

UGU DISTRICT MUNICIPALITY

MINUTES OF THE 31ST MEETING OF THE UGU DISTRICT MUNICIPAL COUNCIL HELD IN THE CIVIC CENTRE, 10 CONNOR STREET, PORT SHEPSTONE, ON THURSDAY, 29 AUGUST 2024, AT 11H22

Cllr SR Ngcobo - Speaker

IS Mqadi (Mayor), VM Chiya (Deputy Mayor), D Nciki (Exco Member), SN Caluza (Exco Member), GD Henderson (Exco Member), JS Ngwane (Exco Member), NA Njenga (Exco Members), MP Shoji, P Breedt, SV Duma, SP Fica, TT Hlophe, MJ Cele-Luthuli, SE Khawula, MA Manyoni, SD Mdluli, SEH Mngoma, TH Msabala, NY Mweshe, PZ Mzindle, N Ndovela, N Ndadane, NO Mazubane, SA Ngcece, LMR Ngcobo, FM Ngwane, X Nkasa, B Nyuswa, J Schmidt, PC Shange, BN Shoji, MP Tenza, LS Zungu and MV Vezi

BY INVITATION:

Inkosi EZ Jali
Inkosi MP Ngcobo

IN ATTENDANCE:

Mr VO Mazibuko	-	Acting Municipal Manager
Mr K Audan	-	General Manager: Budget and Treasury Office (BTO)
Ms D Rankin	-	General Manager: Economic Development and Environmental Services
Ms MP Gobhozi	-	Acting General Manager: Corporate Services
Mr S Malinga	-	Acting General Manager: Water Services
Ms F Mbili	-	Senior Manager: Corporate Strategy and Shared Services
Mr F Zama	-	Senior Manager: Mayoralty and Communications
Ms N Mbambo	-	Manager: Legal Services
Mr S Kati	-	Chief Audit Executive
Ms N Gumbi	-	Manager: Human Resources
Ms L Madiba	-	Customer Liaison Officer
Ms N Surajbally	-	Administrative Officer: Secretariat Unit
Ms A Mnisi	-	Committee Clerk
Ms B Danisa	-	Acting Committee Clerk

• OPENING

The Speaker requested Cllr JS Ngwane to open the meeting in prayer. He then extended a warm welcome to all present.

NOTICE OF MEETING

The notice of the meeting was taken as read subject to the change of time from 11h00 to 11h22 due to electricity issues.

C 289/08/24 **APPLICATIONS FOR LEAVE OF ABSENCE**

It was noted that Cllr SP Fica (*sick*), Cllr P Breedt (*sick*) and Cllr SP Mthethwa (*council business*) had requested leave of absence from the meeting.

It was also noted that Inkosi MBW Xolo (*council business*) had requested leave of absence from the meeting.

It was further noted that Inkosi EZ Jali had requested to leave the meeting at 13h15.

In addition, it was noted that Cllr SP Fica had joined the meeting via the Hybrid Platform.

At that stage of the proceedings, Cllr MP Shoji reminded members that all Applications for Leave of Absence must be submitted to the Office of the Chief Whip and that she would then apply for Leave of Absence at the meeting.

Following which,

It was unanimously

RESOLVED:

- (a) That Cllr SP Fica (*sick*), Cllr Breedt (*sick*) and Cllr SP Mthethwa (*council business*) be and are hereby **GRANTED** leave of absence from the meeting.
- (b) That Inkosi MBW Xolo (*council business*) be and is hereby **GRANTED** leave of absence from the meeting.
- (c) That the request from Inkosi EZ Jali to leave the meeting at 13h15 be and is hereby **GRANTED**.
- (d) That, it was noted that Cllr SP Fica had joined the meeting via the Hybrid Platform.
- (e) That members be and are hereby reminded that all Applications for Leave of Absence must be submitted to the Office of the Chief Whip and that she would then apply for Leave of Absence at the meeting.

C 290/08/24 **DECLARATION OF INTEREST**

It was noted that there were none.

C 291/08/24 **CONFIRMATION OF AGENDA**

The Speaker took members through the confirmation of the agenda.

It was noted that the Agenda Pack consisted of the Main Agenda, the In-Committee Agenda and Item 15.8 Facilitator's Proposal on the Salary and Wage Collective Agreement.

It was also noted that Item 12.1.13: South Coast Tourism and Investment Enterprise (SCTIE) Governance Matters (SDBIP CCI 01) for Noting and Consideration was deferred.

