

**UGU DISTRICT MUNICIPALITY**

**MINUTES OF THE 41<sup>ST</sup> MEETING OF THE UGU DISTRICT MUNICIPAL COUNCIL HELD VIA MICROSOFT TEAMS VIDEO CONFERENCING, ON THURSDAY, 30 JULY 2020, AT 11H00.**

**PRESENT:**

Cllr Y Nair - Acting Speaker

SR Ngcobo (Exco Member), PH Mthiyane (Exco Member), L Mzimela (Exco Member), AD Ngubo (Exco Member), SP Mthethwa (Exco Member), NT Dlamini (Exco Member), LMR Ngcobo (Exco Member), SN Caluza, M Gcwabe, S Chetty, K Dladla, TB Cele, NY Mweshe, TW Dube, JJ East, D Nciki, MPL Zungu, SH Cele, S Mngomezulu, HJ Ngubelanga, H Mbatha, MA Manyoni, DMM Hlengwa, SH Cele, BE Machi, B Ntusi, SE Khawula, ZZ Msani, GD Henderson, and PT Naude.

**BY INVITATION:**

Inkosi MP Ngcobo  
Inkosi EZ Mkhize  
Inkosi ZGB Msomi  
Inkosi ZR Qwabe  
Inkosi EZ Jali  
Inkosi B Cele  
Ms B Jojo

- Chairperson: Audit Committee

**IN ATTENDANCE:**

Mr DD Naidoo	-	Municipal Manager
Mr VO Mazibuko	-	General Manager: Corporate Services
Mr S Mbewu	-	General Manager: Water Services
Ms L Sotshede	-	Acting General Manager: Budget and Treasury Office
Mr F Zama	-	Senior Manager: Mayoralty and Communications
Ms F Mbili	-	Senior Manager: Corporate Strategy and Shared Services
Ms N Mbambo	-	Manager: Legal Services
Mr A Mbhele	-	Manager: Administration and Auxiliary Services
Ms N Msomi	-	Manager: Policy and Research
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 Municipal Manager welcomed all to the meeting. He informed Council that the Speaker, Cllr NH Gumede was not well. He then invited nominations for an Acting Speaker.

Cllr NT Dlamini proposed that Cllr Y Nair be elected as an Acting Speaker for the duration of the meeting and was seconded by Cllr GD Henderson.

There being no further nominations, Cllr Y Nair was elected as the Acting Speaker for the duration of the meeting.

The Acting Speaker welcomed all to the meeting. He then requested Cllr Dlamini to open the meeting in prayer.

**C 179/07/20**

## **NOTICE OF MEETING**

The notice of the meeting was taken as read.

**C 180/07/20**

## **APPLICATIONS FOR LEAVE OF ABSENCE**

It was noted that Cllrs NH Gumede (*sick*), NCP Mqwebu (*family commitment*), BE Machi (*family commitment*), and A Rajaram (*sick*) had requested leave of absence from the meeting.

It was also noted that Cllrs SR Ngcobo, SE Khawula, MPL Zungu, and H Mbatha would join the meeting late due to network challenges.

Following which,

It was unanimously

## **RESOLVED:**

(a) That Cllrs NH Gumede (*sick*), NCP Mqwebu (*family commitment*), BE Machi (*family commitment*), and A Rajaram (*sick*) be and are hereby granted leave of absence from the meeting.

(b) That the apology received on behalf of Cllrs SR Ngcobo, SE Khawula, MPL Zungu, and H Mbatha that same would join the meeting late due to network challenges be and is hereby **NOTED**.

**C 181/07/20**

## **DECLARATION OF INTEREST**

It was noted that there were none.

**C182/07/20**

## **CONFIRMATION OF AGENDA**

The Acting Speaker took members through the confirmation of the agenda.

The Municipal Manager advised members that items 8.3, 13.1, 13.2 and 13.3 were circulated to all members. He then requested that item 13.1 Implementation of the Local Government Salary Increases should be discussed under In Committee Matters.

In terms of Item 6.2, he requested members to ignore pages 43 to 45 given that the said pages were a duplication of pages 54 to 57 on the agenda.

