

UMZIMVUBU LOCAL MUNICIPALITY

MINUTES of the Third Ordinary Council Meeting of Umzimvubu Local Municipality held on Thursday, 13th of December 2018 at the Municipal Town Hall in Kwa Bhaca at 10h13.

COUNCILLORS PRESENT

1. Cllr. S.K. Mnukwa : Speaker (Chairperson)
2. Cllr. B.P. Mabhengu : Mayor
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. F.N. Ngonyolo : Portfolio Head: SP and Communication
7. Cllr. H.M. Ngqasa : Portfolio Head: Budget and Treasury
8. Cllr. A.N. Garane : Portfolio Head: Local Economic Development
9. Cllr. P.K. Thingathinga : EXCO Member
10. Cllr. N.N.Gcadinja : Member
11. Cllr. N. Gogela : Member
12. Cllr. F.J. Hem : Member
13. Cllr. T.V. Hlazo : Member
14. Cllr. M. Joloba : Member (arrived @10:45)
15. Cllr. X. Jona : Member
16. Cllr. S.O. Madlanga : Member
17. Cllr. P. Makhinzi : Member
18. Cllr. M. Maliwa : Member (left @11h45)
19. Cllr. B. Majalamba : 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. Mqulwane : Member
26. Cllr. S.P. Myingwa : Member
27. Cllr. N.V. Nomaqaqa : Member (arrived @11:32)
28. Cllr. T. Nomkuca : Member
29. Cllr. C.L. Noqhakala : Member
30. Cllr. N.E. Ngalonkulu : Member (arrived @ 10:22)
31. Cllr. T. Ndara : Member
32. Cllr. T. Ntsalaze : Member
33. Cllr. M. Ntsevu : Member
34. Cllr. S. Sifolo : Member
35. Cllr. N.S. Soldat : Member
36. Cllr N.C. Tshayisa : Member (arrived @ 10:50)
37. Cllr. A.N. Zongwana : Member
38. Cllr. T.A. Mambi : EXCO Member
39. Cllr. M. Ramabina : Member
40. Cllr. M. Tuku : Member
41. Cllr. N.H. Kolweni : Member
42. Cllr. G.V. Lugongolo : Member

- 43. Cllr. M. Hlanekela : Member
- 44. Cllr. T. Sokhanyile : Member

COUNCILLORS ABSENT

- 1. Cllr. N. Sonyabashi : Portfolio Head: Citizens and Community Services
- 2. Cllr. S.A.N. Cekeshe : Member
- 3. Cllr. N.H.Dandala : Member
- 4. Cllr. S. Dangisa : Member
- 5. Cllr. S. Gqiza : Member
- 6. Cllr. N. Ntshayisa : Member
- 7. Cllr. F.P. Sontsi : Member
- 8. Cllr. S. Mankanku : Member

TRADITIONAL LEADERS PRESENT

- 1. Cllr. M. Nota : Member
- 2. Cllr. D. Makaula : Member
- 3. Cllr. J.B. Makaula : Member
- 3. Cllr N.G. Makaula : Member
- 5. Cllr N.G. Ncapai : Member
- 7. Cllr M.E Gogela : Member

TRADITIONAL LEADERS ABSENT

- 1. Cllr. M Mpakumpaku : Member
- 2. Cllr. N. Rholobile : Member
- 3. Cllr. M. Sogoni : Member
- 4. Cllr M Mdutyana : Member

OFFICIALS PRESENT

- 1. Mr. G.P.T. Nota : Municipal Manager
- 2. Mrs. N. Kubone : Manager: Corporate Services
- 3. Mr. L. Moleko : Manager: Infrastructure and Planning
- 4. Mr. S.C Ntinzi : Manager: LED and Environmental Management
- 5. Mr. T. Fundira : Chief Financial Officer
- 6. Mr. N.M. Sineke : Manager: Citizens and Community Services
- 7. Mr. M. Ngxekana : Assistant Manager: Sound Governance
- 8. Miss W. Morlock : Senior Admin Officer: Secretariat

OFFICIALS ABSENT

- 1. Mrs. N. Zembe : Manager: Special Programmes and Communications
-

MINUTES

1. OPENING/ WELCOMING

The meeting was declared open by the Speaker; Councillor S.K. Mnukwa an observation of moment of silence at **10h13**.