Cllr JS Ngwane reminded Council that it was important for the reason to be given when an item was either deferred or withdrawn from the Agenda.

Cllr MP Shozi explained to Council that the reason for the item to be deferred was that the IGR Forum needed to be convened before this item could be discussed further.

Thereafter, Cllr Schmidt moved for the acceptance of the Agenda and was seconded Cllr Luthuli.

Following which,

It was unanimously

RESOLVED:

That the agenda convening the meeting of the Ugu District Municipal Council be and is hereby **CONFIRMED**; subject to the **INCLUSION** of Item 15.8 Facilitator's Proposal on the Salary and Wage Collective Agreement; and Item 12.1.13 being **DEFERRED**.

SWEARING IN OF COUNCILLOR

Replacement of Cllr SP Mthethwa with Cllr JS Ngwane in the Executive Committee

The Speaker took members through the item.

It was noted that the rationale of the report was to inform Council of the replacement of Cllr SP Mthethwa with Cllr JS Ngwane in the Executive Committee.

Following which,

It was unanimously

RESOLVED:

- (a) That the report regarding the Replacement of Cllr SP Mthethwa with Cllr JS Ngwane in the Executive Committee be and is hereby **CONSIDERED**.
- (b) That, it be and is hereby **NOTED** that Cllr JS Ngwane was now a member of the Executive Committee in the Ugu District Municipality.

CONFIRMATION OF MINUTES

Minutes of the 30th Meeting of the Ugu District Municipal Council held on 25 July 2024

The Speaker took members through the confirmation of the minutes for the 30th meeting of the Ugu District Municipal Council held on 25 July 2024.

Thereafter, Cllr LMR Ngcobo moved for the acceptance of the minutes and was seconded by Cllr FM Ngwane.

Following which,

It was

RESOLVED:

That the minutes of the 30th Meeting of the Ugu District Municipal Council held on 25 July 2024 be and are hereby **CONFIRMED**.

RESOLUTIONS REGISTER

C 294/08/24

Resolutions Register of the 30th Meeting of the Ugu District Municipal Council held on 25 July 2024

The Speaker took members through the Resolutions Register for the 30th meeting of the Ugu District Municipal Council held on 25 July 2024.

Following which,

It was unanimously

RESOLVED:

That the Resolutions Register for the 30th Meeting of the Ugu District Municipal Council held on 25 July 2024 be and is hereby **CONSIDERED** and **NOTED**.

C 295/08/24

OUTSTANDING MATTERS

It was noted that there were none.

STANDING ITEMS

C 296/08/24

Monthly Birthday Greetings: Councillors, Amakhosi and Senior Managers

The Speaker conveyed birthday wishes on behalf of Council to the following Councillors and Management who celebrated their birthdays during the month of August, namely:

- | | | |
|--------------------|---|----------------|
| • Inkosi MP Ngcobo | - | 04 August; |
| • Cllr MP Shoji | - | 17 August; |
| • Cllr PZ Mzindle | - | 23 August; |
| • Mr K Audan | - | 14 August; |
| • Ms D Rankin | - | 17 August; and |
| • Ms N Mbambo | - | 18 August |

Following which,

It was unanimously

RESOLVED:

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

C 297/08/24

Water Supply Status Quo Report

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

He apprised the Committee on the current water supply status in the different systems.

He then referred members from pages 29 to 52 of the agenda and highlighted the following aspects; namely:

- Water Services Operations;
- Area South Central;
- Area South;
- Area North; and
- Area South-West

Commenting, Cllr Njenga informed Council that there was a video circulating of the KwaFodo area under Harding which displayed dirty water being supplied to the community. He pointed out that same was unfair to the residents as it reflected poorly on the Municipality's management and monitoring efforts.

Cllr Schmidt sought clarity on what were the immediate plans in place and repair strategies done at the Margate 3A Pump Station.

Cllr Mdluli sought clarity on which date the implementation plans would take place at the KwaHlongwa and KwaMandawe areas.

Cllr Henderson requested an update on the Harding System's waterborne sewerage disaster, which caused widespread sewage overflow and affected the residents that were using the system.

Cllr LMR Ngcobo sought clarity on the delayed responses from the Communications Unit regarding residents' water supply issues. He also enquired about the report on the water tankers, questioning why there were more external water tankers than internal ones. He then suggested that the expenditure spent on external water tankers could be used to maintain internal water tankers.

