

## UMZIMVUBU LOCAL MUNICIPALITY

**MINUTES** of the **Special Ordinary Council Meeting** of **Umzimvubu Local Municipality** held on **Thursday, 10 January 2019** at the **Municipal Town Hall** in **KwaBhaca** at **09h18**.

### COUNCILLORS PRESENT

1. Cllr. N.F Ngonyolo : Acting Mayor
2. Cllr. S.K. Mnu kwa : Speaker
3. Cllr. N.G Mdzinwa : Chief Whip
4. Cllr. U.G. Makanda : Portfolio Head: Infrastructure and Planning
5. Cllr. M. Mataka : Portfolio Head: Corporate Services
6. Cllr. H.M. Ngqasa : Portfolio Head: Budget and Treasury
7. Cllr. A.N. Garane : Portfolio Head: LED
8. Cllr. N. Sonyabashi : Portfolio Head: Citizens and Community Services **(a)**
9. Cllr. T.A. Mambi : EXCO Member **(b)**
10. Cllr. S.A.N. Cekeshe : Member
11. Cllr. N.H. Dandala : Member
12. Cllr. S. Dangisa : Member
13. Cllr. N.N. Gcadinja : Member
14. Cllr. N. Gogela : Member
15. Cllr. S. Gqiza : Member
16. Cllr. F.J. Hem : Member
17. Cllr. T.V. Hlazo : Member
18. Cllr. M. Joloba : Member
19. Cllr. S.O. Madlanga : Member
20. Cllr. N.A. Mantshongo : Member
21. Cllr. L.S. Maqhashalala : Member
22. Cllr. A. Mgangatho : Member
23. Cllr. A.P. Mkhonto : Member
24. Cllr. C.N. Mnyayiza : Member
25. Cllr. M. Mquwana : Member
26. Cllr. S.P. Myingwa : Member

27. Cllr. T. Nomkuca : Member
28. Cllr. C.L. Noqhakala : Member
29. Cllr. N.E. Ngalonkulu : Member
30. Cllr. T. Ndara : Member
31. Cllr. M. Ntsevu : Member
32. Cllr. N. Ntshayisa : Member
33. Cllr. N.S. Soldat : Member
34. Cllr. F.P. Sontsi : Member
35. Cllr. A.N. Zongwana : Member
36. Cllr. M. Tuku : Member
37. Cllr. G.V. Lugongolo : Member
38. Cllr. M. Hlanekela : Member
39. Cllr. T. Sokhanyile : Member

#### **ABSENT COUNCILLORS**

1. Cllr. P.K. Thingathinga : EXCO Member (c)
2. Cllr. X. Jona : Member
3. Cllr. P. Makhinzi : Member
4. Cllr. M. Maliwa : Member
5. Cllr. L.L. Nqatsha : Member
6. Cllr. T. Ntsalaze : Member
7. Cllr. S. Sifolo : Member
8. Cllr N.C. Tshayisa : Member
9. Cllr. M. Ramabina : Member
10. Cllr. S. Mankanku : Member
11. Cllr. N.H. Kolweni : Member
12. Cllr. B. Majalamba : Member
13. Cllr. N.V. Nomaqaqa : Member

**PRESENT TRADITIONAL LEADERS**

1. Cllr. M. Nota : Member
2. Cllr. D. Makaula : Member
3. Cllr. M Mpakumpaku : Member
4. Cllr N.G. Makaula : Member
5. Cllr. N. Rholobile : Member
6. Cllr. M. Sogoni : Member
7. Cllr M.E Gogela : Member
8. Cllr M Mdutyana : Member
9. Cllr Z.D Sodladla : Member
10. Cllr. J.B. Makaula : Member

**ABSENT TRADITIONAL LEADERS**

1. Cllr N.G. Ncapai : Member

**PRESENT OFFICIALS**

16. Mr. G.P.T. Nota : Municipal Manager
17. Mrs. N. Kubone : Manager: Corporate Services
18. Mr. S.Ntinzi : Manager: LED and Environmental Management
19. Mr. T. Fundira : CFO
20. Mrs. N. Zembe : Manager: Special Programmes and Communications
21. Mr. N.M. Sineke : Manager: Citizens and Community Services
22. Mr M. Ngxekana : Assistant Manager: Sound Governance
23. Miss W. Morlock : Admin Officer: Committees
24. Miss L. Gxarisa : Intern Sound Governance

**ABSENT OFFICIALS**

1. Mr. L. Moleko : Manager: Infrastructure and Planning

***(a) Arrived at 09h47 during item no 8 and was sent to observe the meeting from the Gallery.***

***(b) Was sent to observe the meeting from the gallery due to improper dress code for the meeting.***

***(c) Arrived late at 09h59 in an improper dress code and was sent to the gallery but march out of the meeting instead***

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## **MINUTES**

### **1. OPENING/ WELCOME**

The meeting was declared open by the Speaker; Councillor S.K. Mnukwa after an observation of moment of silence at 09h18.