Following which,

It was unanimously

**RESOLVED:**

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

- Inclusion of Item 8.3 Report on Ugu District Water Supply System Challenges, Remedial Action and Status Quo under Standing Items;
- Inclusion of Item 13.1 Implementation of Local Government Salary Increases, and that the said item be discussed under In-Committee as Item 14.4;
- Inclusion of Item 13.2 Solidarity Pledges to Contribute Towards the Response and Impact of COVID-19 (Circular 16 of 2020) under Urgent Matters; and
- Inclusion of Item 13.3 Report on COVID-19 within the Municipality under Urgent Matters.

(b) That, it be noted that on Item 6.2, pages 43 to 45 be ignored given that the said pages were a duplication of pages 54 to 57 on the agenda.

**CONFIRMATION OF MINUTES**

C183/07/20

**Minutes of the 40<sup>th</sup> Meeting of the Ugu District Municipal Council held on 28 May 2020**

The Acting Speaker took members through the confirmation of the minutes for the meeting held on 28 May 2020.

Following which,

It was

**RESOLVED:**

That the Minutes of the 40<sup>th</sup> Meeting of the Ugu District Municipal Council held on 28 May 2020, be and are hereby **CONFIRMED**, subject to the following amendments, namely:

- Page 11, at the bottom of the last paragraph, the word “*through*” be inserted;
- Page 5, second last paragraph, the last sentence, the word “*by*” be removed and be replaced with the word “*to*”.

**C184/07/20 Minutes of the Special Meeting of the Ugu District Municipal Council held on 11 June 2020**

The Acting Speaker took members through the confirmation of the minutes for the meeting held on 11 June 2020.

Following which,

It was

**RESOLVED:**

That the Minutes of the Special Meeting of the Ugu District Municipal Council held on 11 June 2020, be and are hereby **CONFIRMED**.

**C185/07/20 Minutes of the Special Meeting of the Ugu District Municipal Council held on 29 June 2020**

The Acting Speaker took members through the confirmation of the minutes for the meeting held on 29 June 2020.

Following which,

It was

**RESOLVED:**

That the Minutes of the Special Meeting of the Ugu District Municipal Council held on 29 June 2020, be and are hereby **CONFIRMED**

**RESOLUTION REGISTER**

**C186/07/20 Resolution Register for the 40<sup>th</sup> Meeting of the Ugu District Municipal Council held on 28 May 2020**

The Acting Speaker took members through the Resolution Register for the 40<sup>th</sup> Meeting of the Ugu District Municipal Council held on 28 May 2020.

Following which,

It was unanimously

**RESOLVED:**

That the Resolution Register for the 40<sup>th</sup> Meeting of the Ugu District Municipal Council held on 28 May 2020, be and is hereby **NOTED**.

**C187/07/20 Resolution Register for the Special Meeting of the Ugu District Municipal Council held on 11 June 2020**

The Acting Speaker took members through the Resolution Register for the Special Meeting of the Ugu District Municipal Council held on 11 June 2020.

Following which,

It was unanimously

**RESOLVED:**

That the Resolution Register for the Special Meeting of the Ugu District Municipal Council held on 11 June 2020, be and is hereby **NOTED**.

**C188/07/20 Resolution Register for the Special Meeting of the Ugu District Municipal Council held on 29 June 2020**

The Acting Speaker took members through the Resolution Register for the Special Meeting of the Ugu District Municipal Council held on 29 June 2020.

Following which,

It was unanimously

**RESOLVED:**

That the Resolution Register for the Special Meeting of the Ugu District Municipal Council held on 29 June 2020, be and is hereby **NOTED**.

**C 189/07/20 OUTSTANDING MATTERS**

It was noted that there were none.

**STANDING ITEMS**

**C 190/07/20 SALGA Monthly Report to Members as of 20 July 2020**

The Municipal Manager took members through the SALGA Monthly Report as at 20 July 2020.

He informed members that the report entailed the following:

- SALGA KZN Membership Levies: Early Settlement Discount;
- Demand for Danger Allowance;
- Implementation of the Wage Increases: 01 July 2020;
- COVID Compliant Urban Design Webinar;
- Public Participation in Planning – New Ways of Engagement Webinar; and
- Upcoming Events.

Cllr Ngubo referred members to Annexure B on page 65 of the agenda and enquired whether the Councillors who served as members of the Portfolio Committee on Local Economic Development were expected to attend the Public Participation in Planning – New Ways of Engagement Webinar.

