

UGU DISTRICT MUNICIPALITY

MINUTES OF THE 34TH MEETING OF THE UGU DISTRICT MUNICIPAL COUNCIL HELD IN THE COUNCIL CHAMBERS, RAY NKONYENI MUNICIPALITY, 10 CONNOR STREET, PORT SHEPSTONE, ON THURSDAY, 26 SEPTEMBER 2019, AT 11H15.

PRESENT:

Cllr NH Gumede - Speaker

PH Mthiyane (Executive Committee), Cllrs AD Ngubo (Executive Member), NT Dlamini (Executive Member), L Mzimela (Executive Member), LMR Ngcobo (Executive Member), SN Caluza, TB Cele, S Chetty, K Dladla, TW Dube, JJ East, M Gcwabe, GD Henderson, DMM Hlengwa, BE Machi, MA Manyoni, S Mngomezulu, NCP Mqwebu, NY Mweshe, Y Nair, PT Naude, D Nciki, HJ Ngubelanga and MPL Zungu.

BY INVITATION:

Inkosi EZ Mkhize
Inkosi BS Nzimakwe
Inkosi ZGB Msomi
Inkosi ZR Qwabe
Inkosi EZ Jali

IN ATTENDANCE:

Mr DD Naidoo	-	Municipal Manager
Mr VO Mazibuko	-	General Manager: Corporate Services
Mr S Mbewu	-	General Manager: Water Services
Ms N Walingo	-	General Manager: Economic Development and Environmental Services (EDES)
Mr F van Rooyen	-	Acting General Manager: Budget and Treasury Office
Ms F Mbili	-	Senior Manager: Corporate Strategy and Shared Services
Mr F Zama	-	Senior Manager: Mayoralty and Communications
Mr A Mbhele	-	Manager: Administration and Auxiliary Services
Mr K Oduro	-	Acting Manager: Risk and Internal Audit
Ms N Surajbally	-	Administrative Officer: Secretariat Unit
Ms T Kikine	-	Committee Clerk: Secretariat Unit

OPENING

The Speaker welcomed all to the meeting. She then requested Cllr Machi to lead the meeting in prayer.

She reminded Council that a Councillor from Umzumbe Municipality had passed on in a car accident and that the Deputy Minister of Minerals and Energy, Honorable Ms BV Hlongwa, a daughter of the Ugu District had also passed on.

Moreover, she emphasized that there were a spate of killings of women and children in the Country which was concerning.

Considering the above, a moment of silence was observed.

C 214/09/19 NOTICE OF MEETING

The notice of the meeting was taken as read.

C 215/09/19 APPLICATIONS FOR LEAVE OF ABSENCE

It was noted that Cllrs SP Mthethwa (*political party workshop*), B Ntusi (*political party workshop*), TA Disane (*political party workshop*), ZZ Msani (*political party workshop*), SE Khawula (*political party workshop*), A Rajaram (*family commitment*), Y Nair (*family commitment*) and SR Ngcobo (*council business*) had requested leave of absence from the meeting.

At that stage of the proceedings, the Speaker requested all the Party Whips to provide the Office of the Speaker with sick notes of the Councillors that had taken sick leave.

Following which,

It was unanimously

RESOLVED:

- (a) That Cllrs SP Mthethwa (*political party workshop*), B Ntusi (*political party workshop*), TA Disane (*political party workshop*), ZZ Msani (*political party workshop*), SE Khawula (*political party workshop*), A Rajaram (*family commitment*), Y Nair (*family commitment*) and SR Ngcobo (*council business*) be and are hereby granted leave of absence from the meeting.
- (b) That all the Party Whips be and is hereby tasked to provide the Office of Speaker with sick notes of the Councillors that had taken sick leave.

C 216/09/19 DECLARATION OF INTEREST

It was noted that there were none.

C 217/09/19 CONFIRMATION OF AGENDA

The Speaker took members through the confirmation of the agenda.

The Municipal Manager informed Council that there was a replacement page for the Mayoral Izimbizo, which was Item 11.1.4 on the Agenda.