2. READING OF THE OFFICIAL NOTICE

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

3. LEAVE OF ABSENCE

- An application for leave of absence was tendered for Councillor F. Sontsi who was attending a District Council meeting.
- An application for leave of absence was tendered for Councillor L.L Nqatsha who was attending a District Council meeting.
- An application for leave of absence was tendered for Councillor S.S Dangisa who was attending other municipal business.
- An application for leave of absence was tendered for Councillor S.A.N Cekeshe who was attending other municipal business.

RESOLVED

1. That an application for leave of absence was tendered for Councillor F. Sontsi is accepted.
2. That an application for leave of absence was tendered for Councillor L.L Nqatsha is accepted.
3. An application for leave of absence was tendered for Councillor S.S Dangisa is accepted.
4. That an application for leave of absence was tendered for Councillor S.A.N Cekeshe is accepted.

This was carried unanimously.

4. APOLOGIES

- An apology was tendered for Manager: Special Programmes and Communications Mrs N. Zembe who was attending a meeting with SABC.
- An apology was tendered by Councillor M. Maliwa on behalf of EFF members to leave the Council meeting at 11h00.
- An apology was tendered by Councillor M.E Gogela who request to be excused earlier.
- An apology was tendered for Councillor N. Ntshiyisa who had a family matter to attend.
- An apology was tendered for Councillor N. Sonyabashi who took her child to the doctor.
- An apology was tendered for Councillor H.N Dandala who was not feeling well.

It was noted that there was a clutch of Council meetings between Alfred Nzo District Municipality and Umzimvubu Local Municipality.

It was therefore agreed that the Honourable Speaker of ULM: Councillor S.K Mnkwa together with the Municipal Manager: Mr G.P.T Nota should liaise with the Alfred Nzo District Municipality pertaining to planning of 2019 Council meeting dates or the year planner to prevent them from clutching.

It was thereafter with Councillor P.K Thingathinga and Councillor N. Mdzinwa proposing and seconding respectively;

RESOLVED

1. That an apology which was tendered for Manager: Special Programmes and Communications Mrs N. Zembe was accepted.
2. That an apology which was tendered by Councillor M. Maliwa on behalf of EFF members was accepted.
3. That an apology which was tendered by Councillor M.E Gogela to be excused and leave the meeting earlier was accepted.
4. That an apology which was tendered for Councillor N. Ntshiyisa was accepted.
5. That an apology which was tendered for Councillor N. Sonyabashi was accepted.
6. That an apology which was tendered for Councillor H.N Dandala was accepted.

This was carried unanimously.

5. PECUNIARY INTERESTS

There were no pecuniary interest.

6. COMMUNICATION STATEMENT BY THE SPEAKER

THE MAYOR

CHIEF WHIP

MAYORAL COMMITTEE

COUNCILLORS

ESTEEMED TRADITIONAL LEADERS

MUNICIPAL MANAGER AND MANAGEMENT

MUNICIPAL OFFICIALS

GUESTS

I take this moment to welcome you all whom have attended this last Ordinary Council meeting in the year 2018.

You will note that there have been numerous postponements of this Ordinary Council meeting due to the various events such as, Strategic Planning's that we had to attend to

as you all know that the month of November and December are extremely eventful. This therefore serves as a sincere apology for the postponements.

Three days from today we will be celebrating the Reconciliation day, a day that was celebrated as a public holiday in 1995 as it acknowledged the 16 December 1838 when the Battle of Blood River took place between the Voortrekkers and the Zulus. In that Battle of Blood River approximately 500 Voortrekkers having an advantage of gun powder managed to defeat 10 000 Zulu army.

You will recall that since then the Voortrekker victory was commemorated as the day of the Vow.

The second historic event took place on the 16 December 1961 when the military wing of the ANC known as Umkhonto We Sizwe was formed, exactly after the Sharpeville massacre in 1960, where peaceful protesters were brutally ambushed by the apartheid government.

South Africa's first non-racial and democratic government was tasked with promoting reconciliation and national unity. Therefore, it acknowledged the significance of both the Afrikaner and liberation struggle traditions and thereafter renamed this day as a Day of Reconciliation.

Councillors, as we all know that we are approaching the National Elections next year, there has been numerous protests around Umzimvubu Local Municipality, some being legal and others illegal but nevertheless, the most fundamental cause of these protests is the inappropriate provision of Service Delivery in our communities.

It has become a norm that whenever we are approaching elections, protests will come into effect, how do we then minimise such act from occurring?