Commenting, Cllr Mazubane pointed out that there was a lack of water supply in Ward 4 at KwaDumisa under the Umdoni Local Municipality and requested that officials should visit the said area to find a solution.

Commenting, Cllr JS Ngwane emphasized the importance of officials consistently communicating accurate information to residents to prevent misinformation, which could portray the Mayor as dishonest.

Cllr Khawula sought clarity on the plans in place to help provide water at the Mhlabatshane Bulk Water Supply Scheme.

Commenting, Cllr BN Shoji highlighted several issues in the Ixopo area, including the non-functioning stand pipes and boreholes. She then emphasized that there was a need to increase the number of water tankers in Ward 13 to ensure adequate water supply and to prevent conflicts amongst the residents over water.

Commenting, Cllr Nciki highlighted that the water issues needed to be addressed in Harding. She noted that there were slight improvements in the water supply in Ward 5 at Umuziwabantu and Ward 13 at the Ray Nkonyeni Municipality. She then emphasized that the Umuziwabantu project should be fast tracked and requested that the Mlangeni Clinic should be prioritized as same had relied on water tankers.

Commenting, Cllr Cele-Luthuli requested the Plumbing Team to look into suppling water at Umdoni in Wards 1, 2, 3, 4 and 5 as well as speed up the borehole implementation plan. She added that communication on the Vula Vala system needed to be addressed in the Malangeni area.

Commenting, Cllr Ngcece stated that a progress report and the status on boreholes was needed. He also suggested that the General Manager: Water Services needed to engage with the Local Municipalities to ensure all information provided corresponded with what was happening on the ground.

Commenting, Inkosi Ngcobo stated that the Emanyusweni area in Ward 4 struggled with water issues due to the Vula Vala system and stated that a meeting with the Mayor was convened; however, there was no implementation plan. He then requested the Department of Water Services to intervene as the Vula Vala system was not functioning as it should.

Adding, the Acting Municipal Manager concurred with Inkosi Ngcobo and highlighted that there were business plans in place that would address the issue at Umtamvuna which meant that the KwaMadlala and Louisiana areas would get uninterrupted water supply.

Responding, the Acting General Manager: Water Services stated that there was a Sanitation Team on site at the Harding System; however, the said issue was caused by residents vandalising the Pump Station. He added that he would engage with Inkosi Ngcobo on the Vula Vala matter.

Commenting, Cllr JS Ngwane stated that the issue was with the equipment installed which was not functioning and highlighted that such issues needed to be raised with the officials so that same could take responsibility.

Commenting, the Speaker stated that a report on the non-functioning boreholes was supposed to be tabled; however, a report on same would be submitted to the next meeting.

Commenting, the Deputy Mayor suggested that the Acting General Manager: Water Services be given more time to present his report in the next meeting to cover all aspects thoroughly. He also emphasized that there was a need to submit a list of non-functioning boreholes, to address monitoring issues and the Water Tanker schedule as well as the Call Centre issues. He then added that officials needed to visit Mhlabatshane, Ward 4, as well as address the issues at the Umdoni and Buhlebezwe areas.

Commenting, Cllr MP Shoji suggested that such matters need to be dealt with and that said sites need to be visited.

Following which,

It was

RESOLVED:

- (a) That the report on the Water Supply Systems Status be and is hereby **CONSIDERED** and **NOTED**.
- (b) That the Acting General Manager: Water Services be and is hereby tasked to submit a report on the non-functioning boreholes to the next meeting.

C 298/08/24 **SALGA Monthly Report**

It was noted that there was no report.

C 299/08/24 **Human Rights Commission Inquiry**

The Speaker took members through the item.

It was noted that the Human Rights Commission would meet with the Ugu District Municipal Council for a one-day session which was scheduled for Monday, 14 October 2024.

Following which,

It was

RESOLVED:

- (a) That the report on the Human Rights Commission Inquiry be and is hereby **CONSIDERED** and **NOTED**.
- (b) That, it be **NOTED** that Human Rights Commission would meet with the Ugu District Municipal Council on Monday, 14 October 2024.

SECTION 79 REPORTS

C 300/08/24 **Report on MPAC Annual Work Plan 2024-2025**

The Chairperson of the Municipal Public Accounts Committee (MPAC) took members through the item.

Thereafter, Cllr Schmidt moved for the acceptance of the recommendations and was seconded by Cllr Caluza.