### **2. READING OF THE OFFICIAL NOTICE**

The Municipal Manager: Mr. G.P.T Nota read the official notice.

### **3. LEAVE OF ABSENCE**

There were no applications for leave of absence.

### **4. APOLOGIES**

An apology was tendered for Councillor L.L Nqatsha who was attending a District Strategic Planning Session.

An apology was tendered for Councillor X.Jona who was taking kids to school.

An apology was tendered for Councillor N. Tshayisa who had a doctor's appointment.

An apology was tendered for Councillor M. Ramabina who had a doctor's appointment.

An apology was tendered for Councillor P. Makhinzi who had a doctor's appointment.

***It was thereafter with Councillor S.S Dangisa and Councillor N. Dandala proposing and seconding respectively;***

### **RESOLVED**

1. That an apology tendered for Councillor L.L Nqatsha is accepted.
2. That an apology tendered for Councillor X. Jona is accepted.
3. That an apology tendered for Councillor N. Tshayisa is accepted.
4. That an apology tendered for Councillor Ramabina is accepted.
5. That an apology tendered for Councillor P. Makhinzi is accepted.

***This was carried unanimously.***

5. **PECUNIARY INTERESTS**

There were no pecuniary interest.

6. **COMMUNICATION STATEMENT BY THE SPEAKER**

***HER WORSHIP OUR ACTING MAYOR, CLLR NGONYOLO***

***CHIEF WHIP, CLLR MDZINWA***

***MAYORAL COMMITTEE MEMBERS***

***COUNCILLORS***

***MANAGEMENT AND STAFF AS LED BY THE MUNICIPAL MANAGER***

***ESTEEMED TRADITIONAL LEADERS***

***GUESTS IN THE GALLERY***

Let me appeal to the house by saluting you all in this Special Council meeting in this summer bright morning. I think we are all fresh as South Africans that have passed the 300 years which we have been fighting for a constitutional democracy of which have been implemented since April 1994. Its existence is derived on the laws and policies from the constitution of South Africa act no 108 of 1996. Quoting chapter 3 section 40 and 41 which defines our state that has three spheres of government – National, Provincial, Local, of which our area of competence is local sphere of government composed of communities, officials lead by the municipal manager, public representative which are Councillors.

Your worship, members of the Council and Managers, by powers invested upon me in terms of the prescript of the Republic of South Africa. I declare the Council officially open to take its mandate. It has been a long awaited 2019 that has finally come. When we begin 2019 in this province, there are outstanding issues which are education which is a matter of the society as derived from Polokwane resolution that the main focus is to take students back to school and give them maximum support. An assessment should be conducted on the performance of the schools.

The results states that Eastern Cape has done well in this academic year. The local government has been giving support to schools in various forms in the past years. Other Councillors are participating in the transformation of education in our areas through many activities and Thumamina programmes. Year 2019 requires our dedication, pro-activeness and commitments. I declare 2019 as the year of prosperity, fortunes and blessings, in order to achieve. Managers must manage, communities to be involved in local government activities and be allowed to participate on government programmes. Councillors to provide guidance and oversight. Chairpersons of Section 79 committees to respond to petitions and report to the office of the Mayor. Committees need to focus. Section 80 committees knows their responsibilities. The Council is to respond to what was raised on the previous Council, whenever the circular arrives we need to convene

so that processes could be implemented. Full time Councillors should report to office on daily basis.

It has not been easy to hold this Council meeting because of various commitments of local government but we tossed the matters through the assistance of triangular 3+1. It is difficult to decide about a council day, there is a lot of consultation to be done.

We cannot within the same institution have the counter revolutionaries because it will delay the processes. In ward 1 there is an old lady which was burn in her house and in Mzinto brothers fought and the other died, in Mhlotsheni and Ngonyameni same incident occurred. These tragic occurrences should be averted in all costs.

The message that we convene outside the office should be one and united. We should speak one language because we are one and we are united. The reaction of the communities could be bad if we persist giving them wrong information.

Alfred Nzo West managed to achieve 74% & and Alfred Nzo East achieve 72 % which has a wide impact to the results in the province. Today there will be a meeting with Department of Education as Alfred Nzo West. Next week it will be Alfred Nzo West. The influence in Alfred Nzo is advancing. It is in the good picture of South Africa as a whole. We thus need to support Education for better attainment of results.