Responding, the Municipal Manager assured members that a follow-up would be made regarding the attendees who were expected to attend the Public Participation in Planning – New Ways of Engagement Webinar that was scheduled for 31 July 2020 and thereafter, provide a response back to the Chairperson of the Portfolio Committee on Local Economic Development.

Following which,

It was unanimously

**RESOLVED:**

- (a) That the SALGA Monthly Report as at 20 July 2020, be and is hereby **NOTED**.
- (b) That the Municipal Manager be and is hereby tasked to provide a response to the Chairperson of the Portfolio Committee on Local Economic Development regarding the attendees who were expected to attend the Public Participation in Planning – New Ways of Engagement Webinar scheduled for 31 July 2020.

**C 191/07/20      Monthly Birthday Greetings: Councillors, Amakhosi and Senior Managers**

The Acting Speaker advised members that there were no Birthday Greetings that were received during the month of July 2020.

Following which,

It was unanimously

**RESOLVED:**

That, it be noted that there were no Monthly Birthday Greetings received for the month of July 2020.

**C 192/07/20      Water Supply Challenges**

The General Manager: Water Services took members through the current water supply challenges that were experienced in areas within the Ugu District. He pointed out that the report also indicated all the affected communities including the Long Term Project Plans that were put in place in order to eradicate the water supply shortage to all the areas in the urban and rural areas.

He apprised members that the Municipality had experienced serious water supply interruptions within the operational areas over the past month which were due to infrastructure breakdowns, water supply interruption, major equipment breakdowns, and pipeline bursts. He pointed out that said problem also

contributed to the water scarcity in the inland areas supplied by the Umtamvuna Water Supply System and the Harding System.

He advised members that the Harding System had shutdown due to the Harding Dam drying out. He mentioned that the Municipality had put in place the immediate plans to provide relief in Ward 3 and the Harding Town by using the emergency line from the Weza Treatment Works.

He reported that the Municipality had further invested in the installation of pressure reducing valves in Ward 3 in order to control water being supplied to the business sector and domestic households.

He shared with members that the Municipality had also embarked on fixing any domestic water leaks in order to ensure that the “*No Drop Programme*” in Ward 3 was effective.

He apprised members that fifteen (15) Static Water Storage had been installed in strategic areas across Ward 3 and were being supplied by water tankers. He pointed out that the Municipality had also designed a water shedding timetable.

He advised members that the medium term for Ward 3 was the raw water scheme transfer, whereby a line from the Weza River would run into the Harding Dam. He mentioned that the said project was being carried out by Umgeni Water, however same had come to a halt.

In terms of the Weza Scheme, he reported that the said dam was under strain and that was due to the water shedding between the original design areas which were KwaMachi to Booker and KwaJali.

With regards to the Umtamvuna System, he informed members that the said system had major supply interruptions and water supply system restoration delays which were as a result of major mechanical failures of the second raw water abstraction pump which had reduced the average daily inflow capacity by 50% from 20ML/day to 10ML/day.

He pointed out that due to the said failure, the water supply rationing and shedding was implemented to supply available bulk water to the coastal strip and inland by Water Tanker Relief in areas where restoration could not be realized according to the schedule due to capacity constraints.

He advised members that a planned outage was conducted in November 2019, which was aimed at repairing the problematic low lift pump and was subsequently commissioned at the end of November 2020. He mentioned that the plant was brought back to full production in time for the December 2020 Peak Season. He also pointed out that the two (2) additional low lift pumps were ordered and that the first pump was delivered and was installed.

He advised members that the second pump was delivered and installed on 20 June 2020. He pointed out that the production had increased to an average of 23ML/day. He shared with members that the said plant was subjected to

inconsistent power supply with the result of water shedding having to occur to balance the system production. He informed members that a funding application for an upgraded electricity supply of R1.4 million was approved by CoGTA and that the said funds were paid to Eskom.

In terms of the Bhobhoyi System, he pointed out that the water interruptions were due to load shedding, breakdowns at Fairview Pump Station, which supplied the greater Umzumbe and Fairview; Nsimbini Pump Station which supplied Nyandezulu, Bomela and part of Msikaba and Mgubo Pump Station which supplied KwaHlongwa.

He reported that the raw water supply to Bhobhoyi plant was also affected by the planned and unplanned power supply outages which resulted in the collapsing of the major system i.e Gamalakhe, Ramsgate, Northern System (Tweni, Albersville).

