



**MINUTES OF THE 6TH EXTRA-ORDINARY COUNCIL MEETING OF THE CITY OF
JOHANNESBURG MUNICIPALITY WILL BE HELD VIRTUALLY THROUGH MICROSOFT
TEAMS ON FRIDAY, 13 MAY 2022 AT 10:00**

**SPEAKER OF COUNCIL
COUNCILLOR V M DA
GAMA**

A G E N D A

- 1 OPENING**
- 2 APPLICATIONS FOR LEAVE OF ABSENCE**
- 3 RECOMMENDATIONS TO COUNCIL**
- 4 ANNOUNCEMENTS BY THE SPEAKER**

I N D E X

ITEM NUMBER

GROUP FINANCE

PERFORMANCE ASSESSMENT REPORT FOR THE GROUP FINANCE DEPARTMENT FOR THE 2021/2022 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2021	1
--	---

**GROUP INFORMATION COMMUNICATION
TECHNOLOGY**

PERFORMANCE ASSESSMENT REPORT FOR THE GROUP INFORMATION COMMUNICATION TECHNOLOGY DEPARTMENT FOR THE 2021/2022 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2021	2
---	---

METROPOLITAN TRADING COMPANY

PERFORMANCE ASSESSMENT REPORT FOR THE METROPOLITAN TRADING COMPANY FOR THE 2021/2022 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2021	3
---	---

PERFORMANCE ASSESSMENT REPORT FOR THE METROPOLITAN TRADING COMPANY FOR THE 2021/2022 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2021	4
---	---

HEALTH

PERFORMANCE ASSESSMENT REPORT FOR THE HEALTH DEPARTMENT FOR THE 2021/2022 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2021	5
---	---

SOCIAL DEVELOPMENT

PERFORMANCE ASSESSMENT REPORT FOR THE SOCIAL DEVELOPMENT DEPARTMENT FOR THE 2021/2022 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2021	6
--	---

ITEM NUMBER

PUBLIC SAFETY

PERFORMANCE ASSESSMENT REPORT FOR THE PUBLIC SAFETY DEPARTMENT FOR THE 2021/2022 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2021 7

TRANSPORT

PERFORMANCE ASSESSMENT REPORT FOR THE TRANSPORT DEPARTMENT FOR THE 2021/2022 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2021 8

JOHANNESBURG ROADS AGENCY (SOC) LTD

PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG ROADS AGENCY (SOC) LTD FOR THE 2021/2022 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2021 9

JOHANNESBURG METROPOLITAN BUS SERVICES

PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG METROPOLITAN BUS SERVICES FOR THE 2021/2022 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2021 10

OFFICE OF THE OMBUDSMAN

PERFORMANCE ASSESSMENT REPORT FOR THE OFFICE OF THE OMBUDSMAN FOR THE 2021/22 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2021 11

COJ LEGISLATURE

PERFORMANCE ASSESSMENT REPORT FOR THE CITY OF JOHANNESBURG LEGISLATURE DEPARTMENT FOR THE 2021/2022 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2021 12

ITEM NUMBER

COJ LEGISLATURE

FIRST QUARTER REPORT ON THE OVERSIGHT
ACTIVITIES OF THE PETITIONS STANDING
COMMITTEE FOR THE PERIOD: JULY TO
SEPTEMBER 2021 13

OVERSIGHT REPORT OF THE HEALTH AND
SOCIAL DEVELOPMENT SECTION 79
COMMITTEE ON THE 2021/2022 FIRST
QUARTER BUDGET AND PERFORMANCE
ASSESSMENT REPORTS OF THE HEALTH
DEPARTMENT AND SOCIAL DEVELOPMENT
DEPARTMENT FOR THE PERIOD JULY TO
SEPTEMBER 2021 14

OVERSIGHT REPORT OF THE SECTION 79
PUBLIC SAFETY COMMITTEE ON THE
2021/2022 1ST QUARTER PERFORMANCE
REPORT OF THE DEPARTMENT OF PUBLIC
SAFETY FOR THE PERIOD 1 JULY TO
30 SEPTEMBER 2021 15

OVERSIGHT REPORT OF THE TRANSPORT
SECTION 79 COMMITTEE ON THE FIRST
QUARTER PERFORMANCE ASSESSMENT
REPORTS OF THE TRANSPORT DEPARTMENT,
METROBUS AND JOHANNESBURG ROAD
AGENCY FOR THE PERIOD FOR THE PERIOD
JULY TO SEPTEMBER 2021 16

OVERSIGHT REPORT OF OCOL ON THE
2021/22 FIRST QUARTER BUDGET AND
PERFORMANCE ASSESSMENT REPORT OF
THE LEGISLATURE OF THE CITY OF
JOHANNESBURG OFFICE OF THE
OMBUDSMAN FOR THE PERIOD JULY TO
SEPTEMBER 2021 17

ITEM NUMBER

COJ LEGISLATURE

OVERSIGHT REPORT OF OCOL ON THE 2021/22 18
 FIRST QUARTER BUDGET AND
 PERFORMANCE ASSESSMENT REPORT OF
 THE LEGISLATURE OF THE CITY OF
 JOHANNESBURG FOR THE PERIOD
 JULY TO SEPTEMBER 2021