- (a) It starts by having a Council that clearly understands the reason of its existence, we are here to serve the interests of our communities.
- (b) As this Council we must at all times have close interaction with our communities in particular the ward Councillors for the purpose of information sharing as well as accountability.
- (c) Monitoring of the effectiveness of municipal structures namely Ward Committee meetings, it has come to my attention that some Ward Councillors don't attend Ward Committee meetings, therefore Ward Councillors should ensure that Ward Committees conduct meetings in their respected villages to inform people of service delivery related matters.
- (d) There should be direct intervention programs for Councillors, namely Batho Pele Principles, Communication Strategy and Council Procedures etc.

Councillors, this Council has managed to conduct the mid-term IDP Outreach program successfully except for only one Ward that dismissed and interrupted the proceedings.

Councillors, we are in the Summer Initiation Season, as of today the reports that have been submitted to the Office of the Speaker indicate that in Matatiele there has been at least three deaths of initiates and one death in Mbizana, but in Umzimvubu no deaths have been reported.

As this Council we are grateful of the determination and good work done by Chief J.B Makaula, Chief M.E Gogela, Cllr M Jolobe and the entire Initiation Committee in ensuring that all initiates come back home safe.

Councillors, it is a great honour to inform you that our young girls are fully participating in the Inkciyo programs and as a result they have been invited to the provincial Inkciyo program in Bisho, they are led by Chief Nosizwe Makaula, Chief Z Sodladla, Chief Rolobile and Chief Nonyaniso Fikeni.

Their work and determination can never go unnoticed.

It has just been reported that in Ward 04, Ngonyama Village, a house has been burnt down and two siblings have been brutally killed, the police are still investigating the reason behind such a cruel act.

The Moral Regeneration Movement will attend to this crisis with immediate effect.

With those few words, I Thank You!!!

7. DEPUTATIONS

There were no deputations.

8. OFFICIAL ANNOUNCEMENTS

- 8.1 An announcement was made that on the 22 December 2018 there would be an event called Masibuyel'embo Cultural Blast at Sophia Park. It was thereafter encouraged that Councillors should spread the word and inform communities about the event and also inform them that tickets are limited to the capacity of the venue.

9. CONFIRMATION OF PREVIOUS MINUTES-18 OCTOBER 2018

9.1 CORRECTION

That page numbering be corrected.

1.1 MINUTES OF COUNCIL MEETING HELD ON THE 18th OCTOBER 2018

MATTERS ARISING FROM PREVIOUS MINUTES

- A concern was thereafter raised on the issue of absenteeism of Councillors more than three consecutive meetings without an apology as to what measures were taken against them.
- It was agreed that a report on Councillor S. Gqiza and Councillor S. Mankanku's absenteeism be tabled in the next Council meeting.

It was thereafter with Councillor and Councillor proposing and seconding respectively,

RESOLVED

1. That minutes of the Council Meeting held on 18th October 2018 be **Confirmed** and **Adopted** as a true reflection of the meeting's proceedings with amendments. ***This was carried unanimously.***

10. BUSINESS OF THE DAY

10.1 CONSIDERATION OF THE REPORT FROM THE EXECUTIVE COMMITTEE MEETING HELD ON 21 NOVEMBER 2018

ULMC: 107

10.1.1 CORPORATE SERVICES DEPARTMENT HUMAN RESOURCES SECTION: AMENDMENT OF PERFORMANCE MANAGEMENT POLICY

PURPOSE

To table the report for the amendment of Performance Management Policy

To recommend noting and approval of the amended Performance Management Policy

It was thereafter with Councillor T. Nomkuca and Councillor T.V Hlazo proposing and seconding respectively,

RESOLVED

1. That the report on amendment of Performance Management Policy is noted and adopted by the Council.

This was carried unanimously.

ULMC: 108

10.1.2 CORPORATE SERVICES DEPARTMENT – SOUND GOVERNANCE SECTION – DRAFT 2019 YEAR PLAN

PURPOSE

To submit the Draft Annual Plan/Calendar for Council meetings, Committee Meetings and municipal activities for the year 2019.

To seek inputs from Departments with regard to annual programmes they would like to include in the Municipal Annual Plan/ Calendar for 2019.

To ensure advertisement of Council meetings for the year 2019 in December 2018.

It was thereafter with Councillor S. Madlanga and Councillor M. Mqulwane proposing and seconding respectively,

RESOLVED

1. That the report on the proposed Draft Municipal Annual Plan/Calendar for meetings scheduled for the year 2019 is noted by the Council.