He mentioned that Umzumbe rural areas were being supplied by both Bhobhoyi and Umgeni Water Bulk Water Scheme which were also experiencing erratic water supply due to the water demand exceeding the available supply.

He pointed out that the areas on the eastern part i.e Magog, KwaQwabe and the western part of Mehlomnyama, Dweshula were on the water ration in order to balance the bulk system to prevent the total bulk system from collapsing.

He further advised members that the funding from CoGTA was transferred in order to build a temporary salt water containment berm on the uMzimkulu River and that the project was at tender stage.

Cllr Naude enquired if the Municipality had received Eskom's Implementation Plan relating to the new line from the Eastern Cape that would assist in terms of the lack of power supply to the Umtamvuna Plant.

Cllr Ngcobo welcomed the report presented by the General Manager: Water Services. He then raised a concern that there was no mention of the Phungashe area in the said report, although the said area was operated by Umgeni Water and the reticulation was conducted by Ugu District Municipality.

He reported that parts of Ward 4 under the Phungashe area had not been provided with water for a period of nine (9) months, and further requested that the General Manager: Water Services should investigate the matter urgently.

Cllr Henderson advised members that the Councillors had been receiving WhatsApp notifications on water interruptions from the Municipality. He then raised concerns that the Municipal Manager had left the said group and that there was a request for the Municipal Manager to rejoin the said WhatsApp group. He raised serious concerns that the Councillors have not been provided with regular updates.

Cllr Dlamini also raised a concern on the issue of the illegal connections. She then advised that the Municipality needed to make considerable efforts in terms of



ensuring that the communities were sensitized on the negative effects the illegal connections had on the institution.

Cllr Dube appreciated the work that was done to the Malangeni Water Storage and applauded the great improvement to the Malangeni Water Scheme. He mentioned that there was a challenge in terms of the water storage in Esperanza and further advised that the Municipality should consider a bigger storage.

Cllr Ngubo referred members to the Area South West Water Challenges on page 14 of the report and enquired as to when the Memorandum of Agreement (MoA) between Umgeni Water and Ugu District Municipality would be finalized. He then sought clarity why the Harding WTW project was put on hold.

He also raised a concern on the issue of the illegal connections. He reminded members that the Leadership had requested the areas that needed to be visited. He apprised members that he had recently reported the current illegal connections in the Ikhwezi area, whereby community members were publicly conducting illegal connections.

Cllr TB Cele enquired if the Water Services Department had dedicated personnel or a system in place to monitor water leaks, burst pipes and illegal connections within the Ugu District. He also shared with members that the pipe from Umzimkhulu that supplied the Berm Farm Storage had volumes of water amounting to thousand of kiloliters that were being wasted and as a result damaging the road infrastructure built by Ray Nkonyeni Municipality. He then enquired when could the intervention be expected. He further stressed concerns that there was no water from the taps in Jesus Location.

The Mayor pointed out that sometimes members raised critical issues and were also not specific to the areas in question, making reference to the concern raised by Cllr Ngcobo relating to certain areas of Ward 4 under the Phungashe area that have not been provided with water for a period of nine (9) months. He then advised that members should provide clear locations for officials to effectively attend to all the reported areas.

He also confirmed that Cllr TB Cele was provided with a response concerning the volumes of water that was being wasted and as a result damaging the road infrastructure built by Ray Nkonyeni Municipality was resolved and that same would be finalized in the following week.

On the issue of water leaks, he pointed out that the Municipality had to review and fast-track the policy relating to the illegal water connections. He also advised members that there were complaints that were received relating to a certain community member from Umdoni Municipality who had connected illegally to the Ugu Water System for his Car Wash Business.

Cllr SH Cele sought clarity regarding the upgrade to the Esperanza Pump Water Scheme which also resulted in certain areas of Malangeni receiving water and further enquired on the areas that had been covered. He further enquired on the additional diesel pump installation at KwaLembe.

On the issue of the Umdoni Municipality, the Municipal Manager confirmed that correspondence was received from the Office of the Mayor relating to the issue of Malangeneni. He mentioned that Ugu would then engage the said Municipality on what Ugu had on the budget and what had been done including outlining the plans of the said project.

On the issue of Band Farm, he explained to members that the said dam had to be shut-down and also drained and that there was additional work that had to be conducted in order to rectify the leak and that the said exercise would commence by the end of the week.

