



# UMDONI MUNICIPALITY

*The Jewel of the South Coast*

## MINUTES: SPECIAL COUNCIL MEETING

| DATE OF MEETING          | TIME  | VENUE   |                     |
|--------------------------|---|---|---------------------|
| THURSDAY<br>11 JULY 2024 | 10:00   | COUNCIL CHAMBERS  |                     |
| CHAIRPERSON              | CLLR ME MBUTHO : SPEAKER  |   |                     |
| COMMITTEE MEMBERS        | Present   | L.O.A/ Absent / Apology   | On Council Business |
|                          | Cllr Bhoola – RB<br>Cllr MJ Cele- Luthuli (Mayor)<br>Cllr Cele – BA<br>Cllr Cutten – AT<br>Cllr Duma – ZZ (EXCO Member)<br>Cllr Dlamini – LR<br>Cllr Dlamini - SG (EXCO Member)<br>Cllr Gumede – CN<br>Cllr Jeza – ZKW<br>Cllr Khan – MA<br>Cllr Khumalo - PK<br>Cllr Madlala – MR<br>Cllr Maharaj – RS (EXCO Member)<br>Cllr Molefe – Z<br>Cllr Mbanjwa – MP<br>Cllr Mdluli– SD<br>Cllr Mngoma - SEH<br>Cllr Mthwane – WS<br>Cllr Mynhardt – R<br>Cllr Naidoo – S<br>Cllr Nombika – PN<br>Cllr Ndlela – J<br>Cllr Ngubo – MJ<br>Cllr Nkomo – NL<br>Cllr Nzama – TN<br>Cllr Phungula – GM<br>Cllr Shezi – SN<br>Cllr Tenza – MP<br>Cllr Thabethe – PE (Deputy Mayor)<br>Cllr SA Zoko<br>Cllr Zulu – S | Cllr Mzelemu – S[LOA]<br>Cllr Sookhraj – S/Sick Leave<br>Cllr Mahomed – S- Apology<br>Cllr Khanyile – SV - Absent |                     |
| AMAKHOSI                 |   | Inkosi MR Cele<br>Inkosi SE Mbhele  |                     |
| OFFICIALS                | Present   | L.O.A/ Absent / Apology   | On Council Business |
|                          | Mrs TC Ndlela (Municipal Manager)<br>Mr M Chandulal (CFO)<br>Mr VT Khanyile (GM Community Services)<br>Mr MB Shangase (GM Technical Services)<br>VACANT (GM. P&D)<br>Mrs L Harisingh (Manager: Aux)   | Mr S Nyawo (GM Corporate Services)<br>Ms S Reddy (Manager: Legal & Estates)                                       |                     |
| COMMITTEE SECTION        | Ms SJ Radebe  |   |                     |

Special Council Minutes  
11 JULY 2024  
Minutes of Physical Meeting

|  |     |
|--|-----|
| ICT SUPPORT  | NIL |
| INVITEES / PRESS /<br>PUBLIC / PRESENTORS<br>AND OFFICIALS | NIL |

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

**S.C. 1/JUL-24      NOTICE OF MEETING**

The notice convening the meeting was taken as read.

**S.C. 2/JUL-24      PRAYER**

A moment of silence was observed.

**S.C. 3/JUL-24      ATTENDANCE AND APPLICATIONS FOR LEAVE OF ABSENCE.**

It was noted that Councillor Mohammed, Councillor Sookhraj and Councillor S Mzelemu had applied for Leave of Absence for this meeting and General Manager: Corporate Services was on sick leave.

Thereafter it was,

**UNANIMOUSLY RESOLVED**

That Councillors Mohammed, Councillor Sookhraj and Councillor S Mzelemu and General Manager: Corporate Services Leave of Absence for this meeting be granted and noted.

**S.C. 4/JUL-24      DECLARATION OF PECUNIARY OR OTHER INTERESTS**

None of the members had declared interests.

**S.C.5/JUL-24      OFFICIAL ANNOUNCEMENTS BY SPEAKER**

The Speaker officially announced Cllr SA Zoko as a new PR Cllr of Umdoni Local Municipality. Cllr SA Zoko was officially sworn in at the Scottburgh Magistrate Court on Monday, 24 June 2024.

The filling of the vacant position was left open after the passing of Cllr QT Mzimela.

The Speaker who was also present congratulated and welcomed Cllr SA Zoko as a full participating member at Umdoni Municipality.

MM announced a resignation of Cllr Thabethe from being Whip of Umdoni Municipality Council and stated that formal announcement would be made after submission of his resignation letter from ANC in the next Full Council scheduled to take place on the 24 July 2024.

**NOTED.**

**S.C.6/Jul-24**

**CONFIRMATION OF AGENDA**

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

Having gone through the agenda;

Deputy Mayor added an item on the Election of the Whip as an item **S.C.7.1/11/Jul-24**, Item on Chairperson of Rules and Ethics as item no **S.C.7.2/11/Jul-24** and the Item on Membership of Portfolio Committee Allocations be moved from Item **S.C.7.1/11/Jul-24** and placed on item **S.C.7.3/11/Jul-24**. This was seconded by Cllr Zulu.

MM had indicated that there were written submissions from the DA, provided by Cllr Sookhraj which was availed in the agenda pack to all Councillors and MM further indicated that there was a letter from the ANC in this matter however, **PLEASE NOTE:** This letter was not availed to all members at this meeting.

Cllr Bhoola raised concerns regarding the issue of Umdoni Municipality Staff and requested that there should be a brief presentation on this issue. Cllr Mdluli supported Cllr Bhoola and raised concern on the issue. Cllr Mdluli further requested that issue of Umdoni Staff be dealt with and Umdoni Council be informed on the issue, going forward.

Speaker noted Cllr Bhoola's and Cllr Mdluli's concern and stated that the meeting be dedicated to the election of Committee members. He further indicated that issue of the Umdoni staff was a very sensitive issue therefore it should be treated with sensitivity and further advised that the Council should focus on the election of Portfolio Committee members, moving forward.

Mayor commented on the issue and advised that Cllrs should not mix issues as it was the Special Council scheduled specifically for the Portfolio Committee member's allocations, Cllrs should focus on the issue of allocation of members in the Portfolio Committees.

Mayor further indicated that issue of Umdoni Staff was agreed to be reported to Council for every update as there was a Committee that was formed to deal with such issues and report all the developments to Council.

Thereafter, it was;

## **UNANIMOUSLY RESOLVED**

That the agenda for the Special Council meeting as scheduled for Thursday, 11 July 2024 be adopted with amendments.

Cllr Nzama moved, seconded by Cllr Nombika.

### **S.C.7.1/11/Jul-24 ELECTION OF COUNCIL WHIP**

Mayor nominated the name of Cllr S Zulu as a Council Whip of Umdoni Municipality. The nomination was seconded by Cllr ZWK Jeza.

It is to be noted that there were no other nominations.

Speaker enquired if Cllr S Zulu was available for the position. Cllr S Zulu confirmed that she was available for the position and accepted the duties of Council Whip.

Mayor advised that MM should write a letter to CoGTA and submit the changes made and the letter should also be in the form of an application as the Council Whip is a full time position therefore Cllr S Zulu should be treated as a full time Cllr.

Cllr Bhoola commented on the issue and enquired on the legalities of this full time post and if there would be any additional financial stress in the institution.

Mayor indicated that this was a legislated position which is determined by upper limits as well. Therefore, she advised that Council deal with this issue of application for approval first, then deal with this matter after the approval was done by the MEC. Once approved, MM would then take the matter to Council for implementation purposes including the financial implications.

**[ACTION: MM]**

Cllr Bhoola had a different view with regards to this issue and, enquired if in terms of the statutory function, does it warrant the Umdoni Municipality for a full time position.

**Please Note:** That Cllr Bhoola had indicated that since he did not get the clear information he required, he would like the Speaker to note his dissent on record to CoGTA for the position to be full time. **NOTED.**

As there were no further nominations or objections, it was therefore

**RESOLVED**

That Cllr Zulu be elected as a Council Whip of Umdoni Municipality.

**S.C.7.1/11/Jul-24 ELECTION OF THE CHAIRPERSON OF RULES AND COMMITTEE**

Cllr S Zulu proposed the name of Cllr ME Mbutho as a Chairperson of Rules and Ethics. This was seconded by Cllr ZWK Jeza.

Cllr Bhoola sought clarity on the issue and raised concern regarding the nomination and election of the Rules and Ethics Chairperson. Cllr Bhoola further enquired if the Chairperson would be a full member with voting rights or would be an ex officio position.

MM commented on the issue and stated that Rules and Ethics would prepare a report and submit to Council for a Council to consider. It was also to be noted that Rules and Ethics do not vote on matters, they assist the functionality of Council, they discuss matters and recommend to Council for decision making purposes.

A follow up question was raised by Cllr Bhoola. Mayor provided clarity on the issue and stated that Chairperson of Rules and Ethics was there only to direct the meeting. The Committee its self is comprised of all whips of all political parties. The Chairperson would write a report on behalf of a Committee based on discussion undertaken by Committee and submit to Council on behalf of the Committee.

Mayor also clarified that there will be the ANC whip who would be part of the R& E Committee. **NOTED.**

It was to be noted that Cllr ME Mbutho, the Speaker accepted the position of the Chairperson of the Rules and Ethics Committee.

As there was no other nomination for this post, it was

**UNANIMOUSLY RESOLVED**

That Cllr ME Mbutho be appointed as the Chairperson of the Rules and Ethics Committee with immediate effect.

**[ACTION: MM]**

**S.C.7.1/11/Jul-24    PORTFOLIO COMMITTEE ALLOCATION**

MM took members through the report. MM once again drew attention to the submission from DA, in writing and mentioned the letter from the ANC. [This was not available at Council meeting]

Deputy Mayor took the opportunity and presented the report regarding the allocation of members in Portfolio Committees.

It was noted that all whips met before this Council meeting informally and allocated members to all Portfolio Committees per party and the Deputy Mayor was requested to take the Council through the allocation made and agreed upon by all Political Party whips.

All Portfolios were allocated with the number of the members accordingly:

It was

**UNANIMOUSLY      RESOLVED      AS  
FOLLOWS: -**

**1. Infrastructure and Human Settlement Portfolio Committee**

- ANC= 4
- DA= 1
- IFP =1
- EFF =1
- AM4C =1

**Total = 8**

**2. Planning and Development Portfolio Committee**

- ANC =4
- DA =1
- EFF= 1
- IFP =1

**Total = 7 members**

**3. Community Services Portfolio Committee**

- ANC = 3
- DA =1
- EFF =1

- IFP =1
- ABC =1

**Total= 7**

4. Corporate Governance Portfolio Committee

- ANC =4
- DA =1
- EFF= 1
- IFP =1

- **Total=7**

5. Finance Portfolio Committee

- ANC= 3
- DA =2 (one was filled and the other one is vacant until Ward 15 by election)
- EFF =1
- IFP =1
- AL - JAMAH = 1
- **Total= 8**

**Please Note:** Due to the misunderstanding that occurred in terms of the Finance Portfolio Committee allocation, Mayor advised that the names of the members allocated be submitted to the office of the Municipal Manager for clarification purposes. **NOTED**

6. That it be noted that Speaker emphasized that names of the allocated members to all Portfolio Committees be submitted to the MM and the deadline for submission was Friday, 12 July 2024 at 12h00.
7. That it be noted that Speaker further advised the Council that Cllrs should attend their respective Portfolio Committees and make sure that all Committees sit and be functional.
8. That it be noted that the issue of Chairpersons of Portfolio Committees would be addressed by EXCO.
9. That it be noted that the current membership on LLF and MPAC will remain as is.

**S.C.8/11/Jul-24 DATE OF NEXT MEETING**

24 July 2024

**S.C.9/11/Jul-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: Mrs TC Ndlela**

**Signature .....**

**Date: .....**

**Unconfirmed Minutes verified by Speaker: Cllr ME MBUTHO**

**Signature .....**

**Date: .....**





# UMDONI MUNICIPALITY

*The Jewel of the South Coast*

## MINUTES: COUNCIL MEETING

| DATE OF MEETING        | TIME   | VENUE                                    |                        |
|------------------------|--|--|------------------------|
| FRIDAY<br>19 JULY 2024 | Not indicated  | VIRTUAL PLAT FORM/MS<br>TEAMS            |                        |
| CHAIRPERSON            | CLLR ME MBUTHO : SPEAKER   |  |                        |
| COMMITTEE<br>MEMBERS   | Present  | L.O.A/ Absent /<br>Apology               | On Council<br>Business |
|                        | ClIr Bhoola – RB<br>ClIr Cele – Luthuli: MJ<br>ClIr Cutten – A<br>ClIr Duma – ZZ (EXCO Member)<br>ClIr Khan – MA<br>ClIr Molefe – Z<br>ClIr Sookhraj – S<br>ClIr Thabethe – PE (Deputy Mayor-<br>EXCO Member)<br><br><b><u>PLEASE NOTE:</u></b><br><br>Committees were not present at<br>this meeting. According to the<br>record, a roll call was not done<br>therefore Committees was<br>unable to verify those<br>Councilors that were present<br>and not present at this meeting,<br>however, according to the<br>screen 21 participants were<br>present but 9 participants<br>appeared on the screen as<br>mentioned above. |  |                        |
| AMAKHOSI               |  | Inkosi MR Cele<br>Inkosi SE Mbhele       |                        |
| OFFICIALS              | Present  | L.O.A/ Absent / Apology                  | On Council<br>Business |
|                        | Mrs TC Ndlela (Municipal Manager)<br><br>Committees were not present at<br>this meeting. According to the<br>record, a roll call was not done<br>therefore Committees was<br>unable to verify those<br>Councilors that were present<br>and not present at this meeting,<br>however, according to the<br>screen 21 participants were<br>present but 9 participants<br>appeared on the screen as<br>mentioned above.   | Ms S Reddy (Manager.<br>Legal & Estates) |                        |
| COMMITTEE              | Nil  |  |                        |

Council Minutes  
19 July 2024  
Minutes of Physical Meeting

|  |     |
|--|-----|
| SECTION  |     |
| ICT SUPPORT  | Nil |
| INVITEES / PRESS / PUBLIC / PRESENTORS AND OFFICIALS | Nil |

**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/Jul-24      NOTICE OF MEETING**

**Please Note:** the recordings of the above was not available on this recording as it started from the discussions by Cllr Duma

**C. 2/Jul-24      PRAYER**

**Please Note:** the recordings of the above was not available on this recording as it started from the discussions by Cllr Duma

**C. 3/Jul-24      ATTENDANCE AND APPLICATIONS FOR LEAVE OF ABSENC**

**Please Note:** the recordings of the above was not available on this recording as it started from the discussions by Cllr Duma

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

**Please Note:** the recordings of the above was not available on this recording as it started from the discussions or engagement by Cllr Duma

**C.5/Jul-24      OFFICIAL ANNOUNCEMENTS BY SPEAKER**

**Please Note:** the recordings of the above was not available on this recording as it started from the discussions or engagement by Cllr Duma

**C.6/Jul-24      ADOPTION OF THE AGENDA**

**Please Note:** the recordings of the above was not available on this recording as it started from the discussions or engagement by Cllr Duma

**C.7/Jul – 24      DEPUTATION / PRESENTATION**

NIL

**C.8/Jul-24**

**REPORT BACKS**

**Please Note:** the recordings of the above was not available on this recording as it started from the discussions by Cllr Duma

**C.11/Jul-24**

**MAIN AGENDA ITEMS – OUT OF COMMITTEE**

**C.11.1/Jul-24**

**SALARY DISCREPENCIES**

**Please Note:**

Committees were not present at this meeting, however Committees discovered that the meeting was not being recorded from the beginning. It is to be noted that the recording started with Cllr Duma's comments as indicated below: -

Summary of questions of clarity were raised as follows:

- Cllr Duma commented on the issue and advised that the issue of the employees be looked into. The stakeholders be engaged to advise on the issue of salary discrepancies at Umdoni Municipality. He went on and mentioned that there was no need for employee's to be on "Tools Down". Employees should resume their duties failing which the **NO WORK NO PAY** rule would apply. Cllr Duma further indicated the issue of Tools Down was an act of politics.

In response, to questions and comments raised by Councillors it was noted that Cllr Bhoola and Cllr Khan had already raised their comments and concerns, then the GMCpS responded and advised that the situation was not about the increment of salaries however, this was an internal matter regarding salary discrepancies that needed to be resolved internally. He mentioned that external stakeholders could be invited for assistance but this was an internal issue.

In response, to Cllr Bhoola, regarding the status quo of benchmarking and salary discrepancies, it was explained that the Salary Equalization and Benchmarking committee still existed, however GMCpS was on sick leave by the time, but there was progress. Committee was awaiting responses

or costings terms of feedback from the CFO as it was requested by Council. Thereafter implementation of Council Resolution would be directed by Council. It was to be noted that there were issues that needed to be attended to by the Office of the Municipal Manager.

**[ACTION: MM+CFO]**

- Cllr Ndelela mentioned that he was very disappointed regarding the Umdoni employees who did not want to wait whilst their matter was being attended to. He further supported Cllr Duma's statement and emphasized that the issue of salaries be fast - tracked.
- Cllr Bhoola concurred with GMCpS and indicated that he was not in support of the legal aspect of it. He emphasized in his follow up the importance of dealing with the matters internally to sort the issues of salaries. He mentioned that Management should try to engage with staff and have a win – win situation as this was an internal matter. The issue should be sorted out amicable.
- The Municipal Manager advised that if the Council took a resolution, she was expected to implement the resolution, and as well if the taken resolution had challenges in terms of implementation, it was her duty to take the matter back to Council in a form of a report that she had already prepared. The Municipal Manager mentioned that she respected the resignation of the Senior Managers from the BSEC Committee which was constituted by the resolution taken by Council.
- Cllr Thabethe advised that Councillors should have made recommendations instead of asking so many questions. He mentioned that this matter was for all of them. [Cllrs and Management] The BSEC Committee was requested to submit a detailed report outlining the estimates and /or cost analysis in order for Council to take an informed decision. He mentioned that there was no harm if a suggestion of inviting other people with different mindset were to be invited to intervene.
- Cllr Cele – Luthuli mentioned that there were two [2] issues and cautioned Council to not mix issues. Cllr Cele – Luthuli mentioned that there was a genuine request by the Cllrs on

the issue of the conclusive report that was agreed as Council that such report be submitted for the implementation of 2019 resolution, and Council was within the time frame for Council to receive such report, hoping the report would be submitted to Council on 24 July 2024.