OVERSIGHT REPORT OF FINANCE SECTION 79 19
 COMMITTEE ON THE 2021/22 FIRST QUARTER
 PERFORMANCE ASSESSMENT REPORTS OF
 THE GROUP FINANCE DEPARTMENT, GROUP
 INFORMATION COMMUNICATION
 TECHNOLOGY AND INFORMATION
 MANAGEMENT DEPARTMENT AND
 METROPOLITAN TRADING COMPANY FOR
 THE PERIOD JULY TO SEPTEMBER 2021

CITY OF JOBURG PROPERTY COMPANY (SOC) LTD

ACQUISITION/EXPROPRIATION OF 20
 AN ELECTRICAL SERVITUDE OVER
 PORTION 135 OF THE FARM ZANDSPRUIT
 191 IQ

ACQUISITION/EXPROPRIATION OF AN 21
 ELECTRICAL SERVITUDE OVER HOLDING 33
 SONNEDAL AGRICULTURAL HOLDINGS

TRANSPORT

GREATER IVORY PARK TRANSPORT 22
 MASTER PLAN APPROVAL

JOHANNESBURG INNER CITY 23
 TRANSPORT MASTER PLAN, 2021

COJ LEGISLATURE

TERMS OF REFERENCE – SECTION 79: 24
 ECONOMIC DEVELOPMENT COMMITTEE

TERMS OF REFERENCE – SECTION 79: 25
 FINANCE COMMITTEE

OUTSTANDING MATTERS OF ETHICS 26
 AND DISCIPLINE OF COUNCILLORS

ITEM NUMBER

HOUSING

PERFORMANCE ASSESSMENT REPORT FOR 27
THE HOUSING DEPARTMENT FOR THE
2021/2022 FINANCIAL YEAR FOR THE
PERIOD JULY TO SEPTEMBER 2021

JOHANNESBURG SOCIAL HOUSING COMPANY

PERFORMANCE ASSESSMENT REPORT FOR 28
THE JOHANNESBURG SOCIAL HOUSING
COMPANY FOR THE 2021/2022 FINANCIAL
YEAR FOR THE PERIOD JULY TO
SEPTEMBER 2021

COJ LEGISLATURE

OVERSIGHT REPORT OF THE HOUSING 29
SECTION 79 COMMITTEE ON THE 2021/22
FIRST QUARTER PERFORMANCE
ASSESSMENT REPORT OF THE
DEPARTMENT OF HOUSING AND THE
JOHANNESBURG SOCIAL HOUSING
COMPANY (JOSHCO) FOR THE PERIOD JULY
TO SEPTEMBER 2021

URGENCY REPORT**GROUP CORPORATE AND SHARED SERVICES**

INTERIM CORRECTIONS TO THE 30
GROUP TALENT ACQUISITION POLICY
FRAMEWORK ANNEXURE L

MEMBERS PRESENT

The Speaker: Councillor Da Gama, V M

The Executive Mayor: Councillor Phalatse, M

Alexander, W R	Goosen, J W
Amad, T	Gwamanda, K
Amod, C J	Harris, R
Anolik, S	Hlatshwayo, S M
Arnolds, M S	Hoén, J N
Badal, K	Homer, C
Benjamin, R F	Horwitz, J
Bini, L	Huggett, E A
Bittkau, R	Ismail-Moosa, I
Boer, C	Jacobs, B
Bolani, M G	Johnson, N
Brand, D G	Jonker, N
Buthelezi, T C	Kaldine, J
Cele, D W	Kanda, M
Chabalala, M D	Kgeletsane, M O
Chair, C A	Khanyile, N M
Chalufu, S T	Khumalo, X I
Chame, F	Kiviet, A
Chauke, K L	Knott, L R
Chetsanga, H	Koekemoer, M
Coogan, L C	Kwapeng, C
Coutriers, M J	Landis, R
Coverdale, D L T	Lebatlang, T Z
Crichton, M	Lebea, M G
Christians, A	Lebotse, E W
Da rocha, C M D	Lefutso, L
Dammie, B H	Liebenberg, E
Davids-Green, I C	Lobi, M
Davis, M R	Louw, M A
De Lange, F C	Maake, M J
Dellwaria, N	Mabaso, M P
Deppe, A J	Mabelebele, S S
Dlamini, B	Mabuke, T A
Du plessis, N S	Mabunda, T E
Durand, G V M	Mabuza, S K L
Dyers, S	Machaba, L M U
Echeozonjoku, B C	Machethe, S
Edward, N	Madiba, T J
Finn, C E	Magwaza, B L P
Foley, D T	Magwentshu, L C
Fourie-Shawe, C	Maila, S M
Francisco, D B	Majola, S
Fresling, R R	Makamo, S S
Galeshewe, T M	Makhuba, H N
Gantsho, L	Makhubele, T C

