

UMZIMVUBU LOCAL MUNICIPALITY

MINUTES of the **Special Council Meeting** of **Umzimvubu Local Municipality** held on **Monday, 23 July 2018** at the **Municipal Town Hall** in **EmaXesibeni** at **09h16**.

COUNCILLORS PRESENT

1. Cllr S.K Mnkwa : Speaker
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. H. Ngqasa : Portfolio Head: Budget and Treasury
7. Cllr N. F Ngonyolo : Portfolio Head: SP& Communications
8. Cllr. A.N. Garane : Portfolio Head: LED
9. Cllr. P.K. Thingathinga : EXCO Member
10. Cllr. T.A. Mambi : EXCO Member
11. Cllr. S.A.N. Cekeshe : Member
12. Cllr. N.H.Dandala : Member
13. Cllr. S. Dangisa : Member
14. Cllr. N.N.Gcadinja : Member
15. Cllr. N. Gogela : Member
16. Cllr. F.J. Hem : Member
17. Cllr. T.V. Hlazo : Member
18. Cllr. X. Jona : Member
19. Cllr. G.V. Lugongolo : Member
20. Cllr. S.O. Madlanga : Member
21. Cllr. P. Makhinzi : Member
22. Cllr. B. Majalamba : Member
23. Cllr. L.S. Maqhashalala : Member
24. Cllr. A. Mgangatho : Member
25. Cllr. A.P. Mkhonto : Member
26. Cllr. M. Mqulwane : Member

27. Cllr. S.P. Myingwa : Member
28. Cllr. N.V. Nomaqaqa : Member
29. Cllr. C.L. Noqhakala : Member
30. Cllr. L.L. Nqatsha : Member
31. Cllr. N.E. Ngalonkulu : Member
32. Cllr. T. Ndara : Member
33. Cllr. S. Sifolo : Member
34. Cllr. N.S. Soldat : Member
35. Cllr. F.P. Sontsi : Member
36. Cllr. M. Tuku : Member
37. Cllr N.C. Tshayisa : Member
38. Cllr. A.N. Zongwana : Member

ABSENT COUNCILLORS

1. Cllr. N. Sonyabashi : Portfolio Head: Citizens and Community Services
2. Cllr. S. Gqiza : Member
3. Cllr. C.N. Mnyayiza : Member
4. Cllr. M. Joloba : Member
5. Cllr. M. Maliwa : Member
6. Cllr. T. Ntsalaze : Member
7. Cllr. M. Ntsevu : Member
8. Cllr. N. Ntshayisa : Member
9. Cllr. T. Nomkuca : Member
10. Cllr. M. Ramabina : Member
11. Cllr. S. Mankanku : Member
12. Cllr. N.H. Kolweni : Member
13. Cllr. M. Hlanekela : Member
14. Cllr. T. Sokhanyile : Member

PRESENT TRADITIONAL LEADERS

1. Cllr. N. Rholobile : Member
2. Cllr N.G. Ncapayi : Member
3. Cllr Z.D Sodladla : Member

ABSENT TRADITIONAL LEADERS

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

PRESENT OFFICIALS

1. Mr. G.P.T. Nota : Municipal Manager
2. Mrs. N. Zembe : Manager: Special Programmes and Communications
3. Mrs. N. Kubone : Manager: Corporate Services
4. Ms. P. Nkake : Assistant Manager: Sound Governance
5. Ms. W. Morlock : Admin Assistant: Committees
6. Ms. N. Boyce : Admin Assistant: Committees

MINUTES

1. OPENING/ WELCOME

The meeting was declared open by the Speaker of the Council after a short moment of silence at 09h16.

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 application for leave of absence tendered.

4. APOLOGIES

An apology was tendered for Councillor T. Sokhanyile who was attending doctor's appointment.

An apology was tendered for Councillor M. Hlanekela who had a family problem to attend to.

An apology was tendered for Councillor N. Mantshongo who had a family problem to attend to.

An apology was tendered for Councillor N. Sonyabashe who was attending another meeting.

An apology was tendered for Councillor N. Mnyayiza who had a programme in Ward.

An apology was tendered for Councillor N.G Makaula who was attending Imbizo.

