

**MINUTES OF THE FIFTH MEETING OF MAPHUMULO MUNICIPAL COUNCIL  
HELD ON 14 OCTOBER 2016 AT 08:45 AT THE BOARDROOM PREMIER HOTEL  
IN RICHARDSBAY**

**PRESENT** Councillors: CS Shange (Speaker), ZF Khuzwayo-Dlamini (Mayor), CZ Ncalane (Deputy Mayor), NP Nxumalo (Exco Member), NB Hlongwa, JM Khathi, MH Khoza, DB Luthuli, TP Mchunu, ZG Mthembu, FM Ncalane, HN Ngcobo, ML Ngidi, KP Ninela, ZW Ninela, JN Ntuli, NS Ntuli, MF Nzuza, SZM Nzuza, N Sithole, KM Xhakaza and TJ Zungu

**PRAYER** Cllr FM Ncalane

**LEAVE OF ABSENCE** NONE

**ABSENT WITHOUT  
LEAVE OF ABSENCE** NONE

**AMAKHOSI** **Inkosi:** SA Hlongwa

**ABSENT** **Inkosi:** NA Bhengu, BC Khuzwayo and JM Ntuli

**OFFICIALS** CS Mhlongo (Acting Municipal Manager), WD Mbongwa (Executive Manager Local Economic Development /Planning), SA Thwala (Executive Manager Technical Services), GS Majola (Acting Chief Financial Officer), S Mahlangu (Chief Planner), MH Gumede (Manager Properties), CS Zulu (Manager Performance Management System), ND Hlongwa (Acting Manager Human Resource), LN Ntombela (Committee Officer) and TS Dlamini (Ass Committee Officer)

**NOTICE CONVENING THE MEETING**

The Acting Municipal Manager read the notice convening the meeting

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**OPENING AND WELCOME**

The Speaker greeted and welcomed everyone present and declared the meeting open.

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**NOTICE CONVENING THE MEETING**

The Acting Municipal Manager Mr CS Mhlongo read the notice convening the meeting.

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## **APPLICATION FOR LEAVE OF ABSENCE**

None.

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## **ANNOUNCEMENTS BY CHAIRPERSON**

- The Deputy Mayor proposed that MAPCO: **53/05/16 PROGRESS ON THE CASE BETWEEN MAPHUMULO MUNICIPALITY AND ROBERT BHEKITEMBA NGUBANE AND MAPCO: 57/05/16 ALLEGED CORRUPTION MISCONDUCT REPORTED BY THE SERVICE PROVIDER**, Her Worship the Mayor seconded the proposal.
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## **ANNOUNCEMENTS BY THE ACTING MUNICIPAL MANAGER**

- The Acting Municipal Manager gave a progress report regarding the Solar System that is funded by the Department of Energy.
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### **A. MATTERS FOR INFORMATION**

**MAPCO: 47/05/17**

#### **ROLES OF THE RENTAL HOUSING INFORMATION OFFICE**

The Manager Properties requested the Council to note the role of the rental housing information office. He reminded the Council that information regarding housing information office was presented during the workshop session.

Cllr DB Luthuli proposed noting of the roles of the rental housing information office. The proposal was seconded by Cllr TJ Zungu.

The Council

### **RESOLVED THAT**

1. It notes the roles of the rental housing information office.
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**MAPCO: 48/05/17**

#### **PROGRESS REPORT ON MAPHUMULO REGISTERING AUTHORITY**

The Manager Properties gave a progress report made thus far on the Maphumulo registering authority. He highlighted that the core functions of the registering authority will be as follows:

- Motor Vehicle registration and license renewals
- Application for change of motor vehicle details

- Application for special and temporary permits
- Application for change of ownership

Manager properties stated that the office space must meet the certain requirements of the Department of transport. He mentioned that 9% of the money collected will go to the Municipality and the rest of the percentage will be for Department of Transport.

Cllr ZW Ninela proposed the noting of the registering authority. The proposal was seconded by Cllr SMZ Nzuza.

The Council

#### **RESOLVED THAT**

1. It notes the progress made thus far regarding the Maphumulo registering authority.

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### **B. MATTERS FOR CONSIDERATION**

**MAPCO: 48/06/17**

#### **APPLICATION FOR DRIVING LICENSE TESTING CENTRE (DLTC)**

Cllr HN Ngcobo requested that since the matter was discussed at length during the deliberations of the workshop, she proposed that the application for driving license testing centre (DLTC) be approved. Cllr KM Xhakaza seconded the proposal.

The Council

#### **RESOLVED THAT**

1. An application on the driving License Testing Centre be made to the Department of Transport.

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**MAPCO: 49/06/17**

#### **CONSIDERATION OF INTEGRATED ENERGY CENTRE PROJECT**

The Executive Manager Local Economic Development and Planning gave a progress report regarding the Integrated Energy Centre project. He reported that the Council is requested to enter into land lease agreement with Ingonyama Trust in order to permit the construction of Maphumulo Integrated Energy Centre. He reported that the Council is also requested to authorize the Acting Municipal Manager to sign the memorandum of agreement on behalf of the Council.