Maluleka, T	Mposula, T
Manganyi, D B	Mpotulo, G S
Mangena, T D	Mthembu, M N
Marais, A F	Mulelu, M
Marais, S I	Munyayi, V E
Marema, V A	Nair, R K
Marumo, T	Ndlela, M C
Mashala, K	Ndou, N L
Mashinini, S	Ndou, P
Masoga, L M	Ndzondo, C M
Masuku, L	Nefdt, P W
Maswazi, R	Ngema, S V
Mathe, G	Ngobeni, L M
Mathe, Z E	Ngobeni, R F
Mavhona, L S	Ngoepe, C S
Mazibuko, A L	Nguse, S
Mazibuko, N	Ngwenya, F N
Mazibukwana, M	Niemand, G J
Mbundu, N N	Niemand, Z
Mchunu, A	Nkokou, T P
Meyers, T	Nkomo, B
Mgaga, B	Nkomo, E T
Mgcina, S E	Nkomo, P T
Mhlari, T M	Nkubungu, L
Mhlongo, T A	Nkwanana, P B
Mkhize, T	Nofemela, N
Mkhonto, M S	Nonkumbi, I M
Mmbengwa, M N	Nontenja, C T
Mmota, L	Ntombela, M J
Mngadi, W B	Ntshidi, T E
Mnisi, N D	Nyembe, Z P
Mnyameni, M	Nzimande, C
Moatshe, K	Papo, M M
Modladlaba, D S	Phakathi, S
Modukanene, L C	Phillips, L E
Modupi, D N	Phometsi, P S
Moeti, O T	Pietersen, J
Mofokeng, J	Pietersen, N
Mohlala, P K	Ponsonby, D A
Mokoari, Z	Radebe, T T
Mokoka, M L	Rafferty, P D
Molefe, M	Ramafikeng, D J
Molefe, S B	Ramaru, G
Molise, L D	Rambani, N S
Moloisane, D	Raphadu, A T
More, E	Reddy, K
Mothopi, O Z	Reddy, V M
Mphaho, M A	Reinten, I M
Mphefo, L M P	Roberts, F C

Santana, C G	Sun, Y H
Sauls, A	Supe, N P
Schay, D	Tabane, M C
Sekhu, M V	Tambani, P S
Sekwaila, B J	Tefu, P V
Sesedinyane, M I	Tembe, D S
Shabangu, L	Truluck, T F
Shackelford, L M	Tshehlo, G J
Shange, P A	Twala, Y A
Sherman, G J	Van der Merwe, M
Shumba, K A	Van der Schyf, C
Sifumba, N	Van Dyk, N J
Simelane, P	Van Wyk, W M
Simelane, S O	Williams, M C
Sindani, F P	Wilskut, D
Sithole, A M	Wissler, S T J
Smit, P A	Wittman-Potter, D D
Sobey, A	Xuma, L
Steenkamp, D	Zama, A A D
Steer, B	Zazini, A
Stewart, P S	Zondo, L T
Stewart, A J	Zungu, N G
Suddaby, J	Zwane, S

1 OPENING

The Speaker requested Council to observe a moment of silence for prayer and meditation.

He referred to Rule 7 of the Standing Rules of Council and read it as follows:

"In terms of Rule 7 of the Standing Rules and Orders of Council, 2016 (Precincts of Council):

7(1) The precincts of Council is the area of land and every building or part of a building under the Legislature's control, including –

- (a) the Chamber in which the proceedings of Council are conducted and the galleries and lobbies of the chambers.*
- (b) Committee rooms and other meeting places provided or used primarily for Council's purposes.*
- (c) every other building or part of a building provided or used in connection with the proceedings of Council, while so used, and*
- (d) every part of the buildings in which the chambers are situated, and every forecourt, yard, garden, enclosure, or open space appurtenant thereto.*

(2) In so far as it may be necessary, in a case where Council or Committees convene beyond the seat of Council, these Rules shall apply as if the premises where Council or Committees are meeting were within the precincts of Council."

He thereafter declared all venues where Councillors were connected the precinct of Council.

The Speaker welcomed the Executive mayor of the City of Johannesburg; Councillor Mpho Phalatse, Whip of Council; Councillor Tyrell Meyers, all political party leaders and whips; Members of the Mayoral Committee; Chair of Chairs, Councillor Colleen Makhubele; Chairpersons of Section 79 Committees; fellow Councillors; Acting City Manager; Mr Tiaan Ehlers; Acting Secretary to Council, Mr Andile Gobinca; officials of the City of Johannesburg; residents of the City of Johannesburg and members of the Media, I welcome you all to the 6th Extra-Ordinary Council meeting of the City of Johannesburg Municipality.

The Speaker shared a moment of silence in memory of the six souls gunned down in a mass shooting on the 8th in Khayelitsha and for Hillary Gardee and her unborn child. He extended the condolences to himself, and the city, and the families of Mr Pat Nhlapo and Ms Salome Ngobeza. He stated that Mr Pat Nhlapo had been with the city for over 20 years, being a Councillor during the transitional Council years, to spending the last number of years in the Legislature, as the Deputy Director in Ward Governance.

He extended wishes, and speedy recovery to Councillor Mpho Moerane and strength to his family. Speaker further stated that the late Regional Director, Ms Salome Ngobeza has also spent a vast portion of her working life in the city. He said that it was truly a loss to the city as both Pat and Salome held valuable institutional knowledge. Their thoughts and prayers are with their families.