Following which,

It was

RESOLVED:

- (a) That the report on the MPAC Annual Workplan 2024-2025 be and is hereby **CONSIDERED** and **NOTED**.
- (b) That the MPAC Annual Workplan for the 2024/2025 Financial Year be and is hereby **APPROVED**.

MATTERS FOR DISCUSSION

C 301/08/24

Declaration of Vacancy: MR Councillor (Umzumbe Municipality)

The Speaker took members through the item.

Thereafter, Cllr Khawula moved for the acceptance of the recommendations and was seconded by Cllr Nciki.

Following which,

It was

RESOLVED:

- (a) That the report on the Declaration of Vacancy: MR Councillor (Umzumbe Municipality) be and is hereby **CONSIDERED** and **NOTED**.
- (b) That the notification received from the IEC of the expulsion of Cllr MZ Luthuli, an ANC Councillor from the Umzumbe Local Municipality serving in the Ugu District Municipal Council be and is hereby **NOTED**.
- (c) That a vacancy for an ANC municipal representative from the Umzumbe Local Municipality be and is hereby **DECLARED**.

C 302/08/24

Ugu Margate Sanitation Infrastructure Status, Progress Report and Required Intervention

The Speaker took members through the item.

Cllr Schmidt requested an update.

The General Manager: Water Services reported that the commissioning of the project would start next week. He reminded members that there were challenges experienced; hence a site visit was conducted.

Following which,

It was

RESOLVED:

- (a) That the report on the Ugu Margate Sanitation Infrastructure Status, Progress Report and Required Intervention be and is hereby **CONSIDERED** and **NOTED**.
- (b) That, it be **NOTED** that the incidents occurring which were in breach of the applicable legislation and specific to Environment: Section 30(1)(a) of NEMA, an “incident” means an unexpected sudden occurrence which affects the environment.
- (c) That the impact of the April 2024 floods on the water and sanitation infrastructure as well as the funding requirements and interim measures to contain or minimise spillage be and is hereby **NOTED**.

C 303/08/24 Ugu District Municipality – July Monthly Budget Statements

The Speaker took members through the item.

It was noted that the purpose of the report was to inform members of the Monthly Budget Statement for the month of July 2024, which was in compliance with Section 71 of the Municipal Finance Management Act (MFMA).

Commenting, Cllr LMR Ngcobo pointed out that there were very few movements due to the start of the new financial year. He requested Management to ensure that the budget controls were put in place so that the spending going forward was within the approved budget.

Thereafter, Cllr Nciki moved for the acceptance of the recommendations and was seconded by Cllr Ngcece.

Following which,

It was unanimously

RESOLVED:

- (a) That the report on the Monthly Budget Statements for the month of July 2024 be and is hereby **CONSIDERED**.
- (b) That the Monthly Budget Statements for the month of July 2024 be and is hereby **APPROVED**.
- (c) That the Monthly Budget Statements for the month of July 2024 and the supporting documents be submitted to both the Provincial and National Treasury in both electronic and hard copies.

C 304/08/24 SCM Monthly Performance Report: July 2024

The Speaker took members through the item.

It was noted that the aim of the report was to apprise members on the SCM Monthly Performance Report for the month of July 2024 and for Council to play an oversight role in terms of monitoring and reviewing the spending patterns within the Municipality.

Thereafter, Cllr Luthuli moved for the acceptance of the recommendations and was seconded by Cllr Nyuswa.

Following which,

It was

RESOLVED:

That the SCM Monthly Performance Report for July 2024 be and is hereby **CONSIDERED and NOTED**.

C 305/08/24 Time Schedule Outlining Key Deadlines for the 2025/26 Medium Term Revenue and Expenditure Framework (MTREF) Budget

The Speaker took members through the item.

Cllr MP Shozi moved for the acceptance of the recommendations and was seconded by Cllr Manyoni.

Following which,

It was

RESOLVED:

That the report on the Time Schedule Outlining Key Deadlines for the 2025/26 Medium Term Revenue and Expenditure Framework (MTREF) Budget be and is hereby **CONSIDERED** and **NOTED**.

C 306/08/24 High Level Assessment of the 2024/2025 Budget approved in terms of Section 24 of the Municipal Finance Management Act, Act No. 56 of 2003 (MFMA)

The Speaker took members through the item.

Following which,

It was

RESOLVED:

That the report on the High-Level Assessment of the 2024/2025 Budget approved in terms of Section 24 of the Municipal Finance Management Act, Act No. 56 of 2003 (MFMA) be and is hereby **CONSIDERED** and **NOTED**.

