



UMDONI MUNICIPALITY

The Jewel of the South Coast

MINUTES: COUNCIL MEETING

DATE OF MEETING	TIME	VENUE	
WEDNESDAY 27 NOVEMBER 2024	09H00	COUNCIL CHAMBERS	
CHAIRPERSON	CLLR ME MBUTHO : SPEAKER		
COMMITTEE MEMBERS	Present	L.O.A/ Absent / Apology	On Council Business
	Cllr Bhoola – RB Cllr Cele – BA Cllr Cele – Luthuli: MJ [Mayor] Cllr Cutten – A Cllr Daniels – D Cllr Dlamini – LR Cllr Dlamini – SG – (EXCO Member) Cllr Gumede – CN Cllr Jeza – ZKW Cllr Khan – MA Cllr Maharaj – RS (EXCO Member) Cllr Mahomed – S Cllr Madlala – MR Cllr Mdluli– SD(EXCO Member) Cllr Mynhardt – R Cllr Mngoma – SEH Cllr Mthwane – WS Cllr Mzelemu – S Cllr Mbanjwa – MP Cllr Naidoo – P (EXCO Member) Cllr Ngubo – MJ Cllr Ndlela – JM Cllr Nkomo – NL Cllr Nzama – TN Cllr Phungula – GM Cllr Sookhraj – S Cllr Thabethe – PE (Deputy Mayor- EXCO Member) Cllr Tenza – MP Cllr Zulu – S	Cllr Duma – ZZ (EXCO Member [Absent] Cllr Khanyile – SV[LOA] Cllr Nombika – PN[LOA] Cllr Shezi – SN [Absent] Cllr Zoko – SA [LOA] Cllr Khumalo – PK [Absent] Cllr Molefe – Z[LOA]	
AMAKHOSI		Inkosi MR Cele Inkosi SE Mbhele	
OFFICIALS	Present	L.O.A/ Absent / Apology	On Council Business
	Mr NG Kumalo (Acting Municipal Manager) Mr T Mketsu (Acting GM Financial Services) Mr SE Nxele (GM Planning & Development) Mr MB Shangase (GM Technical Services) Mr KI Molohlanye (Acting GM Corporate Services)		

	Mr BR Ntsebesha (Acting GM Community Services) Mrs L Harisingh (Manager: Aux) Ms S Reddy (Manager: L& E) Mr T Ndlovu – (Manager: Internal Audit) Ms S Cele – (Manager: Communications)		
COMMITTEE SECTION	Mrs NNR Sithole – Committee Section Mrs K Govender - Committee Section Ms SJ Radebe – Committee Section		
ICT SUPPORT	Nil		
INVITEES / PRESS / PUBLIC / PRESENTORS AND OFFICIALS	INVITEES / PRESS / PUBLIC / PRESENTORS AND OFFICIALS - Mr DD Naidoo – Local Government Expert – KZN: CoGTA - Ms NA Zamisa – Local Government: KZN: CoGTA - Ms J Moodely – Local Government: KZN CoGTA - Mr P Preston - External Member of Audit Committee - Ms N Govender – Admin for Mr DD Naidoo		

NOTE: Minutes are done in the order that the items appeared on the agenda and not necessarily as they were discussed at the meeting.

C. 1/Nov-24 NOTICE OF MEETING

The notice convening the meeting was taken as read.

C. 2/Nov-24 PRAYER

A moment of silence was observed.

C. 3/Nov-24 ATTENDANCE AND APPLICATIONS FOR LEAVE OF ABSENCE

As recorded on page 1 of these minutes.

It was noted that Councillors Khanyile – SV, Nombika – PN, Zoko SA, and Molefe– Z had applied for Leave of Absence from this meeting.

UNANIMOUSLY RESOLVED

That the Leave of Absence for Councillors Khanyile – SV, Nombika – PN, Zoko SA, and Molefe– Z be granted.

C. 4/Nov-24 DECLARATION OF PECUNIARY OR OTHER INTERESTS

None of the members had any interest to declare on items contained on the agenda.

C.5/Nov-24

OFFICIAL ANNOUNCEMENTS BY SPEAKER

The Speaker officially announced that there were 3 presentations for this Council Meeting: -

1. Mr DD Naidoo: KZN: CoGTA Local Government Expert - Umdoni Municipality Turn - Around Plan
2. Mr Paul Preston: Audit Committee Member - Audit Committee Report
3. Mr NG Kumalo: Acting Municipal Manager – Report on the Service Delivery Recovery Plan and Employees Demands Action Plan.

C.6/Nov-24

ADOPTION OF THE AGENDA

The Speaker took the meeting through the confirmation of the agenda.

The Acting Municipal Manager requested that the following items which were contained on the Addendum [**Out of Committee Portion**] be added into the agenda.