Cllr Dube requested that Item 14.4 be withdrawn from the Agenda.

Following which,

It was unanimously

RESOLVED:

That the agenda convening the Ugu District Municipal Council meeting be and is hereby **CONFIRMED**, subject to the following:

- Replacement page for Item 11.1.4, Mayoral Izimbizo; and
- Item 14.4 be withdrawn from the Agenda.

CONFIRMATION OF MINUTES

C 218/09/19 Minutes of the 33rd Meeting of the Ugu District Municipal Council held on 29 August 2019

The Speaker took members through the confirmation of the minutes for the meeting held on 29 August 2019.

Cllr LMR Ngcobo moved for the adoption of the minutes and was seconded by Cllr Ngubo.

Following which,

It was

RESOLVED:

That the Minutes of the 33rd Meeting of the Ugu District Municipal Council held on 29 August 2019, be and are hereby **CONFIRMED**.

C 219/09/19 Minutes of the Special Meeting of the Ugu District Municipal Council held on 17 September 2019

The Speaker took members through the confirmation of the minutes for the special meeting held on 17 September 2019.

Following which,

It was

RESOLVED:

That the Minutes of the Special Meeting of the Ugu District Municipal Council held on 17 September 2019, be and are hereby **CONFIRMED**; subject to the following amendment being effected to the minutes:

- Page 23, 7th paragraph, Cllr LMR Ngcobo be replaced with Cllr GD Henderson.

RESOLUTION REGISTER

C220/08/19

Resolution Register for the 33rd Meeting of the Ugu District Municipal Council held on 29 August 2019

The Speaker took members through the Resolution Register for the 33rd Meeting of the Ugu District Municipal Council held on 29 August 2019.

Cllr LMR Ngcobo referred members to page 30, Resolution No. C197/08/19 and sought clarity on the progress regarding resolution (b).

In response, the Municipal Manager informed Council that the process had began and that same was in the bid stages.

Cllr Naude referred members to page 5 of the minutes, resolution (b) and sought clarity on the status quo of the report being submitted to the meeting.

In response, the Municipal Manager informed Council that Mr Dlamini had refused to do the exit interview with the Human Resources Section.

The Speaker pointed out that she had never seen an exit interview being reported to Council and that an exit interview was a confidential matter.

Furthermore, she explained to members that an exit interview was a voluntary process.

Following which,

It was unanimously

RESOLVED:

That the Resolution Register for the 33rd Meeting of the Ugu District Municipal Council held on 29 August 2019, be and is hereby **NOTED**.

C 221/09/19

Resolution Register for the Special Meeting of the Ugu District Municipal Council held on 17 September 2019

The Speaker took members through the Resolution Register for the Special Meeting of the Ugu District Municipal Council held on 17 September 2019.

Following which,

It was unanimously

RESOLVED:

That the Resolution Register for the Special Meeting of the Ugu District Municipal Council held on 17 September 2019, be and is hereby **NOTED**.

C 222/09/19 OUTSTANDING MATTERS

It was noted that there were none.

STANDING ITEMS

C 223/09/19 SALGA Monthly Report

The Municipal Manager took members through the SALGA Monthly Report as of 13 September 2019.

He highlighted the following aspects namely:

- SALGA KZN Membership Levies;
- SALGA Provincial Members Assembly;
- Request for Deceased Councillors Details; and
- Planning Law Conference.

In addition, he referred members to page 47; whereby the Corporate Services Managers were mandated to report to SALGA all movement of Councillors as a result of the Elections to the SALGA KZN Office and to submit terminations in terms of the pension fund and reported that same was done accordingly.

Cllr LMR Ngcobo referred members to page 45, Item 3.3 which stated that “to send a representative of 5 delegates per Municipality (which included the Mayor, Deputy Mayor, Speaker, Whip, Municipal Manager and the Chief Financial Officer” and sought clarity thereof.

In response, the Municipal Manager pointed out that there was no Whip in the Municipality and that the recommendation was that the Speaker and the Acting Mayor attend the Provincial Members Assembly.