2. That Council notes the proposed new changes between the month of January and June 2019.
3. That the proposed Draft Municipal Annual Plan/Calendar for meetings scheduled for the year 2019 is adopted by the Council.
4. That the dates of the Council meetings will be advertised on the local newspapers and Public Notices during the month of December 2018.
5. That the adopted Municipal annual plan/calendar for meetings scheduled for the year 2019 will also be placed on the Municipal website.

This was carried unanimously.

ULMC: 109

10.1.3 CORPORATE SERVICES DEPARTMENT: SOUND GOVERNANCE DIVISION: SECRETARIAT SECTION MONTHLY REPORT FOR OCTOBER 2018

PURPOSE

To table a report on Secretariat Section activities for the month of October 2018 to the Council.

To recommend noting and acceptance of the contents of this report by the Council.

It was;

RESOLVED

1. That the monthly report of the Corporate Services Department: Sound Governance Division on Secretariat activities for the month of October 2018 is noted by the Council.

This was carried unanimously.

ULMC: 110

10.1.4 INFRASTRUCTURE AND PLANNING DEPARTMENT OCTOBER 2018: TARRIFS FOR WAYLEAVE APPLICATIONS AND REPAIRS OF MUNICIPAL ROADS/PAVING

PURPOSE

To report to Council for recommendation a proposed tariff for the approval of wayleaves and repairs to municipal roads and paving's for this month of October 2018.

It was thereafter with Councillor N. Mnyayiza and Councillor N. Mantshongo proposing and seconding respectively,

RESOLVED

1. That the proposed tariffs for approval of wayleave/installation/construction of service on municipality's land including a tariff for the rectification of road by the municipality on behalf of those applicant/developers that cannot rectify the road etc. after they have constructed and install their services is **approved** by the Council.

This was carried unanimously.

ULMC: 111

10.1.5 CITIZEN AND COMMUNITY SERVICES DEPARTMENT: COMMUNITY SAFETY DIVISION: DRAFT NOISE CONTROL BY-LAWS

PURPOSE

To regulate and enforce Municipal By-Laws on the management of noise in our towns and events conducted within our municipality jurisdiction.

It was thereafter with Councillor N. Mdzinwa and Councillor S. Myingwa proposing and seconding respectively,

RESOLVED

1. That the Noise Control By-Laws is adopted by the Council.

This was carried unanimously.

ULMC: 112

10.1.6 CITIZEN AND COMMUNITY SERVICES DEPARTMENT: COMMUNITY SAFETY DIVISION: DRAFT PUBLIC ROAD AND MISCELLANEOUS BY-LAW

PURPOSE

To regulate and enforce municipal by-laws on the management of public road and other related matters connected to the public road.

It was thereafter with Councillor N. Mdzinwa and Councillor S. Myingwa proposing and seconding respectively,

RESOLVED

1. That the draft Public Road and Miscellaneous by-law is adopted by the Council.
This was carried unanimously.

ULMC: 113

**10.1.7 CITIZEN AND COMMUNITY SERVICES DEPARTMENT: COMMUNITY SAFETY
DIVISION: DRAFT PARKING METERS BY-LAW**

PURPOSE

To regulate and enforce parking meters by-laws on all of our streets within our jurisdiction.

It was thereafter with Councillor N. Mdzinwa and Councillor S. Myingwa proposing and seconding respectively,

RESOLVED

1. That the draft Parking Meters by-law is adopted by the Council.

This was carried unanimously.

ULMC: 114

**10.1.8 CITIZEN AND COMMUNITY SERVICES DEPARTMENT: COMMUNITY SAFETY
DIVISION: AMENDMENT OF UMZIMVUBU LOCAL MUNICIPALITY LIQUOR
TRADING HOURS BY-LAW FOR ON-SITE LIQUOR CONSUMPTION**

PURPOSE

To regulate and enforce hours of operation in all outlets selling liquor within the jurisdiction Umzimvubu Local Municipality.

It was thereafter with Councillor N. Mdzinwa and Councillor S. Myingwa proposing and seconding respectively,

RESOLVED

1. That the amendments in the By-law for Liquor Trading hours for on-site consumption is adopted by the Council.

This was carried unanimously.