- Signing of the MOA – Department of Arts and Culture 2024/2025[C.11.5/Nov – 24]
- Request for approval of the Payment of Salaries for the month of December 2024 and April 2025. [C.11.6/Nov – 24]
- ICT Status Report [C.11.7/Nov – 24]
- Early Closure of Municipal Offices: December 2024 – Festive Season [C.11.8/Nov – 24]
- Request for approval to appoint Municipal Officials to serve as Bank Signatories to approve withdrawals of funds from Municipal Bank Accounts [C.11.9/Nov – 24]
- Establishment of Employment Equity Committee and HRD Committee [C.11.10/Nov – 24]
- Election of LLF Chairperson and vice Chairperson [C.11.11/Nov – 24]

The Municipal Manager also requested to add the following “**In – Committee**” items: -

- Update on Salary Equalization [13.2/Nov – 24]
- Legal Matters: S Sookhraj & 1 Other vs the Municipal Manager of the Umdoni Local Municipality and 8 Others [13.3/Nov – 24]

Cllr Bhoola stated that he had previously raised concerns regarding Financial Reports, and the previous response from the Speaker indicated that the report would be furnished. Cllr Bhoola mentioned that the Financial Report was not part of the current Council Agenda. He then stated that Councillors should be provided with the financial reports of the institution.

Cllr Cutten explained that he was very concerned about his Notice of Questions which were not part of the agenda. Cllr Cutten mentioned these Notice of Questions were regarding the non-functionality of ICT System.

Cllr Sookhraj raised concerns regarding the Communication Systems which seemed to have worsened. She was off the view that the item should be retained on the Council agenda until the issue is resolved as this was a serious problem for the whole Municipality.

In response, the Speaker reminded Councillors that Council took a resolution regarding the issue of ICT where the item needed to be submitted to the Portfolio Committee for it to be processed and then EXCO and Council would take it from there. The Speaker mentioned that the ICT Status Report was part of the additional items.

NOTED.

Cllr Cutten commented on the response from the Speaker wherein he stated that the relevant Portfolio Committee sat but no reports were forthcoming therefore the questions were raised at the Council Meeting. It was also to be noted that the Portfolio Committees would not take place in December 2024. Cllr Cutten explained that Communication was the critical part of the Municipal operations. Cllr Cutten also mentioned that the community was not accessing the Municipality. It was concerning and disappointing that no one was able to communicate with the Municipality.

The Mayor commented on the issue of financial issues which was raised by Cllr Bhoola. The Mayor mentioned that in her understanding regarding the issue of the Financial Report, Section 71 Report was presented and is normally presented monthly to the Finance Portfolio Committee and then Section 52 D is being presented to Council on quarterly basis. It was to be noted that Section 52 D was presented to Council in the previous Council meeting for Q2. The Councillors were at liberty to interrogate and raise questions about the report. She requested Cllrs to be guided by the law in terms of following the legislation unless there was a special request made.

Cllr Bhoola stressed that the Finance Portfolio Committee was regarded as the very important arm and the Council was the highest decision making body. Cllr Bhoola stated that the financials for the Institution should be provided to Councillors so that the Councillors should be able to detect timeously if there was any problem and to provide solutions where possible.

The Mayor mentioned that if Councillors had areas of concerns regarding the financials of the organization, Councillors should raise those concerns. The Mayor further explained that the Portfolio Committees reports including Finance were being discussed at EXCO. The Mayor mentioned that it was misleading to state that the financial reports of the institution were not submitted to Council.

Cllr Gumede requested Council to note the changes or reshuffling of the EFF wherein Cllr PK Khumalo be replaced by Cllr CN Gumede at the MPAC. **NOTED**

Thereafter Councillor Zulu moved for the adoption of the agenda and was seconded by Councillor Gumede with amendments.

UNANIMOUSLY RESOLVED

That the agenda for the Council meeting as scheduled for Wednesday, 30 October 2024 be adopted with amendments.

C.7/Nov – 24

DEPUTATION / PRESENTATION

7.1 TURN AROUND PLAN FOR UMDONI MUNICIPALITY

A presentation was undertaken by Mr DD Naidoo – KZN CoGTA Expert. Mr DD Naidoo introduced other Officials from CoGTA.

The purpose of this item was to present to Council the Turn Around Plan for Umdoni Municipality as prepared by KZN CoGTA.

Mr DD Naidoo provided a background of this presentation wherein it was mentioned that the Provincial Executive Council of KwaZulu Natal resolved to implement an intensified support program in terms of Section 154(1) of the Constitution due to challenges besetting Umdoni Municipality.

Mr DD Naidoo mentioned that as part of the agreed deliverables, the Local Government Expert was tasked to prepare a Turn- Around Plan for Umdoni Municipality. The Honourable MEC - KZN CoGTA set out nineteen (19) indicators in the Terms of Reference to inform the development of the said plan. Mr DD Naidoo explained that in terms

of Section 154(1) he was tasked to support and assist the Municipality and its Council. Mr DD Naidoo reported that he was given 30 days by the KZN MEC - CoGTA to come up the Turn - Around Plan.

The following was highlighted in the presentation.

- There was evidence for everything which was on the report/presentation and lots of discussions were conducted with CoGTA based on how CoGTA wanted to treat this matter.
- In his presentation Mr DD Naidoo emphasized the importance of implementing small things to achieve big things.

After presentation it was,

UNANIMOUSLY RESOLVED

1. That Council hereby accepts and adopts the attached Turn - Around Plan for Umdoni Municipality.
2. That the Plan be referred to Management for implementation
3. That monthly progress reports be provided to Council

[ACTION: Mr DD Naidoo]

7.2 AUDIT COMMITTEE REPORT TO COUNCIL

A presentation was undertaken by Mr Preston – External Audit Committee

The purpose of the report was to present and recommends the improvements on the municipality's systems of internal control, risk management and governance processes.