In addition, he pointed out that Management could not attend given that the AG was on site and also due to the financial situation of the Municipality.

Furthermore, he mentioned that the Acting Mayor was the Voting Delegate and that the Speaker served at SALGA.

Concurring, Cllr Chetty emphasized that one needed to be serious on cost cutting.

Following which,

It was unanimously

RESOLVED:

That the SALGA Monthly Report as at 13 September 2019 be and is hereby **NOTED**.

C 224/09/19 Monthly Birthday Greetings: Councillors, Amakhosi and Senior Managers

The Speaker conveyed birthday wishes on behalf of Council to Cllr PT Naude and Cllr B Ntusi who celebrated their birthdays during the month of September 2019.

Following which,

It was unanimously

RESOLVED:

That the Monthly Birthday Greetings for Councillors, Amakhosi and Senior Managers be and is hereby **NOTED**.

C 225/09/19 Water Supply Challenges

The General Manager: Water Services took members through the item.

He mentioned that the objective of the report was to apprise Council on the current water supply challenges experienced in the areas within Ugu District Municipality's operational areas. Furthermore, he added that same was to apprise Council on water supply to all the affected communities and the long-term project plans to eradicate water supply shortage to all the supply areas i.e. urban and rural areas.

He then referred members from pages 51 to 58 of the agenda and highlighted the Water Supply Challenges Remedial Action Plan for the Area South: Ray Nkonyeni and Umzumbe Local Municipalities:

Umtamvuna System:

- Umtamvuna Raw Water Abstraction Pump Station and Water Treatment Works (WTW); and
- Izingolweni / KwaXolo System: (Gcilima, Mvutshini, KwaXolo, Izingolweni, Nkulu, Mbecuka, Jerico, Manzimhlophe, Shobamdlanzi, Gogoza, Nzimakwe)
- Coastal System: (Port Edward, Palm Beach, Leisure Bay, Southbroom, Glenmore, Munster)

Bhobhoyi / Kwahlongwa System:

- St Helens Rocks;
- Gamalakhe Township,
- Uvongo, Shelly Beach and Margate;
- Marburg,
- Ramsgate,
- KwaMadlala (Magog);
- Kwahlongwa (Mgubo Area); and

- Nsimbini (Nyandezulu, Bomela, Bethania, Msikaba).

He also took members through the Implementation Plan together with the Timeframe and the Estimated Budget for the Upgrade and Refurbishment of the Bulk Infrastructure for the Umtamvuna System: Water Bulk Supply.

He referred members to page 59 of the agenda and highlighted the Water Supply Schedule for Izingolweni / KwaXolo

He referred members to page 60 and highlighted the Area South West Water Challenges.

Concluding, he referred members from pages 61 to 64 of the agenda and highlighted the Area North Water Challenges.

Commenting, the Speaker pointed out that illegal connections remained a serious challenge.

Cllr Naude thanked Management for the comprehensive report.

Cllr Henderson referred members to pages 57 and 58 of the agenda and sought clarity if the R100 million would be sourced from MIG and from the Municipality's budget.

In response, the General Manager: Water Services advised that the above was part of operations and maintenance, hence same was an ongoing process.

Following much discussion,

It was unanimously

RESOLVED:

(a) That the report on the Water Supply Challenges be and is hereby **NOTED**.

(b) That the status, the interventions and the remedial action plans be and is hereby **NOTED**.

C 226/09/19 SECTION 79 REPORTS

It was noted that there were none.

MATTERS FOR DISCUSSION

C 227/09/19 DBSA – Revenue Enhancement Pilot Programme

The Municipal Manager took members through the item.

He mentioned that the objective of the report was to advise Council of the request to DBSA for support on Revenue Enhancement.

Following which,

It was unanimously

RESOLVED:

- (a) That the report on DBSA – Revenue Enhancement Pilot Programme be and is hereby **NOTED**.
- (b) That the request for the Municipal Manager to engage DBSA on the Revenue Enhancement Programme be and is hereby **SUPPORTED**.
- (c) That the Municipal Manager be and is hereby **AUTHORISED** to engage DBSA on the Revenue Enhancement Programme.
- (d) That, it be noted that Council accepts with thanks the DBSA offer to assist Ugu District Municipality with the Revenue Enhancement Programme.