**[ACTION: MM+ Snr MANAGEMENT]**

- Cllr Cele – Luthuli further explained that there was this current situation where Council itself requested the Mayor and Leadership to brief the Cllrs as to what was going on in the Municipality so the Cllrs would advise the public on what was happening in the institution which also involved the employees. The Mayor stated that this meeting was to communicate on what was happening in the Municipality. The Management advised the Leadership and Council that what was happening was illegal but that does not mean what was raised by the employees were not attended to on the report that was presented to Council.
- The Mayor raised deep concerns regarding the comments made by the majority Cllrs. She mentioned that there were recommendations from the Management tabled to Councillors. It was to be noted that only 2 Cllrs were in agreement with the recommendations of Management on their report. The Mayor explained to Cllrs that she had been engaging with the employees in order to assist this Council. She questioned, was it correct that now and then, the employees decided not to work every morning. She reminded that this Council once said even though it was not about this matter" *it was another issue that was related to PPE's*'. The same Council said what was happening was the root cause of the poor supervision from the Management. Now the Management was advising Council on the legal way of resolving the issue but Cllrs were not commenting on that instead Cllrs were dwelling on another matters. The recommendations were presented by Management in trying to put an order in current state of affairs the Municipality. She highlighted that Council was not disputing the issue of the equalization of salaries and as Council they wish to assist the employees.
- The Mayor went on to report that the Leadership of the Unions tried very hard to engage with the Mayor and it was a must that the Mayor must avail herself, even if she was

committed in her personal life [hospitalized] the reason of understanding the sensibility of the matter and that working with the Unions Leaders would assist the situation. It was to be noted that the Mayor had tried politically to address this issue. The Mayor requested Cllrs to be firm and decisive regarding this matter.

- Cllr Bhoola mentioned that the GMCpS indicated that there were two [2] aspects, (Legality aspect and Employment Relation Approach). Cllr Bhoola applauded the Mayor's approach. Cllr Bhoola then requested the Mayor to take the staff into confidence. He was of the view that the Management and the Mayor should engage with the staff to indicate the problem and report to Council for update purposes.
- Cllr Maharaj mentioned that it was the prerogative of the Management to act decisively in terms of Labour Act.
- Cllr Zulu mentioned that she was in support of the recommendations presented by Management. Cllr Duma also supported the recommendation made by management. In addition, Cllr Duma said the management should continue to apply the recommendations. Cllr Duma further clarified that the engagement with the employees was the duty and task of the Management, and that a report was requested to be furnished regarding the financial viability.
- Cllr Bhoola pointed out that there were gaps and grey areas that the Management had not met.
- Cllr Cele – Luthuli mentioned that the duties of the Mayor as Political Leadership of the Municipality were very clear in terms of the Municipal Structures Act and Municipal Systems Act. The Unions know the approach of engaging the Political Head and that was not disputed and the Mayor said she was committed to assist but correct processes must be followed.

In response, GMCpS advised that with regards to the latest developments at BSEC Committee, it was advised that everything was in order. The resolution of the Council had been implemented by the BSEC Committee. The BSEC Committee was waiting for the CFO to provide the cost analysis and the responses from the external parties. It

was reported there were other challenges experienced other than the resignation of 2 GM's.

Cllr Dlamini requested and suggested that Management should engage with employees and explain all further steps that needed to be taken in relation to 2019 Council resolution.

In response, to Cllr Dlamini's request, the Municipal Manager explained that Management had tried several times and Unions made it clear that Management should not address the Unions anymore. Union required the Mayor to address the employees. The Unions Leadership were called to office of the Municipal Manager but they stated that they did not want to pay attention to or listen to the Management as a result the Municipal Manager wrote a letter to the Union's Leadership advising that this Tools Down was deemed as illegal.

Clarity was sought by Cllr Bhoola as to which recommendations were agreed upon by Council.

The GMCpS advised that there were two approaches tabled: -

- (a) **Legality Approach** - to follow the rule of law where the employees would be ordered to go back to work falling which the principle rule of "NO WORK NO PAY" would be applied and, Conduct departmental hourly attendance registration checks so that in the later stage the laws of misconduct could be applied should the employees continue with unlawful gathering. i.e lockout ...
- (b) **Employment Relations** - ask the Administration to go and address the employees. [This was attempted by Management but the Unions turned it down]

Cllr Khan clarified that the legalistic approach was earlier proposed by the Mayor and seconded by (him – Cllr Khan) and Cllr Duma. Cllr Khan added that staff be instructed to go back to work while the resolution was taken care off. He added that the Municipal Manager should engage with SALGA and other relevant stakeholders in trying to find the solution on this matter.

Following much discussions, it was.

## UNANIMOUSLY RESOLVED

That Council should take the route of the Legality Approach.

[ACTION: MM]

Please Note: Cllr Bhoola's and DA Cllrs dissention regarding this item.

**C.13/Jul-24      DATE OF NEXT MEETING**

28 August 2024

**C.14/Jul-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: Mrs TC Ndlela**

**Signature .....**

**Date: .....**

**Unconfirmed Minutes verified by Speaker: Cllr ME Mbutho**

**Signature .....**

**Date: .....**





# UMDONI MUNICIPALITY

*The Jewel of the South Coast*

## MINUTES: SPECIAL COUNCIL MEETING

| DATE OF MEETING                                      | TIME  |  | VENUE                               |
|--|---|--|-------------------------------------|
| THURSDAY<br>22 AUGUST 2024                           | 12:00   |  | COUNCIL CHAMBERS                    |
| CHAIRPERSON  | CLLR ME MBUTHO : SPEAKER  |  |                                     |
| COMMITTEE MEMBERS                                    | Present   | L.O.A/ Absent / Apology  | On Council Business                 |
|  | Cllr Bhoola – RB<br>Cllr Cele – BA<br>Cllr Cele – Luthuli: MJ[Mayor]<br>Cllr Cutten – A<br>Cllr Dlamini – LR<br>Cllr Dlamini – SG – (EXCO Member)<br>Cllr Jeza – ZKW<br>Cllr Khan – MA<br>Cllr Maharaj – RS<br>Cllr Mahomed – S<br>Cllr Molefe – Z<br>Cllr Madlala – MR<br>Cllr Mdluli– SD<br>Cllr Mynhardt – R<br>Cllr Mngoma - SEH<br>Cllr Mthwane – WS<br>Cllr Naidoo – S<br>Cllr Nombika – PN<br>Cllr Ngubo – MJ<br>Cllr Phungula – GM<br>Cllr Sookhraj – S<br>Cllr Tenza – MP<br>Cllr Thabethe – PE (Deputy Mayor- EXCO Member)<br>Cllr Zoko – SA<br>Cllr Zulu – S | Cllr Mzelemu – S (Apology)<br>Cllr Nkomo – NL (Absent)<br>Cllr Gumede – CN(Absent)<br>Cllr Nzama – TN(Absent)<br>Cllr Khanyile – SV (Absent)<br>Cllr Mbanjwa – MP(Apology)<br>Cllr Shezi – SN (Apology)<br>Cllr Duma – ZZ (EXCO Member) (Absent)<br>Cllr Khumalo – PK(Absent)<br>Cllr Ndlela – JM(Apology) |                                     |
| AMAKHOSI   |   | Inkosi MR Cele<br>Inkosi SE Mbhele   |                                     |
| OFFICIALS  | Present   | L.O.A/ Absent / Apology  | On Council Business                 |
|  | Mr S Nyawo (Municipal Manager) (Acting)<br>Mr MB Shangase (GM Technical Services)<br>Mr VT Khanyile (GM Community Services)<br>Mrs L Harisingh (Manager: Aux)   | Mrs TC Ndlela (Municipal Manager)<br>Mr M Chandulal (GM Financial Services)<br>Mr SE Nxele (GM Planning & Development)   | Sick Leave [20/08/2024 - 01/09/2024 |
| COMMITTEE SECTION                                    | Mrs NNR Sithole<br>Ms SJ Radebe   |  |                                     |
| ICT SUPPORT  | NIL   |  |                                     |
| INVITEES / PRESS / PUBLIC / PRESENTORS AND OFFICIALS | NIL   |  |                                     |

Special Council Minutes  
22 August 2024  
Minutes of Physical Meeting

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

**S.C. 1/Aug-24      NOTICE OF MEETING**

The notice convening the meeting was taken as read.

**S.C. 2/Aug-24      PRAYER**

A moment of silence was observed.

**S.C. 3/Aug-24      ATTENDANCE AND APPLICATIONS FOR LEAVE OF ABSENCE.**

It was noted that Councillors: S Shezi, MA Mbanjwa, S Mzelemu, JM Ndlela and Mohammed, tendered their apologies for this meeting. It was also reported that Municipal Manager was on sick leave. It was reported also further by the Mayor that the CFO would not be part of the meeting as was he was attending to the compliance issues of the Municipality.

Cllr Sookhraj, enquired as to who was delegated by the Municipal in her absence.

In response, to Cllr Sookhraj question of clarity, the Speaker stated that the General Managers would assist during the meeting as the meeting proceeds.

Cllr Naidoo proposed that the General Manager: Corporate Service be appointed as interim Acting MM to allow the meeting to proceed as the meeting would not be properly constituted without the Municipal Manager. This was seconded by Cllr Maharaj.

Thereafter it was,

**UNANIMOUSLY RESOLVED**

1. That, it be noted that Councillors S Shezi, MA Mbanjwa, S Mzelemu, JM Ndlela had tendered their apologies for this meeting and that the Municipal Manager was on sick leave.
2. That the CFO would not be part of the meeting as was he was attending to the compliance issues of the Municipality.
3. That GM: Corporate Services, Mr SE Nyawo serve as the Acting Municipal Manager for the duration of this meeting.

**S.C. 4/Aug-24**

**DECLARATION OF PECUNIARY OR OTHER INTERESTS**

None of the members had any interest to declare.

**S.C.5/Aug-24**

**OFFICIAL ANNOUNCEMENTS BY SPEAKER**

The Speaker advised all Ward Councillors to conduct community meetings to provide the clarity and give information to the community on the issue of non-operation of the Municipality. It was to be noted that people of Umdoni Municipality had a different understanding of what was the true reflection of the of the work disruptions and subsequent resumption of duties. **NOTED.**

Social media and any other form of communication was suggested to be used by Cllrs to engage the community.

The Speaker took the meeting through various issues on hand. This was supported by Cllr A Cutten.

**S.C.6/Aug-24**

**CONFIRMATION OF AGENDA**

The Speaker took the confirmation of the agenda.

Having gone through the agenda: -

Cllr Sookhraj proposed that item 8.1 and 8.2 be taken out of In-Committee Portion and be brought back to Out of Committee.

Cllr Mdluli raised a similar concern on the issue item 8.1 and 8.2 and further emphasized the disclosure of information in respect of what was happening at the Umdoni Municipality.

Cllr Bhoola enquired as to where were the items in respect of the E-mails he sent for the attention of the Speaker which was in relation to the suspension of the Municipal Manager.

Cllr Naidoo commented on the issue and suggested that if the MM was to be suspended, at least she should be given enough space to heal prior dealing with suspension matter. Addressing and issue of this nature now whilst the Municipal Manager was on sick leave would be deemed in – humane – **NOTED.**

Cllr Thabethe requested that the item on benefits for the Whip of Council be added on to the agenda. Mayor commented and advised that this issue be communicated with of the MM as the resolution was already taken.

Only the follow-up that should be made on the items owed to the Whip of Council, therefore, the status quo on the issue was requested.

Cllr Jeza proposed that the agenda be adopted with the amendments. This was seconded by Cllr Madlala.

Thereafter, it was;

## **UNANIMOUSLY RESOLVED**

That the agenda for the Special Council meeting as scheduled for Thursday, 22 August 2024 be adopted with amendments to the agenda as proposed.

### **S.C.7.1/Aug-24**

#### **PROGRESS REPORT ON SAFETY PLAN AND RECOVERY PLAN AND RESUMPTION OF NORMAL DUTIES**

The purpose of report was to advise this sitting of Special Council on the progress of the Recovery Plan and resumption of normal duties.

Summary of questions of clarity and concerns were raised as follows: -

- It was queried as to how many cases of threats were opened with SAPS.
- It was requested that there must be clear distinguishMENT between the issues of staff and the Community,
- It was enquired as to when the matter of staff and the community would be dealt with accordingly.
- It was further enquired as to who would take a decision in terms of the court interdict.
- It was enquired if the MEC was aware of what was happening in at Umdoni Municipality after he had visited the Municipality.
- Concerns were raised regarding staff complaints and the progress report on the issue staff complaints was required.

In response to the above questions of clarity:-

- GMCpS /AMM stated that there were no cases opened by the staff and there was no evidence on the issue.
- GMCpS/AMM responded that the Salary Equalization Committee was established ad per Council resolution and Committee has done it practical work. It was noted that a cost analysis was to be prepared by the CFO and it was mentioned that the cost analysis was done internally in terms of attending staff issues.

- GMCpS/AMM indicated that Umdoni Municipality Management was reporting to the office of the MEC daily in terms of dealing with challenges faced by the Municipality.

Following much discussions and comments, it was.

## **UNANIMOUSLY RESOLVED**

1. That Council note and support the implementation of the Weekly Recovery Plan.

### **S.C.8/Aug-24      DATE OF NEXT MEETING**

28 August 2024

### **S.C.9/Aug-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 AMM: Mr SE Nxele**

**Signature .....**

**Date: .....**

**Unconfirmed Minutes verified by Speaker: CLLR ME MBUTHO**

**Signature .....**

**Date: .....**



# UMDONI MUNICIPALITY

*The Jewel of the South Coast*

## MINUTES: COUNCIL MEETING

| DATE OF MEETING             | TIME   | VENUE  |                     |
|-----------------------------|--|--|---------------------|
| WEDNESDAY<br>28 AUGUST 2024 | 10:05  | COUNCIL CHAMBERS   |                     |
| CHAIRPERSON                 | CLLR ME MBUTHO : SPEAKER   |  |                     |
| COMMITTEE MEMBERS           | Present  | L.O.A/ Absent / Apology  | On Council Business |
|                             | Cllr Bhoola – RB<br>Cllr Cele – BA<br>Cllr Cele – Luthuli MJ<br>Cllr Cutten – A<br>Cllr Duma – ZZ (EXCO Member)<br>Cllr Dlamini – LR<br>Cllr Dlamini – SG – EXCO Member)<br>Cllr Jeza – ZKW<br>Cllr Khan – MA<br>Cllr Khanyile – SV<br>Cllr Khumalo – PK<br>Cllr Maharaj – RS<br>Cllr Mahomed – S<br>Cllr Molefe – Z<br>Cllr Madlala – MR<br>Cllr Mbanjwa – MP<br>Cllr Mdluli– SD<br>Cllr Mynhardt – R<br>Cllr Mngoma - SEH<br>Cllr Mthwane – WS<br>Cllr Naidoo – S<br>Cllr Nombika – PN<br>Cllr Ndelela – JM<br>Cllr Nzama – TN<br>Cllr Phungula – GM<br>Cllr Sookhraj – S<br>Cllr Shezi – SN<br>Cllr Thabethe – PE (Deputy Mayor-EXCO Member)<br>Cllr Zoko – SA<br>Cllr Zulu – S | Cllr Mzelemu – S<br>(Absent)<br>Cllr Ngubo – MJ (Absent)<br>Cllr Nkomo – NL (Absent)<br>Cllr Gumede –<br>CN(Absent)<br>Cllr Tenza – MP(Absent) |                     |
| AMAKHOSI                    |  | Inkosi MR Cele<br>Inkosi SE Mbhele   |                     |
| OFFICIALS                   | Present  | L.O.A/ Absent / Apology  | On Council Business |
|                             | Mr SE Nxele – Acting MM/GM P&D<br>Mr MB Shangase (GM Technical Services)<br>Mr M Chandulal GM Financial Services)<br>Mr VT Khanyile (GM Community Services)<br>Mr S Nyawo (GM Corporate Services)<br>Mrs L Harisingh (Manager: Aux)  | Mrs TC Ndelela (Municipal Manager)<br>Ms S Reddy (Manager: Legal & Estates)  |                     |

Council Minutes  
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|  |   |
|--|---|
| COMMITTEE SECTION                                    | Mrs NNR Sithole – Committee Section<br>Mrs K Govender - Committee Section<br>Ms SJ Radebe – Committee Section |
| ICT SUPPORT  | Nil   |
| INVITEES / PRESS / PUBLIC / PRESENTORS AND OFFICIALS | Nil   |

**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/Aug-24      NOTICE OF MEETING**

The notice convening the meeting was taken as read.

At this juncture, Cllr Mdluli raised a comment on the issue of receiving the agenda. He pleaded with the Municipal Manager to look at this issue going forward.

The concern raised by Cllr Mdluli was noted.

**C. 2/Aug-24      PRAYER**

A moment of silence was observed.

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

As recorded on page 1 of these minutes.

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

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

**C.5/Aug-24      OFFICIAL ANNOUNCEMENTS BY SPEAKER**

The Speaker officially announced that due to the exorbitant number of minutes emanating from Special EXCO and Special meetings and to the situation faced by the Municipality, Council minutes would be dealt with at the proposed Special Council meeting, and that reports from EXCO meetings will serve at the next Ordinary Council meeting.