Following presentation comments and various questions of clarities by Councillors. It was

UNANIMOUSLY RESOLVED

1. That the Council notes the Audit Committee report.
2. That the Council adopts the Audit Committee report.

7.3 REPORT ON THE SERVICE RECOVERY PLAN AND EMPLOYEES DEMANDS ACTION PLAN

A presentation was undertaken by Mr Kumalo , Acting MM .

The purpose of the report was to update Council on the implementation of the Service Delivery Recovery Plan and actions or intervention made by the Management with regards to the Action Plan, which emanates from a list of demands that was submitted by Labour.

Cllrs commented on this presentation and expressed that the issues of services delivery be resolved. It was highlighted that progress was noted and appreciated.

Following which it was

UNANIMOUSLY RESOLVED

1. That Council notes the report.
2. That Council notes the progress on interventions made by Management on issues of service delivery and demands made by the employees of the municipality.

C.8/Nov-24

REPORT BACKS

Nil

C.9.1/Nov-24

CONFIRMATION OF MINUTES OF THE COUNCIL HELD ON WEDNESDAY, 30 OCTOBER 2024 [OUT OF COMMITTEE PORTION]

The Speaker took the meeting through the confirmation of the minutes of the Council meeting held on Wednesday, 30 October 2024.

Page 4 "To add the response made by the Acting Municipal Manager after the enquiry made Cllr Mdluli"

"The Acting Municipal Manager advised that his Office needed more information regarding the report."

Page 15 "Request for Temporary Land Allocation for Ekuthuleni Temple Nazareth Baptist Church in Umzinto Township. "to record Cllr Bhoola's dissention on this item.

Page 18, paragraph 7, second line to replace "as" with "at"

On the proposal of Councillor Khan seconded by Councillor Naidoo it was :-

UNANIMOUSLY RESOLVED

That the minutes of the Council meeting held on Wednesday, 30 October 2024 be received and confirmed.

C.9.2/Nov-24

MATTERS ARISING FROM THE MINUTES OF THE COUNCIL MEETING HELD ON 30 OCTOBER 2024 [OUT OF COMMITTEE PORTION]

Page 5 of 27 PRESENTATION [ICT Non – Compliance]

Cllr Cutten enquired as to when the information on the Website would be corrected. The time frame was requested to be specified. It was also to be noted by Management that the information on the website was outdated.

In response, the Acting General Manager: Corporate Services: Mr Molohlanye advised that the website was down for a while however the Acting GMCpS and the team had managed to get the website up and running. The Department of Corporate Services was in the process of uploading all the regulatory documents on the website. It was also reported by the Acting GMCpS, Mr Molohlanye that he was in the process of bringing back the website to the Municipality as the Website was managed externally. **NOTED.**

In addition to the issue of the website, the Acting Municipal Manager, Mr Kumalo advised that it was noticed that the website was not hosted internally and that was why the Acting GMCpS, Mr Molohlanye reported it Council. It was also to be noted that to host it internally would assist in terms of uploading and updating the information regularly. **NOTED**

Page 7 of 27 REPORT ON THE PROCUREMENT OF VEHICLES REQUIRED FOR PUBLIC OFFICE BEARERS

Cllr Cutten requested an update on this matter. He further enquired as to whether the engagements of the Municipal Manager on this matter were in line with the Fleet Monitoring Policy which was approved in December 2018.

In response, the Acting Municipal Manager, Mr Kumalo advised that he was currently working on the issue of the affected Office Bearers. The responses would be furnished when ready and the validity or the

correctness of the policy would be checked. The Acting MM believed that such information would be available in the next meeting. **NOTED**
(ACTION: AMM)

Page 7 of 27 **SANITATION SERVICES**

Cllr Sookhraj enquired about the status quo on the matter of Sanitation Services for the Informal Settlements at Umzinto.

In response, the General Manager: Technical Services, Mr Shangase advised that the Umdoni Municipality had a signed Service Level Agreement with Ugu District Municipality. It was to be noted the services were continuing in all the informal settlements. The GMTS stated that his office had never heard of any issues. He then requested Councillors to report any issues or challenges that may be encountered regarding this service to him. **NOTED.**

Page 10 of 27 **HIRE OF BEACH GROUNDS SCOTTBURGH BEACH:
BEACH BUMS SOUTH COAST LIFESTYLE PTY(LTD) 18
& 19 DECEMBER 2024**

Cllr Sookhraj enquired if the Section 4 meeting had taken place regarding the above event.

In response, the Acting GMCmS, Mr Ntshebesha confirmed that all the Section 4 meetings for each events in which their requests were submitted to Council had been finalized. **NOTED.**

Page 11 of 27 **BOBBIES ON THE BEAT – DECEMBER 2024/JANUARY
2025**

Cllr Sookhraj enquired as to whether the Bobbies on the Beat for Umzinto CBD had been secured for the festive period.