In terms of the illegal water connections, he advised members that there was a plan that was put in place. He shared with members that the National Minister had also put in place a Task Team that would assist in developing the policy on the illegal water connections including finding ways to communicate with the communities in the Ugu District regarding the issue of the illegal water connections and the negative effect same had on the institution.

Regarding the Group Chat, he confirmed that all the relevant officials that should be on the said group were on same in order to provide responses to the issues that the Councillors were raising. He advised members that he left the group because certain Councillors were mis-quoting the responses that he was providing and as a result, same was steering the emotions of the public.

Following discussion,

It was unanimously

**RESOLVED:**

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

**SECTION 79 REPORTS**

C 193/07/20

**Report from the Chairperson of the Audit Committee**

The Chairperson of the Audit Committee took members through the report.

She apprised members that the report was for the period starting in January 2020 to June 2020; whereby the Audit Committee had played its oversight over specific functions that were in their Terms of Reference.

In terms of the Internal Controls within the Municipality, she confirmed that the work done by the Internal Audit was tabled to the Audit Committee setting out weaknesses in the Internal Controls in the areas of audit. She advised members that the said findings were discussed extensively, and that management was aware of the areas that needed to be rectified.

She pointed out that the Audit Committee had raised a concern on the issue of the filling of the vacancies in the Internal Audit Unit and was recently informed on the current progress relating to the said appointments.

In terms of the Risk Management Controls, she reported that there was a basic risk management practice that was put in place and that same allowed for the identification of risks and consideration of the appropriate risk-response mechanisms. She mentioned that the extent on the agreed risk response interventions that were being implemented were 68%.

She also reported on the recent developments that related to the formation of the Risk Management Committee which was to be shared between the Municipalities and the Entities. She then emphasized that it was imperative for the said Committee be given time and space that it needed to deal with issues of risk management.

She then reported on the following areas in the report, namely:

- Adequacy, Reliability & Accuracy of Financial Information;
- Effective Governance & Legislative Compliance;
- Annual Financial Statements & Auditing;
- Performance Management; and
- Municipal Entities

The Deputy Mayor requested that the Municipal Manager should ensure that the vacancy of the Manager: Risk and Internal Audit was filled urgently.

Cllr Henderson applauded Ms Jojo for a well-presented report and took the opportunity to wish her all the success in her new position as the Chairperson of the Audit Committee.

The Municipal Manager confirmed that the process of the recruitment of the Manager: Risk and Internal Audit was completed, and that the said candidate would be appointed soon.

The Mayor requested the Municipal Manager to give assurance to Council that within two (2) weeks, the position of the Manager: Risk and Internal Audit would be filled, seeing that the recruitment process was concluded.

The Municipal Manager confirmed that the interview process was concluded successfully, however the Municipality waited for a response from the candidate indicating when he or she would be resuming the new position.

Following discussion,

It was unanimously

**RESOLVED:**

That the report from the Chairperson of the Audit Committee be and is hereby **NOTED**.

#### **MATTERS FOR DISCUSSION**

C 194/07/20

##### **Umuziwabantu Municipality - Request to join District Disciplinary Board**

The Municipal Manager took members through the item.

He apprised members that the item was submitted in order for the Committee to consider the request from Umuziwabantu Municipality to join the Ugu District Municipality's established Disciplinary Board as a shared service.

Following discussion,

It was unanimously

#### **RESOLVED:**

- (a) That the report on the Umuziwabantu Municipality - Request to join District Disciplinary Board be and is hereby **NOTED**.
- (b) That the request by Umuziwabantu Municipality to partake in the established Disciplinary Board of the District Municipality be **APPROVED**.

C195/07/20

##### **Monthly Budget Statement - June 2020**

The Municipal Manager took members through the item.

He apprised members that the Monthly Budget Statement for the month of June 2020 was presented to the Portfolio Committee on Finance.

Cllr Henderson reminded members that the Municipality was tasked to reduce the debtors in order to recover the shortfall of the previous financial year. He then referred members to Item 1.4 on the Outstanding Debtors and sought clarity on the debtors amount from 01 July 2019 compared to the current amount of R652 647 653.00. He pointed out with concern that the said debtors had increased by one million rand.

He referred members to the table reflecting the Ten Organs of State for the month of June 2020 and pointed out with concern that the debt from Ray Nkonyeni Municipality had increased from R8 million in May to R12 million in June 2020. He then requested an explanation on the said increase.