C 307/08/24 Quarter 4: Early Warning Signals for the Municipalities meeting the Criteria of Financial Problems for the 2023/2024 Financial Year

The Speaker took members through the item.

Following which,

It was

RESOLVED:

That the report on the Quarter 4: Early Warning Signals for the Municipalities meeting the Criteria of Financial Problems for the 2023/2024 Financial Year be and is hereby **CONSIDERED** and **NOTED**.

C 308/08/24 Write-Off of Ugu District Municipality Immovable Assets

The Speaker took members the item.

Cllr Nciki moved for the acceptance of the recommendations and was seconded by Cllr LMR Ngcobo.

Following which,

It was

RESOLVED:

- (a) That the report on the Write-Off of Ugu District Municipality Immovable Assets be and is hereby **NOTED** and **CONSIDERED**.
- (b) That the immovable assets of Ugu District Municipality be and is hereby **APPROVED**.
- (c) That the background history of this item be and is hereby **NOTED**.
- (d) That the assets to be write-off because they were not found on site during the physical verification be and is hereby **NOTED**.
- (e) That the assets to be write-off because the assets needed to be moved to Infrastructure FAR from Buildings FAR or written off completely be and is hereby **NOTED**.
- (f) That, it be and is hereby **NOTED** that the immovable assets to be written off because the said assets were duplicated line items in the fixed asset register.
- (g) That, it be and is hereby **NOTED** that the assets to be written off because, the immovable assets could not be located.
- (h) That the total assets as per the list of immovable assets to be written off and removed from the Ugu District Municipality Asset Register be and is hereby **NOTED**.

C 309/08/24

Cost Containment Report

The Speaker took members through the item.

Commenting Cllr Vezi requested Management to try and reduce the use of Consultants; instead, employees should be trained. Also, regarding the "Other Related Expenditures; she requested that the report should be detailed.

The General Manager: Budget and Treasury Office explained to Council that the "Other Related Expenditure" was the Sage Evolution, Soft Ware System, including the licenses and so forth.

Regarding GRAP, he mentioned that same needed to be outsourced.

Following which,

Cllr Luthuli then moved for the acceptance of the recommendations and was seconded by Cllr Ngcece.

It was

RESOLVED:

- (a) That the Cost Containment Report be and is hereby **CONSIDERED** and **NOTED**.
- (b) That the Cost Containment Report be and is hereby **APPROVED**.

MATTERS FOR CONSIDERATION FROM COMMITTEES

Extracts from the Draft Minutes of the Executive Committee held on 21 August 2024

C 310/08/24

Labour Relations and Disciplinary Matters

The Speaker took members through the item.

Following which,

It was

RESOLVED:

That the report on the Labour Relations Matters and Disciplinary Hearings be and is hereby **CONSIDERED** and **NOTED**.

C 311/08/24

Report on IDP / Budget Roadshows 2024 / Public Comments

The Speaker took members through the item.

Following which,

It was

RESOLVED:

- (a) That the report on the IDP / Budget Roadshows 2024 / Public Comments be and is hereby **CONSIDERED** and **NOTED**.
- (b) That the IDP / Budget and Roadshows be and is hereby **APPROVED**.

C 312/08/24

2023 / 2024 Policy and Procedural Framework for the Implementation of the Organisation Performance Management System

The Speaker took members through the item.

Thereafter, Cllr Zungu moved for the acceptance of the recommendations and was seconded by Cllr FM Ngwane.

Following which,

It was

RESOLVED:

That the report on the 2023 / 2024 Policy and Procedural Framework for the Implementation of the Organisation Performance Management be and is hereby **CONSIDERED** and **NOTED**.

C 313/08/24 2024 / 2025 Ugu DM Services Delivery and Budget Implementation Plan

The Speaker took members through the item.

Following which,

It was

RESOLVED:

That the report on the 2024 / 2025 Ugu DM Services Delivery and Budget Implementation Plan be **CONSIDERED** and **NOTED**.

C 314/08/24 Secretariat Procedure Manual (Reviewed)

The Speaker took members through the item.

Cllr Schmidt moved for the acceptance of the recommendations and was seconded by Cllr Manyoni.

Following which,

It was

RESOLVED:

(a) That the report regarding the Secretariat Procedure Manual (Reviewed) be and is hereby **CONSIDERED** and **NOTED**.