In response, the Acting General Manager – Community Services advised that with regards to Umzinto Bobbies on the Beat, the matter was finalized on Tuesday, 26 November 2024. It was reported that Umzinto SAPS does not have the staff that would assist. It was to be noted and agreed that Umzinto SAPS would return back the money/funding to Umdoni Municipality, then Umdoni Municipality would use that funding to hire people that would cover Umzinto.

[ACTION: AGMCS]

Page 13 of 27 **UMDONI MUNICIPALITY FESTIVE SEASON PLAN –
2024/2025**

Cllr Cutten and Cllr Sookhraj made comments regarding the above item and mentioned that the pothole patching on the road had not been started. The current status quo was enquired upon.

In response, the Acting Municipal Manager advised that the Management must make sure that the document of the Festive Season Plan would be approved.

With regards to pothole patching, it was advised that the pothole patching work was currently in Ward 15 at Davidson Road and Taylor Road. It was to be noted that Cllrs would be advised accordingly when moving to another Ward in line with the plan.

[ACTION:GMTS+AGMCmS]

Page 19 of 27 **UMDONI PARTICIPATION IN THE KZN SALGA GAMES 2024**

Cllr Sookhraj enquired if a comprehensive report of total breakdown of all associated costs for the SALGA – Games was re – presented to EXCO. Cllr Sookhraj requested the Mayor to present a verbal report regarding the above enquiry. It was further enquired if Ugu District Municipality was still assisting Umdoni Municipality with accommodation and catering.

In response, the Acting Municipal Manager, Mr Kumalo confirmed that Council delegated this matter to EXCO and the matter was deliberated on the previous EXCO Meeting. At the recent EXCO meeting it was reported that Ugu District Municipality had changed their minds and Ugu District Municipality was no longer be able to be assist with accommodation and catering. Unfortunately, Umdoni Municipality would then be taking the responsibility and the exercise of obtaining reasonable quotations were in progress.

Cllr Sookhraj requested that a report with costing be furnished to Council in order to have sight of it.

Cllr Bhoola was concerned that the costing break downs was not provided by Council. He reminded Council that this programme of SALGA Games was not budgeted for, and it would definitely incur UIFWE. Cllr Bhoola requested Management to provide some information/light on this matter.

Cllr Thabethe commented on this matter and mentioned that this matter was deliberated upon in the previous Council and it was approved by the majority of Councillors that Umdoni Youth must participate in SALGA GAMES. Cllr Thabethe mentioned the financial report would be submitted to Council.

Following much discussions and with deep concerns regarding the above issue, the Speaker explained that the Mayor would take Council through recommendations from the Executive Committee. **NOTED.**

Cllr Bhoola commented on this matter and raised his deep concern and mentioned that the Speaker would be aware of the high court order stipulating that Cllrs would pay back if they took decisions where Cllrs supported the UIFWE. Cllr Bhoola mentioned that his concern was on that context of facts.

The Mayor referred Councillors to page 19 of 27 which was the resolution of Council on 30 October 2024 regarding the above matter. The Mayor further explained that resolution of Council has been exercised at EXCO. The Mayor stated that if the Council wish EXCO to report back that would be done after the implementation of this programme. The Mayor outlined that EXCO was mandated by Council. **NOTED.**

[ACTION: AMM]

Page 25 of 27 **MPAC.9.1/OCT-24 INVESTIGATION REGISTER:
UIFWE**

Cllr Bhoola commented on the above matter and stated that according to the previous resolution by Council, it was unanimously resolved that the Municipality appoints an appropriate Service Provider to investigate the UIFWE, however at the MPAC Meeting it was reported and explained that this exercise cannot be implemented due to budget constraints so in the absence of the Service Provider not being appointed, the Acting MM was requested to oversee this matter and make sure that this matter is dealt with.

[ACTION: AMM+ M: IA]

C.10.1/Nov-24

**REPORT FROM THE EXECUTIVE
COMMITTEE - OUT OF COMMITTEE
PORTION HELD ON HELD ON
WEDNESDAY, 20 NOVEMBER 2024**

**EXC.8.3/Nov – 24 ROSTER OF MEETING DATES FOR 2025:
COUNCIL AND COMMITTEES OF COUNCIL**

A report was attached as item number C10.1/Nov – 24 for reference. Council had deliberated at length on this item.

Following discussion, it was :-

UNANIMOUSLY RESOLVED

1. That Council received, considered, discussed and approved this report and the Roster of Meeting Dates for Council and Committees of Council for the calendar year 2025 (**Annexure: A**)
2. Council hereby adopts the proposed recess periods which are as follows:-

Period 1: 30th June 2025 to 16th July 2025
Period 2: 15th December 2025 to 23rd January 2026
3. That Council approved that the existent Executive Committee plus the Speaker serve as the Recess Committee for Umdoni during the approved periods of recesses purely for the purposes of emergencies and urgent items, during the approved periods of recess.
4. The approved meeting dates of Council and EXCO be advertised via electronic media.
5. A hard copy of the approved Meeting Roster for 2025 be availed to all stakeholders relevant to Umdoni Municipality.
6. Council to receive and note the Meeting Roster for the Ugu DM for 2025 which is to be received and noted by the Council of Umdoni Local Municipality (**Annexure: B**).
7. That the Honourable Councillors who are directly impacted upon by the shared roster of the dates scheduled by Ugu DM take note of their applicable dates and times of respective meetings they serve upon as members and diarise same according to their respective convenience (**Annexure: B**).
8. That Honourable Councillors of Umdoni Municipality take note and diarise respective meetings that such Councillors are members of at Umdoni Municipality so as to obviate afore, any inconvenience of inquorate meetings (**Annexure: A**).