Thereafter, he referred members to Item 1.5 on the Outstanding Creditors and pointed out with concern that as at the end of May 2020, the Municipality had a balance of R101 545 356 and as at the end of June 2020, the said amount had increased by R227 212 329. He then enquired if the said increase of 123.75% was an error.

He further referred members to Item C4 on the table on page 97 of the report and sought clarity on the income receivable from water. He pointed out that in the month of June 2020, the Municipality had received R66 million. He then enquired if the said amount was correct or same was an error.

On the Contracted Services, he pointed out that for the month of June 2020, the Municipality had an Income of R95 million and an Expenditure of R182 million, but the Municipality had expended R85 million and still made a loss of R86 million on contracted services.

In terms of the Government Debt, the Acting General Manager: Budget and Treasury Office explained to members that the debtors book for the month of May 2020 initially had a balance of R33 million and had increased to R42 million in June 2020. She mentioned that the said increase was due to a number of debtors that were raised in the said month, which were as follows;

- Ray Nkonyeni Municipality Debt;
- Intergovernmental Debt;
- SALGA Games;
- Internal Audit Shared Services;
- Antifraud Hotline; and
- Rentals

In terms of the Creditors, she advised members that the Municipality was finalizing the year in order to be able to account on the expenditure and the creditors and also to be able to produce a credible set of Audited Financial Statements (AFS).

In terms of the R66 million on page 97 of the report, she confirmed that the said figure was the budgeted amount.

Adding, the Municipal Manager informed members that the Municipality was given a directive not to conduct any disconnections during the COVID pandemic. He mentioned that the Municipality had met with National Treasury and Provincial Treasury and had now decided that since the regulations had now been eased, the Municipality would be disconnecting. He shared with members that a Government Debt Task Team chaired by the Municipal Manager had been put in place which included representatives from CoGTA, and Provincial Treasury.

He thanked his Worship, the Mayor for providing intervention towards the debt owed by Harry Gwala District Municipality. He confirmed that the debt was paid in full. He further reported that the Municipality had met with National Treasury and Provincial Treasury and that certain government Departments were issued with letters and were given a deadline to settle their debts. He then reported on the meetings that had been scheduled with Umdoni Municipality and Ray Nkonyeni Municipality, whereby the National Treasury and Provincial Treasury would also form part of the said meetings.

He further confirmed that the R66 million reflected on page 97 of the report referred to what the Municipality had budgeted for and not what was collected.

Following which,

It was unanimously

**RESOLVED:**

- (a) That the report on the Monthly Budget Statement for the month of June 2020 and the supporting documents as presented be and is hereby **NOTED**.
- (b) That the Monthly Budget Statement for the month of June 2020 and the supporting documents be submitted to both Provincial and National Treasury in both electronic and hard copies.

**EXTRACTS FROM COMMITTEES**

**Extracts from the meeting of the Executive Committee held on 08 July 2020**  
**Unauthorised Expenditure 2019/20**

C 196/07/20

The Acting Speaker took members the item.

Following which,

It was unanimously

**RESOLVED:**

- (a) That the report on the Unauthorised Expenditure - 2019/20 be and is hereby **NOTED**.
- (b) That the Unauthorised Expenditure - 2019/20 be and is hereby **RATIFIED**.

C 197/07/20

**Public Participation Policy**

The Acting Speaker took members through the item.

Following which,

It was unanimously

**RESOLVED:**

- (a) That the report on the Public Participation Policy be and is hereby **NOTED**.
- (b) That the Public Participation Policy be and is hereby **APPROVED**.

**Extracts from the meeting of the Executive Committee held on 22 July 2020**  
**SCM Monthly Performance Report – June 2020**

C 198/07/20

The Acting Speaker took members through the item.

Following which,

It was unanimously

**RESOLVED:**

That the SCM Monthly Performance Report for June 2020 be and is hereby **NOTED**.

**C 199/07/20 Waiver of Penalties on Water Availability Accounts**

The Acting Speaker took members through the item.

Cllr Naude reminded members that Provincial Treasury had advised that Municipalities should not be charging the water availability charge given that same was not a service that was rendered. He then enquired if the Municipality was charging for same.

He then referred members to the schedule reflecting the monies that the Municipality had collected in the 2019/2020 financial year, and further enquired if the Municipality was still charging the said water availability charge.