(b) That the Secretariat Procedure Manual (Reviewed) be and is hereby **APPROVED**.

C 315/08/24 2025/2026 Final IDP, Budget, PMS Framework and Process Plan

The Speaker took members through the item.

Cllr Zungu moved for the acceptance of the recommendations and was seconded by Cllr FM Ngwane.

Following which,

It was

RESOLVED:

(a) That the report on the 2025/2026 Final IDP, Budget, PMS Framework and Process Plan be and is hereby **CONSIDERED**.

- (b) That the 2025/2026 Final IDP, Budget, PMS Framework and Process Plan be and is hereby **ADOPTED**.
- (c) That the 2025/2026 Final IDP, Budget, PMS Framework and Process Plan be referred to the Internal Audit Unit, and that the finding be submitted to the Portfolio Committee on Sound Governance and Human Resources.

C 316/08/24 2024/2024 GIS Policy Review

The Speaker took members through the item.

Thereafter, Cllr Nyuswa moved for the acceptance of the recommendations and was seconded by Cllr Zungu.

Following which,

It was

RESOLVED:

- (a) That the report on the 2024/2024 GIS Policy Review be and is hereby **CONSIDERED**.
- (b) That the 2024/2024 GIS Policy Review be and is hereby **APPROVED**.

C 317/08/24 2024 Reviewed Ugu Sports and Leisure (USLC) Policy: Facility Access Control and Usage

The Speaker took members through the item.

Thereafter, Cllr BN Shozi moved for the acceptance of the recommendations and was seconded by Cllr Khawula.

Following which,

It was unanimously

RESOLVED:

- (a) That the report on the 2024 Reviewed Ugu Sports and Leisure (USLC) Policy: Facility Access Control and Usage be and is hereby **CONSIDERED**.
- (b) That the 2024 Reviewed Ugu Sports and Leisure (USLC) Policy: Facility Access Control and Usage be and is hereby **APPROVED**.

C 318/08/24 Batho Pele Policy

The Speaker took members through the item.

Thereafter, Cllr Luthuli-Cele moved for the acceptance of the recommendations and was seconded by Cllr JS Ngwane.

Following which,

It was

RESOLVED:

(a) That the report on the Draft Batho Pele Policy be and is hereby **CONSIDERED**.

(b) That the Batho Pele Policy be and is hereby **APPROVED**.

C 319/08/24

2023 / 2024 PMS Quarter 4 Report

The Speaker took members through the item.

Following which,

It was

RESOLVED:

That the 2023 / 2024 PMS Quarter 4 Report be and is hereby **CONSIDERED** and **NOTED**.

C 320/08/24

District Disaster Management Plan

The Speaker took members through the item.

Thereafter, Cllr FM Ngwane moved for the acceptance of the recommendations and was seconded by Cllr Manyoni.

Following which,

It was

RESOLVED:

(a) That the report regarding the District Disaster Management Plan be and is hereby **CONSIDERED** and **NOTED**.

(b) That the District Disaster Management Plan be and is hereby **APPROVED**.

C 321/08/24

District, Provincial and National Golden Games 2024

The Speaker took members through the item.

Commenting, Cllr LMR Ngcobo sought clarity if there were any cost implications for the Municipality.

In response, the Acting Municipal Manager informed Council that all the costs were covered by the Government Departments.

Thereafter, Cllr MP Shoji moved for the acceptance of the recommendations and was seconded by Cllr Zungu.

Following which,

It was unanimously

RESOLVED:

- (a) That the report on the District, Provincial and National Golden Games 2024 be and is hereby **CONSIDERED** and **NOTED**.
- (b) That the District, Provincial and National Golden Games 2024 be and is hereby **APPROVED**.
- (c) That the items for the District, Provincial and National Golden Games 2024 be and is hereby **APPROVED**.
- (d) That the accommodation and transport for one (1) official responsible for the Ugu team, the Political Champion for Senior Citizens be **PROVIDED** when attending the National Golden Games in the Northwest Province.
- (e) That the request of uniform tracksuits for the District, the Provincial and the National Golden Games 2024 be and is hereby **APPROVED**.

C 322/08/24

South Coast Tourism and Investment Enterprise (SCTIE) Governance Matters (SDBIP CCI 01) for Noting and Consideration

It be noted that this item was DEFERRED.

MINUTES FROM COMMITTEES

C 323/08/24

Minutes of the 37th Meeting of the Executive Committee held on 17 July 2024

The Speaker took members through the noting of the minutes of the 37th Meeting of the Executive Committee held on 17 July 2024.