Cllr Khan sought clarity regarding the minutes of the Engagement meeting held on 08 August 2024 with MEC, he questioned why the minutes were to be confirmed by Council as this type of meeting was the engagement meeting.

Cllr Bhoola emphasized the importance of receiving meeting logistics. He made a plea that staff be provided with the proper tools of trade so that they would be able to produce minutes.

**[ACTION: MM+ Snr MANAGERS]**

**C.6/Aug-24**

**ADOPTION OF THE AGENDA**

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

Cllr Bhoola was of the view that the minutes of the engagement with MEC be part of the minutes to be confirmed as the engagement meeting was called by the Office the Speaker. He further mentioned that the legal item relating to work disruptions be dealt with under Out of Committee including the EXCO Seat.

In response, the Acting MM advised that the reason of dealing with matter of legal under In – Committee Portion was due to seriousness of the matter. He further stated that he wanted to first discuss the matter with Council and together with the legal team (Council's Attorneys). Thereafter, it will be taken out of the public.

The Speaker commented on the issue of the EXCO seat and stated that he will consider and look at this matter when the Municipal Manager is back.

The Mayor proposed that all minutes be dealt and confirmed at the Special Council meeting. This was supported by Cllr Naidoo.

The Acting Municipal Manager requested that the following item

- Provision of Sanitation Services to Sanathan and other Informal Settlements with Umzinto Area.
- Status of quo of Service Delivery at Umdoni Municipality [C.11.2/Aug – 24]

Thereafter Councillor Dlamini moved for the adoption of the agenda and was seconded by Councillor Jeza with amendments.

**UNANIMOUSLY RESOLVED**

That the agenda for the Council meeting as scheduled for Wednesday, 28 August 2024 be adopted with amendments.

**C.7/Aug – 24**

**DEPUTATION / PRESENTATION**

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Mbili Attorneys [ Work disruptions b and Court interdict] In - Committee presentation: Please refer to the In – Committee portion of minutes).

**C.8/Aug-24**

**REPORT BACKS**

Nil

**C.9.1/Aug-24**

**CONFIRMATION OF MINUTES OF THE COUNCIL MEETINGS: FROM 25 JUNE 2024 TO 22 AUGUST 2024 [OUT OF COMMITTEE PORTION]**

**TO BE REMOVED FROM THE AGENDA**

**C.10.1/Aug-24**

**REPORT FROM THE EXECUTIVE COMMITTEE - OUT OF COMMITTEE PORTION FROM 15 JULY 2024 TO 22 AUGUST 2024**

**TO BE REMOVED FROM THE AGENDA**

**C.11/Aug-24**

**MAIN AGENDA ITEMS – OUT OF COMMITTEE**

**C.11.1/Aug-24**

**FINAL PROCESS PLAN 2025/2026**

The purpose of the report was to present the Final Process Plan for FY 2025/2026. This item was presented by the Acting Municipal Manager.

Summary of questions of clarity were raised as follows:

- Cllr Bhoola raised concerns regarding the situation that was currently going on at Umdoni and enquired if time frames would be met. Also the loss on negative attraction of grant funding was enquired upon.
- Cllr Cutten raised concern regarding communication system at Umdoni Municipality, he further enquired if there would be an alternative way to send and receive documents.
- Cllr Khan emphasized the importance of reviving the IDP Representative Forum in order for stakeholders to make inputs.

In response, the Acting MM advised that Umdoni was still in a good position to be able to revive and get back to normal proceedings. The Acting MM added that no grants would be lost as the municipality was still on a green path in terms expenditure.

With regards to the concerns raised by Cllr Cutten. The AMM responded that due to challenges faced by Umdoni operations were not back to normal but as employees were back at work all things would be sorted out going forward in terms of IT issues.

The Acting MM supported the statement made by Cllr Khan and stated that IDP Rep Forum was very important however, the issue of non – sitting of IDP Forum was not with Umdoni only, even at District level they were trying to revive the structure. Acting MM suggested that Umdoni would work with Ugu District and CoGTA in terms of revival of the IDP Forum and that the issue of budget would be looked into accordingly.

Cllr Bhoola emphasized the issue of disaster grants and that the projects be completed in order to obtain the close out reports.

Cllr Naidoo appreciated the responses given by the Acting MM.

Following much discussions, it was.

## **UNANIMOUSLY RESOLVED**

1. That Council adopts the Umdoni IDP/Budget and PMS Process Plan for Financial year 2025/2026.
2. That the IDP Representatives Forum be resuscitated and convened the soonest a matter of urgency.

[ACTION: AMM+ M: IDP/PMS, Mr SE Nxele]

**C.11.2/Aug-24**

## **STATUS QUO ON SERVICE DELIVERY**

**Please Note:**

This item was added onto the agenda.

The Acting Municipal Manager presented to the meeting a verbal report.

The memorandum was sent to all managers so that they should resume duties for all operations. It was to be noted that the Municipality had engaged the legal route for a Court interdict for staff and if that does not work the rule of **NO WORK NO PAY** would apply.

Cllr Molefe commented on the situation at Umdoni Municipality indicating that a report issued to the community under Umdoni Municipality and that a follow up be made which the Office of the MEC to deal with this issue.

Cllr Khan enquired as to why the plan Safety and Securities Plan to resume Duty was not implemented.

Cllr Naidoo proposed that the legal action should be taken against the delinquent staff.

Cllr Mngoma suggested that all Cllrs should come into the main offices to conduct an oversight to be able to see and identify people interrupting the Umdoni Municipality staff.

Cllr Tenza commented and indicated that some of the Umdoni Municipality Cllrs were of the same view with the employees, some of the Cllrs were taking information from Council and providing employees with all the decisions made in the meetings.

The Mayor- Cllr MJ Cele-Luthuli suggested that all employees should go back to their workstations. An appeal was made to Management to do their job. It was requested that Protection Services should come on board to assist the situation. Management and Councillors needed to put the House in Order. The Mayor went on and stated the MEC would come and present his statement. **NOTED.**

A National Defense Force was proposed in this regard by Cllr Mynhardt. She proposed that NDF be requested to come and assist the Umdoni Municipality in this issue and she requested that the Management should involve Cllrs in everything that was happening in the Umdoni Municipality.

AMM noted all the submissions made by Cllrs. It was to be noted that to request the assistance from the National Defense Force would be a long process, however the suggestion would be considered should need arise.

Cllr Maharaj suggested that the Speaker should inform all the Cllrs which sections were in operation and which sections were not in operation utilizing the social media group chats.

**[ACTION: OFFICE OF THE SPEAKER]**

Cllr Bhoola asked whether there were any reports from EXCO indicating whether Labour and Management had reached a consensus.

AMM stated that communication would be sent out to all employees in terms of resumption of duty. He stated that the Safety and Securities Plan to resume duties has not been revised and the legal inputs would be deliberated under in-committee.

It was to be noted that with the revised Safety and Securities Plan to resume duty, no employees would be escorted, no security would be added, going forward.

#### **WAY FORWARD**

That it be noted that the status quo on service delivery report be noted.

**C.11.3/Aug-24**

### **PROVISION OF THE SANITATION SERVICES TO SANATHAN AND OTHER INFORMAL SETTLEMENTS WITHIN UMZINTO AREA**

AMM took Council through the report.

The Mayor- Cllr MJ Cele Luthuli stated that CoGTA was committed to assist on the issue of the sanitation in Umzinto. She stated that the report was for the Council to note all the deliberations between the Ugu District Municipality and the KZN Provincial Department Human Settlements(DOHS).

It was indicated that the report on this issue was submitted for transparency but a letter from the Human Settlement for confirmation, was still awaited.

Cllr Maharaj requested a commitment that the service will not end by 31 August 2024. **NOTED.**

Cllr Jeza appreciated a job well-done by the political leadership and the Administration on the sanitation issue.

AMM stated that a letter from the MEC would be needed to assist to take an informed decision on the issue.

Following much discussions, it was

**UNANIMOUSLY RESOLVED**

That Council notes the report on the latest developments with regards to the matter of Provision of Sanitation Services to Sanathan and other Informal Settlements in Umzinto area, Umdoni Local Municipality, and that a letter of confirmation from the Office of the MEC of DOHS is still awaited.

[ACTION: AMM]

## **C.12/AUG -24 YELLOW PAGES: IN-COMMITTEE TO COUNCILLORS ONLY**

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

**C.13/Aug-24      DATE OF NEXT MEETING**

25 September 2024

**C.14/Aug-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 AMM: Mr SE Nxele**

**Signature .....**

**Date: .....**

**Unconfirmed Minutes verified by Speaker: Cllr ME Mbutho**

**Signature .....**

**Date: .....**



# UMDONI MUNICIPALITY

*The Jewel of the South Coast*

## MINUTES: SPECIAL COUNCIL MEETING

| DATE OF MEETING              | TIME  | VENUE   |                                    |
|------------------------------|---|---|------------------------------------|
| TUESDAY<br>03 SEPTEMBER 2024 | 10:00   | COUNCIL CHAMBERS  |                                    |
| CHAIRPERSON                  | CLLR ME MBUTHO : SPEAKER  |   |                                    |
| COMMITTEE MEMBERS            | Present   | L.O.A/ Absent / Apology   | On Council Business                |
|                              | Cllr Bhoola – RB<br>Cllr Cele – BA<br>Cllr Cele – Luthuli: MJ [Mayor]<br>Cllr Cutten – A<br>Cllr Duma – ZZ (EXCO Member)<br>Cllr Dlamini – LR<br>Cllr Gumede – CN<br>Cllr Khan – MA<br>Cllr Khanyile – SV<br>Cllr Maharaj – RS<br>Cllr Mahomed – S<br>Cllr Madlala – MR<br>Cllr Mdluli– SD<br>Cllr Mynhardt – R<br>Cllr Mngoma - SEH<br>Cllr Mthwane – WS<br>Cllr Naidoo – S<br>Cllr Nombika – PN<br>Cllr Ndlela – JM<br>Cllr Nzama – TN<br>Cllr Phungula – GM<br>Cllr Sookhraj – S<br>Cllr Shezi – SN<br>Cllr Thabethe – PE (Deputy Mayor- EXCO Member)<br>Cllr Zoko – SA<br>Cllr Zulu – S | Cllr Mzelemu – S (Absent)<br>Cllr Nkomo – NL (Absent)<br>Cllr Khumalo – PK(Absent)<br>Cllr Jeza – ZKW(Absent)<br>Cllr Tenza – MP(Apology)<br>Cllr Mbanjwa – MP(Apology)<br>Cllr Dlamini – SG – (EXCO Member) (Apology)<br>Cllr Molefe – Z(Apology)<br>Cllr Ngubo – MJ(Absent) |                                    |
| AMAKHOSI                     |   | Inkosi MR Cele<br>Inkosi SE Mbhele  |                                    |
| OFFICIALS                    | Present   | L.O.A/ Absent / Apology   | On Council Business                |
|                              | Mr M Chandulal (GM Financial Services)<br>Mr SE Nxele (GM Planning & Development/Acting MM)<br>Mr MB Shangase (GM Technical Services)<br>Mr NG Kumalo (Acting GMCpS)<br>Mr VT Khanyile (GM Community Services)<br>Mrs L Harisingh (Manager: Aux)  | Mrs TC Ndlela (Municipal Manager)   | Sick Leave [2/09/2024 - 23/09/2024 |
| COMMITTEE SECTION            | Mrs NNR Sithole<br>Ms SJ Radebe   |   |                                    |
| ICT SUPPORT                  | NIL   |   |                                    |

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03 September 2024  
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|  |     |
|--|-----|
| INVITEES / PRESS /<br>PUBLIC / PRESENTORS<br>AND OFFICIALS | NIL |
|--|-----|

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

**S.C. 1/Sep-24      NOTICE OF MEETING**

The notice convening the meeting was taken as read.

**S.C. 2/Sep-24      PRAYER**

A moment of silence was observed.

**S.C. 3/Sep-24      ATTENDANCE AND APPLICATIONS FOR LEAVE OF ABSENCE.**

It was noted that Councillors Z Molefe, MP Tenza, SG Dlamini, MP Mbanjwa. It was also reported that Municipal Manager was on sick leave.

Cllr Sookhraj, enquired whether the Municipal Manager, Mrs Ndlela was on still on leave, as there was no apology tendered on her behalf.

Cllr Mdluli enquired whether Mr Nxele was still an Acting MM since his last day of acting was 02/09/2024.

It was noted that there were two [2] items on the agenda – one (1) Out of Committee item and (1) In -Committee tem, then Cllr Bhoola suggested that the In - Committee item be dealt with first in order to address the issue of the Acting MM. **NOTED.**

Thereafter it was,

**UNANIMOUSLY RESOLVED**

That the leave of absence for Councillors Z Molefe, MP Tenza, SG Dlamini, MP Mbanjwa, and the Municipal Manager for this meeting be granted and noted.

**S.C. 4/Sep-24      DECLARATION OF PECUNIARY OR OTHER INTERESTS**

None of the members had declared interests.

**S.C.5/Sep-24      OFFICIAL ANNOUNCEMENTS BY SPEAKER**



The Speaker officially announced Mr NG Kumalo who officially joined the Municipality as the Acting General Manager: Corporate Services. **NOTED.**

**S.C.6/Sep-24**

**CONFIRMATION OF AGENDA**

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

Having gone through the agenda: -

Cllr Mdluli explained that he had noticed that the employees were back to work but Council was not informed.

In response, the Deputy Mayor stated that there was stability, however a full report would be populated for the forthcoming Council meeting. It was noted that the Deputy Mayor and the Speaker will engage with the Office of the Mayor and deliberate further regarding the of the employees and report back to Council.

Cllr Bhoola requested that a least a substantial report would be appreciated in a form of verbal report illustrating that employees had resumed duties.

The Speaker ruled on the matter and stated that the detailed report would be furnished in the forthcoming Council Meeting. Contained in the report was a proposed list of officials.

Thereafter, it was;

**UNANIMOUSLY RESOLVED**

That the agenda for the Special Council meeting as scheduled for Tuesday, 3 September 2024 be adopted with no amendments to the agenda.

**S.C.7.1/Sep-24**

**REQUEST FOR APPROVAL TO APPOINT MUNICIPAL OFFICIALS TO JOINTLY SERVE AS BANK SIGNATORIES TO APPROVE THE WITHDRAWAL OF FUNDS FROM MUNICIPAL BANK ACCOUNTS**

The purpose of report was to seek the authority and approval of Council to grant permission for the appointment of Municipal Officials to jointly authorise / approve the withdrawal of funds from the Municipal Bank Accounts, jointly authorise transfers between Municipal Bank Accounts and to jointly sign any documentation that pertains to the administering of Municipal Bank Accounts

Summary of questions of clarity and concerns were raised as follows: -

Cllr Bhoola enquired whether there would be no contradiction in terms General Manager: Technical Services being nominated as a signatory for Category B. He then sought clarity regarding any other section regarding the legislation that requires to be dealt with in terms these signatories.

Cllr Gumede and Cllr Cutten enquired as to who were the previous signatories.

In response, the CFO advised that the change was due to the fact that the Budget Manager had resigned.

Clarities were provided by the CFO regarding Section 11 and Section 10 of MFMA. It was also clarified that the Officials would receive the appointment letters once Council resolution had been taken and signed.

Following much discussions and comments, it was,

## **RESOLVED**

1. That Council approves the appointment of Municipal Officials to authorize/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 as follows: -

| NAME OF OFFICIAL | CAPACITY                                  | TYPE OF SIGNATORY |
|------------------|---|-------------------|
| Mrs T C Ndlela   | Municipal Manager                         | A                 |
| Mr M Chandulal   | Chief Financial Officer                   | A                 |
| Mr SE Nxele      | General Manager: Planning and Development | A                 |
| Mr MB Shangase   | General Manager: Technical 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 her 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 her 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 her 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 : CFO]

Please Note: Cllr Bhoola's dissention regarding this item.

**S.C.8/Sep-24      DATE OF NEXT MEETING**

25 September 2024

**S.C.9/Sep-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 AMM: Mr SE Nxele**

**Signature .....**

**Date: .....**

**Unconfirmed Minutes verified by Speaker: Cllr ME MBUTHO**

**Signature .....**

**Date: .....**



# UMDONI MUNICIPALITY

*The Jewel of the South Coast*

## MINUTES: COUNCIL MEETING

| DATE OF MEETING                | TIME  | VENUE  |                     |
|--------------------------------|---|--|---------------------|
| WEDNESDAY<br>25 SEPTEMBER 2024 | 10:05   | COUNCIL CHAMBERS   |                     |
| CHAIRPERSON                    | CLLR ME MBUTHO : SPEAKER  |  |                     |
| COMMITTEE MEMBERS              | Present   | L.O.A/ Absent / Apology  | On Council Business |
|                                | Cllr Bhoola – RB<br>Cllr Cele – BA<br>Cllr Cele – Luthuli. MJ [Mayor]<br>Cllr Cutten – A<br>Cllr Daniels - D<br>Cllr Dlamini – LR<br>Cllr Dlamini – SG – (EXCO Member)<br>Cllr Khan – MA<br>Cllr Khanyile – SV<br>Cllr Maharaj – RS<br>Cllr Mahomed – S<br>Cllr Madlala – MR<br>Cllr Mdluli– SD<br>Cllr Mynhardt – R<br>Cllr Mngoma - SEH<br>Cllr Mthwane – WS<br>Cllr Naidoo – S<br>Cllr Nombika – PN<br>Cllr Ndlela – JM<br>Cllr Nzama – TN<br>Cllr Phungula – GM<br>Cllr Sookhraj – S<br>Cllr Shezi – SN<br>Cllr Thabethe – PE (Deputy Mayor- EXCO Member)<br>Cllr Zoko – SA<br>Cllr Zulu – S<br>Cllr Mzelemu – S<br>Cllr Nkomo – NL<br>Cllr Khumalo – PK<br>Cllr Jeza – ZKW<br>Cllr Tenza – MP<br>Cllr Mbanjwa – MP<br>Cllr Molefe – Z<br>Cllr Ngubo – MJ | Cllr Duma – ZZ (EXCO Member(Absent)<br>Cllr Gumede – CN(Apology) |                     |
| AMAKHOSI                       |   | Inkosi MR Cele<br>Inkosi SE Mbhele                               |                     |
| OFFICIALS                      | Present   | L.O.A/ Absent / Apology  | On Council Business |
|                                | Mrs TC Ndlela (Municipal Manager)<br>Mr M Chandulal (GM Financial Services)<br>Mr SE Nxele (GM Planning & Development]<br>Mr MB Shangase (GM Technical Services)  |  |                     |

Council Minutes  
25 September 2024  
Minutes of Physical Meeting

|   |  |  |  |
|---|--|--|--|
|   | Mr NG Kumalo (Acting GMCpS)<br>Mr VT Khanyile (GM Community Services)<br>Mrs L Harisingh (Manager: Aux)<br>Ms S Reddy (Manager: Manager: L&E)  |  |  |
| <b>COMMITTEE SECTION</b>                                    | Mrs NNR Sithole – Committee Section<br>Mrs K Govender - Committee Section<br>Ms SJ Radebe – Committee Section  |  |  |
| <b>ICT SUPPORT</b>  | Nil  |  |  |
| <b>INVITEES / PRESS / PUBLIC / PRESENTORS AND OFFICIALS</b> | <b>INVITEES / PRESS / PUBLIC / PRESENTORS AND OFFICIALS</b> <ul style="list-style-type: none"> <li>- Mr T Khwela – CoGTA National: Finance: was excused from meeting post presentation during out of Committee [RMO]</li> <li>- Mr L Dyosi – CoGTA National: Finance: was excused from meeting post presentation during out of Committee[RMO]</li> <li>- Mr Ruppen - Observer</li> </ul> |  |  |

**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/Sep-24                      NOTICE OF MEETING**

The notice convening the meeting was taken as read.