An apology was tendered for Councillor M. Ntsevu who was attending the Land expropriation without compensation Public Hearing in Umtata.

An apology was tendered for Councillor E Gogela who was attending the Land expropriation without compensation Public Hearing in Umtata.

An apology was tendered for Councillor M. Nota who was attending the Land expropriation without compensation Public Hearing in Umtata.

An apology was tendered for Councillor M. Sogoni who was attending the Land expropriation without compensation Public Hearing in Umtata.

An apology was tendered for Councillor T. Nomkuca who was attending the Land expropriation without compensation Public Hearing in Umtata.

An apology was tendered for Councillor M. Joloba who was attending land expropriation without compensation Public Hearing in Umtata.

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

An apology was tendered for Councillor X. Jona who had a doctor's appointment.

An apology was tendered for Councillor S. Gqiza who was involved in a car accident.

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

RESOLVED

1. That an apology was tendered for Councillor T. Sokhanyile is accepted.
2. That an apology was tendered for Councillor Hlanekela is accepted.
3. That an apology was tendered for Councillor N. Mantshongo is accepted.
4. That an apology was tendered for Councillor N Sonyabashe is accepted.
5. That an apology was tendered for Councillor N. Mnyayiza is accepted.
6. That an apology was tendered for Councillor N.G Makaula is accepted.
7. That an apology was tendered for Councillor M. Ntsevu is accepted.
8. That an apology was tendered for Councillor E. Gogela is accepted.
9. That an apology was tendered for Councillor M. Nota is accepted.
10. That an apology was tendered for Councillor M. Sogoni is accepted.
11. That an apology was tendered for Councillor T. Nomkuca is accepted.
12. That an apology was tendered for Councillor M. Joloba is accepted.
13. That an apology was tendered for Councillor M. Ramabina is accepted.
14. That an apology was tendered for Councillor X. Jona is accepted.
15. That an apology was tendered for Councillor S. Gqiza is accepted.

It was agreed that at the next Council meeting the Speaker will table a report on the absenteeism of Councillors to Council Committees.

5. PECUNIARY INTERESTS

The Municipal Manager declared a pecuniary interest on item 10.2, 10.3 and 10.4

6. COMMUNICATION STATEMENT BY THE SPEAKER OF THE COUNCIL

There was no communication statement.

7. DEPUTATIONS

There were no deputations.

8. OFFICIAL ANNOUNCEMENTS

There were no announcements made.

9. CONFIRMATION OF MINUTES

9:1 There were no minutes for confirmation.

10. **BUSINESS OF THE DAY**

ULMC: 01

10.1 **ACTING APPOINTMENTS FOR THE POSITION OF MANAGER: LED, MANAGER:
INFRASTRUCTURE & PLANNING AND CFO- UMZIMVUBU LOCAL
MUNICIPALITY**

PURPOSE

To present a motivation on the acting appointment of Senior Managers for the three vacant posts of Senior Managers.

To recommend approval of the municipal Council for the acting appointments.

It was thereafter with Councillor S.A.N Cekeshe and Councillor S.S Dangisa proposing and seconding respectively;

RESOLVED

1. That the report on the acting appointment of Mr N. Sineke, Mrs N. Kubone and Mrs N. Zembe is noted by Council.
2. That Council approves that the acting appointments of Mr N. Sineke, Mrs N. Kubone and Mrs N. Zembe should not exceed three (3) months.
3. That Council approves that Mr N. Sineke be appointed as Acting Manager: Infrastructure & Planning from 16 July 2018 up to the date of assumption of duty of the appointed candidate.
4. That Council approves that Mrs N. Kubone be appointed as Acting Chief Financial Officer from 16 July 2018 up to the date of assumption of duty of the appointed candidate.
5. That Council approves that Mrs N. Zembe be appointed as Acting Manager: LED from 16 July 2018 up to the date of assumption of duty of the appointed candidate
6. That Council approves that Mr N. Sineke, Mrs N. Kubone and Mrs N. Zembe be reimbursed an acting allowance as stipulated in the municipal Acting Policy.