Following which,

It was

RESOLVED:

That the Minutes of the 37th Meeting of the Executive Committee held on 17 July 2024 be and is hereby **CONSIDERED** and **NOTED**.

C 324/08/24

URGENT MATTERS

It was noted that there were none.

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

IN-COMMITTEE MATTERS

C 325/08/24

Appointment of the Municipal Manager

The Manager: Human Resources took members through the item.

Thereafter, Cllr MP Shoji moved for the acceptance of the recommendations and was seconded by Cllr Manyoni.

Following which,

It was

RESOLVED:

- (a) That the report from His Worship, the Mayor on the recommendations of the Interviewing Panel on the Appointment of the Municipal Manager be and is hereby **NOTED** and **CONSIDERED**.
- (b) That the recommendation of the Interviewing Panel to appoint Ms AN Dlamini to the position of Municipal Manager be and is hereby **APPROVED**.
- (c) That the three (03) highest scoring candidates being Ms AN Dlamini, Mr M Juta and Ms T Cibane, be subjected to the Competency Assessment.

C 326/08/24 Request for the Extension of the Secondment of the Municipal Manager

The Manager: Human Resources took members through the item.

Thereafter, Cllr MP Shoji moved for the acceptance of the recommendations and was seconded by Cllr Manyoni.

Following which,

It was

RESOLVED:

- (a) That the report on the Request for the Extension of the Secondment of the Municipal Manager be and is hereby **NOTED** and **CONSIDERED**.
- (b) That His Worship, the Mayor be and is hereby tasked to request the MEC in writing to extend the Secondment Appointment of Mr VO Mazibuko to the position of the Municipal Manager for a further period of two (02) months from 01 September 2024 to 31 October 2024, and that this be on a month-to-month basis, or until the position of the Municipal Manager was filled, whichever comes first.

C 327/08/24 Filling of the General Manager: Water Services Position

The Acting Municipal Manager took members through the item.

Thereafter, Cllr Nyuswa moved for the acceptance of the recommendations and was seconded by Cllr Nciki.

Following which,

It was

RESOLVED:

- (a) That the report regarding the Filling of the Position of the General Manager: Water Services be and is hereby **NOTED** and **CONSIDERED**.
- (b) That the **RE-ADVERTISEMENT** of the Position of the General Manager: Water Services be and is hereby **APPROVED**.

C 328/08/24

Acting General Manager: Water Services

The Manager: Human Resources took members through the item.

Thereafter, Cllr FM Ngwane moved for the acceptance of the recommendations and was seconded by Cllr Nciki.

Following which,

It was

RESOLVED:

- (a) That the report regarding the Acting General Manager: Water Services be and is hereby **CONSIDERED** and **NOTED**.
- (b) That the appointment of Dr T Mwelase as the Acting General Manager: Water Services for a period of three (3) months being 01 September 2024 to 30 November 2024, or until the position is filled, whichever comes first be and is hereby **APPROVED**.

C 329/08/24

Investigation Report: Fruitless and Wasteful Expenditure for 01 April 2024

The Chief Audit Executive introduced the report to the members.

Thereafter, Cllr Nciki moved for the acceptance of the recommendations and was seconded by Cllr Henderson.

Following which,

It was unanimously

RESOLVED:

- (a) That the following expenditure be and is hereby **WRITTEN OFF** namely:

	Entity	Amount
1	Umgeni	R12,325,438.32
2	Eskom	R882,869.11

3	Auditor-General	R207,432.93
4	Ray Nkonyeni	R52,859.95
5	TJ Architects	R34,307.41
6	Post Office - Licenses	R26,965.20
7	Diya Valves	R12,313.72
8	Eden Wilds	R8,973.53
9	Government Printers	R747.82
10	Umuziwabantu	R104.04
	TOTAL	R13,552,012.03

- (b) That the Budget and Treasury Office be and is hereby tasked to write-off any new updated figures relating to the investigated circumstances of fruitless and wasteful expenditure at June 2024 subject to validation by the Internal Audit Unit.

C 330/08/24

Investigation Report: Irregular Expenditure

The Chief Audit Executive took members through the report.

Thereafter, Cllr Nciki moved for the acceptance of the recommendations and was seconded by Cllr Henderson.