**C. 2/Sep-24                      PRAYER**

A moment of silence was observed.

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

As recorded on page 1 of these minutes.

It was noted that Councillor CN Gumede and MP Mbanjwa had applied for leave of absence from this meeting.

Noted, that Cllr Mbanjwa was present at the meeting, the Speaker mistakenly extended an apology for him. – NOTED

**UNANIMOUSLY RESOLVED**

That the leave of absence for Councillor CN Gumede be granted.

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

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

**C.5/Sep-24                      OFFICIAL ANNOUNCEMENTS BY SPEAKER**

The Speaker officially announced Cllr Dana Daniels as a new Ward 15 Councillor of Umdoni Local Municipality, Cllr Daniels was officially sworn in at the Scottburgh Magistrate on Wednesday, 18 September 2024. The filling of the vacant position was due to the resignation of Cllr Singh.

The Municipal Manager also advised that the Council of Umdoni Local Municipality was visited by Mr Ruppen who was in an observer status during Council proceedings.

The Municipal Manager further advised Council that there Waste Collection staff were outside the Umdoni Municipal Offices who needed to be addressed by the Municipal Manager in respect of two issues: Overtime & Salary Equalization. It was to be noted that the Municipality managed to resolve the issue of overtime payment.

The Municipal Manager explained to Council that the issue of Salary Equalization will be discussed in this Council.

**NOTED**

#### **C.6/Sep-24**

#### **ADOPTION OF THE AGENDA**

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

The Municipal Manager requested that item C.11.2 /Sep – 24 [Audit Committee Report] be replaced with the newly circulated item.

The Municipal Manager further requested that the following items be removed from the agenda: C.9.7/Sep – 24, C9.8/Sept – 24, C.9.13/Sep – 24, C.9.14/Sep – 24. The Municipal Manager explained that the time frame to retrieve the virtual recordings had lapsed.

The Municipal Manager also requested to add the following "In – Committee items

C.12.8/Sep – 24 [Notice of Motion received from Cllr Cutten]

C12.9/Sep – 24 [Recruitment and Selection Panel: General Manager: Community Services.]

C12.10/Sep – 24 Report on the resignation of the Municipal Manager [Mrs TC Ndlela] and the advertisement of the vacancy thereof]

C12.11/Sep – 24 [Report on the resignation of the Chief Financial Officer [Mr M Chandulal] and the advertisement of the vacancy thereof]

Cllr Cutten stated that the minutes of the Special Council meeting held on 3 September 2024 were mistakenly omitted from the agenda items listing but were contained in the agenda pack. **NOTED.**

Cllr Cutten then explained that the Notice of Motion sent by Cllr Mahomed was not included on the agenda.

Cllr Bhoola raised concerns regarding the challenges around the issue of staff matters which were not part of the agenda. He questioned if EXCO was pleased with the kind of the agenda that had been circulated. i.e exclusion of core items. He questioned as to why the EXCO had not received decisive recommendations from the Portfolio Committees. He raised deep concerns regarding the staff matters which should have been resolved by the Municipality. The report submitted to Council was a deep concern to Cllr Bhoola as they were not detailed.

Cllr Bhoola even raised concerns regarding the issues of the Financial Report, EXCO Seat: Legal Matter, Recovery Plan on Service Delivery issues which were not part of the agenda.

In response, the Speaker advised that the concerns raised by Cllr Bhoola were noted. The Speaker stated that the matters would be dealt with. It was to be noted that the matters raised were not once off, the issues were matters requiring ongoing engagements to resolve them.

Cllr Bhoola welcomed the sentiments raised by the Speaker, however Cllr Bhoola was of the view that a decisive plan of action was required to deal with the above issues raised by him. He mentioned that the Executive Committee were full time Cllrs, and the Council should not rely on part time Cllrs. It was to be noted that the Municipal Manager had highlighted that one of the issues to be dealt with was staff matters [salary equalization]. The point that Cllr Bhoola mentioned was that, he was trying to highlight a concern that there was no financial report on the current Council agenda.

Mayor commented on the concern raised which impacts on the Executive Committee. The Mayor provided clarity and stated that the Recovery Plan was dealt with at the Executive Committee - 19 September 2024 and it would be presented to Council in this meeting as an "In – Committee Portion item for adoption. The Mayor mentioned that the Council must also advise if the document would be allowed to be shared with the public currently it is included under "In – Committee Portion" on both EXCO and Council.

The Mayor clarified that the issues of staff were detailed in the Recovery Plan document. It was to be noted that the Recovery Plan had been shared with CoGTA & SALGA and comments had been made and received from CoGTA.

Clarity and follow-up question was stemmed from by Cllr Bhoola as to whether a written report on the issue of staff was part of the agenda as this matter was very important.

In response, the Mayor advised that if the details of the Recovery Plan was not enough, it was to be noted that another plan would be presented. The



Mayor outlined that the recommendations from EXCO to Council were submitted to take informed decisions. **NOTED.**

The Speaker advised that the relevant structures would deal with matter. Cllr Daniels raised the item of ParkRynie robots for inclusion onto the agenda. **NOTED.**

**[ACTION: ALL RELEVANT STRUCTURES]**

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

**UNANIMOUSLY RESOLVED**

That the agenda for the Council meeting as scheduled for Wednesday, 25 September 2024 be adopted with amendments.

**C.7/Sep – 24**

**DEPUTATION / PRESENTATION**

A presentation was undertaken by Mr T Khwela from the National - Department of CoGTA who was deployed to 5 Municipalities in KwaZulu – Natal [Umdoni Municipality, eThekweni Municipality, Umsunduzi Municipality, Newcastle and Umhlathuze Municipality].

The purpose of the presentation was to introduce the National - CoGTA Program called RMO. It was to be noted that Mr T Khwela was accompanied Mr L Dyosi – CoGTA National who was deployed to Eastern Cape.

It was reported that the RMO [ Results Management Office] Programme contained a number of work streams.

At this juncture, Mr Dyosi took Council through the brief description of RMO and the focus areas of the RMO [Results Management Office] which was a unit within DCoG merely established to give financial support to the Municipalities. It was to be noted that, this programme was similar to a Municipal Repaid Response Team [MRTT], process on financial matters.

It was reported that the office was divided into different work streams. i.e. Energy Stream, Infrastructure Management Stream, DDM Streams, Finance Stream, Governance Stream. It was to be noted that all these streams provide different support to all Municipalities. He outlined the criteria used to identify the Municipalities. He mentioned 4 key areas that would be provided with the support of the RMO programme which were namely: -

- (1) Financial Recovery Plan
- (2) Unfunded Budget
- (3) Implementation of the Audit Action Plans
- (4) Eskom Debt Relief Program

It was to be noted that the focus on Umdoni Municipality was based on the implementation of the Audit Action Plan – the team would provide support around the issues of the Audit Action Plan.

Mr T Khwela outlined that he had received the 2022/2023 Audit Action Plan updated as of 30 June 2024, Draft APR for 2023/2024 FY, MSIP Report as at 30 September 2024 and AFS. He mentioned that on the audit of the 2022/2023 Action Plan it was noted that Umdoni Municipality obtained Unqualified Audit Report for the past 3 years and for the Audit report for 2022/2023, the Municipality compiled the Corrective Action Plan. It was to be noted that out of that Corrective Action Plan, the Municipality managed to resolve 58% matters and then 42 % matters remain uncorrected.

The uncorrected findings comprised of the following: -

The failure of the Municipality to produce interim GRAP financial statements

Failure of the Municipality to computerize the invoice register

Failure of the Municipality to review payment vouchers

Failure of the Municipality to produce Consultant's Reduction Plan

Failure to develop the Finance Skills Audit Plan and GAP Analysis form, and,

Failure of Municipality to train and upskill staff to take over from Consultants.

It was noted that when reviewing the APR, it was discovered that under financial viability, all performance indicators were achieved with the exception of Revenue Collection where the Municipality failed to reach the minimum of 95% collection over billed amount in terms of National Treasury Circular 71. The Municipality collected 18% below the collection norm.

The RMO comments on the MSIP as at September, it was discovered that the Municipality had a funded budget with a deficit of R49 million. The resolving of UIFW issues remains stagnant from 1 quarter to another. The Government debts remained stagnant with no movement from 1 quarter to another. It was to be noted that National Treasury Circular 124

was not applicable in Umdoni Municipality. (No bulk electricity & water purchases in the statement of Financial Statement Performance)

It was reported that RMO would support and commit to assist Umdoni Municipality as mentioned below: -

To produce quarterly GRAP Financial Statement,

To Computerize the Invoice Register,

To review payment vouchers

To produce a consultant's reduction plan

To develop finance skills audit and GAP Analysis form

To train upskills and staff in order to take over from consultants

To implement the Cost Containment and Revenue Enhancement Strategy

To unlock the barriers towards resolving the UIFW issues and,

To assist in the implementation of 2023/2024 Audit Action Plan if the Municipality does not receive a "clean audit opinion"

Questions of clarity were raised by the Cllrs which mainly focused on the issue of the time frame and /or regular feedback and quality control systems,

In response, Mr Khwela and Mr Dyosi advised and explained that the approach was more of a collaboration approach where they work hand in hand with Treasury, SALGA & Provincial CoGTA. It was explained that a shared service approach would be applied. The activities are being coordinated in order cover all the activities to support the Municipality. It was mentioned by the Presenter that the support would be provided to the municipality itself. All these documents which were discussed at the meeting were received from the Provincial expert who came to Umdoni Municipality. It was to be noted the time frame for the support programme is up until March 2027.

It was advised that the reports would be compiled monthly and that it would be an ongoing activity.

After responding to all questions of clarity, Mr Khwela and Mr Dyosi left the meeting, after being thanked and excused by the Honorable Speaker

Please Note: The presenters indicated that a copy of the presentation would be left with the OMM, electronically for distribution to all Cllrs.

**C.8/Sep-24**

**REPORT BACKS**

Nil

**C.9.1/Sep-24**

**CONFIRMATION OF MINUTES OF THE  
COUNCIL HELD ON TUESDAY, 25 JUNE 2024  
[OUT OF COMMITTEE PORTION]**

The Speaker took the meeting through the confirmation of the minutes of the Council meeting held on Tuesday, 25 June 2024.

On the proposal of Councillor Thabethe seconded by Councillor Jeza  
It was

**UNANIMOUSLY RESOLVED**

That the minutes of the Council meeting held on Tuesday, 25 June 2024 be received and confirmed.

**C.9.2/Sep-24**

**MATTERS ARISING FROM THE MINUTES OF  
THE COUNCIL MEETING HELD ON 25 JUNE  
2024 [OUT OF COMMITTEE PORTION]**

**PAGE 4/JUN – 24 THE NON – SITTING OF THE PORTFOLIO COMMITTEES**

Cllr Mdluli requested for progress report regarding the above item.

In response, the Municipal Manager advised that the matter above would be discussed with the Office of the Speaker and it was to be noted that the matter would also be escalated to EXCO and Council. **NOTED.**

**Page 5 of 16 REPORT ON THE PROCUREMENT OF VEHICLES REQUIRED  
FOR PUBLIC OFFICE BEARERS**

Cllr Cutten enquired progress report detailing the separation of kilometres in terms of petrol consumption usage for the vehicles used by the Office Bearers.

In response, the Municipal Manager advised that she will engage with the affected Office Bearers and discuss the matter in order to correct it going forward. **NOTED**

**PAGE 4 COMMUNICATION SYSTEM & SANITATION SERVICES.**

Cllr Khan requested the status regarding the Sanitation Services at Umzinto and the status quo of Communication Systems.

With regards to the issue of Sanitation Services, the Municipal Manager and GMTS advised that the item was dealt at the EXCO meeting and there was a recommendation from EXCO to Council. Therefore, the issue of Sanitation Services would be dealt with under item C.10.2/Sep – 24[ EXC.9.3/Sep – 24] **NOTED.**

In relation to the issue of Communication Systems, it was explained that communication system was still an issue however Telkom would deal with the issue. It was also indicated that Management was currently dealing with the issues of licenses including that for e – mails that had expired. It was to be noted that telephones were connected.

Emphasis were put by Cllr Bhoola emphasized that the Disaster Umzinto Offices be connected as well and pointed out that as this main office had major problems in terms of connections. **NOTED.**

**[ACTION: MM+ GMCpS]**

**C.9.3/Sep-24**

**CONFIRMATION OF MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON THURSDAY, 11 JULY 2024 [OUT OF COMMITTEE PORTION]**

The Speaker took the meeting through the confirmation of the minutes of the Special Council meeting held on Thursday, 11 July 2024.

On the proposal of Councillor Cele - Luthuli seconded by Councillor Jeza It was

**UNANIMOUSLY RESOLVED**

That the minutes of the Council meeting held on Thursday, 11 July 2024 be received and confirmed.

**C.9.4/Sep-24**

**MATTERS ARISING FROM THE MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON THURSDAY, 11 JULY 2024 [OUT OF COMMITTEE PORTION]**

There were none.

**C.9.5/Sep-24**

**CONFIRMATION OF MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON FRIDAY, 19 JULY 2024 [OUT OF COMMITTEE PORTION]**

The Speaker took the meeting through the confirmation of the minutes of the Special Council meeting held on Friday, 19 July 2024.

On the proposal of Councillor Jeza seconded by Councillor Phungula  
It was

**UNANIMOUSLY RESOLVED**

That the minutes of the Council meeting held on Friday, 19 July 2024 be received and confirmed.

**C.9.6/Sep-24**

**MATTERS ARISING FROM THE MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON FRIDAY, 19 JULY 2024 [OUT OF COMMITTEE PORTION]**

There were none.

**C.9.7/Sep-24**

**CONFIRMATION OF MINUTES OF THE COUNCIL MEETING HELD ON WEDNESDAY, 24 JULY 2024 [OUT OF COMMITTEE PORTION]**

Council noted that due to time lapsed to retrieve the virtual recordings from the system the production of minutes is not finalized. NOTED.

**C.9.8/Sep-24**

**MATTERS ARISING FROM THE MINUTES OF THE COUNCIL MEETING HELD ON WEDNESDAY, 24 JULY 2024 [OUT OF COMMITTEE PORTION]**

Council noted that due to time lapsed to retrieve the virtual recordings from the system the production of minutes is not finalized. NOTED

**C.9.7/Sep-24**

**CONFIRMATION OF MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON THURSDAY, 01 AUGUST 2024 [OUT OF COMMITTEE PORTION]**

The Speaker took the meeting through the confirmation of the minutes of the Special Council meeting held on Thursday, 01 August 2024.

On the proposal of Councillor Khan seconded by Councillor Zulu  
It was

**UNANIMOUSLY RESOLVED**

That the minutes of the Council meeting held on Thursday, 01 August 2024 be received and confirmed.

**C.9.8/Sep-24**

**MATTERS ARISING FROM THE MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON THURSDAY, 01 AUGUST 2024 [OUT OF COMMITTEE PORTION]**

Concerns were raised regarding the roll call [Cllrs present at the meeting – 01 August 2024 – Virtual Meeting.

In response, it was to be noted that ICT Section would assist in terms of the roll call, however it was to be noted that Committees were not present at this meeting. According the record, a roll call was not done therefore Committees was unable to verify those Councillors that were present at this meeting. **NOTED.**

**PAGE 4: CONTINUOUS INTERRUPTION OF MUNICIPAL SERVICES**

Cllr Khan enquired if the Mayor had received any feedback from the MEC.

In response, the Mayor advised that she had not received any feedback/response from the MEC. **NOTED.**

**C.9.9/Sep-24**

**CONFIRMATION OF MINUTES OF THE SPECIAL COUNCIL ENGAGEMENT WITH COGTA HELD**

**ON THURSDAY, 08 AUGUST 2024 [OUT OF COMMITTEE PORTION]**

The Speaker took the meeting through the confirmation of the minutes of the Special Council meeting held on Thursday, 08 August 2024 .

Page 1 " To remove Cllr Singh under Cllrs Present"

On the proposal of Councillor Madlala seconded by Councillor Nombika  
It was

**UNANIMOUSLY RESOLVED**

That the minutes of the Council meeting held on Thursday, 08 August 2024 be received and confirmed subject to the amendment.