[ACTION: GMCpS]

EXC.8.3/Nov – 24 SITTING OF COUNCIL AND COUNCIL COMMITTEES AND ATTENDANCE OF COUNCILLORS & AMAKHOSI

A report was attached as item number C10.1/ Nov – 24 for reference.

Following discussions, it was

UNANIMOUSLY RESOLVED

1. That Council note the report.
2. That the Council implore upon the Council for the need for the Rules and Ethics Committee to be convened and to address matters of relevance to the Rules and Ethics Committee.

[ACTION: GMCpS]

EXC.8.5/Nov – 24 DISPOSAL OF MOVEABLE ASSETS

A report was attached as item number C10.1/Nov – 24 for reference. Council had deliberated at length on this item.

Cllr Mynhardt requested clarity regarding this item and a detailed list of all these assets serial numbers.

Following discussions, it was.

UNANIMOUSLY RESOLVED

1. That the Council noted and concurred with approval of the disposal of these Movable Assets mentioned below: -

Disposals - Movable Assets - 2024-2025

Row Labels	Number of Assets	Sum of Cost Balance 30 June 2024	Sum of Accumulated Depreciation - Balance 30 June 2024	Sum of Accumulated Impairment - Balance 30 June 2024	Sum of Carrying Value 30 June 2024
PPE - Computer Equipment	85	R 704 548.08	R 552 402.75	R 138 709.41	R 13 435.92
PPE - Furniture and Office Equipment	94	R 210 386.10	R 176 775.47	R 24 728.43	R 8 882.20
PPE - Machinery and Equipment	60	R 603 827.01	R 528 766.32	R 45 022.62	R 30 038.07
PPE - Transport assets	25	R 7 130 958.36	R 6 528 715.02	R 211 932.56	R 390 310.78
Grand Total	264	R 8 649 719.55	R 7 786 659.56	R 420 393.01	R 442 666.98

2. That the Council noted the report on assets to be disposed off.
3. That the Council approved the disposal of Movable Assets per the schedule in resolution [1] above and Administration was hereby allowed to proceed with the appropriate procedures for disposal.

[ACTION: AMM, ACFO + Snr Management]

EXC/10.1/NOV 24 LAUNCHING OF THE BLUE FLAG STATUS AT PENNINGTON BEACH – 29 NOVEMBER 2024

A report was attached as item number C10.1/Nov – 24 for reference. Council had deliberated at length on this item.

Cllr Cutten, Cllr Daniels and Cllr Sookhraj commented on this matter and mentioned that the monies that would be utilized in launching the Blue Flag status at Pennington Beach could be used for other service delivery activities.

Cllr Sookhraj mentioned that DA Cllrs were **not** in support of launch the cost incurred in the program to the Blue Flag Status at Pennington Beach.

Cllr Bhoola enquired on the launching as a policy prerogative. Cllr Bhoola enquired as to why the blue flag status was not acquired for Scottburgh Beach.

Cllr Naidoo commented on this matter and stated that Councillors should appreciate that the launching of the Blue Flag Status for Pennington Beach was a significant achievement and such achievement should be celebrated.

The Acting GMCmS, Mr Ntshebesha added that the Blue Flag Status was an international status and Pennington was one of the safest beaches in Umdoni Municipality. It was also advised that it was important for the Municipality to launch the Blue Flag Status. It was reported that all the stakeholders that assisted the Municipality to receive the Blue Flag status would be invited. It was one of the compliance to launch the Blue Flag as the launching of the Blue Flag season would start from 1 December to 31 October each year. The Acting GMCmS further explained that the Municipality had 4 pilots that the Municipality would be working on in their applications in the next financial year for Blue Flag Status.

Following discussions, it was

RESOLVED

1. That Council approves the Beach Section to host the Blue Flag ceremony at Pennington Beach for the Flag hosting on 29 November 2024.
2. That the launch of the Umdoni Municipality Festive Season 2024/2025 be incorporated with the event on 29th November 2024.
3. That the invitation be extended to all Councillors.

Please Note: That DA Cllrs abstained on this matter due to financial implications involved.

[ACTION: AGM CmS]

EXC.10.2/Nov – 24 CLOSURE OF THE LIBRARIES – FESTIVE SEASON

A report was attached as item number C10.1/Nov – 24 for reference. Council had deliberated at length on this item.

Cllr Khan sought clarity regarding the closure of libraries. He enquired as to what was the rationale behind the decision being taken.

In response, the AMM advised that the information that came to MANCO was that during this time of the festive season libraries were not utilized. It was also to be noted that the staff would end up generating overtime. It was reported that the officials working in these libraries would be requested to take their annual leave.

Following discussions, it was.