ULMC: 115

10.1.9 CITIZEN AND COMMUNITY SERVICES DEPARTMENT: COMMUNITY SAFETY DIVISION: TRAFFIC WARDEN PROPOSED UNIFORM FOR LAW ENFORCEMENT SECTION: SEPTEMBER 2018

PURPOSE

To submit a proposal of the uniform for Traffic Wardens under Law Enforcement section in the month of September 2018.

It was thereafter with Councillor M. Tuku and Councillor N. Soldat proposing and seconding respectively,

RESOLVED

1. That the proposed Traffic Warden uniform is adopted by the Council.

This was carried unanimously.

ULME: 116

10.1.10 CITIZEN AND COMMUNITY SERVICES DEPARTMENT: COMMUNITY SAFETY DIVISION: LAW ENFORCEMENT SECTION: REQUEST FOR REMOVAL OF SECTION 341 COMPOUNDING NOTICES LOADED ON THE OLD SYSTEM (TRAFMAN) UNTIL THE END OF APRIL 2018

PURPOSE

To submit a proposal to remove all the section 341 compounding notices issued prior to the use of the new system (lforce). lforce started to work or used in May 2018. The administration of section 341 compounding notices was never done properly prior to May 2018.

That the matter be deferred to the Council Strategic Planning Session to be held in January 2018.

RESOLVED

1. That the removal or cancellation of all citations (section 341 compounding notices) uploaded on the old system (Trafman) be approved by the Council.

This was carried unanimously.

ULMC: 117

10.1.11 CITIZEN AND COMMUNITY SERVICES DEPARTMENT: COMMUNITY SERVICES DIVISION: GENERAL HORTICULTURAL MAINTENANCE REPORT FOR THE MONTH OF OCTOBER 2018

PURPOSE

To table the report on Environmental Protection and Infrastructure programmes (EPIP) approved applications or projects 2018/2021.

That the matter be deferred to the Council Strategic Planning Session to be held in January 2018.

RESOLVED

1. That the report of EPIP be noted by the Council

This was carried unanimously.

ULMC: 118

10.1.12 LOCAL ECONOMIC DEVELOPMENT DEPARTMENT: REPORT ON DONGA REHABILITATION AT WARD 05 FOR THE MONTH OF OCTOBER 2018

PURPOSE

To table the report to the Council on Umzimvubu Donga Rehabilitation project for the month of October 2018.

To request noting and acceptance of the report by the Council.

It was;

RESOLVED

1. That the report on Donga rehabilitation for the month of October 2018 is noted by the Council.

This was carried unanimously.

ULMC: 119

10.1.13 **SECTION 71 MONTHLY BUDGET STATEMENT AS AT 31 SEPTEMBER 2018
STATEMENT OF FINANCIAL PERFORMANCE, POSITION AND THE
IMPLEMENTATION OF THE 2018/19 BUDGET (MFMA SECTION 71) FOR THE
MONTH ENDED 31 SEPTEMBER 2018 REPORT**

PURPOSE

The purpose of the report is for the Council to consider and note the statement of the financial performance and the implementation of the 2018/19 budget of the Umzimvubu Local Municipality for the financial year ending **30th September 2018**.

To also inform Management and Council about ratio analysis of the current financial affairs of the municipality as outlined in MFMA Circular 71.

It was thereafter with Councillor P. Makhinzi and Councillor T. Sokhanyile proposing and seconding respectively,

RESOLVED

1. That the report on the statement of financial performance, position and the implementation of the 2018/19 budget (MFMA Section 71 Report) for the reporting month ended 30th September 2018 including supporting documentation attached as Annexure is noted and approved by Council.
2. That the month ended 30th September 2018 spending rate of 13% on capital and 16% on operating budgets as per financial transactions recorded as at end 30th September 2018 is noted by Council.
3. That the following aged outstanding debtors balance R42, 908, 105.80 for the month ended 30th September 2018 are noted by Council:
4. That the following categorised outstanding debtors are noted by Council:
 - a. Government – R10 998 160.73
 - b. Businesses – R15 107 034.34
 - c. Domestic – R16 802 396.20
5. That, the cash and cash equivalents of **R 122 591 740** for the month ended 30th September 2018 is noted by Council.
6. That the submission of Section 71 reports and returns to Provincial and National Treasuries before the 10th working day of the month ended 30th September 2018 is noted by Council.
7. That the Budget and Treasury Unauthorized, Irregular, Fruitless & wasteful expenditure report for the month of 30th September 2018 be noted by the council.
8. That all tenders awarded by the bid committees appointed from 1st July to 30 July 18 be regularized by Council and the irregular expenditure incurred thereof are written off by Council.