He thanked Councillors for joining the virtual meeting which is a completion of the items from the Council meeting that was held on Thursday, 26 April 2022, with the addition of one item: Interim corrections to the Talent Acquisition policy, that the Executive has asked that it be added to the agenda.

Councillor Mhlongo asked that a roll call should be called to determine the quorum. After the roll call was concluded, there were 199 Councillors present in the meeting.

2 APPLICATIONS FOR LEAVE OF ABSENCE

The following applications for leave of absence from this meeting were granted:

<i>Councillor Moerane, M</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Mokwena, T M</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Rahn, N J</i>	<i>:</i>	<i>Urgent Private Business</i>
<i>Councillor Wax, K P</i>	<i>:</i>	<i>Urgent Private Business</i>
<i>Councillor Tsotetsi, L Y M</i>	<i>:</i>	<i>Private Business</i>

The following Economic Freedom Fighters (EFF) Councillors registered a leave of absence for the meeting because they were attending to an urgent organizational business:

*Councillor Baloyi, D L
 Councillor Dladla, D
 Councillor Dlanjwa, M
 Councillor Komane, S A
 Councillor Leshilo, R S
 Councillor Mkasi, G
 Councillor Moepi, N J D
 Councillor Mofokeng, M P
 Councillor Mogapi, T A
 Councillor Mokoena, G
 Councillor Molefe, E W
 Councillor Mosehla, K J
 Councillor Mphahlele, M
 Councillor Ndou, P
 Councillor Nenemba, T
 Councillor Nethamba, R
 Councillor Ngwenya, J A
 Councillor Nhlapo, C P
 Councillor Nkosi, R A L
 Councillor Novela, M
 Councillor Ntoele, N L*

Councillor Radebe, N P
Councillor Raholane, M W
Councillor Raseruthe, S H
Councillor Seema, S M
Councillor Seerane, M K
Councillor Telekoa, A T
Councillor Tsheddo, J G
Councillor Zitha, S L

3 RECOMMENDATIONS TO COUNCIL

The Executive Mayor tabled the reports from the executive
The Chair of Chairs tabled the reports from the Legislature

Item 1 PERFORMANCE ASSESSMENT REPORT FOR
 THE GROUP FINANCE DEPARTMENT FOR THE
 2021/2022 FINANCIAL YEAR FOR THE PERIOD
 JULY TO SEPTEMBER 2021

This item was dealt simultaneously with Items 2, 3, 4 and 19

RESOLVED

That the first quarter performance report of the Group Finance Department for the 2021/22 financial year be noted.

(GROUP FINANCE)

Item 2 PERFORMANCE ASSESSMENT REPORT
 FOR THE GROUP INFORMATION
 COMMUNICATION TECHNOLOGY
 DEPARTMENT FOR THE 2021/2022
 FINANCIAL YEAR FOR THE PERIOD
 JULY TO SEPTEMBER 2021

RESOLVED

That the first quarter performance report of Group Information Communication Technology Department for the 2021/22 financial year, be noted.

(GROUP INFORMATION COMMUNICATION TECHNOLOGY)

- Item 3 PERFORMANCE ASSESSMENT REPORT
FOR THE METROPOLITAN TRADING
COMPANY FOR THE 2021/2022
FINANCIAL YEAR FOR THE PERIOD
JULY TO SEPTEMBER 2021

RESOLVED

That the first quarter performance report of the Metropolitan Trading Company for the 2021/22 financial year, be noted.

(METROPOLITAN TRADING COMPANY)

- Item 4 PERFORMANCE ASSESSMENT REPORT
FOR THE METROPOLITAN TRADING
COMPANY FOR THE 2021/2022
FINANCIAL YEAR FOR THE PERIOD
OCTOBER TO DECEMBER 2021

RESOLVED

That the second quarter performance report of the Metropolitan Trading Company for the 2021/22 financial year, be noted.

(METROPOLITAN TRADING COMPANY)

- Item 5 PERFORMANCE ASSESSMENT REPORT FOR
THE HEALTH DEPARTMENT FOR THE 2021/2022
FINANCIAL YEAR FOR THE PERIOD JULY
TO SEPTEMBER 2021

This item was dealt simultaneously with Items 6 and 14.

RESOLVED

That the first quarter performance report of the Health Department for the 2021/22 financial year, be noted.

(HEALTH)
(Z A Mavuso)
(Tel. (011) 407-6816)

- Item 6 PERFORMANCE ASSESSMENT REPORT FOR
THE SOCIAL DEVELOPMENT DEPARTMENT
FOR THE 2021/2022 FINANCIAL YEAR FOR THE
PERIOD JULY TO SEPTEMBER 2021

RESOLVED

That the first quarter performance report for the Social Development Department for the 2021/22 financial year, be noted.

(SOCIAL DEVELOPMENT)
(Will Tiro)
(Tel. (011) 407-7131)

- Item 7 PERFORMANCE ASSESSMENT REPORT FOR
THE PUBLIC SAFETY DEPARTMENT FOR THE
2021/2022 FINANCIAL YEAR FOR THE PERIOD
JULY TO SEPTEMBER 2021

This item was dealt simultaneously with Item 15.

RESOLVED

That the first quarter performance report of Public Safety Department for the 2021/22 financial year, be noted.

(PUBLIC SAFETY)

- Item 8 PERFORMANCE ASSESSMENT REPORT
FOR THE TRANSPORT DEPARTMENT
FOR THE 2021/2022 FINANCIAL
YEAR FOR THE PERIOD
JULY TO SEPTEMBER 2021

This item was dealt simultaneously with Items, 9, 10 and 16

RESOLVED

That the first quarter performance report of the Transport Department for the 2021/22 financial year, be noted.

(TRANSPORT)

- Item 9 PERFORMANCE ASSESSMENT REPORT
FOR THE JOHANNESBURG ROADS
AGENCY (SOC) LTD FOR THE 2021/2022
FINANCIAL YEAR FOR THE PERIOD
JULY TO SEPTEMBER 2021

RESOLVED

That the first quarter performance report of the Johannesburg Roads Agency (SOC) Ltd for the 2021/22 financial year, be noted.

(JOHANNESBURG ROADS AGENCY (SOC) LTD)

- Item 10 PERFORMANCE ASSESSMENT REPORT
FOR THE JOHANNESBURG METROPOLITAN
BUS SERVICES (SOC) LTD FOR THE
2021/2022 FINANCIAL YEAR FOR THE
PERIOD JULY TO SEPTEMBER 2021

RESOLVED

That the first quarter performance report of Johannesburg Metropolitan Bus Services (Soc) Ltd for the 2021/22 financial year, be noted.

(JOHANNESBURG METROPOLITAN BUS SERVICES (SOC) LTD)

- Item 11 PERFORMANCE ASSESSMENT REPORT
FOR THE OFFICE OF THE OMBUDSMAN
2020/21 FINANCIAL YEAR FOR THE
PERIOD JULY TO SEPTEMBER 2021

This item was dealt simultaneously with Items 12, 17 and 18.

RESOLVED

That the first quarter performance report for the Office of the Ombudsman for the 2020/21 financial year, be noted.

(OFFICE OF THE OMBUDSMAN)
(Puleng Hlatshwayo)
(Tel. (011) 288-2800)

- Item 12 PERFORMANCE ASSESSMENT REPORT
FOR THE CITY OF JOHANNESBURG
LEGISLATURE DEPARTMENT FOR THE
2021/2022 FINANCIAL YEAR SECOND
QUARTER FOR THE PERIOD JULY
TO SEPTEMBER 2021

RESOLVED

That the first quarter performance report of the City of Johannesburg Legislature Department for the 2020/21 financial year, be noted.

(COJ LEGISLATURE)
(Mr. Dumisani Dube)
(Tel. (011) 407-7480)

- Item 13 FIRST QUARTER REPORT ON THE OVERSIGHT
ACTIVITIES OF THE PETITIONS STANDING
COMMITTEE FOR THE PERIOD: JULY TO
SEPTEMBER 2021

NOTED

(COJ LEGISLATURE)
(E Monhla)
(Tel. (011) 407-7246)

- Item 14 OVERSIGHT REPORT OF THE HEALTH AND SOCIAL
DEVELOPMENT SECTION 79 COMMITTEE ON THE
2021/2022 FIRST QUARTER BUDGET AND
PERFORMANCE ASSESSMENT REPORTS OF THE
HEALTH DEPARTMENT AND SOCIAL DEVELOPMENT
DEPARTMENT FOR THE PERIOD JULY TO SEPTEMBER 2021

RESOLVED

That the Council approves the Second Quarter Oversight Report of the Health and Social Development Section 79 Committee on 2021/2022 First Quarter Budget and Performance Assessment Report of the Health and Social Development Department for the period July to September 2021, noting the observations cited in the body of this report.

(COJ LEGISLATURE)
(B Fana)
(Tel. (011) 407-6305)

- Item 15 OVERSIGHT REPORT OF THE SECTION 79
PUBLIC SAFETY COMMITTEE ON THE
2021/2022 1ST QUARTER PERFORMANCE
REPORT OF THE DEPARTMENT
OF PUBLIC SAFETY FOR THE PERIOD
1 JULY TO 30 SEPTEMBER 2021

RESOLVED

- 1 That Council approve the 1st quarter Oversight Report of the Public Safety Section 79 Committee on the Department's quarterly performance report for the 2021/2022 financial year (July to September 2021).
- 2 That the Department submit a comprehensive report to the Committee on the two employees that were dismissed this quarter under review.