UNANIMOUSLY RESOLVED

1. That Council approved the closure of all Umdoni Libraries on the following dates: -

Monday, 23 December 2024
Tuesday, 24 December 2024
Friday, 27 December 2024
Monday, 30 December 2024
Tuesday, 31 December 2024

2. That the matter of Library closure on the above mentioned date must be managed as vacation leave applied for by applicable library staff.
3. That Notices be placed in the media through the Communications Unit advising the public of the closure.

[ACTION: AGM Cms]

**EXC.10.3/Nov – 24 SALGA FUNDING OPPORTUNITIES
SEMINAR INVITATION: 10 – 11 DECEMBER 2024 IN CAPE
TOWN, WESTERN CAPE**

A report was attached as item number C10.2/Nov – 24 for reference. Council had deliberated at length on this item.

Cllr Sookhraj commented on this matter and stated that there was lot of costs involved. Cllr Sookhraj stated that the DA Cllrs were **not** in support of this item.

Cllr Bhoola commented on this matter and mentioned that he was skeptical as the financials attached were not disclosed. He was of the view that a conclusive decision cannot be taken.

Following discussions, it was.

RESOLVED

That Council approved the SALGA Funding Opportunities Seminar invitation and approved the attendance of the Honorable Madam Mayor, the Chairperson of the Planning and Development Portfolio Committee, Cllr ZZ Duma, the General Manager: Planning & Development, Mr SE Nxele and the Acting Municipal Manager, Mr NG Kumalo on behalf of the Umdoni Municipality from 10 – 11 December 2024 in Cape Town.

Please Note: DA Cllrs were not in support of this item.

[ACTION: AMM + GM P&D]

**EXC. 10.4/NOV-24 STANDARD DRAFT BY – LAW FOR
TOWNSHIP ECONOMIES**

A report was attached as item number C10.1/Nov – 24 for reference. Council had deliberated at length on this item.

Following discussions, it was.

UNANIMOUSLY RESOLVED

1. That Council noted the Draft By – Law for Township Economies as developed by CoGTA
2. That Council hereby adopted the Standard Draft By – Law for Township Economies as developed by CoGTA for use by Umdoni Municipality to manage the Local Informal Economy Sector
3. That the Draft By – Law for Township Economies be customized to Umdoni Municipality.

[ACTION: GM P&D]

EXC. 10.5/NOV-24 APPLICATION FOR EXEMPTION: OVERTIME DURING THE FORTHCOMING FESTIVE PERIOD

A report was attached as item number C10.1/Nov – 24 for reference. Council had deliberated at length on this item.

Cllr Bhoola enquired if the application for exemption for overtime had reached the Office of the MEC.

In response, it was advised that the application was submitted.

Following discussion, it was.

UNANIMOUSLY RESOLVED

1. That Council noted the application for exemption process for overtime during the forthcoming festive season.
2. That Council approved the process of applying for the overtime exemption for the forthcoming festive period.

[ACTION: AGM CpS]

EXC. 9.6/NOV-24 EARLY CLOSURE OF THE MUNICIPAL OFFICES: DECEMBER 2024 – FESTIVE SEASON

A report was attached as item number C.10.1/Nov – 24 for reference. Council deliberated on this item at length. **NOTED.**

EXC. 9.7/NOV-24 ESTABLISHMENT OF EMPLOYMENT EQUITY COMMITTEE AND HRD COMMITTEE

A report was attached as item number C11.10/Nov - 24 for reference. **NOTED.**

C.11/Nov-24

MAIN AGENDA ITEMS – OUT OF COMMITTEE

C.11.1/Nov-24

RE-SHUFFLING OF DEMOCRATIC ALLIANCE (DA) POLITICAL PARTY MEMBERS ON APPLICABLE COMMITTEES OF COUNCIL

The purpose of the report was to request Council to note and consider the reshuffling of DA Members on certain applicable Committees of Council.

Cllr Bhoola congratulated Cllr Mdluli and enquired as to when the letter from the DA was received by the Office of the Mayor and the Office of the Acting Municipal Manager. Cllr Bhoola further enquired as to which date would the DA member be recognized as the EXCO Member.

Cllr Gumede congratulated Cllr Mdluli and further highlighted that the EFF also effects a reshuffling whereby Cllr Gumede would commence serving on MPAC in the place of Cllr PK Khumalo with immediate effect. **NOTED.**

In response, the Acting Municipal Manager advised that it was difficult to recall as to when his Office received the letter from DA. The Acting MM further explained that according to his experience a Council needs to acknowledge the presentation made by a particular party, it is then to that particular Council that this needed to be effective.

Mr DD Naidoo – CoGTA commented on this matter and gave general clarification of the matter. Mr Naidoo further explained that Cllr Mdluli become full member of EXCO on the date when the letter was submitted to Umdoni Offices then his name should be acknowledged by Council and the Councillor should participate fully in EXCO.

Following discussions, it was.