**C.9.8/Sep-24**

**MATTERS ARISING FROM THE MINUTES OF THE SPECIAL ENGAGEMENT COUNCIL MEETING HELD ON THURSDAY, 08 AUGUST 2024 [OUT OF COMMITTEE PORTION]**

There were none.

**C.9.7/Sep-24**

**CONFIRMATION OF MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON FRIDAY, 16 AUGUST 2024 [OUT OF COMMITTEE PORTION]**

Council noted that due to time lapsed to retrieve the virtual recordings from the system the production of minutes is not finalized. **NOTED**

**C.9.8/Sep-24**

**MATTERS ARISING FROM THE MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON FRIDAY, 16 AUGUST 2024 [OUT OF COMMITTEE PORTION]**

Council noted that due to time lapsed to retrieve the virtual recordings from the system the production of minutes is not finalized. **NOTED**



**C.9.7/Sep-24**

**CONFIRMATION OF MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON THURSDAY, 22 AUGUST 2024 [OUT OF COMMITTEE PORTION]**

The Speaker took the meeting through the confirmation of the minutes of the Special Council meeting held on Thursday, 22 August 2024.

On the proposal of Councillor Thabethe seconded by Councillor Nzama  
It was

**UNANIMOUSLY RESOLVED**

That the minutes of the Council meeting held on Thursday, 22 August 2024 be received and confirmed.

**C.9.8/Sep-24**

**MATTERS ARISING FROM THE MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON THURSDAY, 22 AUGUST 2024 [OUT OF COMMITTEE PORTION]**

**Page 4 & 5 PROGRESS REPORT ON SAFETY PLAN AND RECOVERY PLAN AND RESUMPTION OF NORMAL DUTIES**

Cllr Khan requested that a weekly implementation plan be distributed to all Councillors for ease of reference, information and oversight especially for refuse collection. NOTED.

**C.9.7/Sep-24**

**CONFIRMATION OF MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON WEDNESDAY, 28 AUGUST 2024 [OUT OF COMMITTEE PORTION]**

The Speaker took the meeting through the confirmation of the minutes of the Special Council meeting held on Wednesday 28 August 2024.

Page 1: Under Attendance: To correct that Cllr Mdluli, Cllr Sookhraj and Cllr Mahomed were not present at this meeting.

On the proposal of Councillor Mbanjwa seconded by Councillor Maharaj  
It was

**UNANIMOUSLY RESOLVED**

That the minutes of the Council meeting held on Wednesday 28 August 2024 be received and confirmed with amendments.

**C.9.8/Sep-24**

**MATTERS ARISING FROM THE MINUTES OF  
THE SPECIAL COUNCIL MEETING HELD ON  
THURSDAY, 28 AUGUST 2024 [OUT OF  
COMMITTEE PORTION]**

Page 3 of 9 ADOPTION OF THE AGENDA

Cllr Bhoola stated that it was earlier reported that the issue of EXCO seat (legal matter) would be discussed after the Municipal Manager had returned to work from sick leave. He then asked as to when this item would be dealt with.

Please Note: There was no response.

**C.9.7/Sep-24**

**CONFIRMATION OF MINUTES OF THE SPECIAL  
COUNCIL MEETING HELD ON TUESDAY, 03  
SEPTEMBER 2024 [OUT OF COMMITTEE  
PORTION]**

The Speaker took the meeting through the confirmation of the minutes of the Special Council meeting held on Tuesday, 3 September 2024.

On the proposal of Councillor Maharaj seconded by Councillor Khanyile  
It was

**UNANIMOUSLY RESOLVED**

That the minutes of the Council meeting held on Tuesday, 03 September 2024 be received and confirmed.

**C.9.8/Sep-24**

**MATTERS ARISING FROM THE MINUTES OF  
THE SPECIAL COUNCIL MEETING HELD ON  
TUESDAY, 3 SEPTEMBER 2024 [OUT OF  
COMMITTEE PORTION]**

S.C.7.1/Sep-24 REQUEST FOR APPROVAL TO APPOINT  
MUNICIPAL OFFICIALS TO JOINTLY SERVE AS BANK SIGNATORIES

TO APPROVE THE WITHDRAWAL OF FUNDS FROM MUNICIPAL BANK ACCOUNTS

Cllr Khan enquired whether the recommendation of bank signatories had been implemented.

In response, it was mentioned that the issue of bank signatories had been implemented.

Upon enquiry regarding the issue of staff matters raised by Cllr Mdluli, it was to be noted that this would be covered under "In – Committee Portion"

**C.10.1/Sep-24**

**REPORT FROM THE EXECUTIVE COMMITTEE - OUT OF COMMITTEE PORTION HELD ON FROM MONDAY, 15 JULY 2024 TO THURSDAY, 29 AUGUST 2024**

**SP. EXC 7.1/JUL – 24 APPOINTMENT / CONFIRMATION OF PORTFOLIO CHAIRPERSONS**

A report was attached as item number SP EXC 7.1/Jul – 24 for reference. The Executive Committee deliberated at length on this item. Following discussions. It was

**UNANIMOUSLY RESOLVED**

That Cllr P Naidoo be appointed as the Chairperson of the Corporate Governance Portfolio Committee.

[ACTION: MM]

**SP. EXC.7.1/JUL – 24 REPORT OF THE SPECIAL EXECUTIVE COMMITTEE MEETING HELD ON WEDNESDAY 31 JULY 2024 [OUT OF COMMITTEE PORTION] AT 08H00: VIRTUAL PLATFORM**

**Please Note:** There were no recommendations for COUNCIL.

**SP. EXC.7.1/AUG-24 REPORT OF THE SPECIAL EXECUTIVE COMMITTEE MEETING HELD ON MONDAY 12 AUGUST 2024 [OUT OF COMMITTEE PORTION] AT 08H30: VIRTUAL PLATFORM**

**SP. EXC 8.1/Aug – 24 RESIGNATION OF GENERAL MANAGER: CORPORATE SERVICES**

A report was attached as item number SP EXC.8.1/Aug-24 for reference. Committee deliberated at length on this item. Following discussions, it was: -

**UNANIMOUSLY RESOLVED**

1. That the resignation of the General Manager: Corporate Services, Mr ES Nyawo be noted.
2. That the resignation notice period be noted and considered as reviewed or amended [1<sup>st</sup> August 2024 - 31 August 2024 – One-month notice], therefore resignation date was noted as 31/08/2024.
3. That the position of General Manager: Corporate Services be advertised.

**[ACTION: MM]**

**SP.EXC.7.1/AUGU – 24 REPORT OF THE SPECIAL EXECUTIVE COMMITTEE MEETING HELD ON MONDAY 19 AUGUST 2024 [OUT OF COMMITTEE PORTION] AT 18H00: VIRTUAL PLATFORM**

**Please Note:** There were no recommendations for Council.

**SP.EXC.7.1/AUG -24 REPORT OF THE SPECIAL EXECUTIVE COMMITTEE MEETING HELD ON THURSDAY 29 AUGUST 2024 [OUT OF COMMITTEE PORTION] AT 15H00: VIRTUAL PLATFORM**

**Please Note:** There were no recommendations for Council.

**C.10.2/Sep-24**

**REPORT FROM THE EXECUTIVE  
COMMITTEE - OUT OF COMMITTEE  
PORTION HELD ON THURSDAY, 19  
SEPTEMBER 2024**

**EXC.8.2/SEP- 24 SAPPI SCOTTBURGH MTB & TRAIL RUN – 22  
SEPTEMBER 2024 [WARD EVENTS]**

A report was attached as item number EXC.8.2/Sep – 24 and C. 10.2/Sep – 24 for reference. EXCO had deliberated at length on this item.

Following discussions, it was

**UNANIMOUSLY RESOLVED**

1. That the Council grants permission for the request for the SAPPI Scottburgh MBT & Trail run on 22 September 2024.
2. That all Municipal ByLaws and the NRTA93/96 be adhered to by the Organizers.

**[ACTION: GMCS]**

**EXC.8.2/SEP- 24 SCOTTBURGH SPRING MARKET – 22  
SEPTEMBER 2024 [BEACH BUMS EVENTS]**

A report was attached as item number EXC.8.2/Sep – 24 and C.10.2/Sep – 24 for reference. EXCO had deliberated at length on this item.

Following discussions, it was

**UNANIMOUSLY RESOLVED**

1. That permission be granted to Beach Bums Events to host the Scottburgh Spring Market on the 22 September 2024
2. That the closure of the roads be advertised by the Event.
3. Organizer in local newspapers before the event.

4. That all Municipal ByLaws and the NRTA93/96 be adhered by the Organizers

**[ACTION: GMCS]**

**EXC.8.2/SEP- 24 SCOTTBURGH LION'S CLUB: 21 – 22 DECEMBER 2024**

A report was attached as item number EXC.8.2/Sep – 24 and C.10.2/Sep – 24 for reference. EXCO had deliberated at length on this item.

Following discussions, it was

**UNANIMOUSLY RESOLVED**

1. That permission be granted to Scottburgh Lions Club to host their two (2) events on the 21<sup>st</sup> and 22<sup>nd</sup> December 2024 as follows:
  - (a) Beer Tent - 21 December 2024, Live Entertainment and Soap Box Derby Race
  - (b) Mardi Gras Event – 22 December 2024
2. That the closure of the roads be advertised by the Event Organizer in local newspapers before the events.
3. That, it be noted that the General Manager: Community Services would negotiate with the Organizers regarding the concerns raised by the Committee members in relation to the issue of closing the road from 05h00 and 17h00 during Festive Season.
4. That roads be closed at least between the hours 12h00 and 17h00.

**[ACTION: GMCS]**

**EXC.8.3/SEP- 24 REQUEST FOR ACCOMMODATION OF PUBLIC MANAGEMENT / N6 STUDENTS FOR WORK INTEGRATED LEARNING PROGRAM [IN-SERVICE TRAINING]**

A report was attached as item number EXC.8.3/Sep – 24 and C.10.2/Sep – 24 for reference. EXCO had deliberated at length on this item.

Following discussions, EXCO

## **UNANIMOUSLY RESOLVED**

1. That the report be noted.
2. That the letter of request from the Coastal KZN TVET College together with a proposed list of 20 Students In-Service Trainees be accepted and considered by EXCO and Council.
3. That it be noted that there would be no financial implications to accommodate these 20 Students In-service Trainees, to Umdoni Municipality.
4. That should this proposal be approved by Council the Municipal Manager be authorized to sign the Memorandum of Understanding between the Umdoni Municipality and Coastal KZN TVET College in respect of the placement of the 20 Students In-service Trainees, at Umdoni Municipality.  
**[ACTION: AGMCpS i.c.w. AMM]**
5. That once approved by Council, the MANCO considers the placement of these students in the various Sections for a period of 18 months as follows: -
  - Human Resources x 2
  - Public Management x 2
  - Parks and Gardens x 1
  - Traffic x 1
  - LED x 2
  - EPWP X 2
  - Libraries x 8 [1 x each Library]
  - Community Facilities x 1
  - Community Service Admin x 1
6. That MANCO monitors these students via a structured Internship Programme so as to ensure that when these students exit the programme they are equipped with the relevant skills and experience.  
**[ACTION: AGM: CpS and HR]**
7. That should the students in general apply for the in – service training or any other skills development relating to their qualifications be afforded an opportunity without taking their applications to EXCO and Council for approval, instead the Office of the Municipal Manager and/or Office of the GM: Corporate Services/ Human Resources should deal with it administratively going forward.

**[ACTION: MM+ AGM: CpS and HR]**

**EXC.8.3/SEP- 24 MEDIA MONITORING AND SOCIAL MEDIA REPORT**

A report was attached as item number EXC.8.3/Sep – 24 and C.10.2/Sep – 24 for reference. EXCO had deliberated at length on this item.

Following discussions, it was

**UNANIMOUSLY RESOLVED**

1. That the report be noted.
2. That Communications Sections implements an urgent Turn-Around Strategy in terms of positive reporting on all activities within the Municipality in order to get the Municipality back into a positive light, going forward.

[ACTION: OMM / M: COMMUNICATIONS]

**EXC.8.3/SEP- 24 ICT STEERING COMMITTEE: CURRENT STATUS AND RECOMMENDATIONS**

A report was attached as item number EXC.8.3/Sep – 24 and C.10.2/Sep – 24 for reference. EXCO had deliberated at length on this item.

Following discussions, it was

**UNANIMOUSLY RESOLVED**

1. That the Council note the ICT Steering Committee report.
2. That Council approve and adopt the establishment of the ICT Steering Committee for Umdoni Municipality.
3. That the Terms of Reference of the ICT Steering Committee be adopted with the amendment that in the case that the MM is not available for the ICT Steering Committee to meet the GM: Corporate Services be permitted to Chair the meetings.

[ACTION: MM and AGM:CpS]

**EXC.8.3/SEP- 24 PARTIAL REVERSAL OF SANRAL DEBT**

A report was attached as item number EXC.8.4/Sep – 24 and C.10.2/Sep – 24 for reference. EXCO deliberated at length on this item.



Cllr Khan appreciated the work done by the CFO.

Following discussions, EXCO

## **UNANIMOUSLY RESOLVED**

That Council approves the reversal of R19 869 141.79 being a total amount outstanding of Rates [R10 410 644.7] and Penalties [R 9 458 496.92] from the date 2012 - 10 in respect of SANRAL. [ACTION CFO]

### **C.10.2/SEP - 24 MOU BETWEEN UGU AND UMDONI MUNICIPALITY IN RESPECT OF SANITATION SERVICES**

A report was attached as item number EXC.9.3/Sep – 24 and C.10.2/Sep – 24 for reference. EXCO had deliberated at length on this item.

Upon enquiry by Cllr Bhoola, the GMTS advised that the process of finalizing the MOU was not yet completed however the services were still continuing. It was to be noted that all concerns raised by the Cllrs were noted and welcomed and responded to.

Following discussions, Council

## **UNANIMOUSLY RESOLVED**

1. That the content of the MOA between Ugu District Municipality and Umdoni Municipality be amended, reviewed and submitted for forthcoming Council for approval.
2. That the review and amendment process of the MOU to be effected as per EXCO's expectations be undertaken in consultation with the relevant stakeholders being representatives of Umdoni Municipality, Ugu District Municipality and KZN, Provincial Department of Human Settlement [DOH's]

[ACTION AMM+ M: L+E]

**C.11/Sep-24**

## **MAIN AGENDA ITEMS – OUT OF COMMITTEE**

**C.11.1/Sep-24**

### **REPORT FROM THE MUNICIPAL PUBLIC ACCOUNTS COMMITTEE [MPAC] OUT OF**

**COMMITTEE PORTION HELD ON MONDAY, 16  
SEPTEMBER 2024**

A report was attached as item number MPAC.9.4 and C.11.1/Sep – 24 for reference.

Following much discussions, it was.

**UNANIMOUSLY RESOLVED**

That the MPAC Work Plan for the 2024/2025 financial Year be approved.

[ACTION: MM+ MANAGER: IA]

**C.11.2/Sep-24**

**REPORT FROM THE AUDIT COMMITTEE OUT  
OF COMMITTEE PORTION HELD ON FRIDAY,  
14 JUNE 2024**

**AC.7.2/Jun – 24 AUDIT COMMITTEE CHARTER [2024/2025]**

A report was attached as item number AC.7.2 and C.11.2/Sep – 24 for reference.

Following much discussions, it was:-

**UNANIMOUSLY RESOLVED**

That the 2024/2025 FY Audit Committee Charter be approved subject to the proposed amendment being effected.

[ACTION: MM+ MANAGER: IA]

**AC.7.3/Jun – 24 AUDIT COMMITTEE WORK PLAN (2024/2025)**

A report was attached as item number AC.7.3 and C.11.2/Sep – 24 for reference.

Following much discussions, it was :-

**UNANIMOUSLY RESOLVED**

That the 2024/2025 Audit Committee Work Plan be approved subject to the proposed amendments being effected, that the signatory page to be contained as one document rather than on a separate page.

[ACTION: MM+ MANAGER: IA]

**AC.7.4/Jun – 24 RISK MANAGEMENT POLICY**

A report was attached as item number AC.7.4 and C.11.2/Sep – 24 for reference.

Following much discussions, it was :

**UNANIMOUSLY RESOLVED**

1. That the appointment of the Independent Risk Management Committee Chairperson be considered in the policy.
2. That the Risk Management Policy be approved by Council.

[ACTION: MM+ MANAGER: IA]

**AC.7.6/Jun – 24 INTERNAL AUDIT FINDINGS INTERNAL ACTION PLAN**

A report was attached as item number AC.7.5 and C.11.2/Sep – 24 for reference.

Following much discussions, it was :-

**UNANIMOUSLY RESOLVED**

1. That Manager: IA, and Fleet Management to review all Fleet Management related policies regarding accountability on penalties imposed on late application for license renewals.
2. That all relevant stakeholders be consulted on ongoing basis in terms of recovery of the costs related to Business Licensing as per the draft policy.
3. That the Human Resource Management section to be capacitated on the VIP system.
4. That the Finance department be capacitated on the payroll Standard Operating Procedures.

5. That the functioning of the PSC be maintained on ongoing basis as per the relevant regulations and terms of references regardless of whether or not challenges were being experienced on projects implemented.
6. That the percentage on the achieved Internal Audit findings be improved at the date of the next meeting.
7. That the Interns seconded to other department to address the issue of segregation of duties to be placed on a limited time frame in order for them to continue with their Internship programme without any interruptions.

[ACTION: MM+ MANAGER: IA]

**C.11.3/Sep-24**

### **UMDONI TC ROBERTSON NATURE CONSERVANCY FUNDING**

A report was attached as item number C.11.3/Sep – 24 for reference.

Various questions of clarity and concerns were raised as follows: -

Cllr Maharaj raised concerns regarding proper handover between the person/Manager who was currently in charge regarding the issue of the agreement and the Municipality.