COUNCIL/01/2018/2019

ULMC: 02

**10.2 RECRUITMENT PROCESS FOR THE POSITION OF CHIEF FINANCIAL OFFICER:
UMZIMVUBU LOCAL MUNICIPALITY**

PURPOSE

To table a report on the recruitment process that has taken place for the position of Chief Financial Officer.

To table the recommendations of the selection panel in respect of the position of Chief Financial Officer.

To table the holistic recruitment report of Chief Financial Officer for the approval by the Council.

It was thereafter with Councillor L.L. Nqatsha and Councillor C.L. Noqhakala proposing and seconding respectively;

RESOLVED

1. That the report on recruitment proceedings pertaining to the filling of the post of Chief Financial Officer is noted by the Council.
2. It is noted by Council that the recruitment process has been done in terms of Rule 6 of Regulations on appointment and conditions of employment of senior Managers.
3. That the scores and deliberations of the Selection Panel Members pertaining to the candidate's performance is noted by Council.
4. That the Council notes the information from candidates as required in terms of Rule 11 and section 56A of the Systems Act in terms of holding political offices is attached as Annexure D which has the declaration forms of employment.
5. That the Council notes that the screening of candidates which was pertaining to reference check for previous employment ; validity of qualifications; verification whether candidate has been charged for fraud has been done through the services of Veri-Source and the results are attached as Annexure E
6. That Council notes that the information on candidates as required of Section 18 of MSA Regulations in terms of appointing staff that have been dismissed for misconduct or financial misconduct has been requested through COGTA, but awaiting feedback, letter requesting that information is attached as Annexure H.
7. That Council notes that a competency assessment has been done by candidates as required by clause 17 (1) (a) of the Regulations on the appointment of senior managers and is attached as Annexure F.
8. That Council approves the appointment of Mr. T.F Fundira as Chief Financial Officer, with effect from 01 August 2018 up to 31 July 2023.

9. That should Mr. T.F Fundira decline the offer of the position of Manager: Chief Financial Officer Mrs. B. Bavu appointed as Chief Financial Officer.
10. That should Mrs. B. Bavu decline the offer of the position of Chief Financial Officer, Mr. N. Nokwe be appointed as Chief Financial Officer.
11. It is noted that the Council must within 14 days of the date of appointment, submit a written report to the MEC for Local Government of the appointment process.
12. It is noted that the approved candidate should sign an employment contract and performance contract within sixty (60) days from the date of appointment facilitated by the Office of the Municipal Manager.

COUNCIL/02/2018/2019

ULMC: 03

**10.3 RECRUITMENT PROCESS FOR THE POSITION OF MANAGER: MANAGER:
INFRASTRUCTURE AND PLANNING: UMZIMVUBU LOCAL MUNICIPALITY**

*(Author: MM/GPTN)
(Level 1: Exco-17/07/2018)
(Level 2: Council-23/07/2018)*

PURPOSE

To table a report on the recruitment process that has taken place for the position of Manager: Infrastructure and Planning.

To table the recommendations of the selection panel in respect of the position of Manager: Infrastructure and Planning.

To table the holistic recruitment report of Manager: Infrastructure and Planning for the approval by the Council.

It was thereafter with Councillor N.G Mdzinwa and Councillor N.H Dandala proposing and seconding respectively;

RESOLVED

1. That the report on recruitment proceedings pertaining to the filling of the post of Manager: Infrastructure and Planning is noted by the Council.
2. It is noted by Council that the recruitment process has been done in terms of Rule 6 of Regulations on appointment and conditions of employment of senior Managers.
3. That the scores and deliberations of the Selection Panel Members pertaining to the candidate's performance is noted by Council.
4. That the Council notes the information from candidates as required in terms of Rule 11 and section 56A of the Systems Act in terms of holding political offices is attached as Annexure D which has the declaration forms of employment.

5. That the Council notes that the screening of candidates which was pertaining to reference check for previous employment ; validity of qualifications; verification whether candidate has been charged for fraud has been done through the services of Veri-Source and the results are attached as Annexure E.
6. That Council notes that the information on candidates as required of Section 18 of MSA Regulations in terms of appointing staff that have been dismissed for misconduct or financial misconduct has been requested through COGTA, but awaiting feedback, letter requesting that information is attached as Annexure H.
7. That Council notes that a competency assessment has been done by candidates as required by clause 17 (1) (a) of the Regulations on the appointment of senior managers and is attached as Annexure F
8. That Council approves the appointment of Mr. L.J Moleko as Manager: Infrastructure and Planning, with effect from 01 August 2018 up to 31 July 2023.
9. That should Mr. L.J Moleko decline the offer of the position of Manager: Infrastructure and Planning Mr. C. Obese appointed as Manager: Infrastructure and Planning.
10. It is noted that the Council must within 14 days of the date of appointment, submit a written report to the MEC for Local Government of the appointment process.
11. It is noted that the approved candidate should sign an employment contract and performance contract within sixty (60) days from the date of appointment facilitated by the Office of the Municipal Manager.

COUNCIL/03/2018/2019

ULMC: 04

**10.4 RECRUITMENT PROCESS FOR THE POSITION OF MANAGER: MANAGER:
LOCAL ECONOMIC DEVELOPMENT AND ENVIRONMENTAL MANAGEMENT:
UMZIMVUBU LOCAL MUNICIPALITY**

*(Author: MM/GPTN)
(Level 1: Exco-17/07/2018)
(Level 2: Council-23/07/2018)*

PURPOSE

To table a report on the recruitment process that has taken place for the position of Manager: Local Economic Development and Environmental Management.

To table the recommendations of the selection panel in respect of the position of Manager: Local Economic Development and Environmental Management.

To table the holistic recruitment report of Manager: Local Economic Development and Environmental Management for the approval by the Council.

It was thereafter with Councillor S.A.N Cekeshe and Councillor E.N Ngalonkulu proposing and seconding respectively;

RESOLVED

1. That the report on recruitment proceedings pertaining to the filling of the post of Manager: Manager: Local Economic Development and Environmental Management is noted by the Council.
2. It is noted by Council that the recruitment process has been done in terms of Rule 6 of Regulations on appointment and conditions of employment of senior Managers.
3. That the scores and deliberations of the Selection Panel Members pertaining to the candidate's performance is noted by Council.
4. That the Council notes the information from candidates as required in terms of Rule 11 and section 56A of the Systems Act in terms of holding political offices is attached as Annexure D which has the declaration forms of employment.
5. That the Council notes that the screening of candidates which was pertaining to reference check for previous employment ; validity of qualifications; verification whether candidate has been charged for fraud has been done through the services of Veri-Source and the results are attached as Annexure E
6. That Council notes that the information on candidates as required of Section 18 of MSA Regulations in terms of appointing staff that have been dismissed for misconduct or financial misconduct has been requested through COGTA, but awaiting feedback, letter requesting that information is attached as Annexure H.
7. That Council notes that a competency assessment has been done by candidates as required by clause 17 (1) (a) of the Regulations on the appointment of senior managers and is attached as Annexure F.
8. That Council approves the appointment of Mr S.C Ntinzi as Manager: Local Economic Development and Environmental Management with effect from 01 August 2018 up to 31 July 2023.
9. That should Mr. S.C Ntinzi decline the offer of the position Local Economic Development and Environmental Management Ms. S.L Batyi appointed as Local Economic Development and Environmental Management.
10. That should Ms. S.L Batyi decline the offer of the position Local Economic Development and Environmental Management Ms. L. Nonyongo appointed as Local Economic Development and Environmental Management.
11. It is noted that the Council must within 14 days of the date of appointment, submit a written report to the MEC for Local Government of the appointment process.
12. It is noted that the approved candidate should sign an employment contract and performance contract within sixty (60) days from the date of appointment facilitated by the Office of the Municipal Manager.

COUNCIL/04/2018/2019

11. CONSIDERATION OF REPORTS FROM THE DISTRICT MUNICIPALITY

There was no report tendered from the District Municipality.

12. DATE OF THE NEXT MEETING

The date of the next Ordinary Council Meeting is 31 July 2018.

13. CLOSURE

**THERE BEING NO FURTHER BUSINESS TO BE DISCUSSED THE COUNCIL
ADJOURNED AT 09H57.**

CONFIRMED BY



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

31/07/2018
DATE