

**9.2 SPECIAL COUNCIL MEETING: MINUTES 26 FEBRUARY 2019**

Attached please find a copy of the minutes of the Special Council meeting of Umzimvubu Local Municipality held on 26 February 2019.

**RECOMMENDATION**

1. That the minutes of the Special Council meeting of Umzimvubu Local Municipality held on 26 February 2019.

**UMZIMVUBU LOCAL MUNICIPALITY**

**MINUTES** of the **Special Council Meeting of Umzimvubu Local Municipality** held on **Tuesday, 26 February 2019** at the **Municipal Town Hall in EmaXesibeni** at **14h59**.

**PRESENT COUNCILLORS**

1. Cllr. F.N. Ngonyolo : Acting Mayor
2. Cllr. S.K. Mnukwa : 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
9. Cllr. S.A.N. Cekeshe : Member
10. Cllr. N.H.Dandala : Member
11. Cllr. S. Dangisa : Member
12. Cllr. N.N.Gcadinja : Member
13. Cllr. S. Gqiza : Member
14. Cllr. F.J. Hem : Member
15. Cllr. T.V. Hlazo : Member
16. Cllr. M. Joloba : Member
17. Cllr. X. Jona : Member
18. Cllr. S.O. Madlanga : Member
19. Cllr. P. Makhinzi : Member
20. Cllr. M. Maliwa : Member

AGENDA: EXECUTIVE COMMITTEE MEETING: 19 MARCH 2019  
STRICTLY CONFIDENTIAL

21. Cllr. B. Majalamba : Member
22. Cllr. N.A. Mantshongo : Member
23. Cllr. A. Mgangatho : Member
24. Cllr. A.P. Mkhonto : Member
25. Cllr. C.N. Mnyayiza : Member
26. Cllr. M. Mqulwane : Member
27. Cllr. S.P. Myingwa : Member
28. Cllr. T. Nomkuca : Member
29. Cllr. N.E. Ngalonkulu : Member
30. Cllr. T. Ndara : Member
31. Cllr. T. Ntsalaze : Member
32. Cllr. M. Ntsevu : Member
33. Cllr. N. Ntshayisa : 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. A.N. Zongwana : Member
39. Cllr. S. Mankanku : Member
40. Cllr. N.H. Kolweni : Member
41. Cllr. G.V. Lugongolo : Member
42. Cllr. N.V. Nomaqqa : Member
43. Cllr. M. Hlanekela : Member
44. Cllr. T. Sokhanyile : Member

**ABSENT COUNCILLORS**

1. Cllr. P.K. Thingathinga : EXCO Member
2. Cllr. N. Gogela : Member
3. Cllr. L.S. Maqhashalala : Member
4. Cllr. C.L. Noqhakala : Member
5. Cllr. L.L. Nqatsha : Member
6. Cllr. T.A. Mambi : EXCO Member
7. Cllr. M. Ramabina : Member
8. Cllr. M. Tuku : Member

**PRESENT TRADITIONAL LEADERS**

1. Cllr. M. Nota : Member
2. Cllr. D. Makaula : Member
3. Cllr N.G. Makaula : Member
5. Cllr N.G. Ncapai : Member
8. Cllr M Mdutyana : Member
9. Cllr Z.D Sodladla : Member
10. Cllr. M Mpakumpaku : Member
11. Cllr. J.B. Makaula : Member

**ABSENT TRADITIONAL LEADERS**

1. Cllr. M. Sogoni : Member
2. Cllr M.E Gogela : Member
3. Cllr. N. Rholobile : Member

**PRESENT OFFICIALS**

10. Mr. G.P.T. Nota : Municipal Manager
11. Mrs. N. Kubone : Manager: Corporate Services
12. Mr. S. Ntinzi : Manager: LED and Environmental Management
13. Mr. T. Fundira : CFO
14. Mrs. N. Zembe : Manager: SP & Communications
15. Mr. N.M. Sineke : Manager: Citizens and Community Services
16. Mr. M. Ngxekana : Assistant Manager: Sound Governance
17. Miss W. Morlock : Senior Admin Officer Committees

**ABSENT OFFICIALS**

Mr. L. Moleko : Manager: Infrastructure and Planning

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**MINUTES**

**1. OPENING/ WELCOME**

The meeting was declared open by the Speaker; Councillor S.K. Mnukwa by observing a moment of silence at 14h59.

**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 T. Mambi who was attending classes.

An apology was tendered for Councillor P.K Thingathinga who had personal commitments.

An apology was tendered for Councillor H.M Ngqasa who had other municipal business.

An apology was tendered for Councillor N. Sonyabashi who was going to leave the Council meeting for another municipal business.

*It was thereafter with Councillor U.G Makanda and Councillor S. Myingwa proposing and seconding respectively;*

**RESOLVED**

1. That an apology tendered for Councillor T Mambi is accepted.
2. That an apology tendered for Councillor P.K Thingathinga is accepted
3. That an apology tendered for Councillor H.M Ngqasa is accepted.
4. That an apology tendered for Councillor N. Sonyabashi is accepted.

*This was carried unanimously.*

**5. PECUNIARY INTERESTS**

There were no pecuniary interest.

**6. COMMUNICATION STATEMENT BY THE SPEAKER**

There was no communication statement delivered.

**7. DEPUTATIONS**

There were no deputations.

**8. OFFICIAL ANNOUNCEMENTS**

- 8.1 An announcement was made that on 07-08 March 2019, there will be a laptop handover to the best performing schools. (Mount Ayliff High and Osborn S.S.S
- 8.2 An announcement was tendered that there will be a Traditional Leaders Summit on the 25 and 26 March 2019 in Margate.
- 8.3 An announcement was made that there will be a media briefing on 28 February 2019.
- 8.4 An announcement was made that there will be a livestock improvement project launch that will be conducted by MEC Nqatha at eMawusheni Village on the 1<sup>st</sup> March 2019.
- 8.5 An announcement was made that there will be a Career EXPO on 13 and 14 March 2019 at Madzikane Sports Ground.
- 8.6 An announcement was made that there will be an Agricultural Show at Madzikane Sports Ground on 27 and 28 March 2019.

**9. CONFIRMATION OF MINUTES**

- 9.1 There were no minutes to be confirmed.

10. **BUSINESS OF THE DAY**

**CONSIDERATION OF THE REPORTS FROM EXECUTIVE COMMITTEE**

ULMC: 128

10.1 **OFFICE OF THE MUNICIPAL MANAGER – INTERNAL AUDIT UNIT: 2017/2018  
AUDITOR GENERAL FINDINGS TURNAROUND STRATEGY**

**PURPOSE**

To present to the Council the 2017/2018 Auditor-General's findings turnaround strategy to approved and adopted by Council.

*It was thereafter with Councillor E.N Ngalonkulu and Councillor N. Nomaqaqa proposing and seconding respectively;*

**RESOLVED**

1. That the Council approves and adopts the 2017/2018 Auditor-General Findings Turnaround Strategy.

**COUNCIL/128//2018/2019**

*This was carried unanimously.*

ULMC: 129

10.2 **BUDGET AND TREASURY DEPARTMENT: 2018/2019 ADJUSTMENT BUDGET  
DATA STRINGS AND B SCHEDULE**

**PURPOSE**

To advise Council about the adjustment budget process for 2018/2019 MTREF (Medium Term Revenue and Expenditure Framework).

To submit the 2018/2019 Adjustment B Schedule and Data strings for Council approval.

To advise council about items affecting adjustment budget and service delivery.

To provide adjustment budget information to council-for more discussion to achieve approved budget on time.

*It was thereafter with Councillor S.A.N Cekeshe and Councillor M. Hlanekela proposing and seconding respectively;*

**RESOLVED**

4. That the adjustment budget data strings and B Schedule of the municipality for the financial year 2018/2019 is approved by the Council.
5. That the Council notes the submission of the adjustment budget data strings and B Schedule by the Municipal Manager within ten working days after the Council approval to National and Provincial Treasuries.
6. That Council notes the publication of approved adjustment budget data strings and B Schedule within five working days after the Council has approved the adjustment budget.

**COUNCIL/129//2018/2019**

***This was carried unanimously.***

ULMC: 130

10.3 **OFFICE OF THE MUNICIPAL MANAGER: INTERNAL AUDIT UNIT: RENEWAL OF CONTRACT FOR AUDIT COMMITTEE MEMBERS OFFICE OF THE MUNICIPAL MANAGER**

**PURPOSE**

To solicit approval from the Council for the renewal of the Audit and Performance Audit Committee contract for a period of three (3) years.

***It was thereafter with Councillor T. Nomkuca and Councillor N. Mnyayiza proposing and seconding respectively;***

**RESOLVED**

1. That the Council approves the request for the renewal of the Audit and Performance Audit Committee contract for a period of three (3) years.

**COUNCIL/130//2018/2019**

***This was carried unanimously.***



ULMC: 131

10.4 **SPECIAL PROGRAMMES & COMMUNICATIONS DEPARTMENT: SPECIAL PROGRAMMES & COMMUNICATION UNIT: REPORT ON COMMUNICATION STRATEGY ACTION PLAN REVIEW HELD IN NOVEMBER 2018**

**PURPOSE**

To present a report on the Communication Strategy Action Plan Review that was held in November 2018.

To present the Reviewed Communication Strategy Action Plan for 2018 for approval and adoption of by Council.

*It was thereafter with Councillor S.S. Dangisa and Councillor T. Ndara proposing and seconding respectively;*

**RESOLVED**

1. That the Reviewed Communication Strategy Action Plan for 2018/19 financial year is tabled for approval and adoption by the Council.

**COUNCIL/131//2018/2019**

*This was carried unanimously.*

ULMC: 132

10.5 **SPECIAL PROGRAMMES AND COMMUNICATIONS DEPARTMENT: TERMS OF REFERENCE AND ESTABLISHMENT OF THE MUNICIPAL ETHICS COMMITTEE**

**PURPOSE**

To table the item on the establishment of the Ethics Committee to Council for adoption.

To present developed Terms of Reference for the Ethics Committee for approval by the Council.

*It was thereafter with Councillor M. Joloba and Councillor T.V Hlazo proposing and seconding respectively;*

**RESOLVED**

1. That the report on establishment of Ethics Committee IS noted and approved by the Council.
2. That the developed Terms of reference for the Ethics Committee is tabled for consideration and approval by the Council.
3. That the Ethics Committee should be comprised of seven (07) members which will be as indicated hereunder:-

- a. Three (02) Councillor from ANC
  - b. One (01) Councillor from DA
  - c. One (01) Councillor from UDM
  - d. One (01) Councillor from AIC
  - e. One (01) Councillor from EFF
  - f. One (01) Traditional Leader as Observer
4. That Councillor B. Majalamba be the Chairperson of the Ethics Committee.
  5. That Councillors P. Makhinzi and Councillor F.J Hem be the Councillors representing ANC in the Ethics Committee.
  6. That Councillor S. Gqiza should be the Councillor representing EFF in the Ethics Committee.
  7. That Councillor N. Mantshongo should be the Councillor representing DA in the Ethics Committee.
  8. That Councillor T Ndara should be the Councillor representing UDM in the Ethics Committee.
  9. That Councillor N Ntshayisa should be the Councillor representing AIC in the Ethics Committee.
  10. That Traditional Leader N. Ncapayi should be the member of the Ethics committee as an observer.
  11. That the Ethics committee will resume its duties immediately after being adopted by the Council.

**COUNCIL/132//2018/2019**

***This was carried unanimously.***

**ULMC: 133**

**10.6 SPECIAL PROGRAMMES AND COMMUNICATIONS DEPARTMENT: WARD COMMITTEE SITTING ALLOWANCE ADJUSTMENT**

**PURPOSE**

To present a report on proposed sitting allowance adjustment for Ward Committees to Council for adoption.

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

**RESOLVED**

1. That the Council notes and accepts the report on the proposed sitting allowance adjustment for Ward Committees.

2. That the Council approves payment of R1200.00 sitting allowance per month for ward committees to be paid with effect from 01 July 2018.
3. That Council approves the payment of back pay for the sitting allowance of ward committees to be paid as from 01 July 2018 to December 2018

**COUNCIL/132//2018/2019**

*This was carried unanimously.*

ULMC: 134

10.7 **REVIEWAL OF THE MUNICIPAL ORANOGRAM FOR UMZIMVUBU LOCAL MUNICIPALITY**

**PURPOSE**

To table a report on the reviewal of the Municipal Organogram.

To table the proposed posts within the amended organogram.

To recommend to the Council for the adoption of the newly reviewed municipal organogram.

*It was thereafter with Councillor S. Madlanga and Councillor X. Jona that the item be deferred to the next Council meeting;*

**RESOLVED**

1. That the report on the new municipal organogram is **Deferred** to the next Council meeting.

**COUNCIL/134//2018/2019**

*This was carried unanimously.*

ULMC: 135

10.8 **REMOVAL AND DISPOSAL OF ASSETS THAT ARE NOT BELONGING TO UMZIMVUBU LOCAL MUNICIPALITY THAT HAVE BEEN IDENTIFIED DURING DESKTOP EXERCISE ON COMPLETENESS OF THE ASSET REGISTER**

**PURPOSE**

To table a list of projects / assets that are not belonging to Umzimvubu local Municipality for disposal and removal of these assets for Council approval.

*It was thereafter with Councillor M. Joloba and Councillor A. Mgangatho proposing and seconding respectively;*

## **RESOLVED**

1. That the report on disposal and removal of assets not belonging to Umzimvubu Local Municipality is noted by the council.
2. That all procedures with regards to Umzimvubu Local Municipality be followed accordingly.
3. That Njaboya – Draaimora access road be removed and disposed off in the Umzimvubu asset Register.
4. That Sulubere access road be removed and disposed off in the Umzimvubu asset Register.
5. That Saphuka access road be removed and disposed off in the Umzimvubu asset Register.
6. That Luqolweni access road be removed and disposed off in the Umzimvubu asset Register.
7. That Ward Councillors should confirm the Assets in their respective Wards by liaising with Infrastructure and Planning Department.

**COUNCIL/135/2018/2019**

***This was carried unanimously.***

**ULMC: 136**

### **10.9 REPLACEMENT OF AFRICAN NATIONAL CONGRESS PR COUNCILLOR MABENGU – EC442- UMZIMVUBU LOCAL MUNICIPALITY**

#### **PURPOSE**

The purpose of this report is to appraise the Council about the replacement of Councillor B Mabengu

To table to the Council the replacing Councillor as provided by IEC

***In welcoming of Councillor V Bulana by the Chief Whip it was stated:***

- *That Councillor V. Bulana will serve under Infrastructure and Planning Department*
- *That Councillor S.A.N Cekeshe will serve as the MPAC Chairperson at Alfred Nzo District Municipality, therefore will be replaced by Councillor S. Madlanga to serve as an MPAC Member.*
- *That Councillor T. Nomkuca will serve on the Training Committee.*

***It was thereafter with Councillor M. Mdzinwa and Councillor S.S Dangisa proposing and seconding respectively;***

**RESOLVED**

1. That the Council notes the report on replacement of Councillor B.P Mabengu.
2. That Council notes that Vuyiswa Albertina Bulana has replaced Councillor Mabengu as per correspondence from IEC.
3. That Council approves the replacement of Councillor Mabengu.
4. That the Speaker of the municipality swear in Councillor Vuyiswa Albertina Bulana
5. That Councillor V. Bulana will serve under Infrastructure and Planning Department
6. That Councillor S.A.N Cekeshe will serve as the MPAC Chairperson at Alfred Nzo District Municipality, therefore will be replaced by Councillor S. Madlanga to serve as an MPAC Member.
7. That Councillor T. Nomkuca will serve on the Training Committee.

**COUNCIL/136//2018/2019**

***This was carried unanimously.***

**12. DATE OF THE NEXT MEETING**

The date of the next Ordinary Council Meeting is 27 March 2019.

**13. CLOSURE**

**THERE BEING NO FURTHER BUSINESS TO BE DISCUSSED THE COUNCIL  
ADJOURNED AT 16h53.**

**CONFIRMED BY**

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

27-03-2019  
**DATE**

10. **CONSIDERATION OF REPORTS FROM EXECUTIVE COMMITTEE**

10.1 **INFRASTRUCTURE AND PLANNING DEPARTMENT**

ULMC: 137

10.1.1 **INFRASTRUCTURE AND PLANNING DEPARTMENT FEBRUARY 2019: REQUEST FOR COUNCIL APPROVAL FOR THE MUNICIPALITY TO APPLY FOR STRUCTURING ZONE STATUS**

*Author: M: IPD/LM/ILM)*

*(1stLevel: MANCO -04/03/2019)*

*(2ndLevel: I&P Comm- 06/03/2019)*

*(3rdLevel: Exco 19/03/2019)*

*(4th Level: Council- 27/03/2019)*

**PURPOSE**

To request Council approval for Umzimvubu Local Municipality to apply to the Department of Human Settlements to be granted Restructuring Zone status for the month of February 2019

**LEGAL/STATUTORY REQUIREMENTS**

MFMA

SPLUMA

MFMA

**AUTHORITY**

Section 152 (1) (c)

**BACKGROUND**

Umzimvubu Local Municipality is the fast growing primary nodes of the Alfred Nzo District Municipality and its located right on the N2 National Corridor route. The N2 runs through the Municipality providing the main link between the Umtata (Easter Cape) and the interior Kokstad (KwaZulu Natal). The municipality is uncontestably service centre for the majority of the district due to its large retail market and many businesses which are available.

In light of the aforesaid reason, the municipality has is a growing housing demand for middle income for both rental and ownership.

Therefore the application for Umzimvubu to be granted a Restructuring Zone status by the National Department of Human Settlements (Minister) 'for targeted investment based on the need for social, spatial and economic restructuring of the areas' (as per Social Housing Act, 2008).

Umzimvubu Local council must therefore take resolution for this application to be considered by the Minister of Human Settlements.