Cllr Khan enquired if there was any oversight conducted regarding this facility.

There was a view from the discussions of the Cllrs wherein it was advised that if there is change of the Board of Directors or Management the Municipality be advised accordingly. It was also mentioned that the submission of their financial statements was mandatory and that the regular reporting to Portfolio Committee [Planning and Development] was compulsory.

The Mayor cautioned the Council that going forward, any presentation be brought to Council prior the approval of finding.

Following discussion and comments, it was

### **UNANIMOUSLY RESOLVED**

1. That the Council notes the TC Robertson Nature Conservancy site inspection report.

2. That the Council approve the TC Robertson Nature Conservancy Funding increase from R17 000.00 to R30 000.00 monthly.
3. That Ward 15 Cllr - Cllr D Daniels be part of the programmes and meetings of TC Robertson Nature Reserve and ensure Oversight herein so as to report when necessary to the relevant Portfolio Committee and /or Council. [ACTION: CLLR D Daniels]

[ACTION: GM P&D+ MANAGER: ENVIR]

## **C.12/SEP -24 YELLOW PAGES: IN-COMMITTEE TO COUNCILLORS ONLY**

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

### **C.13/Sep-24      DATE OF NEXT MEETING**

30 October 2024

### **C.14/Sep-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: .....**



# UMDONI MUNICIPALITY

*The Jewel of the South Coast*

## MINUTES: SPECIAL COUNCIL MEETING

| DATE OF MEETING           | TIME   | VENUE   |                     |
|---------------------------|--|---|---------------------|
| FRIDAY<br>04 OCTOBER 2024 | 09:05  | COUNCIL CHAMBERS  |                     |
| CHAIRPERSON               | CLLR ME MBUTHO : SPEAKER   |   |                     |
| COMMITTEE MEMBERS         | Present  | L.O.A/ Absent / Apology   | On Council Business |
|                           | Cllr Bhoola – RB<br>Cllr Cele – BA<br>Cllr Cele – Luthuli: MJ [Mayor]<br>Cllr Cutten – A<br>Cllr Daniels - D<br>Cllr Dlamini – LR<br>Cllr Dlamini – SG – (EXCO Member)<br>Cllr Gumede – CN(Apology)<br>Cllr Khan – MA<br>Cllr Khanyile – SV<br>Cllr Maharaj – RS<br>Cllr Mahomed – S<br>Cllr Madlala – MR<br>Cllr Mdluli– SD<br>Cllr Mynhardt – R<br>Cllr Mngoma - SEH<br>Cllr Mthwane – WS<br>Cllr Naidoo – S<br>Cllr Nombika – PN<br>Cllr Ndlela – JM<br>Cllr Nzama – TN<br>Cllr Sookhraj – S<br>Cllr Shezi – SN<br>Cllr Thabethe – PE (Deputy Mayor- EXCO Member)<br>Cllr Zoko – SA<br>Cllr Zulu – S<br>Cllr Mzelemu – S<br>Cllr Nkomo – NL<br>Cllr Jeza – ZKW<br>Cllr Tenza – MP<br>Cllr Mbanjwa – MP<br>Cllr Molefe – Z | Cllr Duma – ZZ (EXCO Member(Absent)<br>Cllr Khumalo- PK<br>Cllr Phungula- GM<br>Cllr Ngubo-MJ |                     |
| AMAKHOSI                  |  | Inkosi MR Cele<br>Inkosi SE Mbhele  |                     |
| OFFICIALS                 | Present  | L.O.A/ Absent / Apology   | On Council Business |
|                           | Mr NG Kumalo (Acting MM)<br>VACANT (GMCpS)<br>Mr M Chandulal (GM Financial Services)<br>Mr SE Nxele (GM Planning & Development)<br>Mr VT Khanyile (GM Community Services)  |   |                     |

Special Council Minutes  
04 October 2024  
Minutes of Physical Meeting

|  |   |  |  |
|--|---|--|--|
|  | Mrs L Harisingh (Manager: Aux)<br>Ms S Reddy(Manager: L&E)              |  |  |
| COMMITTEE SECTION                                    | Mrs NNR Sithole – Committee Section<br>Ms SJ Radebe – Committee Section |  |  |
| ICT SUPPORT  | NIL   |  |  |
| INVITEES / PRESS / PUBLIC / PRESENTORS AND OFFICIALS | Mr DD Naidoo – Local Government Expert Representative (CoGTA)           |  |  |

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

**S.C. 1/Oct-24      NOTICE OF MEETING**

The notice convening the meeting was read by Mr SE Nxele whom at this stage of the meeting was regarded as the Acting MM for this meeting.

**S.C. 2/Oct-24      PRAYER**

A moment of silence was observed.

**S.C. 3/Oct-24      ATTENDANCE AND APPLICATIONS FOR LEAVE OF ABSENCE.**

It was noted that Councillors K Khumalo, GM Phungula, ZZ Duma and MJ Ngubo had applied for Leave of Absence from this meeting. It was also reported that General Manager: Technical Services was on family responsibility leave.

Cllr Sookhraj raised concerns regarding Mr SE Nxele being an Acting MM in the absence of the Municipal Manager. Cllr Sookhraj then sought clarity regarding her concern.

In response, the Mayor clarified that this issue of the Acting MM would be covered under "In – Committee Portion" The Mayor stated that Mr Nxele was appointed by Umdoni Council however the detailed report would be dealt with under the "In – Committee Section"

Cllr Cutten mentioned that according to his records, Mr Nxele last day in acting capacity was 23/09/2024. Since the Municipal Manager: Mrs TC Ndlela had come back to work there was no resolution taken for the appointment of the Acting Municipal Manager.

The Mayor responded and advised that there was a resolution taken after the resignation of the Municipal Manager. The Mayor requested the meeting to proceed with the item in question which was under "In Committee



Cllr Bhoola mentioned that unilaterally to request the GM P&D to act outside the time could violate the process.

Cllr Naidoo was of the view and proposed that the item of the Acting MM - In Committee Portion be brought forward and be dealt with during these meeting proceedings and that would resolve the issue of the Acting Municipal Manager. This was seconded by Cllr Bhoola.

Thereafter it was,

**UNANIMOUSLY RESOLVED**

1. That the leave of absence for Councillors K Khumalo, GM Phungula, ZZ Duma and MJ Ngubo be granted.
2. That the item relating to the appointment of the Acting Municipal Manager which was under "In – Committee Portion of the agenda be dealt with first and then Council proceeds with the rest of the agenda  
[ACTION: Honourable Speaker]

**S.C. 4/Oct-24**

**DECLARATION OF PECUNIARY OR OTHER INTERESTS**

None of the members had declared interests.

**S.C.5/Oct-24**

**OFFICIAL ANNOUNCEMENTS BY SPEAKER**

The Speaker requested Council to respect time and duration of this meeting as there was another meeting commencing at 10h00 .  
NOTED.

**S.C.6/Oct-24**

**CONFIRMATION OF AGENDA**

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

Thereafter, it was;

**UNANIMOUSLY RESOLVED**

That the agenda for the Special Council meeting as scheduled for Tuesday, 04 October 2024 be adopted with amendments to the agenda. In respect of the "In – Committee item.

**S.C. 7/Oct-24**

**MOU BETWEEN UGU AND UMDONI MUNICIPALITY IN RESPECT OF SANITATION SERVICES**

At this juncture, it was to be noted that Mr NG Kumalo was already appointed as an Acting Municipal Manager when the item on Appointment of Acting Municipal Manager: In – Committee Portion was discussed and resolved upon. (Please refer to In – Committee Section of Minutes).

AMM, Mr NG Kumalo took members through this report.

The purpose of this report was for the Council to consider the attached MOU received from Ugu in respect of Sanitation Services at the Informal Settlement in Umzinto.

Cllr Maharaj welcomed the report and stated that corrections be made where needed and that there should be an indication as to which areas were being serviced and those that would be serviced prior signing the MOU, going forward. Cllr Maharaj indicated that NPA Informal Settlement was omitted in this report and that should be corrected.

Cllr Mynhardt questioned as to where was the money currently in referred to on page 2 paragraph 5.

Questions of clarity were raised by Cllr Sookhraj on page 8 and she indicated that with regards to the table on the attached MOU one of the Informal Settlements in Ward 12 was not mentioned and further requested that the Roseville Informal Settlement be included in the table in order to be covered in terms of the sanitation services. She went on and enquired as to what would happen after the 28 February 2025 with regards to the sanitation services in Umzinto Informal Settlements.

Cllr Khan commented on the issue and enquired if there was an interim plan or other alternative measures that would be put in place after February 2025.

Cllr Bhoola enquired as to which sections in the Housing Act that dictates the utilization of the housing funds for unrelated matters. He went on and enquired if MEC had delegated powers to issue such instructions to Municipalities, why could such funds not be directed to MEC's attention for his office to conduct payments.

Cllr Bhoola further raised concerns with regard to this kind of transaction that would become a focus of AG's attention to the Municipality which could result in the fruitless expenditure. He further stated that he was worried and concerned with regards to this issue in terms of Section 12 Notice and in terms of the Water and Sanitation Services Act.

It was to be noted that GMTS was not present in this meeting, therefore some questions which required answers by him were left unanswered.

In response, to other pertinent questions, Manager: L&E indicated that in the preamble of the MOU, there was currently a Slums Clearance Programme and structures were expected to be completed within 6 months.

It was also reported that the CFO did confirm that the money was in the Municipal account.

Mr DD Naidoo provided clarity on the issue of Sanitation Services and stated there is Housing Operations Account at Umdoni Municipality. This account is a ring fenced account and every time the Municipality want to utilize the money the Municipality should have the MEC's authorization in order to utilize the money. He further explained that there is only one Local Municipality under Ugu District that is an accredited Housing Provider (Ray Nkonyeni Municipality) and Umdoni Municipality is not accredited Housing Provider, therefore it was to be noted that the MEC authorized the Umdoni Municipality to utilize the funding for the current Sanitation Services. It was stated that the money in the account was not only for sanitation, it could be utilized for other challenges relating to Housing Projects as well.

Mr DD advised that a long term plan with solutions be provided prior February to avoid problems in respect of the Sanitation services at Umzinto Informal Settlements. He further advised that it should be included as well that notwithstanding the date of the signature the MOU is effective retrospectively even if it was signed one month late.

#### **[ACTION: MANAGEMENT]**

In terms of legalities Umdoni is complainant and the necessary steps were taken and procedure was followed and the authority to utilize the money was obtained from the MEC. It was indicated that there would be an irregular expenditure in terms of Ugu District as Ugu would be paying the Service Provider not Umdoni Municipality.

Mr DD Naidoo advised that there was a scheduled of areas requiring the service issued already, should Umdoni wish to includes other areas that were not mentioned in the table provided in terms of Sanitation Services then Councillors were be cautioned that there would be an additional cost.

Cllr Thabethe provided clarity and stated that there were areas that were omitted in the report which were also being serviced by Ugu District in terms of Umzinto Informal Sanitation Services.

Cllr Naidoo commented on the report and requested that Management should ensure the quality of report served to the Council be

comprehensive correct and accurate in order to avoid mistakes and not omit important information and for Council to be able to understand what is requested of Council and be able to take informed decisions, going forward. **[ACTION: MANAGEMENT]**

It was also to be noted that Cllr Bhoola raised his dissention with regards to this matter. **NOTED**

Speaker alluded that the designated Portfolio Committee should play an oversight role with regards to this matter on behalf of the Umdoni Council, going forward. **NOTED**

Following much discussions, comments and questions of clarity, it was

## **RESOLVED**

1. That Council considers the report with a view to determine whether the attached MOU should be entered into or not.
2. That in the event that Council resolves to enter into agreement with Ugu, such delegation is to be extended to the Acting Municipal Manager to sign the MOU on behalf of Umdoni Municipality.
3. That, it be noted that a long term plan/ solution be provided prior February 2025 to avoid problems in respect of the Sanitation services.
4. That notwithstanding the date of the signature the MOU would be effective retrospectively as it was signed one month late.

**[ACTION: GMTS+ AMM+ M: L&E]**

### **S.C.8/Oct-24      DATE OF NEXT MEETING**

30 October 2024

### **S.C.9/Oct-24      CLOSURE**

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

**CONFIRMED THIS \_\_\_\_ DAY OF \_\_\_\_ 2024**

.....  
**CLLR ME MBUTHO - [SPEAKER]**

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04 October 2024  
Minutes of Physical Meeting

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**Unconfirmed Minutes verified by AMM: Mr NG Kumalo**

**Signature .....**

**Date: .....**

**Unconfirmed Minutes verified by Speaker: Cllr ME MBUTHO**

**Signature .....**

**Date: .....**



# UMDONI MUNICIPALITY

*The Jewel of the South Coast*

## MINUTES: COUNCIL MEETING

| DATE OF MEETING              | TIME   | VENUE   |                     |
|------------------------------|--|---|---------------------|
| WEDNESDAY<br>30 OCTOBER 2024 | 10:17  | COUNCIL CHAMBERS  |                     |
| CHAIRPERSON                  | CLLR ME MBUTHO : SPEAKER   |   |                     |
| COMMITTEE MEMBERS            | Present  | L.O.A/ Absent / Apology                                     | On Council Business |
|                              | Cllr Bhoola – RB<br>Cllr Cele – BA<br>Cllr Cele – Luthuli: MJ [Mayor]<br>Cllr Cutten – A<br>Cllr Daniels – D<br>Cllr Duma – ZZ (EXCO Member)<br>Cllr Dlamini – LR<br>Cllr Gumede – CN<br>Cllr Khan – MA<br>Cllr Khanyile – SV<br>Cllr Maharaj – RS<br>Cllr Mahomed – S<br>Cllr Madlala – MR<br>Cllr Mdluli– SD<br>Cllr Mynhardt – R<br>Cllr Mngoma – SEH (connected virtually)<br>Cllr Mthwane – WS<br>Cllr Naidoo – S<br>Cllr MJ Ngubo<br>Cllr Nombika – PN<br>Cllr Ndlela – JM<br>Cllr Nzama – TN<br>Cllr Phungula – GM<br>Cllr Sookhraj – S<br>Cllr Shezi – SN<br>Cllr Thabethe – PE (Deputy Mayor- EXCO Member)<br>Cllr Zoko – SA<br>Cllr Zulu – S<br>Cllr Nkomo – NL<br>Cllr Khumalo – PK<br>Cllr Jeza – ZKW<br>Cllr Tenza – MP<br>Cllr Dlamini – SG – (EXCO Member)<br>Cllr Molefe – Z | Cllr Mzelemu – S<br>(Apology)<br>Cllr Mbanjwa – MP(Apology) |                     |
| AMAKHOSI                     |  | Inkosi MR Cele<br>Inkosi SE Mbhele                          |                     |
| OFFICIALS                    | Present  | L.O.A/ Absent / Apology                                     | On Council Business |
|                              | Mr NG Kumalo (Acting Municipal Manager)<br>VACANT (GM Financial Services)<br>Mr SE Nxele (GM Planning & Development]   |   |                     |

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|  |  |  |  |
|--|--|--|--|
|  | Mr MB Shangase (GM Technical Services)<br>VACANT (GM Corporate Services)<br>Mr VT Khanyile (GM Community Services)<br>Mrs L Harisingh (Manager: Aux)<br>Ms S Reddy (Manager: L& E)<br>Mr P Ndlanzi – (Acting Manager: Budget)<br>Mrs F Sayed – (Acting Manager: Revenue)<br>Mr T Ndlovu – (Manger: Internal Audit) |  |  |
| COMMITTEE SECTION                                    | Mrs NNR Sithole – Committee Section<br>Mrs K Govender - Committee Section<br>Ms SJ Radebe – Committee Section  |  |  |
| ICT SUPPORT  | Nil  |  |  |
| INVITEES / PRESS / PUBLIC / PRESENTORS AND OFFICIALS | <b>INVITEES / PRESS / PUBLIC / PRESENTORS AND OFFICIALS</b><br>- Mr DD Naidoo – Local Government Expert – KZN: COGTA<br>- Mr A Ruppen – Observer (Public) Not present during “In – Committee Portion   |  |  |

**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/Oct-24****NOTICE OF MEETING**

The notice convening the meeting was taken as read.

**C. 2/Oct-24****PRAYER****With**

The Acting Municipal Manager reported deep sad news with a heavy heart that the Organization had lost the Manager: ICT, Mr Z Cele, tragically. Therefore, a moment of silence was observed, in his honour, as well.

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

As recorded on page 1 of these minutes.

It was noted that Councillors S Mzelemu and MP Mbanjwa had applied for Leave of Absence from this meeting.

Noted, that Cllr Khan and Cllr Duma would join the meeting late.  
**NOTED**

It was also to be noted that Cllr Mngoma would join the meeting virtually as he was hospitalized – **NOTED.**

**UNANIMOUSLY RESOLVED**

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That the Leave of Absence for Councillor S Mzelemu be granted.

**C. 4/Oct-24**

**DECLARATION OF PECUNIARY OR OTHER INTERESTS**

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

**C.5/Oct-24**

**OFFICIAL ANNOUNCEMENTS BY SPEAKER**

The Speaker officially announced that Umdoni Municipality had obtained Blue Flag Status for Pennington Beach. It was to be noted that this achievement would assist the Municipality to enhance the issue of tourism. It was to be noted that the blue flag status would be launched very soon.

It was further reported that the following staff were working towards meeting the required requirements for Blue Flag Status for the following beach sites : -

- Preston Beach
- Mtwalume Beach
- Rocky Bay Beach
- Scottburgh Beach

Cllr Naidoo commented on the above and requested Council to acknowledge the contribution of the Community Organizations in Pennington which assisted in achieving this Blue Flag Status.

**NOTED**

**C.6/Oct-24**

**ADOPTION OF THE AGENDA**

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

The Acting Municipal Manager requested that item C.13.5/Oct – 24 [ Review of Banking Signatories and Revocation of Banking Codes] and item C.13.6/Oct – 24[Legal Matter: S. Sookhraj & Other VS the Municipal Manager of the Umdoni Municipality and 8 Others] be removed from the Agenda as more work needed to be done regarding such items.