UNANIMOUSLY RESOLVED

1. That Council hereby received and noted the report and the written submission from the Democratic Alliance (DA) Political Party, dated 11 November 2024 which informed of the reshuffling of DA Members on the Committees of Council.
2. That Council noted that Cllr SD Mdluli would be deemed as an EXCO Member (Full – Time Cllr) of the Council of Umdoni Municipality and would no longer be deemed as part time Councillor, the effective date being 11 November 2024.
3. That Council notes that Cllr S Mahomed would commence serving on MPAC in the place of Cllr Mdluli with immediate effect.
[ACTION: AMM+ AGMCpS]

C.11.2/Nov-24

PARTICIPATION OF AMAKHOSI IN EXECUTIVE COMMITTEE

The purpose of the report was to appraise Council of the communique issued by the Office of the Honorable MEC, Cooperative Governance and Traditional Affairs, on collaborative governance in the local sphere of government participation of Amakhosi in Executive Committees.

It was for Council to approve the participation at least one member of the Khoi – San and Traditional Leaders to represent Amakhosi, in all the Executive Committee of the Municipality.

It was to be noted that the Acting Municipal Manager would communicate with the Department of Co-Operative Governance and Traditional Affairs in order to get the name of the representative of the Khoi – San and the Traditional Leader. The Acting MM further explained that he would establish the issue of financials/costs if any and revert back to EXCO.

It was thereafter

UNANIMOUSLY RESOLVED

1. That Council notes the report on the participation of Amakhosi in Executive Committee.
2. That Council approved the participation of at least one member from Khoi – San or Traditional leadership, to represent Amakhosi in all Executive Committee meetings, henceforth
3. That Council resolved that the Acting MM would request the name of the representative of the Khoi – San and Traditional Leadership in the Executive Committee meeting of the Municipality.

4. That in all agendas of the Executive Committee, space would be accorded to the representative of the Khoi –San and Traditional Affairs to present issues raised by their Local Houses.

[ACTION: AMM]

C.11.3/NOV-24

RE – AFFIRMATION: APPOINTMENT OF RECESS COMMITTEE

The purpose of the report was to resolve and re – affirm the establishment of a Recess Committee for Umdoni Municipality for the forthcoming Recess period. It was

UNANIMOUSLY RESOLVED

1. That Council hereby confirms the forthcoming Recess period to be 10 December 2024 to 10 January 2025.
2. That Council re – affirms that the EXCO and the Speaker would function as the Recess Committee with the relevant delegated authority to resolve on urgent and matters of emergency and other such required business on behalf of Council whilst the full Council of Umdoni Municipality is in recess.

**[ACTION: AMM+
AGMCpS]**

C.11.4/Nov-24

**FRIENDS OF HOUSE SYMPOSIUMS – MUSIC FESTIVAL 30
NOVEMBER 2024**

The purpose of the report was to obtain Councils approval on a request that was received from Friends of House Organizers for an event to take place at TC Robertson Nature Reserve Friends of House Symposiums to host music on 30 November 2024 was requested.

UNANIMOUSLY RESOLVED

1. That Council approves the Friends of House Symposium to host their event at TC Robertson on 30 November 2024.
2. That the Organizers sign the indemnity form exonerating the Municipality from any liability that may occur.

3. That Council approves the emergency department [Traffic and Fire] to work on this day to ensure the safety and compliance on this day by working together with the event Organizers.

[ACTION: AGMCmS]

C.11.5/Nov-24

**SIGNING OF THE MoA – KZN PROVINCIAL
DEPARTMENT OF ARTS AND CULTURE: FY
2024/2025**

The purpose of the report was to inform Council on the funding by the KZN Provincial Department of Arts and Culture for FY 2024/2025 for Umdoni Libraries. Following discussions, it was.

UNANIMOUSLY RESOLVED

1. That Council accepts the funding of R10 976 000.00 from the KZN Provincial Department of Arts and Culture.
2. That Council grants permission to the Acting Municipal Manager: Mr NG Kumalo to sign the Memorandum of Agreement.

[ACTION: AGMCmS]

C.11.6/Nov-24

**REQUEST FOR APPROVAL PAYMENT OF SALARIES FOR THE
MONTH OF DECEMBER 2024 AND APRIL 2025**

The purpose of the report was to seek authority and approval of Council to grant permission for the payment salaries for the month of December 2024 and April 2025.

Following discussions, it was.

UNANIMOUSLY RESOLVED

1. That Council approves the early payment of salaries for the month of December 2024 and April 2025.
2. That Council approves the payment of salaries on the 20th December 2024.

**[ACTION: ACFO+
AGMCpS]**

C.11.7/Nov-24

ICT STATUS REPORT

Council Minutes
27 November 2024
Minutes of Physical Meeting

The purpose of the report was to inform Council of the interruptions of ICT Services.

The Acting GMCpS reported that the only challenge was telephones, it was to be noted that the certificate had expired and the unpaid license account which was R1 200 was not paid. It was reported that the said amount was paid on 22 November 2024.

It was thereafter,

UNANIMOUSLY RESOLVED

That Council notes the update on ICT status report.

C.11.8/Nov-24

EARLY CLOSURE OF THE MUNICIPAL OFFICES: DECEMBER 2024 – FESTIVE SEASON

It was.

UNANIMOUSLY RESOLVED

1. That Council approves the early closure of Municipal Offices on the 24th December and 31 December 2024 at 12h00 due to the onset of the festive season for Christmas and New Year, respectively, of all non – essential services of Umdoni Municipality, including Libraries and Cashiers.
2. That it be noted that the closure time on the dates indicated are hereunder:
 - (a) Tuesday, 24th December 2024 at 12h00
 - (b) Tuesday, 31 December 2024 at 12h00
3. That Notices be placed in the media through the Communications Unit advising the public of the closure.