All ward Councillors are urged to identify a person in each school to volunteer in evaluating the scholar buses on a daily basis as to whether there are no weapons, drugs etc. and thereafter report to department of transport. Tomorrow, the coordinator from department of transport will be here to make contract arrangements with such the identified people.

I thank you.

## **7. DEPUTATIONS**

There were no deputations.

## **8. OFFICIAL ANNOUNCEMENTS**

- 8.1 An announcement was made that there will be a school uniform handover today the 10 January 2019 at Siquhingeni Location and tomorrow the 11 January 2019 at Sigagane.
- 8.2 It was announced that there will be a Council Strategic Planning Session in Durban of 14-17 January 2019.
- 8.3 It was announced that there will be a visit of immediate relief to the family who died in tragic fire.
- 8.4 It was announced that political parties are invited to attend a meeting with IEC today at 11h00 in the Town Hall.

## **9. CONFIRMATION OF MINUTES**

There were no minutes to be confirmed.

***This was carried unanimously.***

10. **BUSINESS OF THE DAY**

ULMC: 125

10.1 **DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF COUNCILLORS 2018/19 FINANCIAL YEAR**

**PURPOSE**

To table a report on the Government Gazette No. 42134 on the remuneration of Public Office Bearers Act (20 of 1998) Determination Of upper limits of salaries, allowances and benefits of different members of Municipal Councils

To solicit endorsement by Council to write to the MEC for Local Government and/8 Traditional Affairs for his concurrence of Government Gazette No. 42134.

*It was thereafter with Councillor S.A.N Cekeshe and Councillor N. Mdzinwa proposing and seconding respectively,*

**RESOLVED**

1. That the report on the Government Gazette No. 42134 on the Determination of Upper Limits of Salaries, Allowances and Benefits of different Members of Municipal Councils is noted by the Council.
2. That an across the board increase in salaries, allowances and benefits as stipulated in the Government Gazette No. 42134 on the Determination of Upper Limits of Salaries, Allowances and Benefits of different Members of Municipal Councils is approved by Council.
3. That Council notes the increase will be effected retrospectively as from the 1 July 2018;
4. That Council notes that the cell phone package is an amount not exceeding **R3 400 per month** paid to all Councillors *including* Mayor and Speaker;
5. That the Council notes that use of data bundles allowance not exceeding R300 may be paid.
6. It is noted by Council that Councillors appointed to represent the Local Municipality in the District Municipality will receive an allowance of not more than **R1 060.80** per day per sitting of the district Council or any committee of that Council;
7. That the Council approves that the current risk benefits to Councillors be taken by the municipality to provide for loss or damage to a Councillor's property, and assets excluding business property. The insurance will be limited to **R1.5 million** on residential property and on vehicles to **R750 000.00**.

8. That the Council approves that the Municipality should have a budget towards Capacity Building initiatives for Umzimvubu Municipal Councillors;
9. That Council notes that an allowance of not more than **R1 060.80** per sitting of governance structure per day will be paid to Councillors serving in those organised local government structures.;
10. That Council notes and approves that as per paragraph 2, 3 and 4 of the Gazette, the points calculated indicates that the municipality is Grade 3;
11. It is noted by Council that the municipality has budgeted accordingly for the increment of Councillors allowance;
12. That the Council notes the information required to be submitted to the MEC and Minister before 28 February 2019 as stipulated in Clause 18 of the Gazette and approves that it is submitted by Mayor.
13. That the Council notes and approves that there should be consultation with the MEC for Cooperative Governance & Traditional Affairs with regard to implementation of the Government Gazette before the increase and back pay is processed.

**COUNCIL/125/2018/2019**

*This was carried unanimously.*

12. **MATTERS ARISING**

It was proposed that a risk assessment should be conducted so as to allow the Council to amend and budget for the posts of bodyguards.

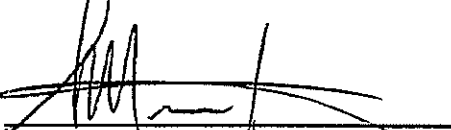
13. **DATE OF THE NEXT MEETING**

The date of the next Ordinary Council Meeting is 25<sup>th</sup> January 2019.

14. **CLOSURE**

**THERE BEING NO FURTHER BUSINESS TO BE DISCUSSED THE COUNCIL  
ADJOURNED AT 10H30**

CONFIRMED BY



**CLLR. S.K. MNUKWA  
SPEAKER OF THE COUNCIL**

25/01/2019  
DATE