The Acting Municipal Manager further requested that item C10.1/Oct – 24 be dealt in conjunction with item EXC.9.4/Oct – 24 [Umdoni Participation in the KZN SALGA Games 2024]

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



C.13.7/Oct – 24 [Appointment of the Acting General Manager: Corporate Services]

C13.8/Oct – 24 [Appointment of the Acting CFO]

C13.9/Oct – 24 [Appointment of the General Manager: Community Services]

C13.7/Oct – 24 [Dispute: Salary Equalization] who would arise from the item C13.7/Oct – 24 Progress in terms of the Implementation of the demands of Labour and the Petition List from Labour]

Cllr Sookhraj requested that an item regarding Communication and Council and Community be added onto the agenda.

Cllr Mdluli enquired as to why item C13.6/Oct – 24 was removed from the agenda. Cllr Mdluli then mentioned that it was concerning to remove this item as people have an interest on the issue. Cllr Mdluli requested a valid reason.

Cllr Bhoola appreciated, the presence of Mr Naidoo - CoGTA. Cllr Bhoola then enquired about the report which was to be complied by Mr Naidoo within 30 days in terms of the S154 and the intention of the MEC – KZN COGTA. Cllr Bhoola further raised regarding the issues of the Financial Report, and withdrawal of items from the agenda as transparency was required in this regard.

In response, the Acting Municipal Manager advised that the item with regards to Financials of the Municipality was on the agenda as item C11.1/Oct – 24 [Section 52 D - In Year Report of Umdoni Municipality: Q1] and advised that the financial performance of the Municipality as required by the MFMA was being dealt with at the Finance Portfolio Committee.

The Speaker confirmed that the item on Communication between Council and Community would be added on the agenda.

In response, Mr DD Naidoo provided clarity and advised that the report that Cllr Bhoola was referring to would be submitted to MEC then it would be submitted or provided to Council afterwards.

**NOTED**

Thereafter Councillor Jeza moved for the adoption of the agenda and was seconded by Councillor Thabethe with amendments.

**UNANIMOUSLY RESOLVED**

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

**C.7/Oct – 24**

**DEPUTATION / PRESENTATION**

A presentation was undertaken by Mr NG Kumalo – AMM.

The purpose of this item was to appraise Council about the Organizational Non – Compliance issues and to present the corrective measures to address those issues. It was to be noted that the same presentation was presented to the EXCO meeting held on 22 October 2024.

The following was highlighted in the presentation.

- Corporate Services: Non: Compliance:

Human Resources and its corrective measures to ensure compliance

It was noted HR had not implemented new Staff regulations, Lack of Complaint Equity Plan and Skills Development Plan which was due to non-functioning of HRD Committee & Failure to workshop Code of Conduct for staff. It was to be noted that all Cllrs and Staff would be workshopped regarding this staff Regulation that were promulgated in 2019. The Acting MM advised that the Sub-Committees be formulated and skills development Sub-Committee be formulated as well. All these Committees would report to the Corporate Governance Portfolio Committee.

It was advised that the road shows for the Code of Conduct of the Employees would be done so that the Employees would be educated. It was to be noted that CoGTA had initiated a training for the staff and Cllrs.

ICT Non-Compliance: -

Website non-compliance in terms of Section 75(1) of MFMA were highlighted and presented in details.

The corrective measures were explained in details to Council for all areas of concerns relating to the Website. It was explained that the ICT Steering Committee had resumed dealing with errors that had been picked up. There was an assessment done by SALGA which appraised of weaker ICT areas at Umdoni Municipality and how those areas should be dealt with. The Ugu District

Municipality Officials and Umzumbe Municipality officials were requested to assist on the issue of ICT. It was to be noted that ICT infrastructure needed to be replaced as it was very old.

- Community Services: Non – Compliance

Fire Brigade Service Act and its corrective measures to ensure compliance. It was advised that the MEC volunteered to provide the Municipality with the fire vehicles or machines/or equipment's. The AMM advised that there were repairs that had been done to the machinery that was currently existing. Respective GMs were requested to conduct and formulate programmes.

The Cllrs appreciated the presentation from the Acting MM and encouraged the Administration of the Municipality to take the responsibility of what needed to be done.

[ACTION : AMM + Snr management]

The Municipal Manager committed to turn- around the situation of Umdoni Municipality with help of all GM's and CoGTA. **NOTED**

**C.8/Oct-24**

**REPORT BACKS**

Nil

**C.9.1/Oct-24**

**CONFIRMATION OF MINUTES OF THE COUNCIL HELD ON WEDNESDAY, 25 SEPTEMBER 2024 [OUT OF COMMITTEE PORTION]**

The Speaker took the meeting through the confirmation of the minutes of the Council meeting held on Wednesday, 25 September 2024.

Page 9 "To correct the spelling error of the word" Communication"

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

**UNANIMOUSLY RESOLVED**

That the minutes of the Council meeting held on Wednesday, 25 September 2024 be received and **confirmed**.

**C.9.2/Oct-24**

**MATTERS ARISING FROM THE MINUTES OF  
THE COUNCIL MEETING HELD ON 25  
SEPTEMBER 2024 [OUT OF COMMITTEE  
PORTION]**

PAGE 5/ C.7/Oct – 24 **PRESENTATION – NATIONAL DEPARTMENT OF  
CoGTA : RMO**

Cllr Naidoo enquired if there was any progress regarding this matter.

In response, the Acting Municipal Manager advised that the interaction with CFO would continue and the report would be provided.

**[ACTION : ACFO]**

Page 8 of 26 **REPORT ON THE PROCUREMENT OF VEHICLES REQUIRED  
FOR PUBLIC OFFICE BEARERS**

Cllr Cutten enquired upon progress regarding the meeting with the Office Bearers in relation to Kilometers in terms of petrol consumption usage for the vehicles used by the Office Bearers and enquired if there were any policies in place for such usage.

In response, the Acting Municipal Manager advised that he will engage with the affected Office Bearers and discuss the matter in order to correct it going forward. **NOTED**

**[ACTION : AMM]**

Page 8 of 26 **THE NON - SITTING OF THE PORTFOLIO COMMITTEES**

Cllr Mdluli enquired the status quo of the above item.

In response, the Speaker advised that the Portfolio Committees were now sitting as per the Roster. It was confirmed that there was a challenge previously. The attendance of Amakhosi would be addressed.

**NOTED**

**[ACTION : Act. Speaker]**

PAGE 9 of 26 **COMMUNICATION SYSTEM & SANITATION SERVICES.**

Cllr Sookhraj enquired if Ugu District Municipality had reached consensus with CoGTA & Umdoni Municipality in the matter of Sanitation Services for the Informal Settlements at Umzinto.

Cllr Bhoola enquired if there were any new developments to the communication system at Umzinto Offices.

In response, the AMM advised that the agreement had been signed including the addition of the omitted areas that were previously mentioned by the Cllrs. The Municipality was also assisted by CoGTA.

The AMM further explained that with regards to the issue of the communication system all matters were dealt with and the starting point was the issue of license and the SCM processes which were in progress together with the TOR's.

Page 23 of 26 **AUDIT FINDINGS: INTERNAL AUDIT ACTION PLAN INTERNAL**

Cllr Khan enquired about the progress of the above item.

There was no response.

**Page 24 of 26: C.11.3/Sep – 24 UMDONI TC ROBERTSON NATURE CONSERVANCY FUNDING**

Cllr Daniels requested that the "oversight" be replaced with the word "Observer" as it was mistakenly captured under resolution No3.

Mr DD Naidoo gave clarity on the issue of the NGO 's and stated that if the Ward Cllrs wish to attend the board meetings of the NGO's they do away so, but as Observers. He further enquired if there were Cllrs appointed for being responsible for TC Robertson Board meetings, if yes who were those Cllrs? He further stated that those appointed Cllrs should report back the relevant Portfolio Committees. He explained that these bodies were normally appointed at the Inauguration meetings of Council.

Cllr Bhoola enquired if Council has a representative on this body.

The Mayor stated that recommendation No.3 should fall way. **NOTED**

**C.9.9/Oct-24**

**CONFIRMATION OF MINUTES OF THE SPECIAL COUNCIL ENGAGEMENT WITH CoGTA HELD ON MONDAY, 30 SEPTEMBER 2024 [OUT OF COMMITTEE PORTION]**

The Speaker took the meeting through the confirmation of the minutes of the Special Council meeting held on Monday, 30 September 2024.

On the proposal of Councillor Naidoo seconded by Councillor Dlamini it was

## **UNANIMOUSLY RESOLVED**

That the minutes of the Council meeting held on Monday, 30 September 2024 be received and **confirmed**.

**C.9.8/Oct-24**

### **MATTERS ARISING FROM THE MINUTES OF THE SPECIAL ENGAGEMENT COUNCIL MEETING HELD ON MONDAY, 30 SEPTEMBER 2024 [OUT OF COMMITTEE PORTION]**

#### **Page 3 C.9.1/Sep-24 SPECIAL COUNCIL ENGAGEMENT WITH MEC REV. T BUTHELEZI**

Cllr Duma enquired about the specific areas that Mr Naidoo was going to assist on. He further sought clarity on whether there was progress in terms of the implementation of the recommendations from CoGTA.

With regards to the comment raised by Cllr Bhoola. Mr DD Naidoo advised that the report would take the whole 1 day to present and discuss as it was a long plan. It was to be noted that there 75 indicators in that plan. Generally, the TOR's given by the MEC would be included in the Turnaround Plan. It was to be noted that Section 106 report was done and submitted to Umdoni Municipality and the MEC did not receive the any feedback or response from the Municipality in terms of those recommendations. The report would be recovered and reviewed for those recommendations.

In terms of the investigation, the MEC came to Umdoni Municipality and met a lot of the Community organizations and Labour and they made a lot of allegations against this Municipality. Therefore, CoGTA conducted a preliminary investigation and from all those preliminary investigations a lot information was required from the Institution. If necessary separate, dedicated investigations would be undertaken accordingly. **NOTED.**

**C.9.7/Oct-24**

### **CONFIRMATION OF MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON MONDAY, 04 OCTOBER 2024 [OUT OF COMMITTEE PORTION]**

The Speaker took the meeting through the confirmation of the minutes of the Special Council meeting held on 04 Monday, 04 October 2024.

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On the proposal of Councillor Nzama seconded by Councillor Nkomo  
It was

## **UNANIMOUSLY RESOLVED**

That the minutes of the Council meeting held on Monday, 04 October 2024 be received and **confirmed**.

**C.9.8/Oct-24**

### **MATTERS ARISING FROM THE MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON MONDAY, 04 OCTOBER 2024 [OUT OF COMMITTEE PORTION]**

There were none.

**C.10.1/Oct-24**

### **REPORT FROM THE EXECUTIVE COMMITTEE - OUT OF COMMITTEE PORTION HELD ON 22 OCTOBER 2024**

#### **EXC.8.2/OCT- 24 HIRE OF PARK RYNIE CAMPSITE: SHAPE UP WOMEN'S FITNESS – 19 OCTOBER 2024**

Please Note: That the date for the above request had past.

#### **EXC.8.2/OCT- 24 HIRE OF BEACH GROUNDS SCOTTBURGH BEACH: BEACH BUMS SOUTH COAST LIFESTYLE PTY(LTD) 18 & 19 DECEMBER 2024**

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

Following discussions, it was

## **UNANIMOUSLY RESOLVED**

1. That the request to host a Scottburgh Christmas Beach Event on 18 and 19 December 2024 at Scottburgh Beach be approved with the Tariff of Charge amounting to R419.00 per day in terms of the Municipal Tariff of Charge section 15(1)

2. That the Applicant be allowed to place 50 stalls at a charge of R27 per stall in terms of 15.1(iv) of the Municipal Tariff of Charges.
3. That an amount of R419.00 in terms of the Municipal Tariff be charged to the Applicant should the Applicant require electricity connection for the day.
4. That the Applicant signs the indemnity form exonerating the Municipality from any liability that may occur; and
5. That the area to be used for the day be agreed upon with the Beach Manager prior to any setting up taking place.

**[ACTION: GMCS]**

**EXC.8.2/OCT – 24 BOBBIES ON THE BEAT – DECEMBER 2024/JANUARY 2025**

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

Summary of the questions of clarity and concerns were raised as follows: -

- Cllr Khan commented on this matter and mentioned that it was noted from heard in the past that Umzinto is not part of the Business Plan. He mentioned that it was imperative for Council as a caring Local Government to be pro-active in this situation and deploy the municipal resources and to use the Organizational warm bodies to engage Umzinto SAPS so that the Umzinto Town could not be left out for criminals to date advantage of during the Festive Period.
- Cllr Bhoola complimented Scottburgh SAPS for dealing decisively with the issues of the Business Plan. Cllr Bhoola also commended the Umzinto SAPS for using their Reservists and paying them overtime from their budgets. Cllr Bhoola mentioned that the problem was due to the R87 000 which was not utilized for the purpose of Bobbies on the Beat in Umzinto CBD. It was to be noted that this funding had been stacked at Umzinto SAPS for almost 2 years. It was concerning as the Umdoni Institution has the responsibility that the people would not be robbed at Umzinto CBD since the influx of people was great at Umzinto. Cllr Bhoola requested Management to come with the Plan of Action and accept the responsibility in light of the fact that SAPS Umzinto was not currently assisting.



It was difficult to know whether the funding was still with Umzinto SAPS in the absence of the report.

- Cllr Mdluli commented on the matter and highlighted that there was a concern from Scottburgh SAPS regarding the funding.
- Cllr Sookhraj commented on the matter and suggested that Umzinto SAPS be contacted to ascertain if the funding was still available. The Business Plan would be required from Umzinto SAPS.

The GMCS advised that he had met with Umzinto SAPS to resolve the issue of the Bobbies on the Beat. It was to be noted that another meeting would be on Friday, 01 November 2024 to finalize the matter however the services of the Bobbies on the Beat at Umzinto CBD would be available for safety regardless of the issues.

**[ACTION: GMCS]**

Following discussions, it was

## **UNANIMOUSLY RESOLVED**

1. That the Council approves the payment of R237 000.00 for the service of Bobbies on the Beat to SAPS Scottburgh for use as defined in the Business Plans.
2. That the MoU must be prepared prior payment of funds
3. That the Acting Municipal Manager, Mr N Kumalo be delegated to sign the MoU.

**[ACTION: GMCS]**

### **EXC.8.2/OCT – 24 SCOTTBURGH ATHLETICS CLUB HALF MARATHON EVENT – 12 JANUARY 2025**

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

Following discussions, it was

## **UNANIMOUSLY RESOLVED**

1. That permission be granted to Scottburgh Athletics Club to host the Half Marathon Event on the 12 January 2025.

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2. That all Municipal By-Laws and the NRTA93/96 be adhered to by the Organizers.

**ACTION: GMCSJ**

**EXC.8.2/Oct – 24 UMDONI MUNICIPALITY FESTIVE SEASON PLAN – 2024/2025**

A report was attached as item number C 10.1/Oct – 24 for reference. EXCO deliberated at length on this item on 22 October 2024.

Questions of clarity and comments were raised as follows regarding this matter at this Council Meeting: -

- Cllr Cutten and Cllr Sookhraj requested that certain amendments be effected on the document.
- Cllr Bhoola enquired on the value of the control Room if nothing was working in that Control Room. He questioned as to why Scottburgh Beech was rejected for Blue Flag whilst Scottsburg was regarded as the Tourist Town Cllr Bhoola was of the view that seasonal Staff be used utilized to assist during festive seasons and be provided with stipends.
- The GMCmS provided clarity and advised that most of the issues were too operational. It was important to note that the Festive Season Plan was a Plan that states the level of the Institutional preparedness for anything that was likely to occur. It was to be noted that whatever hazard that was highlighted in the document was taken from the assumption of the previous experiences. It was to be noted that there would be partnership with the Ugu District Municipality.

Following discussions, it was

**UNANIMOUSLY RESOLVED**

1. That the Umdoni Festive Season Plan be adopted with inputs and amendments made by the members of the Community Services Portfolio committee, the Executive Committee and Mr DD Naidoo - CoGTA Representative and Council.
2. That the Umdoni Festive Season Plan be separated from the Umdoni Service Delivery Recovery Plan.
3. That robust engagements be undertaken with South Coast Tourism Association (SCTA) to ensure that Umdoni Municipality receives

value for money in respect of all tourism programmes and activities scheduled especially for the forthcoming festive period by SCTA.

**[ACTION: GMCS]**

**EXC.8.3/Oct – 24 COMPLIANCE REGISTER PROGRESS**

**Please Note,** That the item was dealt with under C7/Oct – 24 [Presentations]

**EXC.8.3/Oct – 24 RENEWAL OF MEMORANDUM OF UNDERSTANDING BETWEEN MOSES KOTANE INSTITUTE AND UMDONI MUNICIPALITY**

An item was attached as item No C10.1/Oct -24 together with a Memorandum of Understanding for reference.

Following discussion, it was: -

**UNANIMOUSLY RESOLVED**

1. That the report be noted.
2. That the Council consider the adoption of the Memorandum of Understanding in terms of the utilization of the Dududu Digital Centre at the Vulamehlo / Dududu Satellite offices by the Moses Kotane Institute be adopted.
3. That the Acting Municipal Manager be delegated to sign the MOU with Moses Kotane Institute on behalf of Umdoni Municipality.

**[ACTION: MANAGER: YOUTH +AMM]**

**EXC/9.1/OCT – 24 TOWN PLANNING SPLUMA DEVELOPMENT APPLICATIONS REPORT – APPLICATION FOR THE PROPOSED WASTE MANAGEMENT FACILITY [WASTE TRANSFER STATION] : THE REZONING FOR THE PROPERTY KNOWN AS ERF 31 UMZINTO FROM “URBAN AGRICULTURAL 1 TO WASTE MANAGEMENT FACILITY”**

A report was attached as item number C10.1/Oct - 24 for reference. Council deliberated at length on this item. Following discussions, it was

**UNANIMOUSLY RESOLVED**

That the approval of the rezoning of ERF 31 Umzinto (Waste Transfer Station) on behalf of the Municipality be approved by Council.