EXTRACTS FROM COMMITTEES

Extracts from the meeting of the Executive Committee held on 18 September 2019

C 228/09/19 WSIG Non-Revenue Water Reduction Business Plan

The Municipal Manager took members through the item.

He informed Council that the non-revenue water reduction programme was implemented under the WSIG and was responsible for the reduction of non-revenue water by implementing initiatives like SCADA and Telemetry Upgrade, Meter Replacement, Pipeline Replacement, Pressure Management, Development of District Metered Areas, War on Leaks, Leakage Management and Water Saving Campaigns for Community Awareness.

Following which,

It was unanimously

RESOLVED:

- (a) That the report on the WSIG Non-Revenue Water Reduction Business Plan be and is hereby **NOTED**.
- (b) That the WSIG Non-Revenue Water Reduction Business Plan be and is hereby **APPROVED**.

C 229/09/19 Water Conservation and Water Demand Management Strategy

The Municipal Manager took members through the item.

Following which,

It was unanimously

RESOLVED:

- (a) That the report on the Water Conservation and Water Demand Management Strategy be and is hereby **NOTED**.
- (b) That the Water Conservation and Water Demand Management Strategy be and is hereby **APPROVED**.

C 230/09/19 Splitting of Water Services Area South Operations and the Implementation of Shift System from Area South 1 & 2 Plumbing Sections

The Municipal Manager took members through the item.

He mentioned that the rationale of the report was to seek a resolution to implement a split within the Area South water services operations as well as the implementation of a shift system for the South 1 & 2 Plumbing Sections.

Following which,

It was unanimously

RESOLVED:

- (a) That the report on the Splitting of Water Services Area South Operations and the Implementation of Shift System from Area South 1 & 2 Plumbing Sections be and is hereby **NOTED**.
- (b) That the implementation of the Area South split to Ray Nkonyeni North and the Ray Nkonyeni South be and is hereby **APPROVED**.
- (c) That the additional resources be made available for the appointment of 2 x additional TLB operators, 2 x Welders together with 2 x General Workers, 1 x Area Manager, 1 x Superintended Water Reticulation and 1 x Foreman Water Reticulation.
- (d) That the communication process be undertaken with affected staff to obtain buy-in to the process.
- (e) That the implementation date be set for 1st October 2019.

C 231/09/19 Schedule of Mayoral Izimbizo 2019

The Municipal Manager took members through the item.

He apprised members that the said schedule was presented at the last meeting of the Executive Committee. He advised members that the Executive Committee raised a concern that the duration of Izimbizo was too long and that the Public Participation Unit should look at clustering some of the Wards.

He informed members that he then suggested that the issues of clustering of Wards should be raised at the next Council meeting given that all Mayors would be present.

Cllr Ngcobo referred members to the schedule particularly to the dates that were allocated for Umzumbe Municipality, and pointed out with concern that there were a number of Wards that were omitted from the schedule and that the same concern was also raised at the last meeting of the Executive Committee.

The Speaker advised that Council could not adopt the said schedule and further tasked the Public Participation Unit to amend the said schedule and that all the relevant people should be consulted accordingly.

The Municipal Manager advised that the Council should note the Schedule of Mayoral Izimbizo for 2019 and that all the issues that were raised by the Committee be taken into consideration by the Public Participation Unit and that the amended list should be presented to the next meeting of the Executive Committee.

Following which,

It was unanimously

RESOLVED:

- (a) That the report on the Schedule of Mayoral Izimbizo 2019 be and is hereby **NOTED**.
- (b) That, it be noted that all the issues raised by the Council be taken into consideration by the Public Participation Unit and that the amended schedule be presented to the next meeting of the Executive Committee.

C 232/09/19

Monthly Budget Statement - August 2019

The Municipal Manager took members through the item.

Cllr East referred members to the table on the Capital Expenditure on page 128 of the agenda and pointed out that the said table should reflect from July 2019 to June 2020.