Her Worship the Mayor proposed the approval of the request.

Cllr KP Ninela proposed that the agreement be given to the Municipal attorney to give legal advice on the matter.

Cllr HN Ngcobo seconded the proposal to approve the request, subject to legal advice.

The Council

**RESOLVED THAT**

1. It approves the request by the Department of Energy subject to legal advice.
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**MAPCO: 50/06/17**

**PROPOSED ORGANOGRAM 2016-2017 FINANCIAL YEAR**

The Acting Human Resource Manager presented the amendments that were made by Councillors during the deliberations of the organogram at the workshop. He requested the Council to approve that those changes be effected in the 2016-2017 organogram. In conclusion he requested the Council to also approve the job evaluation payment of R3 000.

The organogram was discussed at length. Cllr JN Ntuli proposed that the amendments be effected in the 2016-2017 organogram. Cllr MH Khoza seconded the proposal.

The Council

**RESOLVED THAT**

1. It approves the draft 2016/2017 Organizational Structure, subject to additional Project Management Unit Administrator, moving of the vacant Technical Officer from Civil Engineering to Project Management Unit and also the adding Local Economic Development Manager.
  2. It approves the payment of Job Evaluation Cost.
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**MAPCO: 51/06/17**

**PROPOSED SCHEDULE FOR COUNCIL MEETINGS AND COUNCIL COMMITTEES**

Cllr JN Ntuli proposed the approved of schedule of meetings. Cllr NP Nxumalo seconded the proposal.

The Council

**RESOLVED THAT**

1. It approves the 2016/2017 schedule of council meetings and Council Committees.
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**MAPCO: 52/06/17**

**PROPOSED 2016-2017 TARIFFS FOR MAPHUMULO LOCAL MUNICIPALITY**

The Acting Chief Financial Officer presented the proposed 2016-2017 tariffs for Maphumulo Municipality.

After a lengthy discussion the Deputy Mayor proposed adoption of 2016-2017 tariffs for Maphumulo Municipality. The proposal was seconded by Cllr ZG Mthembu.

The Council

**RESOLVED THAT**

1. It adopts the 2016/2017 tariffs for Maphumulo Local Municipality

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**MAPCO: 54/06/16**

**INTERNAL AUDIT AND AUDIT COMMITTEE RECOMMENDATIONS**

The Acting Chief Financial Officer requested the Council to approve the recommendations that were made by the internal audit and audit committee during the strategic workshop. He added that the internal audit and audit committee raised catastrophic findings with the following:

1. Positions vacant within the Supply Chain Management Unit
2. Bids procured using Municipal Finance Management Regulation 32
3. Non-compliance with section 116.

Cllr KP Ninela proposed that an investigation be conducted and those found guilty be charged accordingly. He proposed that her Worship the Mayor must report the investigation outcome to the Council. Cllr N Sithole seconded the proposal.

**RESOLVED THAT**

1. It approves the Internal Audit and Audit Committee recommendations.
2. The municipality requests the service of KZN Provincial Treasury Investigation Unit to conduct proper investigations into the awarding of those contracts.

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**MAPCO: 55/06/17**

**ESTABLISHMENT OF WARD COMMITTEES**

The Acting Municipal Manager explained that the Municipal Structure Act, requires the Municipality to establish internal structures and functionaries with an objective to enhance participatory democracy in the local government. In doing so the Council is requested to approve the schedule of Maphumulo Ward Committee elections.

Her Worship the Mayor proposed the approval of the schedule of the establishment of Ward Committees. Cllr TJ Zungu seconded the proposal.

The Council

**RESOLVED THAT**

1. It approves the schedule of the establishment ward committees.

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**In committee Meeting**

The Acting Municipal Manager reported that after the discussions of the in-committee the following decisions were taken:

**MAPCO: 53/05/17**

**PROGRESS ON THE CASE BETWEEN MAPHUMULO MUNICIPALITY AND  
ROBERT BHEKITHEMBA NGUBANE**

The Acting Municipal Manager provided a background of the case between Mr Bhekithemba Robert Ngubane and Maphumulo Municipality and outcome of the meeting which was held by him and the Honorable Mayor Cllr ZF Khuzwayo-Dlamini with lawyers who represent the Council in this case. Following the progress report that was made by the Acting Municipal Manager regarding this case, Council deliberated on the matter and after a lengthy discussion.

The Council

**RESOLVED THAT**

1. It waits for the outcome of the arbitration that was set for 17 October 2016.
2. Engage Mr Bhekithemba Robert Ngubane with the purpose of discussing this case outcome of arbitration

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**MAPCO: 56/05/17**

**ALLEGED CORRUPTION MISCONDUCT REPORTED BY THE SERVICE  
PROVIDER**

The Council

**RESOLVED THAT**

1. Not to discuss this item and referred the matter to the Executive Committee for consideration

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**TERMINATION**

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The meeting was terminated at 12H00 after a closing prayer by Cllr SZM Nzuza.

Confirmation on the.....day of .....2016.

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**CHAIRPERSON**