**[ACTION: GM: PD]**

**EXC.9.2/OCT – 24 REQUEST FOR TEMPORARY LAND ALLOCATION FOR EKUTHULENI TEMPLE NAZARETH BAPTIST CHURCH IN UMZINTO TOWNSHIP**

A report was attached as item number P&D. 10.3/Oct – 24/EXC.9.2/Oct – 24 for reference.

Question of clarity and comments were as follows: -

- Cllr Sookhraj commented on the report and suggested that public participation should take place regarding the issue of Ekuthuleni Church and for correct processes to be followed.
- Cllr Maharaj requested that map of the area be furnished for ease of contextualization.
- Cllr Jeza commented and further proposed that all EXCO members should not be provided an opportunity to engage on report from EXCO, going forward
- Cllr Naidoo commented on the issue and stated that EXCO resolved on this matter and enquired on why it was escalated to Council.
- Cllr Ndlela welcomed report and stated that people of Nazareth be granted a permission regarding the church.
- Speaker ruled on the matter and stated that EXCO should not oppose and pose questions to the reports from EXCO.
- Mayor supported Cllr Ndlela and proposed that Council be in agreement with these recommendation regarding the church. She further indicated that prayer is a very important thing and it was always needed.
- EXCO members were reminded that this item was recommended to Council by EXCO and not resolved at EXCO level.

- Cllr Sookhraj commented further and emphasized that in the absence of public participation the DA was not in support of the recommendations.
- Mr DD Naidoo commented and stated that Council had already resolved to give this land to Nazareth Church. If problems were experienced, then the terms and conditions which were included in the lease agreement should be referred to reference on to.
- Cllr Khan stated that people should be supported in terms of the prayer. He enquired as to why these people were being charged as they would be praising God. Cllr Naidoo provided clarity and stated that it was a norm that there should be a token in cases like this and even Lawyers would confirm such.
- It was to be noted that DA abstained on this issue.

Council deliberated on this item at length following discussions, it was

## **UNANIMOUSLY RESOLVED**

1. That Council approved the request for allocation of the Municipal Owned Land [Portion 1 of ERF 306, Umzinto] for utilization by Ekuthuleni Temple of Nazareth Baptist Church.
2. That Council hereby noted the lease agreement between Umdoni Municipality and Ekuthuleni Temple of Nazareth Church which included the following terms and conditions:-
  - (a) That there should be no permanent structure on the proposed site.
  - (b) That any structure should be according to the Municipal ByLaws
  - (c) That the lease agreement will be valid for 9 years.
  - (d) That a monthly rental fee of R100 must be deposited to the Municipal Account.
  - (e) That, should the Municipality need to utilize its owned land, the Municipality, needs to notify Ekuthuleni Temple 6 months prior.
  - (f) That clearing of the site will be at their own costs.
  - (g) That mobile toilets must be provided at their own cost.
3. That subject to Council approval, the Acting Municipal Manager – Mr Kumalo be authorized to sign the lease

**[ACTION: GM :PD]**

**Please Note:** That DA Cllrs abstained on this issue.

**EXC.9.3/OCT – 24 HIRE OF SCOTTBURGH BEACH PAVILLION  
SHOPS DURING FESTIVE SEASON FROM 1 NOVEMBER 2024 TO  
31 JANUARY 2025**

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

Following discussions, Council

**UNANIMOUSLY RESOLVED**

1. That Council noted the report in respect of a request from Surfers Paradise Stores (PTY)LTD on the Hire of Scottburgh Beach Pavillion shops during festive season from 1 November 2024 to 31 January 2025.
2. That Council supported the request for the lease from 01 November 2024 to 31 January 2025, subject to appending review of the refreshed Engineers reports X 2 on the matter of demolishing of the building VS renovation of the building by Management together with Legal Section so as to weigh the pros and cons relating to the structural capacity of the building VS public liability VS Revenue Collection.
3. That the Acting Municipal Manager be authorized to sign the Lease Agreement with the Applicant being Surfers Paradise Stores (Pty) LTD on behalf of Umdoni Municipality for a period of 3 months being 1 November 2024 and 31 January 2025.

**ACTION: MM+ Snr MANAGEMENT  
+ LEGAL]**

**EXC.9.4/OCT – 24 UMDONI PARTICIPATION IN THE KZN SALGA  
GAMES 2024**

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

Summary of questions of clarity, and various comments on this matter are as follows: -

- Mr DD Naidoo advised that costs in terms of catering, transportation and uniform were required as it was noted that these costs were included not in the report.
- The only cost that Ugu had promised to pay was for the accommodation and catering. He further advised that costs should be kept at a minimal.
- Mr DD Naidoo stated that he was not comfortable with the recommendation from the report that mentioned that Council should approve all expenses that may occur. He further reminded the Council that Umdoni was sitting in R49 million deficit.
- He advised that Umdoni should not do things that would promote criticism, therefore costs implications were required in this regard to approve the request accordingly.
- Cllr Thabethe supported the recommendation for SALGA games. This was supported by Cllr Jeza.
- Cllr Mdluli raised concerns regarding SALGA games and stated that it was not budgeted for. This was supported by Cllr Myhanrdt
- Cllr Sookhraj emphasized that Umdoni is presently sitting at deficit of R49 million therefore DA was not in support of SALGA games.  
**NOTED.**
- Cllr Khan commented on the issue of SALGA games and stated that it was very important for Umdoni to develop young stars as a local government level in different aspect i.e academic development, business development. It was noted that it was a local governments responsibility to develop young stars in terms of sport as well and not to only focus only in service delivery.
- Cllr Khan went on and further stated that Ugu should take more responsibility as these young stars would be representing the whole of Ugu. He further suggested that Ugu district should look in on the issue of uniform and accommodation then Umdoni to look in on the issue of catering and transport.
- Cllr Duma suggested that young black people be provided an opportunity and be part of SALGA games. This is a standard item and it should be budgeted for, going forward.
- Speaker ruled on the matter and stated that report be approved, financial implications be discussed at EXCO. Therefore the, resolution be adopted.

- Cllr Mdluli requested a division on this matter.
- Cllr Ndlela commented and stated that young people from rural areas be developed and be provided an opportunity and be part of SALGA games. He further stated that he was in support of SALGA games. This was supported by Cllr Tenza and requested that all necessary quotations in terms of transport, meals and accommodation be provided going forward.
- Cllr Molefe requested that figures be made available in order for a Council to take an informed decision. She further stated that she would abstain until figures were made available.
- Cllr Khan emphasized on the issue financial implications and requested that expenses be included in the report, going forward.
- Cllr Jeza raised concern regarding the DA. He stated that there was no need for division and indicated that DA was against the youth development of Umdoni Municipality.
- Maharaj suggested that this report should go back to EXCO for further deliberations on this matter. Financial implications be discussed and be approved at an EXCO level. This was supported by Cllr Naidoo.
- AMM provided clarity on the issue and suggested that a special EXCO could be conducted where issue of costs would be discussed in order to take an informed decision. He indicated that Ugu district would assist in terms of accommodation and catering.

**Please Note:** That at this juncture, there was a division on this matter

28 Cllrs were in favour of the resolution

7Cllrs (DA X5, AM4C X1 EFF X1) were not in favour of the resolution

Due to majority, Council

## **RESOLVED**

1. That the participation of Umdoni Municipality in the forthcoming SALGA Games 2024 be approved subject to comprehensive report from Management to be re – presented at the EXCO meeting or Special EXCO Meeting on the total breakdown of all associated costs for the SALGA Games to Umdoni Municipality in its entirety.



**[ACTION: AMM+ MANAGER:  
YOUTH]**

**C.11/Oct-24**

## **MAIN AGENDA ITEMS – OUT OF COMMITTEE**

**C.11.1/Oct-24**

### **SECTION 52 – D IN – YEAR REPORT OF UMDONI MUNICIPALITY: Q1 2024/2025**

The purpose of the report was to present to Council the MFMA Sec 52 (d) Report of Umdoni Municipality for the 1<sup>ST</sup> quarter of 2024/2025 FY (July to September 2024) the contents of which was presented and explained in detail by the Acting Manager: Revenue, Mrs F Sayed.

Cllr Bhoola enquired if there were any grants which could be recalled

Cllr Thabethe queried if there was any Government Departments were still owing funds to the Municipality. It was further questioned if there were ant Cllrs and staff who also owe funds to Umdoni Municipality.

In response, it was explained that letters had been prepared for Cllrs and staff who were owing the Municipality.

Ms Sayed indicated that no grants had been recalled It was only that there were very little grant expenditure.

It was thereafter

### **UNANIMOUSLY RESOLVED**

1. That Council noted the Q1 2024/25 Section 52d Report.
2. That Council noted the Q1 2024/25 Withdrawals Report.
3. That Council noted the Q1 2024/25 Cost Containment Report.
4. That Council noted the Q1 2024/25 MSCOA Quarterly Report.

**[ACTION: CFO]**

**C.11.2/OCT-24**

### **DETERMINATION OF UPPER LIMITS FOR SALARIES, ALLOWANCES AND BENEFITS OF DIFFERENT MEMBERS OF MUNICIPAL COUNCILS**

A report on the Determination of Upper Limits for Salaries, Allowances and Benefits of Different members of Municipal Councils was presented by the Acting Municipal Manager.

Cllr Bhoola was of the view that this item be delayed as it would create problems given the instability in that the staff had serious concerns of salaries.

The Speaker advised that this item was totally different from what Cllr Bhoola had raised and this item was a gazetted item. **NOTED.**

Cllr Khan sought clarity regarding the issue of the financial years on whether it was correct to effect from 1 July 2023.

In response, the Acting Municipality advised he would double check with CoGTA prior finalization, where after it was

## **UNANIMOUSLY RESOLVED**

1. That subject to concurrence of the Member of Local Government - KwaZulu Natal in terms of Section 7(3) of the Remuneration of Public Office Bearers Act 20 of 1998 the upper limits of salaries, allowances and benefits of the Councillors for Umdoni Municipality as determined by the Minister for Co-Operative Government and Traditional Affairs as set out in Government Gazette Notice No 51407 dated 17 October 2024 be implemented at 100% retrospectively with effect from 1 July 2023.
2. That in addition to the annual total remuneration package a cellphone allowance of R3 600 per month be paid per Councillor.
3. That the payment of the upper limit referred to in Resolution (1) and Resolution (2) above be financed from the Council's approved operating budget for the 2024/2025 financial year.

**[ACTION: AMM]**

**C.11.2/Oct-24**

### **REPORT FROM THE AUDIT COMMITTEE OUT OF COMMITTEE PORTION HELD ON WEDNESDAY, 23 OCTOBER 2024**

#### **AC.7.1/OCT-24 PROGRESS REPORT ON IMPLEMENTING THE 2024/2025 INTERNAL AUDIT ANNUAL PLAN: PMS Q1**

The Manager: Internal Audit took meeting through the above item.

It was to be noted that this item was discussed at the Audit Committee meeting held on 23 October 2024 as item number **AC.7.1/OCT-24** for reference.

Cllr Naidoo expressed that a document which was quite as substantial as the document tabled could not be received on the date of the meeting. The importance of the document could not be understated; it was unfair for Council to be given this document so late. The Cllrs should be granted the opportunity to interrogate the reports.

Cllr Bhoola advised that the AC had made numerous comments so Council needed enough time to scrutinize the report so that Consequence Management be dealt with decisively. Cllr Bhoola then supported the deep concerns or sentiments raised above by Cllr Naidoo.

The AMM extended his apology for Cllrs to receive late documents with important matters however there were certain recommendations needed the attention of Council. It was to be noted that a schedule of outstanding items would be compiled in future on the matters that the Audit Committee had highlighted. The Municipality was not affected in terms of the Audit Plan, it was thereafter,

## **UNANIMOUSLY RESOLVED**

That a Special Audit Committee meeting be held in early December 2024 to consider matters related to PMS.

**[Action: Manager: IA icw Manager: PMS]**

### **AC.7.3/OCT-24 PROGRESS INTERNAL AUDIT REPORT LEAVE MANAGEMENT**

This item was discussed at the Audit Committee meeting held on 23 October 2024 as item number **AC.7.3/OCT-24** for reference.

It was reported that upon deliberation the Audit Committee had noted the severity of the findings and that the ineffective controls which were of material concern warranting the urgent attention of Management. Thereafter, it was

## **UNANIMOUSLY RESOLVED**

1. That Consequence Management be implemented against employees who were found not to have submitted sick notes as required by the Leave Management Policy and those who took unapproved vacation leave as cited in the findings.

**[Action AMM icw Mngt]**

2. That the key vacant positions at the Human Resource Section be filled as a matter of urgency.

[Action: AMM icw HR]

3. That in the interim, Management prioritises the design and implementation of mitigating controls within the Human Resource Section.

[Action: AMM icw HR]

4. That an Internal Audit follow up report assessing the status of management's Action Plan to address risks associated with the findings be presented at the next ordinary meeting of the Audit Committee.

[Action: Manager: IA]

#### **AC.7.3/OCT-24 INTERNAL AUDIT REPORT (SUPPLY CHAIN MANAGEMENT)**

This item was discussed at the Audit Committee meeting held on 23 October 2024 as item number **AC.7.3/OCT-24** for reference.

The Audit Committee expressed concerns on the findings raised and its impact on irregular expenditure noting the severity of some of the findings. It appeared that there was a lack of management Oversight which contributed to the in - effectiveness of controls within Supply Chain Management.

The Audit Committee had sought clarity as follows:

- On whether creditors reconciliations were performed on all the vendors and
- On whether "value for money audits" were being performed.

It was thereafter,

### **UNANIMOUSLY RESOLVED**

1. That "Value for money" audits be included on the Internal Audit Annual Plan going forward.

[Action: Manager: IA]

2. That the clause associated with the rotation of Service Providers to be considered for inclusion in the SCM Policy.

[ACTION: CFO + Manager: SCM]

3. The irregular expenditure associated with the report should be investigated by council, via MPAC.

[ACTION: Council, MPAC, Manager: IA]

4. Where it is found the affected officials had acted negligently and without due care, swift consequence management be applied against affected officials cited in the report.

[ACTION: Acting MM]

**AC.7.3/OCT-24 INTERNAL AUDIT REPORT:**  
**HUMBERDALE LAND FILL SITE**

This item was discussed at the Audit Committee meeting held on 23 October 2024 as item number **AC.7.3/OCT-24** for reference.

The Audit Committee deliberated on the audit report on the Environmental Benchmark Compliance for the Humberdale Land Fill Site noting that the landfill site was classified as noncompliant.

It was thereafter,

**UNANIMOUSLY RESOLVED**

1. That a status report to address the findings within the report be submitted at the next ordinary meeting of the Audit Committee meeting.

[ACTION: Manager: IA]

**AC.7.5/OCT-24INTERNAL AUDIT ACTION PLAN**

This item was discussed at the Audit Committee meeting held on 23 October 2024 as item number **AC.7.5/OCT-24** for reference.

The Audit Committee noted that 88% of prior reported findings was resolved by management and unanimously resolved.

It was thereafter,

**UNANIMOUSLY RESOLVED**

1. Internal Audit submit an updated status report at the next meeting incorporating new internal audit findings.

[ACTION: Manager: IA]

2. Management must strive to reach the 90-percentile threshold in resolving prior internal audit findings

[ACTION: AMM icw Management]

**C.11.3/Oct-24**

**REPORT FROM THE MUNICIPAL PUBLIC  
ACCOUNTS COMMITTEE [MPAC] OUT OF  
COMMITTEE PORTION HELD ON MONDAY,  
10 OCTOBER 2024**

**MPAC.9.1/OCT-24 INVESTIGATION REGISTER: UIFWE**

A report was attached as item number MPAC.9.1 and C.11.4/Oct – 24 for reference.

Mr. Naidoo advised the Committee that there prevailed technicalities in investigating the UIFWE and that with some of the Councillors not do not have the specific skills and expertise to investigate the UIFWE. Therefore, he suggested that the Municipality should appoint an appropriate service provider to conduct investigations on the UIFWE. It was thereafter,

**UNANIMOUSLY RESOLVED**

That the Municipality appoint an appropriate Service Provider to investigate the UIFWE and prepare reports with recommendation to present to MPAC for interrogation and recommend to Council.

**[Action: AMM + Snr MANAGERS+ MANAGER: IA]**

**MPAC.11.1/OCT-24 COMPLIANCE REGISTER**

This item was discussed at the meeting held on 10 October 2024 as item number **MPAC.11.1/OCT-24** and C 11/Oct – 24 for reference.

It was thereafter

**UNANIMOUSLY RESOLVED**

That the MPAC request for a schedule of non-compliance from the Accounting Officer that would address the root causes and Plan of Action of non-compliance to submit to MPAC and Council to address non-compliance.

**[Action: AMM + MANAGER: L&E]**

**C.11.4/Sep-24**

**COMMUNICATION SYSTEM BETWEEN  
COUNCIL AND COMMUNITIES**

**Please Note: this item was added onto the agenda.**

Deep concerns were raised by Cllr Sookhraj regarding the non – functionality of E-mails and telephones which contribute to difficult times when it comes to communication challenges between Council and the Community. Cllr Sookhraj suggested that at least a temporary solution be provided to solve the problem.

The Acting Municipal Manager commented on the matter and confirmed that the connectivity part was a challenge at Umdoni Municipality however, ICT Section was working on prioritizing to finding the solution.

The Speaker requested that the issue of Communication System be fast – tracked and be given priority. **NOTED**

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

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

**C.13/Oct-24**

**DATE OF NEXT MEETING**

27 November 2024

**C.14/Oct-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: .....**