This was carried unanimously.

ULMC: 120

0.1.14 SPECIAL PROGRAMMES & COMMUNICATIONS DEPARTMENT: SPU & COMMUNICATIONS UNIT OCTOBER 2018: SPECIAL PROGRAMMES UNIT WOMEN'S CAUCUS

PURPOSE

To request the Portfolio Councilor SPU and Communications to be the Chairperson of the Women's Caucus.

It was thereafter with Councillor Makhinzi and Councillor T. Sokhanyile proposing and seconding respectively,

RESOLVED

1. That the item on Women's Caucus for the month October 2018 is considered and approved by the Council.

This was carried unanimously.

ULMC: 121

0.1.15 SPECIAL PROGRAMMES AND COMMUNICATIONS DEPARTMENT: SPECIAL PROGRAMMES UNIT: REPORT ON SPECIAL PROGRAMMES UNIT HELD DURING THE MONTH OF OCTOBER 2018

PURPOSE

To present a report on Special Programmes Unit during the Month of October 2018.

It was;

RESOLVED

1. That the report about ULM SPU and Programmes is tabled for noting by the Council.

This was carried unanimously.

ADDENDUM AGENDA

ULMC 122

10.2 BUDGET AND TREASURY DEPARTMENT: REPORT ON THEFT AND FRAUD AS AT 30 NOVEMBER 2018

PURPOSE

To report on theft by misrepresentation on payment of service provider.

DISCUSSIONS

- The Council indicated that there should be a thoroughly investigation that needs to be instigated so as to ensure that there was no negligence occurred.
- A question was raised whether how the unretreived funds would be retrieved and a response was given that the council should recommend and instruct the management to find a private investigator to do the investigation on the matter.
- It was also stated that a progress report on the private investigation be tabled on Council at the end of February 2019.

It was thereafter with Councillor M Joloba and Councillor T. Nomkuca proposing and seconding respectively,

RESOLVED

1. That the Council acknowledge the report on the ongoing Fraud case.
2. That the Council approve the engagement of a private investigator to ascertain the detail of how the Fraud and theft was perpetrated.
3. That a progress report on private investigation be tabled in the Council at the end of February 2019.

This was carried unanimously

REPORT FROM INITIATION FORUM

A report was presented by Councillor M. Joloba on challenges pertaining to initiation schools this season, he thereafter mentioned that there were no death under the region of Umzimvubu.

It was agreed that the initiation report should be submitted to Committees Section for inclusion in the next Council Agenda.

REPORT FROM COGTA

A report was presented by Councillor T. Nomkuca on voter registration, he also emphasised that Councillors should encourage their communities to collect their ID's from Home Affairs.

12. DATE OF THE NEXT MEETING

The date of the next Ordinary Council Meeting is 25th January 2019.

13. CLOSURE

**THERE BEING NO FURTHER BUSINESS TO BE DISCUSSED THE COUNCIL
ADJOURNED AT 13H07.**

CONFIRMED BY

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

DATE

9.2 SPECIAL COUNCIL MEETING: MINUTES 19 DECEMBER 2018

Attached please find a copy of the minutes of the Special Council meeting of Umzimvubu Local Municipality held on 19 December 2018.

RECOMMENDATION

1. That the minutes of the Special Council meeting of Umzimvubu Local Municipality held on 19 December 2018.

UMZIMVUBU LOCAL MUNICIPALITY

MINUTES of the **Special Council Meeting** of **Umzimvubu Local Municipality** held on **Wednesday, 19 December 2018** at the **Municipal Town Hall in Kwa Bhaca** at **11h26**.

COUNCILLORS PRESENT

- | | | |
|-----|-----------------------|---|
| 1. | Cllr. S.K. Mnkwa | : Speaker (Chairperson) |
| 2. | Cllr. F.N. Ngonyolo | : Acting Mayor |
| 3. | Cllr. N.G Mdzinwa | : Chief Whip |
| 4. | Cllr. A.N. Garane | : Portfolio Head: Local Economic Development |
| 5. | Cllr. N. Sonyabashi | : Portfolio Head: Citizens and Community Services |
| 6. | Cllr. U.G. Makanda | : Portfolio Head: Infrastructure and Planning |
| 7. | Cllr. M. Mataka | : Portfolio Head: Corporate Services |
| 8. | Cllr. H.M. Ngqasa | : Portfolio Head: Budget and Treasury |
| 9. | Cllr. T.A. Mambi | : EXCO Member |
| 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. T.V. Hlazo | : Member |
| 15. | Cllr. F.J. Hem | : Member |
| 16. | Cllr. M. Joloba | : Member |
| 17. | Cllr. X. Jona | : Member |
| 18. | Cllr. N.H. Kolweni | : Member |
| 19. | Cllr. G.V. Lugongolo | : Member |
| 20. | Cllr. S.O. Madlanga | : Member |
| 21. | Cllr. B. Majalamba | : Member |
| 22. | Cllr. P. Makhinzi | : Member |
| 23. | Cllr. N.A. Mantshongo | : Member |
| 24. | Cllr. A. Mgangatho | : Member |
| 25. | Cllr. A.P. Mkhonto | : Member |
| 26. | Cllr. C.N. Mnyayiza | : Member |
| 27. | Cllr. M. Mqulwane | : Member |
| 28. | Cllr. S.P. Myingwa | : Member |
| 29. | Cllr. N.V. Nomaqqa | : Member |
| 30. | Cllr. T. Nomkuca | : Member |
| 31. | Cllr. C.L. Noqhakala | : Member |
| 32. | Cllr. L.L. Nqatsha | : Member |
| 33. | Cllr. T. Ndara | : Member |
| 34. | Cllr. S. Sifolo | : Member |
| 35. | Cllr. N.S. Soldat | : Member |
| 36. | Cllr. F.P. Sontsi | : Member |
| 37. | Cllr. N.C. Tshayisa | : Member |
| 38. | Cllr. M. Tuku | : Member |
| 39. | Cllr. A.N. Zongwana | : Member |

COUNCILLORS ABSENT

1. Cllr. P.K. Thingathinga : EXCO Member
2. Cllr. N. Gogela : Member
3. Cllr. M. Maliwa : Member
4. Cllr. S. Mankanku : Member
5. Cllr. L.S. Maqhashalala : Member
6. Cllr. N.E. Ngalonkulu : Member
7. Cllr. M. Ntsevu : Member
8. Cllr. N. Ntshayisa : Member
9. Cllr. T. Sokhanyile : Member
10. Cllr. M. Ramabina : Member
11. Cllr. T. Ntsalaze : Member
12. Cllr. M. Hlanekela : Member
13. Cllr. S. Gqiza : Member

TRADITIONAL LEADERS PRESENT

1. Chief. M. Nota : Member
2. Chief. Z.D. Sodladla : Member
3. Chief. M.E Gogela : Member

TRADITIONAL LEADERS ABSENT

1. Chief. D. Makaula : Member
1. Chief. J.B. Makaula : Member
2. Chief. N. Makaula : Member
3. Chief. N. Rholobile : Member
4. Chief. N.G. Ncapai : Member
5. Chief. M. Mdutyana : Member
6. Chief. M Mpakumpaku : Member
7. Chief. M. Sogoni : Member

OFFICIALS PRESENT

9. Mr. G.P.T. Nota : Municipal Manager
10. Mrs. N. Zembe : Manager: Special Programmes and Communications
11. Mr. L Moleko : Manager : Infrastructure and Planning
12. Mr. N.M. Sineke : Manager: Citizens and Community Services
13. Mr. M. Ngxekana : Assistant Manager: Sound Governance
14. Miss W. Morlock : Admin Officer: Committees
15. Miss L. Gxarisa : Intern Sound Governance

OFFICIALS ABSENT

1. Mrs. N. Kubone : Manager: Corporate Services
2. Mr. T. Fundira : Manager: Budget and Treasury

MINUTES

1. OPENING/ WELCOME

The meeting was declared open by the Council Speaker; Councillor S.K. Mnu kwa at 11h26, furthermore he requested the Council to observe a moment of silent for the passing of the Mayor of Umzimvubu Local Municipality.

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 Chief. M. Mdutyana who had a family problem to attend.

It was;

RESOLVED

That an apology tendered for Chief. M. Mdutyana is accepted.

5. PECUNIARY INTERESTS

There were no pecuniary interest declared.

6. COMMUNICATION STATEMENT

The Speaker of the Council thereafter afforded an opportunity to the political parties represented in the Council to reflect on the sudden death of the Mayor as she was the member of the Council.

