

**UGU DISTRICT MUNICIPALITY**

**MINUTES OF THE SPECIAL MEETING OF THE UGU DISTRICT MUNICIPAL COUNCIL HELD IN THE COUNCIL CHAMBERS, RAY NKONYENI MUNICIPALITY, 10 CONNOR STREET, PORT SHEPSTONE, ON THURSDAY, 14 SEPTEMBER 2017, AT 10H13.**

**PRESENT:**

Cllr NH Gumede - Speaker

MA Chiliza (Exco member), LMR Ngcobo (Exco Member), SN Caluza, TB Cele, TA Disane, TW Dube, JJ East, M Gcwabe, DMM Hlengwa, BE Machi, MA Manyoni, S Mngomezulu, NCP Mqwebu, ZZ Msani, NY Mweshe, L Mzimela, Y Nair, SR Ngcobo, HJ Ngubelanga, AD Ngubo, B Ntusi, A Rajaram, and MPL Zungu

**ALSO PRESENT:**

Inkosi ZE Ngcobo  
Inkosi ZGB Msomi

**IN ATTENDANCE:**

Mr DD Naidoo	-	Municipal Manager
Ms L Cele	-	General Manager: Water Services
Ms Z Mbonane	-	General Manager: Infrastructure and Economic Development (IED)
Ms VP Tsako	-	General Manager: Corporate Services
Mr M Sakha	-	Acting General Manager: Treasury
Ms F Mbili	-	Senior Manager: Corporate Strategy and Shared Services
Mr VO Mazibuko	-	Senior Manager: Human Resources
Ms Z Mpurwana	-	Acting Senior Manager: Mayoralty and Communications
Mr K Oduro	-	Acting Manager: Risk and Internal Audit
Ms N Mbambo	-	Acting Manager: Legal Services
Mr A Mbhele	-	Manager: Administration and Auxiliary Services
Ms N Surajbally	-	Administrative Officer
Ms B Malishe	-	Committee Co-ordinator: Secretariat Unit
Ms T Kikine	-	Committee Clerk

• **OPENING**

The Speaker welcomed all to the meeting.

She then requested Cllr Manyoni to open the meeting in prayer.

Thereafter, she informed Council that it was a sad day indeed given that it was the first meeting without the late Cllr IM Mavundla.

She also informed Council of the lives that were lost within the Ugu District namely:

- The lives of four (4) children that were taken away so tragically in the Kwa Nzimakwe area;
- Two (2) children were buried in the sand in Umdoni; and
- Cllr S Magaqa from Umzimkulu who had passed on;

Furthermore, the Mayor expressed his deepest sadness of the tragedies especially those lives that were lost unnaturally. He hoped and urged the SAPS to do their utmost best to arrest the perpetrators.

Regarding the loss of Cllr IM Mavundla, he pointed out that it was very difficult to attend the first Exco and to see his seat empty and here again at Council, his seat was empty.

He said that it was a great loss to all. He mentioned that Cllr Mavundla served as a Chief Whip of the ANC for five (5) years, which would never be forgotten.

He said that Cllr Mavundla had a skill, which was unique; whereby he could unite all the Councillors from the different political parties. He said that he even played a great role with the Officials.

Echoing the same sentiments, the Speaker emphasised that the loss of Cllr IM Mavundla was undeniably a great loss for the Municipality.

Considering the above, a moment of silence was observed.

#### **C 212/09/17 NOTICE OF MEETING**

The notice of meeting was taken as read.

#### **C 213/09/17 APPLICATIONS FOR LEAVE OF ABSENCE**

It was noted that Cllrs PH Mthiyane (*study leave*), Cllr H Mbatha (*study leave*), SP Mthethwa (*council business*), P Naude (*leave*), SE Khawula (*party business*) and GD Henderson (*leave*) had requested leave of absence from the meeting.

It was also noted that Cllr SR Ngcobo would be joining the meeting late.

It was further noted that Inkosi RS Shinga, Inkosi NM Machi, Inkosi ZE Ngcobo, Inkosi R Qwabe and Inkosi MBW Xolo had requested leave of absence from the meeting given that they were attending the Provincial Elections.

From the Management component, it was noted that the General Manager: Treasury (*sick leave*), the Senior Manager: Mayoralty and Communications (*leave*) and the Manager: Risk and Internal Audit (*municipal business*) had requested leave of absence from the meeting.

It was also noted that Mr M Sakhe was the Acting General Manager: Treasury, Ms Z Mpurwana was the Acting Senior Manager: Mayoralty and Communications, Mr K Oduro was the Acting Manager: Risk and Internal Audit and that Ms N Mbambo was the Acting Manager: Legal Services.

Following which,

It was unanimously

**RESOLVED:**

- (a) That Cllrs PH Mthiyane (*study leave*), Cllr H Mbatha (*study leave*), SP Mthethwa (*council business*), P Naude (*leave*), SE Khawula (*party business*) and GD Henderson (*leave*) be and are hereby granted leave of absence from the meeting.
- (b) That Inkosi RS Shinga, Inkosi NM Machi, Inkosi ZE Ngcobo, Inkosi R Qwabe and Inkosi MBW Xolo be and are hereby granted leave of absence from the meeting.
- (c) That from the Management component, the General Manager: Treasury (*sick leave*), the Senior Manager: Mayoralty and Communications (*leave*) and the Manager: Internal Audit and Risk (*municipal business*) be and are hereby granted leave of absence from the meeting.
- (d) That, it be noted that the Mr M Sakhe was the Acting General Manager: Treasury, Ms Z Mpurwana was the Acting Senior Manager: Mayoralty and Communications, Mr K Oduro was the Acting Manager: Internal Audit and Risk and that Ms N Mbambo was the Acting Manager: Legal Services.

**C 214/09/17      DECLARATION OF INTEREST**

It was noted that there were none.

**C 215/09/17      CONFIRMATION OF AGENDA**

The Speaker took members through the confirmation of the agenda.

Following which,

It was unanimously

**RESOLVED:**

That the agenda convening the Ugu District Municipal Council meeting be and is hereby **CONFIRMED**.

**C 216/09/17      MATTERS FOR DISCUSSION  
Cllr IM Mavundla, PR Councillor and Executive Committee Member of  
Ugu District Municipality**

The Municipal Manager took members through the item.

He pointed out that the objective of the report was for Council to declare a vacancy and for the IEC to fill the said vacancy.

Following which,

It was unanimously

**RESOLVED:**

- (a) That the report regarding the passing away of Cllr IM Mavundla, PR Councillor and Executive Committee member of Ugu District Municipality be and is hereby **NOTED**.
- (b) That a vacancy in the Ugu District Municipal Council be and is hereby **DECLARED**.
- (c) That the IEC be and is hereby requested to fill the said vacancy.

**C 217/09/17 IN-COMMITTEE MATTERS**  
**Appointment of the Municipal Manager**

*[At that stage of the proceedings, all Officials besides the Secretariat Unit was requested to leave the meeting.]*

*Cllr BE Machi moved for the proceedings to move in-committee and was seconded by Cllr Cele.]*

The Mayor took members through the item.

*[At that stage of the proceedings, Cllr SR Ngcobo joined the meeting.]*

Following which, Cllr Machi moved for the acceptance of the recommendations and was seconded by Cllr Nair.

It was

**RESOLVED:**

- (a) That the report from the Mayor, Cllr MA Chiliza on the Appointment of the Municipal Manager be and is hereby **NOTED**.
- (b) That the recommendations from both the Interviewing Panel based on the scores and the CoGTA Competency Assessment, to appoint Mr Dhanpalan Devaraj Naidoo to the position of Municipal Manager be and is hereby **APPROVED**.
- (c) That the employment contract duration be a five (5) year fixed term performance-based contract.
- (d) That in case resolution (b) above fails, Mr MS Dlamini be appointed to the position of Municipal Manager.

- (e) That Mr Dhanpalan Devaraj Naidoo be appointed as of 01 October 2017.
- (f) That Mr Dhanpalan Devaraj Naidoo be placed on the highest notch i.e. R1.5 million per annum considering his experience.
- (g) That the Mayor as supported by the Senior Manager: Human Resources be and is hereby **AUTHORISED** to submit the resolutions of the Municipal Council to the MEC for CoGTA, for consideration and concurrence.

*[At that stage of the proceedings, Cllr BE Machi moved for the proceedings to move out of committee and was seconded by Cllr Cele.]*

**C 218/09/17 CLOSURE**

There being no further items for discussion, the Speaker declared the meeting closed at 11h56.

**CHAIRPERSON:**       -----

**DATE :**       -----