(COJ LEGISLATURE)
(Tandisizwe Sidubulekana)

- Item 16 OVERSIGHT REPORT OF THE TRANSPORT SECTION 79
COMMITTEE ON THE FIRST QUARTER PERFORMANCE
ASSESSMENT REPORTS OF THE TRANSPORT DEPARTMENT,
METROBUS AND JOHANNESBURG ROAD AGENCY FOR THE
PERIOD FOR THE PERIOD JULY TO SEPTEMBER 2021

RESOLVED

- 1 That the Council notes and approves the oversight report of the Transport Section 79 Committee on the first quarter performance assessment reports of the Transport Department, Metrobus and Johannesburg Road Agency (JRA) for the period July to September 2021, noting the observations cited in the body of this report.
- 2 That the Metrobus and Transport Department presents to the Committee the progress for the procurement of Automated Fare Collection (AFC) system, by February 2022.
- 3 That the JRA presents to the Committee on the timeframe for complying with SARS in order to avoid further interest in future, by February 2022.
- 4 That the JRA identify areas that are vulnerable to flooding during heavy rainfall and speed-up the programme of converting open storm water channel systems into underground pipe or culvert system, by February 2021.

(COJ LEGISLATURE)
(Dr T S Mawasha)
(Tel. (011) 407-7395)

- Item 17 OVERSIGHT REPORT OF OCOL ON THE 2021/22
FIRST QUARTER BUDGET AND PERFORMANCE
ASSESSMENT REPORT OF THE LEGISLATURE OF
THE CITY OF JOHANNESBURG OFFICE OF THE
OMBUDSMAN FOR THE PERIOD JULY TO
SEPTEMBER 2021

RESOLVED

That the Council approve the 2021/22 First Quarter Budget and Performance Assessment Report of the Office of the Ombudsman for the period July to September 2021, noting the observations cited in the body of this oversight report.

(COJ LEGISLATURE)

- Item 18 OVERSIGHT REPORT OF OCOL ON THE 2021/22
FIRST QUARTER BUDGET AND PERFORMANCE
ASSESSMENT REPORT OF THE LEGISLATURE OF
THE CITY OF JOHANNESBURG FOR THE PERIOD
JULY TO SEPTEMBER 2021

RESOLVED

That the Council approve the 2021/22 First Quarter Budget and Performance Assessment Report of the Legislature for the period 1 July 2021 to 31 September 2021.

(COJ LEGISLATURE)

- Item 19 OVERSIGHT REPORT OF FINANCE SECTION 79 COMMITTEE
ON THE 2021/22 FIRST QUARTER PERFORMANCE ASSESSMENT
REPORTS OF THE GROUP FINANCE DEPARTMENT, GROUP
INFORMATION COMMUNICATION TECHNOLOGY AND INFORMATION
MANAGEMENT DEPARTMENT AND METROPOLITAN TRADING
COMPANY FOR THE PERIOD JULY TO SEPTEMBER 2021

RESOLVED

- 1 That Council approve the 2021/22 first quarter performance assessment report of the Group Finance Department, Group Information Communication Technology and Information Management Department, and Metropolitan Trading Company for the period July to September 2021.
- 2 That MTC furnish the Section 79 Finance Committee with a comprehensive report on the progress of the Enhanced Business Model (EBM), in May 2022.

- 4 That GICT develops a critical skills list that will guide GCSS in implementing the Subsidised Education Policy by placing priority on programs on the list when employees apply for funding to study, by June 2022.
- 4 That MTC develops a critical skills list that will guide GCSS in implementing the Subsidised Education Policy by placing priority on programs on the list when employees apply for funding to study, by June 2022.

(COJ LEGISLATURE)

(Mr Doctor Mpondo / Vuyelwa Nkambule)

(Cell. (083) 702-8292 / 082 679-9525)

Item 20 ACQUISITION/EXPROPRIATION OF
AN ELECTRICAL SERVITUDE OVER
PORTION 135 OF THE FARM
ZANDSPRUIT 191 IQ

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, an electrical servitude over Portion 135 of the farm Zandspruit 191 IQ (the "property") as depicted on Servitude Diagram S.G. No. 3291/2016 (the "servitude"), be acquired for the implementation of the Lutz/Dalkeith Project on a willing buyer-willing seller basis at not more than the market value currently determined at R44 600.00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by City Power.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and City Power (SOC) Ltd (City Power) or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That City Power shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That subject to the expropriation/acquisition of the above-mentioned required servitude, the CEO of JPC or his/her delegated official be authorised, to make the acquired/expropriated servitude available to City Power for the construction of the electrical services and implementation of the project.
- 8 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Louise Swartz)

Item 21 ACQUISITION/EXPROPRIATION OF AN
ELECTRICAL SERVITUDE OVER HOLDING 33
SONNEDAL AGRICULTURAL HOLDINGS

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, an electrical servitude over Holding 33 Sonnedal Agricultural Holdings (the "property") as depicted on Servitude Diagram S.G. No. 3302/2016 (the "servitude"), be acquired for the implementation of the Lutz/Dalkeith Project on a willing buyer/willing seller basis at not more than the market value currently determined at R10 400-00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by City Power.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and City Power (SOC) Ltd (City Power) or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That City Power shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That subject to the expropriation/acquisition of the above-mentioned required servitude, the CEO of JPC or his/her delegated official be authorised, to make the acquired/expropriated servitude available to City Power for the construction of the electrical services and implementation of the project.
- 8 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Louise Swartz)

Item 22 GREATER IVORY PARK TRANSPORT
MASTER PLAN APPROVAL

RESOLVED

That the findings of the Greater Ivory Park Transport Master Plan, attached as Annexure A, be approved.

(TRANSPORT)
(Daisy Dwango)
(Cell. 083 455 0135)

Item 23 JOHANNESBURG INNER CITY
TRANSPORT MASTER PLAN, 2021

RESOLVED

That Council approves the Draft Johannesburg Inner City Transport Master Plan so that it can be a tool for all City Departments and Entities that have an impact on the success of the transport system, to work together better, and where possible to align their business planning and budgeting processes to work towards the overlapping goals of each Department's diverse mandates.

(TRANSPORT)
(Ms. Nobuntu Ciko Duze)
(Tel. 071 413 9817)

Item 24 TERMS OF REFERENCE – SECTION 79:
ECONOMIC DEVELOPMENT COMMITTEE

RESOLVED

That Council approve the amended terms of reference for the Economic Development Committee.

(COJ LEGISLATURE)
(B Tseke)
(Tel. (011) 407-6723)

Item 25 TERMS OF REFERENCE – SECTION 79:
FINANCE COMMITTEE

RESOLVED

That Council approve the amended terms of reference for the Section 79 Finance Committee.

(COJ LEGISLATURE)

Item 26 OUTSTANDING MATTERS OF ETHICS
AND DISCIPLINE OF COUNCILLORS
2016-2021 MUNICIPAL TERM OF OFFICE

RESOLVED

That Council rectify the action/decision taken by the Ethics and Disciplinary Committee in relation to the two outstanding matters from the previous municipal term of office, as outlined in the body of the report.

(COJ LEGISLATURE)
(Mpho Komane)
(Tel. (011) 407-6009)

Item 27 PERFORMANCE ASSESSMENT REPORT FOR
THE HOUSING DEPARTMENT FOR THE
2021/2022 FINANCIAL YEAR FOR THE
PERIOD JULY TO SEPTEMBER 2021

This item was dealt simultaneously with Items 28 and 29.

RESOLVED

That the first quarter performance report of the Housing Department for the 2021/22 financial year, be noted.

(HOUSING)
(S Madi)
(Tel. (011) 018-6667)

- Item 28 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG SOCIAL HOUSING COMPANY FOR THE 2021/2022 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2021

RESOLVED

That the first quarter performance report of the Johannesburg Social Housing Company for the 2021/22 financial year, be noted.

(JOHANNESBURG SOCIAL HOUSING COMPANY)
(Nemaungani Livhalani)

- Item 29 OVERSIGHT REPORT OF THE HOUSING SECTION 79 COMMITTEE ON THE 2021/22 FIRST QUARTER PERFORMANCE ASSESSMENT REPORT OF THE DEPARTMENT OF HOUSING AND THE JOHANNESBURG SOCIAL HOUSING COMPANY (JOSHCO) FOR THE PERIOD JULY TO SEPTEMBER 2021

RESOLVED

- 1 That Council approve the 2021/22 First Quarter Budget and Performance Assessment Reports of the Department of Housing and the Johannesburg Social Housing Company, noting the observations cited in the body of this report.
- 2 That Council approve the 2021/22 First Quarter Oversight Report of the Housing Section 79 Committee on the 2021/22 First Quarter Budget and Performance Assessment report of the Department of Housing and the Johannesburg Social Housing Company for the period July 2021 to September 2021, noting the observations cited in the body of this report.

(HOUSING)

- Item 30 INTERIM CORRECTIONS TO THE GROUP TALENT ACQUISITION POLICY FRAMEWORK ANNEXURE L

Councillor N Makhuba (IFP) addressed Council and stated that it was unfair to Councillors, for the Executive to submit the report on the eve of the Council meeting. She mentioned that Councillors were not given an opportunity to read through the report and compare with the existing policy so that they make an informed decision.

She stated that the investigation that was resolved by Council on 24 February 2022 must be concluded. She further stated that the review of the Talent Acquisition Policy in line with the decisions taken on the 21 August 2003, must be prioritized in order to avoid the kind of confusion that the City is going through now, with the matter of the 130 employees.

She referred to Annexure A, under preface 4 and 5 stating that:

- “4. That the political offices (Speaker, Executive Mayor, Chief Whip, Chairperson of Chairpersons, MMC’s and Leader of Opposition) senior officials’ contracts shall be linked or tied to the term of office of the political principal in that office up to five years and that the Group Executive Director : Corporate and Shared Services shall develop a framework for the appointment of these senior officials for the approval by the Executive Mayor.*
- 5. That all the other levels below the above listed would be on a permanent basis.”*

She thereafter asked if the decisions made in 2020 and February 2022 was correct or not? She stated that the heading should not say correction but amendment instead. She said that the IFP agrees to the report in principle, in order to allow political offices to be capacitated so that they are able to deliver services to the residents of the City of Johannesburg.

Councillor L Phillips (GOOD) addressed Council and indicated that the essence of their ethical leadership begins when one does something incorrectly and does everything in his or her power to pass it off as correct. In their view, as the GOOD party, that is what the interim corrections report is all about. He said that it is all about shortcut to bypass and if not undermine the consultative process with stakeholders, given that the current policy framework has been placed under review by the Multi Party Government, in an effort to accommodate the decisions made on the 130 employees, that were taken on the 24 February 2022 Council meeting.

He asked why the process is not followed in a proper way? Why the interim policy corrections instead? Why the shortcut? Why the undermining of the consultative process of stakeholders? He said that the correction made, does not only sound unethical, but it also sounds criminal and it sets a dangerous precedent, in that whenever there are decisions taken by the Multi-Party government, that are not aligned to policy or policy framework, they can then expect a review of such policy or policy framework, followed by interventions such as what is now called, “Interim Corrections”. He indicated that the GOOD party rejects the report with the contempt that it deserves.

Councillor S Machete (APC) addressed Council and said that they do not support the report.

Councillor T Nontenja (UDM) addressed Council and stated that the UDM does not support the report. She said that the resolution taken by Council on 24 February 2022, should be completed and implemented. She asked how long does it take to review and realign a policy? She mentioned that it is more than two months since the resolution was taken. What time frame was it given? Or was it open ended? She said while the motivation is on capacitating of political offices, that is most unlikely to happen before the next financial year. She concluded that was the reason the item was rejected by the United Democratic Movement.

Councillor T Amad (ALJAMA-AH) addressed Council and enquired what criteria was used in tabling urgent reports to Council? He said that there are many other urgent reports, and one in particular that was recommended to the Speaker and the Executive Mayor, to be brought in Council, on an urgent basis. He mentioned that the administration is running parallel processes; on the current existing policy and the interim policy that is being imposed and pushed down Councillor's throats. He said on that basis, as ALJAMA-AH, they reject the report.

Councillor M Arnolds (AIC) addressed Council and said that she wanted to start by addressing the title of the report as she finds it confusing: "Interim correction to the group talent acquisition policy framework", she asked how interim changes made to a policy that is under review? She further asked, if changes will be made to then fall off when the review has been done? She further said the item is also of a double standard and further said that the AIC and the minority opposition say this because; the City has been saying that there is no policy in place. When the leadership of the City was interviewed during the period of the 130 it was said that there was no policy in place and that what the previous government did was unlawful, but today, there is a policy that is being reviewed. She asked if the item was brought to Council to accommodate the Group Head of GFIS? And as the minority opposition, they are not happy with this government's continuous aggressive pursuit in using this Council to have unlawful reports legislated. The AIC, and the entire minority opposition block, rejected the report.

Councillor S Nguse (ANC) addressed Council and said that it was important to remember why the Labour laws of the country existed: People died and were exploited. The exploitation gave birth to the Labour laws of the country. He said that the Labour laws of the country gave birth to policies in various workplaces. Discussions must be about improving the policies at the workplace, it must never be about dealing with the workers. He further said that they believe that all should be responsible enough, as leaders, to make sure that leaders improve the working conditions of the employees in the City of Johannesburg. He stated the African National Congress is refusing to be coopted by the DA-led administration into the shortcut. He further stated that their submission is explicit; that stakeholders must be sufficiently consulted and there is organized Labour in the City of Johannesburg. He indicated that it would be incorrect to just ignore the fact that there is organized Labour, and they must have inputs, because this will definitely affect their members.

He added that, if Labour was then engaged, as the African National Congress, they request that minutes be availed and if there was sufficient consultation, and how consultation was conducted.

He further added that it was disturbing how the DA-led administration wanted to reduce their thinking capacity in this fashion, and they are refusing as the African National Congress to be coopted to this thinking; that is anti-progress but driven by foreign tendencies. He said they are objecting and wish that sufficient consultation with Labour will happen ASAP, but equally, internal structures. He stated that unless Councillors left school during break time, they will then push for such things to happen, but if indeed they waited till after school, they will then have time to reason and analyze.

He concluded that the African National Congress object this report and are refusing to be coopted.

Councillor Phillips (GOOD) registered the dissent.

Councilor Arnolds (AIC) requested for a roll call as per Standing Rule 86.

The Speaker posed a question to Councillors and the voting process was conducted, and the results are as follows:

Votes:

No – 71

Yes: 123

Therefore, the item was carried.

RESOLVED

- 1 That the policy modalities that were applied for FTC recruitment in political offices provided to senior officials be extended to all officials within the political offices.
- 2 That the correction as reflected in Annexure A attached to the report (Annexure L of the Group Talent Acquisition policy framework) that deals with the Framework and Guidelines on the appointment of Political Office staff) be approved in accordance with the Council Resolution of 25 February 2022.
- 3 That Council notes that the Policy is currently being revised to ensure compliance with all new legislative requirements and will serve before all the required stakeholders and structures for implementation by July 2022.

(GROUP CORPORATE AND SHARED SERVICES)

(Director: Talent Acquisition, Remuneration,
Performance and Transformation)

(Enoch Mafuyeka)

(Tel. (011) 407-7250)

4 ANNOUNCEMENTS BY THE SPEAKER

None.

THE MEETING ADJOURNED AT 16:36.



SPEAKER OF COUNCIL
CLLR VASCO DA GAMA

27/07/2022.
DATE