Thereafter, Councillor Mantshongo on behalf of the Democratic Alliance reflected on the item expressing and passing the heartfelt condolences to the family and the party she was representing in the Council.

Chief Nota on behalf of Traditional Leaders serving in the Council also reflected on the item expressing the motherly love she had to all Council members.

The Chief Whip of the Council on half of the African National Congress also expressed his sympathy pertaining to the sudden death of the Mayor and encouraged the members of the Council to strong as she had done her duties diligently in the Council.

This was carried unanimously.

7. DEPUTATIONS

There were no deputations.

8. OFFICIAL ANNOUNCEMENTS

There were no announcements made as major announcement was carried in the item included in the agenda.

9. CONFIRMATION OF MINUTES

There were no minutes to be confirmed.

10. BUSINESS OF THE DAY

ULMC: 123

10.1 SPECIAL PROGRAMMES AND COMMUNICATION: PASSING ON OF HONOURABLE MAYOR COUNCILLOR BP MABHENGU

PURPOSE

To report on the passing on of the Mayor of Umzimvubu Local Municipality, Councillor BP Mabengu.

To report on the logistics for the burial and communication channels in relation to all processes and arrangements in preparation for her Memorial Service and Funeral Arrangements.

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

RESOLVED

1. That Council notes the report on the passing of the Mayor of Umzimvubu Local Municipality, Councillor B.P Mabengu
2. That Council notes all the logistics and processes leading to the burial.
3. That Council notes that the municipality's assistance for funeral arrangements will be non-monetary.
4. That the Umzimvubu Municipality will incur costs in preparation for her Memorial service as contained in the Municipal Bereavement Policy.

5. That the Communication pertaining to all funeral and memorial services arrangements will be championed by the Acting Mayor.
6. That the Municipal Manager will communicate to all stakeholders with all information relating to funeral arrangements and all other logistical arrangements.
7. That Council notes and adopt the Committees formulated for the preparations of the funeral and should therefore start doing their respective tasks.

COUNCIL/123//2018/2019

This was carried unanimously.

ULMC: 124

10.2 DECLARATION OF VACANCY IN THE OFFICE OF THE MAYOR AND APPOINTMENT OF ACTING MAYOR – UMZIMVUBU LOCAL MUNICIPALITY

PURPOSE

To table a report on the vacancy which is opened in the Office of the Mayor.

To table recommendations on the process that has to take place in order to fill in the vacancy of the Mayor.

It was thereafter with Councillor M. Mataka and Councillor S.A.N Cekeshe proposing and seconding respectively,

RESOLVED

1. That the report on declaration of vacancy for the position of the Mayor is noted by the Council.
2. That Council approves that the Acting Mayor position is filled in order to undertake all Mayoral responsibilities until the vacancy of the Mayor has been filled.
3. That Council approves that the Acting Mayor is **Councillor N.F Ngonyolo** with effect from 19 December 2018 until 20 March 2019.
4. That Council notes and approves that the vacancy should be filled before three (03) months elapses and the Acting Mayor will cease her acting appointment.
5. That the Municipal Manager should proceed with the procedures of the Mayoral Vacancy

COUNCIL/124//2018/2019

This was carried unanimously.

12. **DATE OF THE NEXT MEETING**

The date of the next Ordinary Council Meeting is 25 January 2019.

13. **CLOSURE**

**THERE BEING NO FURTHER BUSINESS TO BE DISCUSSED THE COUNCIL
ADJOURNED AT 12H03.**

CONFIRMED BY



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

25-01-2019
DATE

10 BUSINESS OF THE DAY

10.1 ADOPTION OF NEWLY DEVELOPED POLICIES, REVIEWED POLICIES AND BY-LAWS FOR UMZIMVUBU LOCAL MUNICIPALITY

10.2 2018/2019 REVISED SERVICE DELIVERY BUDGET IMPLEMENTATION PLAN-: OFFICE OF THE MUNICIPAL MANAGER

10.3 MID-TERM PERFORMANCE ASSESSMENT REPORT IN ACCORDANCE WITH SECTION 72 OF THE MFMA: OFFICE OF THE MUNICIPAL MANAGER

10.4 REPORT ON DRAFT ANNUAL REPORT - FOR 2017/ 2018: OFFICE OF THE MUNICIPAL MANAGER

10.5 BUDGET AND TREASURY DEPARTMENT: 2018/2019 ADJUSTMENT OPERATING AND CAPITAL BUDGET