Responding, the Municipal Manager explained to Council that the list reflected on page 205 of report consisted of customers who had agreed to pay for their outstanding amounts for the Municipality to write-off their penalties.

In terms of the Water Availability Charge, he mentioned that the Auditor-General had raised the said finding and the Municipality then declared a dispute on the said finding, whereby both the Provincial Treasury and CoGTA were engaged on the said matter.

Following which,

It was unanimously

**RESOLVED:**

- (a) That the report on the Waiver of Penalties on Water Availability Accounts be and is hereby **NOTED**.
- (b) That the Waiver of Penalties on Water Availability Accounts be and is hereby **APPROVED**.

**C 200/07/20 Compliance in Respect of Overtime Management – 40 Hour Requirements**

The Acting Speaker took members through the item.

Following which,

It was unanimously

**RESOLVED:**

That the report on the Compliance in Respect of Overtime Management - 40 Hour Requirements be and is hereby **NOTED**.

**C 120/05/20**

**Development and Review of Human Resources Policies**

The Acting Speaker took members through the item.

Following which,

It was unanimously

**RESOLVED:**

- a) That the report on the Development and Review of the Human Resources Policies be and is hereby **NOTED**.
- b) That the Development and Review of Human Resources Policies be and is hereby **ADOPTED**, namely:
  - Acting & Acting Allowance,
  - Recruitment & Selection, and
  - COVID-19 Policies.

**C 201/07/20**

**Application for an Exemption Certificate**

The Municipal Manager took members through the item.

Following which,

It was unanimously

**RESOLVED:**

- a) That the report on the Application for an Exemption Certificate be and is hereby **NOTED**.
- b) That the request to apply for an extension of overtime exemption for employees occupying the following positions be and is hereby **APPROVED**; namely:
  - Superintendent: Water & Waste - Water
  - Foreman: Mechanical
  - Foreman: Electrical
  - Foreman: Sanitation Purification and Distribution
  - Foreman: Bulk Water
  - Foreman: Water Distribution



- Plumber
- Electrician
- Fitter
- Welder
- Carpenter/Handyman
- Mechanic
- Operator Class III Waste - Water
- Water Tanker Drivers
- Fire Fighters
- Control Centre Schedulers
- Control Centre Supervisor
- Disaster Practitioners and
- Disaster & Fire Officers

**C 202/07/20 Policy Management Policy and Procedures-Review**

The Acting Speaker took members through the item.

Following which,

It was unanimously

**RESOLVED:**

- a) That the report on the Policy Management Policy and Procedures-Review be and is hereby **NOTED**.
- b) That the Policy Management Policy and Procedures-Review be and is hereby **APPROVED**.

**C 203/07/20 PMS Policy and Procedure Manual FY 2020/2021**

The Acting Speaker took members through the item.

Following which,

It was unanimously

**RESOLVED:**

- a) That the report on the PMS Policy and Manual FY 2020/2021 be and is hereby **NOTED**.
- b) That the PMS Policy and Procedure Manual FY 2020/2021 be and is hereby **APPROVED**.

**MINUTES FROM COMMITTEES**

**C 204/07/20 Minutes of the Special Meeting of the Executive Committee held on 26 June 2020**

The Acting Speaker took members through the minutes of the Special meeting of the Executive Committee held on 26 June 2020.

Following which,

It was unanimously

**RESOLVED:**

That the Confirmed Minutes of the Special Meeting of the Executive Committee held on 26 June 2020 be and are hereby **NOTED**.

**C 205/07/20 Minutes of the 51<sup>ST</sup> Meeting of the Executive Committee held on 08 July 2020**

The Acting Speaker took members through the minutes of the 51<sup>st</sup> meeting of the Executive Committee held on 08 July 2020.

Following which,

It was unanimously

**RESOLVED:**

That the Confirmed Minutes of the 51<sup>st</sup> Meeting of the Executive Committee held on 08 July 2020 be and are hereby **NOTED**.

**URGENT MATTERS**

**C 206/07/20 Solidarity Pledges to Contribute towards the Response and Impact of COVID-19 (Circular 16 of 2020)**

The Municipal Manager took members through the report.

He mentioned that on 23 March 2020, the President, Cyril Ramaphosa had announced the establishment of a Solidarity Fund with the aim to unite the nation in response to the COVID-19 pandemic.