[ACTION:GMCpS]

C.11.9/Nov-24

REQUEST FOR APPROVAL TO APPOINT MUNICIPAL OFFICIALS TO SERVE AS BANK SIGNATORIES TO APPROVE WITHDRAWALS OF FUNDS FROM MUNICIPAL BANK ACCOUNTS

The purpose of the request for approval to appoint municipal officials to serve as bank signatories to approve the withdrawal of funds from municipal bank accounts. Following discussions, it was.

UNANIMOUSLY RESOLVED

1. That Council approves the appointment of Municipal Officials to authorise/approve the withdrawal of funds from Municipal Bank Accounts, transfer funds between Municipal Bank Accounts as well as sign any documentation that pertains to the administering of Municipal Bank Accounts.

The names of the recommended officials were:

NAME OF OFFICIAL	CAPACITY	TYPE OF SIGNATORY
Mr NG Kumalo	Acting Municipal Manager	A
Mr TL Mketsu	Acting Chief Financial Officer	A
Mr SE Nxele	General Manager: Planning and Development	A
Mr MB Shangase	General Manager: Technical Services	B
Mr B Ntsebesha	Acting General Manager: Community Services	B

2. That the proposed signing amendments replace the currently existing signing arrangements and that, as such, the latter ceases to exist;
3. That such approval be granted taking note of the following: -
 - 3.1 That the Municipal Manager, by virtue of his capacity and responsibility as regulated in terms of Section 10 (1) of the Municipal Finance Management Act (MFMA, Act 56, 2003), for purposes of facilitating efficiency in terms of financial administration, hereby

delegates his authority to the Chief Financial Officer in line with Section 10 (2) of the same act;

3.2 That, as regulated in terms of Section 11 (1) of the MFMA, the Municipal Manager hereby delegates his authority to the Chief Financial Officer, General Manager: Technical Services and General Manager: Planning and Development to approve/authorise the withdrawal of funds from the Municipal Bank Accounts and transfer funds between the Municipal Bank Accounts;

3.3 That, in addition to performing approvals in respect of withdrawals of funds from Municipal Bank Accounts and transfers of funds between Municipal Bank Accounts, the above designated Municipal Officials (as listed under (1) shall also sign all official documentation pertaining to the administering of Municipal Bank Accounts as long as their signature is preceded by that of the Municipal Manager or the Chief Financial Officer;

3.4 That the posts of Municipal Manager, Chief Financial Officer and General Manager: Planning & Development be assigned with an "A" signatory status. The post of General Manager: Technical Services be assigned a "B" signatory status;

3.5 That, at least an "A" signature should appear in all payments, whether effected by means of Electronic Funds Transfer (EFT) or any other acceptable payment method;

3.6 That a combination of "A" signatures would be permitted whereas a "B" signature should always be preceded by an "A" signature whether a payment is effected by means of an EFT or any other acceptable payment method.

[ACTION: ACFO+icw AMM]

C.11.10/Nov-24

**ESTABLISHMENT OF EMPLOYMENT EQUITY COMMITTEE AND
HRD COMMITTEE**

The Umdoni Council considered the above matter which was the employment equity. Following discussions, it was.

UNANIMOUSLY RESOLVED

1. That Council notes the Employment Equity Report.
2. That Council approves the establishment of the Employment Equity Committee which would also serve as Human Resources Development Committee.
3. That it be noted that all members who currently serve as members on the Corporate Governance Portfolio Committee would serve in the HRD Committee and Employment Committee.
4. That Council appoint the Acting General Manager: Corporate Services to be an Employment Equity Manager.
5. That the Terms of Reference of the Committee be developed.

[ACTION: AGMCpS]

C.11.11/Nov-24

ELECTION OF LLF CHAIRPERSON AND VICE CHAIRPERSON

The purpose of the report was to inform Council about the election of LLF Chairperson and Vice Chairperson.

Cllr Mthwane proposed the name of Cllr NT Nzama as LLF Chairperson and Cllr JM Ndlela as Vice Chairperson. This was seconded by Cllr Zulu.

It was

UNANIMOUSLY RESOLVED

That Cllr NT Nzama be nominated as LLF Chairperson and Cllr JM Ndlela as vice Chairperson.

[ACTION: AGMCpS]

C.12/NOV -24 YELLOW PAGES: IN-COMMITTEE TO COUNCILLORS ONLY

PLEASE REFER TO YELLOW PAGES FOR SEPERATE SET OF MINUTES FOR IN – COMMITTEE ITEMS

C.13/Nov-24 DATE OF NEXT MEETING

To be advised

C.14/Nov-24 CLOSURE

There being no further business to discuss, the Speaker closed the meeting.

CONFIRMED THIS ____ DAY OF ____ 2024

.....
CLLR ME MBUTHO
[SPEAKER]

Unconfirmed Minutes verified by MM: Mr N Kumalo

Signature

Date:

Unconfirmed Minutes verified by Speaker: Cllr ME Mbutho

Signature

Date: