

Item 7.1.3/21/2/2008

Resolved:

1. That the report by the Chief Financial Officer regarding the unauthorised expenditure in Department 20 Abattoir for the 2006/7 Budget, as contained in the agenda, be noted.
2. That Council condone and write off the unauthorised expenditure of Department 20 Abattoir amounting to R 175 167-40 for the 2006/7 year.
3. That the Accounting Officer must promptly inform the MEC for local government in the province and the Auditor-General, in writing, of—
 - (a) the unauthorised expenditure incurred by the municipality;
 - (b) whether any person is responsible or under investigation for such unauthorised, expenditure; and
 - (c) the steps that have been taken—
 - (i) to recover or rectify such expenditure; and
 - (ii) to prevent a recurrence of such expenditure

A190/2008 2007/08 BUDGET ADJUSTMENT

Item 7.1.7/21/2/2008

Resolved:

THAT:

1. The report of the Chief Financial Officer regarding the Budget Adjustment for 2007/08 Budget Year, as contained in the agenda be approved by council subject to the following amendments:
 - (a) the proposal to transfer the available budget on DSE-10, DSE -08 and DHW-07 to DSE-07 be not approved.
 - (b) the proposal to transfer R 500 000 from DIN-021(implementation of the IT Master Plan) to DIN-022 (Training of volunteer fire fighters be not approved).
 - (c) the proposal to transfer R 200 000 of the savings identified on DSA-032 To DSE-07 be not approved.
2. A vote for savings be created where all the savings will be kept for implementation of one capital project to be identified.

The request by the DA to investigate the possibility of speedily upgrading the Groot Nylsoog Road which was washed away two years ago be noted.

A191/2008 RECONSTITUTION OF THE LOCAL LABOUR FORUM

Item 7.2.2/21/2/2008

Resolved:

THAT:

1. Reconstitution of the Waterberg District Municipality Local Labour Forum as contained in the agenda be approved by council.
2. The schedule of meetings as attached to the report contained in the agenda of the Transformation and Administration Portfolio Committee be noted.
3. The following councillors will serve on the LLF Sub-Committees:

Human Resource Development Sub-Committee

- Cllr. M.D. Mabote
- Cllr. M.P. Kekana

Workplace & Services Restructuring Sub-Committee

- Cllr. L.S. Manamela

Basic Conditions Sub-Committee

- Cllr. V.B. Machine
- Cllr. O.O. Modise

**A192/2008 ESTABLISHMENT OF THE 2010 SOCCER WORLD CUP
COMMITTEE**

Item 7.3.1/21/2/2008

Resolved:

THAT:

1. The report of the Acting Manager Planning and Economic Development regarding the establishment of the Soccer World Cup Committee be noted.
2. The Limpopo Tourism and Parks be approached to provide an advice regarding the establishment of the committee.
4. Other relevant key stakeholders be brought on board to constitute the committee.

A193/2008 DRAFT ACTION PLAN: WATERBERG BIOSPHERE RESERVE

Item 7.3.2/21/2/2008

Resolved:

THAT:

1. The report of the Acting Manager Planning and Economic Development regarding the approval of the Action Plan for the Biosphere Reserve Conference be noted.
2. Council approves and supports the Action Plan for the Waterberg Biosphere Reserve Committee comprised of the following:
 - *Waterberg District Municipality*
 - *Waterberg Nature Reserve*
 - *Waterberg Biosphere Reserve*
 - *Limpopo Tourism and Parks,*
 - *Department of Economic Development*
 - *Environment and Tourism*
 - *Developers around the Biosphere*
 - *Department of Agriculture*
 - *DPLG & H*
 - *Lephalale, Modimolle, Mogalakwena, Thabazimbi, Mookgophong and Bela Bela Local Municipality.*
3. Other relevant stakeholders including the Community Tourism Associations (CTA)'s be invited to constitute the committee.

A194/2008 PROTECTIVE CLOTHING FOR ABATTOIR

Item 7.3.3/ 21/2/2008

Resolved:

THAT:

1. The report of the Acting Manager Planning and Economic Development regarding the approval of unforeseen and unavoidable expenditure of protective clothing for the abattoir.
2. Council note the deficiency of funds budgeted for the abattoir and further that the concern has been addressed through the 2007/08 Budget Adjustment.
3. The Planning and Economic Portfolio Committee be kept abreast regarding any developments at the abattoir.

**A195/2008 MOGALAKWENA, LEPHALALE FLOODS CATASTROPHE AND
EARLY WARNING CAMPAIGNS CONDUCTED REGARDING THE
HEAVY RAINFALL: MODIMOLLE, BELABELA, LEPHALALE AND
THABAZIMBI LOCAL MUNICIPALITIES**

Item 7.6.1/21/2/2008

Resolved:

THAT:

1. That the report of the Manager Social Development and Community Services regarding Lephale floods catastrophe and the early warning initiatives be noted.
2. That the Waterberg District Municipality and the Provincial Disaster Management Centre in conjunction with Lephale Local Municipality constitute a technical task team to investigate vulnerable settlements along the floodplain and a report be developed not later than April 2008.
3. The Waterberg District Municipality (WDM) Disaster Management Forum and its Technical Team (inclusive of protective services) be established by the end of March 2008.
4. That condolences or sympathies be attributed to the bereaved families.

A196/2008 OUTSOURCING OF THE ABBATTOIR

Item 1/21/2/2008

Resolved:

THAT;

1. The council resolution: **A147/2007** dated 29th August 2007 be rescinded.
2. The Infrastructure at the Abattoir be upgraded to meet the required standards.
3. Once (2) above has been completed, a Certificate to operate the Abattoir be obtained from the Veterinary Services.
4. A competent Manager be appointed to manage the operations of the Abattoir.
5. A comprehensive break down of funds to be incurred when implementing the above resolutions 2, 3 and 4 be prepared for submission during the next Council meeting.

A197/2008 DRAFT ANNUAL REPORT: 2006/07

Item 3/21/2/2008

Resolved:

THAT:

1. The 2006/2007 Draft Annual Report as contained in the agenda be noted and considered.
2. That 2006/2007 Draft Annual Report be advertised for public comments.
3. That an oversight committee comprised of the following councilors be re-establish to appraise the Draft Annual Report and report to Council before end of March 2008:
 - (a) Cllr. Y.E. Lorgat (Convenor)
 - (b) Cllr. M.M. Lamola
 - © Cllr. T.P. Mphahlele
 - (d) Cllr. M.A.D. Monama
 - (e) Cllr. A.E. Basson
 - (f) Cllr. M.P. Kekana
4. That management prepares an action plan with clear time lines to respond to issues raised in the Auditor General's report.

**A198/2008 APPOINTMENT OF THE MANAGER PLANNING AND
ECONOMIC DEVELOPMENT**

Item 4/21/2/2008

Resolved:

THAT:

1. The report of the Executive Mayor regarding the appointment of the Manager Planning and Economic Development as contained in the addendum of the Mayoral Committee dated 21February 2008 be noted.
2. An offer of appointment to the post of Manager Planning and Economic Development be made to Mr. M. Moatshe for a 5 year fixed term with effect from the 1st March 2008.
3. The term of office of the appointed candidate be in terms of Section 57(6) of the Municipal Systems Act , 32 of 2000.

4. An all inclusive annual remuneration package of R 594 000.00 be offered to the Manager Planning and Economic Development.

**A199/2008 APPOINTMENT OF THE BOARD OF DIRECTORS FOR THE
WATERBERG ECONOMIC DEVELOPMENT AGENCY (WEDA)**

Item 5/21/2/2008

Resolved:

THAT:

1. The report of the Executive Mayor regarding the appointment of the Board of Directors for the Waterberg Economic Development Agency (WEDA) be noted.
2. Council approves the appointment of the following persons as Board Members of the WEDA:
 1. Kekana M.F. (Male) - Chairperson
 2. Shibambu B.R. (Male)
 3. Hlahla M. (Female)
 4. Maphanzela M.G. (Female)

5. Mogale M.D. (Male)
6. Barthram P.G.E. (Male)
7. Kyriacou D.(Male)

5. The term of office for the appointed Board of Directors be five years.

A200/2008 MANDATE OF THE PERFORMANCE AUDIT COMMITTEE

Item 7/21/2/2008

Resolved:

THAT:

1. The report of the Manager Corporate Support and Shared Services regarding the mandate of the Performance Audit Committee as contained in the addendum of the Mayoral Committee dated 21 February 2008 be noted.
2. The Audit Committee be authorized to serve as the Performance Audit Committee.
3. The performance Audit Charter be developed to assist the Performance Audit Committee in performing its functions.

4. The Performance Audit Committee should meet twice and deal with the performance management matters.
5. The Chairperson of the Remuneration Committee be brought on board to form part of the members of the Performance Audit Committee

A201/2008 IMPLEMENTATION OF COUNCIL RESOLUTIONS

Item 8/21/2/2008

Resolved:

THAT:

1. The report of the Municipal manager regarding the implementation of council resolutions as contained in the agenda be noted.

2. Council takes note of progress regarding the implementation of council resolutions for the Second Quarterly Council meeting and Special Council meeting dated 07 December 2007 and 17 January 2008 respectively.
3. A simplified mechanism of dealing with an item on the implementation of council resolutions be explored.

***RESOLUTIONS OF THE EXECUTIVE MAYOR IN CONJUNCTION
WITH THE MAYORAL COMMITTEE BY VIRTUE OF DELEGATED
POWERS IN TERMS OF SECTION 59 OF THE LOCAL
GOVERNMENT MUNICIPAL SYSTEMS ACT NO. 32 OF 2000***

B056/2008 QUARTERLY FINANCIAL REPORTING

Item 7.1.1/21/2/2008

Resolved:

THAT:

1. The report by the Chief Financial Officer regarding the quarterly financial reporting as at 31 December 2007 as contained in the agenda, be noted.

B057/2008 ISSUES RAISED BY THE AUDITOR GENERAL REPORT 2006/07

Item 7.1.2/21/2/2008

Resolved:

THAT:

1. The report by the Chief Financial Officer regarding the progress on resolution of audit queries emanating from the 2006/07 Audit Report, be noted.

2. Management report monthly to the Budget and Treasury Portfolio Committee on the implementation of audit queries.

B058/2008 SDBIP PROGRESS REPORT

Item 7.1.4/21/2/2008

Resolved:

1. The report of the Chief Financial Officer regarding the SDBIP progress report of the Waterberg District Municipality for the quarter ending 31 December 2007, as contained in the agenda be noted.

**B059/2008 EXPENDITURE ON STAFF SALARIES, WAGES, ALLOWANCES
AND BENEFITS**

Item 7.1.5/21/2/2008

Resolved:

1. That the report by the Chief Financial Officer regarding expenditure on staff salaries, wages, allowances and benefits as at 31 December 2007 as contained in the agenda, be noted.

B060/2008 CORPORATE SUPPORT AND SHARED SERVICES: SDBIP

Item 7.2.1/21/2/2008

Resolved:

THAT:

1. That the Performance Audit Committee should commence with the First and Second Quarters Assessment during the second week of February 2008 in terms of the Performance Management Regulations and Performance Management and Development Policy.

2. That a turn –around strategy be intensified to improve poor performance in capital projects of the SDBIP targets in the third quarter.

B061/2008 VACANCY IMPLEMENTATION PLAN

Item 7.2.3/21/2/2008

Resolved:

THAT:

1. The turn over trends in the Waterberg District Municipality be noted and analyzed further to make an impact on the Human Resource and Management Practices and Policies.
2. The Vacancy Management Plan as contained in the agenda be noted.

**B062/2008 SDBIP QUARTERLY PERFORMANCE REPORT: OCTOBER –
DECEMBER 2007**

Item 7.4.1/21/2/2008

Resolved:

THAT:

1. The report of the Manager Infrastructure Development regarding the Service Delivery and Budget Implementation Plan (SDBIP) Quarterly Performance Report (October – December 2007) as contained in the agenda be noted.
2. A user-friendly standard format be developed to be used by all departments when reporting on the SDBIP.

B063/2008 PROJECTS IMPLEMENTED BY ROADS AGENCY LIMPOPO

Item 7.4.2/21/2/2008

Resolved:

THAT:

1. The report of the Manager Infrastructure Development regarding the projects implemented by Roads Agency Limpopo as contained in the agenda be noted.
2. Council note the project list of Road Agency Limpopo (RAL) for the period 2008/09 to 2010/11 financial years.

B064/2008 TECHNICAL ASSISTANCE BY ROADS AGENCY LIMPOPO

Item 7.4.3/21/2/2008

Resolved:

THAT:

1. Council note the assistance requested from Roads Agency Limpopo (RAL) to implement roads projects within the Waterberg District Municipality.

B065/2008 DISTRICT ENERGY FORUM

Item 7.4.4/21/2/2008

Resolved:

THAT:

1. Council takes note of the report of the Manager Infrastructure Development regarding the District Energy Forum issues.
2. Eskom be engaged in the process of changing the bulbs in each household within the district.
3. The Energy Forum should develop a mechanism of consulting communities and various stakeholders regarding the proposed load shedding schedule from municipalities.

B066/2008 MAYORAL TOURNAMENT

Item 7.5.1/21/2/2008

Resolved:

THAT:

1. The report of the Manager: Office of the Executive Mayor regarding the Mayoral Tournament , as contained in the agenda, be noted.
2. Due to the unavailability of funds, the Executive Mayor be requested to raise funds for the event.
3. Funds raised will hence determine the size of the tournament.
4. That a business plan be developed upon securing funding for the tournament.

B067/2008 LAUNCH OF COUNCIL OF PEOPLE WITH DISABILITIES

Item 7.5.2/21/2/2008

Resolved:

THAT:

1. Council reaffirms earlier resolution of the matter.
2. That the Divisional Manager Community Participation, Special Project Officer and the delegated task team should take lead of the implementation of the project.
3. That the business plan attached to the agenda of the portfolio committee be adopted as a model for implementation.
4. The launching of the council be held on 7-8 March 2008.
5. The Portfolio Committee be given a full detailed implementation report during its March meeting.

B068/2008 WOMEN IN BUSINESS SUMMIT

Item 7.5.3/21/2/2008

Resolved:

THAT :

1. The report of the Manager: Office of the Executive Mayor regarding the Women in Business Summit, as contained in the agenda, be noted.
2. The Executive Mayor be commended for the initiative taken.
3. Any successful business ventures emanating from the summit be reported on a quarterly basis to Council.

B069/2008 YOUTH INDABA

Item 7.5.4/21/2/2008

Resolved:

THAT:

1. The report of the Manager: Office of the Executive Mayor regarding the Youth Indaba, as contained in the agenda, be noted.
2. The Executive Mayor be commended for the initiative to develop the Youth within the Waterberg District.

**B070/2008 LAUNCH OF THE DISTRICT MORAL REGENERATION
MOVEMENT**

Item 7.5.5/21/2/2008

Resolved:

THAT :

1. The report of the Manager: Office of the Executive Mayor regarding the launch of the District Moral Regeneration Movement, as contained in the agenda, be noted.
2. The Principles/Objectives of the Moral Regeneration Movement be integrated into the Executive Mayor's Social Programmes.
3. The values of Moral Regeneration be adopted as our social ethos.

**B071/2008 OFFICE OF THE EXECUTIVE MAYOR: PROGRESS REPORT
ON QUARTERLY SDBIP – SEPTEMBER – DECEMBER 2007**

Item 7.5.6/21/2/2008

Resolved:

THAT :

1. That the SDBIP progress report by the Manager: Office of the Executive Mayor, as contained in the agenda, be noted.
2. A breakdown of expenditure per project be included in future SDBIP reports of the committee.

**B072/2008 QUARTERLY REPORT OF OCTOBER to DECEMBER 2007 FOR
MUNICIPAL HEALTH SERVICE TO THE PORTFOLIO
COMMITTEE**

Item 7.6.2/21/2/2008

Resolved:

THAT:

1. The report of Manager Social Development and Community Services be noted.

2. The development of a convenient control measure be done for travelling and overtime claims.
3. The award of car allowance to Municipal Health officials be investigated taking into account the budget and policy.

**B073/2008 PROGRESS REPORT BY THE MANAGER: SOCIAL
DEVELOPMENT AND COMMUNITY SERVICES ON
DEVOLUTION OF MUNICIPAL HEALTH SERVICE**

Item 7.6.3/21/2/2008

Resolved:

THAT:

1. The report be referred back to the portfolio committee pending a comprehensive report on adherence to Section 78 processes.

B074/2008 ENVIRONMENTAL MANAGEMENT

Item 7.6.4/21/2/2008

Resolved:

THAT:

1. The report of the Manager Social Development and Community Services regarding the environmental management as contained in the agenda, be noted.
2. The report be referred back to the portfolio committee pending clarity on how to deal with environmental issues by both the Planning and Economic Development and Social Development and Community Services Departments.

B075/2008 OVERTIME PAYMENT: P. MAKONDO & L. NHLAPO

Item 2/21/2/2008

Resolved:

THAT:

1. Council resolution: B021/2007 dated 7th December 2007 be rescinded.
2. The overtime worked and claimed by the above stated two officials be converted into time off.

B076/2008 RESOLUTIONS OF THE DISTRICT INTERGOVERNMENTAL FORUM

Item 6/21/2/2008

Resolved:

THAT:

1. That the report of the Executive Mayors regarding the meeting of the Waterberg District Intergovernmental Relations Forum be noted.
2. That the forum be a vehicle to promote corporative governance amongst municipalities and sector departments.

MATTERS DEALT WITH UNDER DELEGATED POWERS BY OFFICIALS

C007/2008 SUPPLY CHAIN MANAGEMENT

Item 7.1.6/21/2/2008

Resolved:

THAT:

1. The report for the quarter ending 31st December 2007 by the Municipal Manager regarding the bids recommended by the Bid Committee and approved by the Municipal manager be noted:

C008/2008 SUPPLY CHAIN MANAGEMENT DEVIATION REPORT

Item 7.1.8/21/2/2008

Resolved:

THAT:

1. The quarterly report for the quarter ending 31 December 2007 by the Municipal Manager regarding the deviation from the Supply Chain Management Policy, be noted.
2. Management should take action on some of the huge deviations indicated in the report.

8. New Motions

- None

9. Petitions

- None

10. Closure

The Speaker thanked everybody for their attendance and positive contributions and declared the meeting officially closed at 19H07.

Cllr. Y.E. LORGAT
SPEAKER

DATE