Following which,

It was unanimously

RESOLVED:

- (a) That the report on the Monthly Budget Statement for August 2019 and the supporting documents as presented be and is hereby **NOTED**.

- (b) That the Monthly Budget Statement for August 2019 and the supporting documents be submitted to both the Provincial and the National Treasuries in both electronic and hard copies.

MINUTES FROM COMMITTEES

C 233/09/19

Minutes of the 41st Meeting of the Executive Committee held on 21 August 2019

The Speaker took members through the minutes of the 41st meeting of the Executive Committee held on 21 August 2019.

Following which,

It was unanimously

RESOLVED:

That the Confirmed Minutes of the 41st Meeting of the Executive Committee held on 21 August 2019, be and are hereby **NOTED**.

C 234/09/19

URGENT MATTERS

It was noted that there were none.

IN COMMITTEE MATTERS

[At that stage of the proceedings, Cllr Ngubo moved for the meeting to move in-committee and was seconded by Cllr Machi.

The Municipal Manager requested that Item 14. 2 Extension of the Acting Appointment for the Chief Financial Officer should be discussed as the last item on the agenda.]

C 235/09/19

In-Committee Minutes of the meeting of the Ugu District Municipal Council held on 21 August 2019

The Speaker took member through the In-Committee Minutes of the meeting of the Ugu District Municipal Council held on 21 August 2019.

Following which,

It was

RESOLVED:

That the In-Committee Minutes of the meeting of the Ugu District Municipal Council held on 21 August 2019 be and are hereby **CONFIRMED**.

C 236/09/19

Extension of the Acting Appointment of the Chief Financial Officer

The Municipal Manager took members through the background of the item.

Following which,

It was unanimously

RESOLVED:

- (a) That the report regarding the Extension on the Acting Appointment of the Chief Financial Officer (CFO) be and is hereby **NOTED**.
- (b) That the Extension on the Acting appointment of the Chief Financial Officer (CFO) Mr SJ van Rooyen be and is hereby **APPROVED** on a month-to-month basis for a period of three (3) months.
- (c) That the said decision be and is hereby **RATIFIED**.

C 237/09/19 Investigation Instituted by KZN MEC for CoGTA in terms of Section 106 (1) (B) of Municipal Systems Act 32 of 2000

The Municipal Manager took members through the item.

Following discussion,

It was unanimously

RESOLVED:

That the report on the Institution of S106 1 (b) by MEC for KZN CoGTA be and is hereby **NOTED**.

C 238/09/19 Withdrawal from Shared Audit Committee by Umdoni Municipality

It be noted that the item was withdrawn from the agenda.

C 239/09/19 Outstanding Debt Owed to Umgeni Water Board by Ugu District Municipality

The Municipal Manager took members through the item.

Following discussion,

It was unanimously

RESOLVED:

- (a) That the report on the Outstanding Debt Owed to Umgeni Water Board by Ugu District Municipality be and is hereby **NOTED**.
- (b) That the Municipal Manager respond to KZN Provincial Treasury as requested.
- (c) That the following be and is hereby **NOTED** and **SUPPORTED**:

- Revenue Enhancement Task Team;
- Pilot site Revenue Enhancement by DBSA;
- Guidance and Support of Resources deployed at Ugu District Municipality by KZN Provincial Treasury in respect of Financial Management.
- Engagement with KZN Provincial Treasury on Outstanding Government Debt.
- Programme of Disconnection for Outstanding Debt.
- Curtailing of Spending on all Non-Essential Expenditure.
- A meeting being convened with Umgeni Water and KZN Provincial Treasury to enter into a repayment arrangement.

[At that stage of the proceedings, Cllr Ngubo moved for the meeting to move out of committee and was seconded by Cllr Manyoni.]

C 240/09/19

DATE OF NEXT MEETING

It was noted that the date of the next meeting was scheduled for 24 October 2019.

C 241/09/19

CLOSURE

There being no further items for discussion, the Speaker declared the meeting closed at 13h04.

CHAIRPERSON: -----

DATE: -----