He informed members that on 10 April 2020, the SALGA National Executive Committee (NEC) convened a meeting and had resolved that the Councillors, the Municipal Officials and the SALGA staff should respond to the call of the President. He shared with members that the said meeting also resolved that Councillors should pledge to contribute the 4% annual increment for three (3) months.

Cllr Henderson reminded members that the Councillors and the Senior Management did not receive an increase and enquired if the said request would be applicable to Ugu District Municipality.

The Mayor advised members that the said item was previously presented to Council whereby it was resolved that as per the decision of SALGA, the back pay would be used for a period of three (3) months.

He then advised members that since the Councillors and the Senior Managers did not receive the increment, those Councillors and Managers who wished to contribute towards the Solidarity Fund could individually sign a form and provide their contributions including the business people.

The Municipal Manager advised members that the business and other members of the public could be also encouraged to provide their contribution to the Solidarity Fund.

Cllr Khawula enquired if the representatives from the Local Municipalities were also expected to provide their contributions towards the Solidarity Fund.

Responding, the Acting Speaker advised members that the said contribution was voluntary.

Cllr Henderson drew the attention of members to recommendation 7.3, and thereafter requested that the said recommendation should be removed because both the Councillors and the Senior Managers did not receive the increment.

The Municipal Manager mentioned that the Solidarity Fund would be put in place so that the Councillors and the Senior Officials, who wished to provide their contributions would sign a declaration form and provide their contributions.

Following discussion,

It was unanimously

**RESOLVED:**

- (a) That the report on the Solidarity Pledges to Contribute towards the Response and Impact of COVID-19 (Circular 16 of 2020) be and is hereby **NOTED**.
- (b) That the establishment of a Municipal Solidarity Fund linked to COVID-19 and other related future municipal support initiatives be and is hereby **APPROVED**, which would be voluntary.

**C 207/07/20 Municipal COVID – 19 Update**

The Municipal Manager took members through the item.

Following which,

It was unanimously

**RESOLVED:**

That the report on the Municipal COVID – 19 Update be and is hereby **NOTED**.

**IN COMMITTEE MATTERS**

*[At that stage of the proceedings, Cllr Mthethwa moved for the meeting to move in-committee and was seconded by Cllr Henderson].*

**C 208/07/20 In-Committee Minutes of the 40<sup>th</sup> meeting of the Ugu District Municipal Council held on 28 May 2020**

The Acting Speaker took members through the In-Committee Minutes of the 40<sup>th</sup> meeting of the Ugu District Municipal Council held on 28 May 2020.

Following which,

It was

**RESOLVED:**

That the In-Committee Minutes of the 40<sup>th</sup> Meeting of the Ugu District Municipal Council held on 28 May 2020 be and are hereby **CONFIRMED**.

**C 209/07/20 In-Committee Minutes of the Special meeting of the Ugu District Municipal Council held on 11 June 2020**

The Acting Speaker took members through the In-Committee Minutes of the Special meeting of the Ugu District Municipal Council held on 11 June 2020.

Following which,

It was

**RESOLVED:**

That the In-Committee Minutes of the Special Meeting of the Ugu District Municipal Council held on 11 June 2020 be and are hereby **CONFIRMED**.

**C 210/07/20 In-Committee Minutes of the Special meeting of the Ugu District Municipal Council held on 29 June 2020**

The Acting Speaker took members through the In-Committee Minutes of the Special meeting of the Ugu District Municipal Council held on 29 June 2020.

Following which,

It was

**RESOLVED:**

That the In-Committee Minutes of the Special Meeting of the Ugu District Municipal Council held on 29 June 2020 be and are hereby **CONFIRMED**.

**C211/07/20 Implementation of Local Government Salary Increases**

The Municipal Manager took members through the item.

Following which,

It was

**RESOLVED:**

- (a) That the report on the Implementation of Local Government Salary Increases be and is hereby **NOTED**.
- (b) That the Municipal Manager be and is hereby tasked to continue with the discussions and that the Municipality would wait for the outcomes.

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

**C212/07/20 DATE OF NEXT MEETING**

It was noted that the date of the next meeting was scheduled for 27 August 2020.

**C 213/07/20 CLOSURE**

There being no further items for discussion, the Acting Speaker declared the meeting closed at 13h44.

**CHAIRPERSON:** -----

**DATE:** -----