Following which,

It was unanimously

RESOLVED:

- (a) That the following irregular expenditure as detailed in the investigation report be and is hereby **WRITTEN OFF** namely:

No.	Finding	Value
1.	Irregular Expenditure incurred due to poor Contract Management	R1,761,363.00
2.	Irregular Expenditure incurred due to Non-compliance resulting from poor internal controls	R16 409 333.94
3.	Prior Year Adjustments due to Non-compliance resulting from poor internal controls	R28,395,463.81

4.	Expenditure does not qualify as irregular expenditure - Procurement irregularities not identified	R4,308,470.17
	Correction of error	- R977,668.63

- (b) That the Budget and Treasury Office be and is hereby tasked to write-off any new updated figures relating to the investigated circumstances of fruitless and wasteful expenditure at June 2024 subject to validation by the Internal Audit Unit.
- (c) That submissions be made to both the KZN Provincial Treasury and the National Treasury for condonation of these expenditure.

C 331/08/24

Investigation Report: Unauthorised Expenditure

The Chief Audit Executive took members through the item.

Thereafter, Cllr Nciki moved for the acceptance of the recommendations and was seconded by Cllr Henderson.

Following which.

It was unanimously

RESOLVED:

- (a) That the following unauthorised expenditure as detailed in the investigation report be and is hereby **WRITTEN OFF**.

Unauthorised Expenditure	Additional UE
Opening balance	R0.00
Add: Unauthorised Expenditure - current period	R344,213,858.31
Add: Unauthorised expenditure - adjustment for prior year identified in the current year	R33,239,918.00
Unauthorised expenditure written-off during the period (27 June 2024)	R0.00
	R377,453,776.31
Unauthorised Expenditure - Current period per Listing	
Cash Items	Additional UE
Employee Related (Overtime Related Expenditure)	-R2,597,446.00
Remuneration of councillors	R0.00

Finance costs	R53,055,994.00
<i>Finance costs - adjustment for prior year identified in the current year</i>	R15,442.00
Bulk Purchases	R35,318,352.00
<i>Bulk Purchases - adjustment for prior year identified in the current year</i>	R17,494,271.00
Contracted Services	R104,981,320.00
<i>Contracted Services - adjustment for prior year identified in the current year</i>	R15,716,827.00
Operational costs	R50,039,089.00
<i>Operational costs - adjustment for prior year identified in the current year</i>	R13,378.00
Transfers and Subsidies	-R603,081.00
Lease rentals on operating lease	R1,153,905.00
Capital Expenditure	R3,371,908.31
	R277,959,959.31
Non-cash items	Additional UE
Actuarial loss	R0.00
Depreciation	R7,978,491.00
Debt Impairment	R69,735,806.00
Bad debts written off	R909,789.00
Loss on disposal of assets	R78,311.00
Impairment of property plant and equipment	R20,791,420.00
	R99,493,817.00

- (b) That the Budget and Treasury Office be and is hereby tasked to write-off any new updated figures relating to the investigated circumstances of unauthorized expenditure at June 2024 subject to validation by the Internal Audit Unit.

C 332/08/24 Facilitator's Proposal on the Salary and Wage Collective Agreement

The Speaker took members through the item.

Cllr Cele-Luthuli moved for the acceptance of the recommendations and was seconded by Cllr Nyuswa.

Following which,

It was

RESOLVED:

That the report regarding the Facilitator's Proposal on the Salary and Wage Collective Agreement be and is hereby **CONSIDERED** and **NOTED**.

C 333/08/24 Acting General Manager: Corporate Services

The Manager: Human Resources took members through the item.

Thereafter, Cllr Zungu moved for the acceptance of the recommendations and was seconded by Cllr Manyoni.

Following which,

It was

RESOLVED:

(a) That the report regarding the Acting General Manager: Corporate Services be and is hereby **NOTED** and **CONSIDERED**.

(b) That the appointment of Ms MP Gobhozi as the Acting General Manager: Corporate Services for a further period of two (02) months from 01 September 2024 to 31 October 2024 be and is hereby **APPROVED**.

[At that stage of the proceedings, Cllr Cele-Luthuli moved for the meeting to move out of committee and was seconded by Cllr Mweshe.]

C 334/08/24 DATE OF NEXT MEETING

It was noted that the date of the next meeting was scheduled for 26 September 2024.

C 335/08/24 CLOSURE

There being no further items for discussion, the Speaker declared the meeting closed at 14h50.

CHAIRPERSON: ----- **DATE:** -----