



CITY OF JOHANNESBURG  
METROPOLITAN MUNICIPALITY  
OFFICE OF THE SPEAKER

**MINUTES OF THE 13<sup>TH</sup> EXTRA-ORDINARY COUNCIL MEETINGS OF THE CITY OF JOHANNESBURG MUNICIPALITY HELD ON FRIDAY, 27 JANUARY 2023, AT 10:00, AT THE CONSTANCE CONNY BAPELA COUNCIL CHAMBER, METROPOLITAN CENTRE, BRAAMFONTEIN.**

**A G E N D A**

- 1 OPENING**
- 2 APPLICATIONS FOR LEAVE OF ABSENCE**
- 3 ELECTIONS PROCESS FOR THE POSITION OF THE EXECUTIVE MAYOR**
- 4 ANNOUNCEMENTS BY THE SPEAKER**
- 5 CLOSURE**

**1B MEMBERS PRESENT**

The Speaker: Councillor Makhubele, T C

Abdool, F	Goosen, J W
Amad, T	Gwamanda, K
Amod, C J	Harris, R
Arnolds, M S	Hlatshwayo, S M
Atterbury, E	Hoén, J N
Avant-Smith, C	Homer, C
Baloyi, D L	Hooper, R S
Benjamin, R F	Horwitz, J
Bini, L	Huggett, E A
Bittkau, R	Hughes, Z
Boer, C	Ismail-Moosa, I
Bolani, M G	Jacobs, B
Brand, D G	Jainoodeen, Z
Buthelezi, T C	Johnson, N
Chabalala, M D	Jonker, N
Chame, F	Kaldine, J
Chauke, K L	Kgeletsane, M O
Chetsanga, H	Khanyile, N M
Christians, A	Khumalo, X I
Coogan, L C	Knott, L R
Coutriers, M J	Koekemoer, M
Coverdale, D L T	Komane, S A
Crichton, M	Kwapeng, C
Da Gama, V M	Landis, R
Da rocha, C M D	Lebatlang, T Z
Dammie, B H	Lebea, M G
Davids-Green, L C	Lefutso, L
De Lange, F C	Leitch, A N
Dellwaria, N	Leshilo, R S
Deppe, A J	Liebenberg, E
Dewes, D S	Lobi, M
Dladla, D	Louw, M A
Dlamini, B	Maake, M J
Dlanjwa, M	Mabaso, M P
Doyle, T	Mabelebele, S S
Durand, G V M	Mabuke, T A
Echeozonjoku, B C	Mabunda, T E
Edward, N	Mabuza, S K L
Finn, C E	Machaba, L M U
Foley, D T	Machethe, S
Fourie-Shawe, C	Madiba, T J
Francisco, D B	Magwaza, B L P
Fresling, R R	Magwentshu, L C
Galeshewe, T M	Maila, S M
Gantsho, L	Majoia, S

Makamo, S S  
 Makhuba, H N  
 Maluleka, T  
 Manganyi, D B  
 Mangena, T D  
 Marais, A F  
 Marais, S I  
 Marema, V A  
 Marumo, T  
 Mashala, K  
 Mashinini, S  
 Masoga, L M  
 Masuku, L  
 Maswazi, R  
 Mathe, G  
 Mathe, Z E  
 Mavhona, L S  
 Mazibuko, A L  
 Mazibuko, N  
 Mazibukwana, M  
 Mbundu, N N  
 Mchunu, A  
 Meyers, T  
 Mgaga, B  
 Mgcina, S E  
 Mhlari, T M  
 Mhlongo, T A  
 Mkasi, G  
 Mkhize, T  
 Mkhonto, M S  
 Mkhonza, N F  
 Mmbengwa, M N  
 Mmota, L  
 Mngadi, W B  
 Mnisi, N D  
 Mnyameni, M  
 Moatshe, K  
 Modladlaba, D S  
 Modukanene, L C  
 Modupi, D N  
 Moepi, N J D  
 Moeti, O T  
 Mofokeng, J  
 Mofokeng, M P  
 Mogapi, T A  
 Mohlala, C  
 Mohlala, P K  
 Mokoari, Z  
 Mokoena, G  
 Mokoka, M L  
 Mokwena, T M  
 Molefe, E W  
 Molefe, M  
 Molefe, S B  
 Molise, L D  
 Moloisane, D  
 More, E  
 Morero, S E  
 Mosehla, K J  
 Mothopi, O Z  
 Mphaho, M A  
 Mphahlele, M  
 Mphefo, L M P  
 Mpolobosho, M M  
 Mposula, T  
 Mpotulo, G S  
 Mthembu, M N  
 Mulelu, M  
 Munyayi, V E  
 Mutavhatsindi, N T  
 Nair, R K  
 Ndlela, M C  
 Ndou, N L  
 Ndou, P  
 Ndou, P  
 Ndzondo, C M  
 Nefdt, P W  
 Nenemba, T  
 Nethamba, R  
 Ngema, S V  
 Ngobeni, L M  
 Ngobeni, R F  
 Ngoepe, C S  
 Nguse, S  
 Ngwenya, F N  
 Ngwenya, J A  
 Nhlapo, C P  
 Niemand, G J  
 Nkokou, T P  
 Nkomo, B  
 Nkomo, E T  
 Nkomo, P T  
 Nkosi, R A L  
 Nkubungu, L  
 Nkwanyana, P B  
 Nofemela, N  
 Nonkumbi, I M  
 Nontenja, C T  
 Novela, M  
 Ntoele, N L



Ntombela, M J	Shumba, K A
Ntshidi, T E	Sifumba, N
Nyembe, M M	Simelane, P
Nyembe, Z P	Simelane, S O
Nzimande, C	Sindani, F P
Papo, M M	Smit, P A
Pelzer, R	Sobey, A
Phalatse, M	Steenkamp, D
Phillips, L E	Steer, B
Phometsi, P S	Stewart, P S
Pietersen, J	Stewart, A J
Pietersen, N	Suddaby, J
Ponsonby, D A	Sun, Y H
Radebe, N P	Supe, N P
Radebe, T T	Tabane, M C
Rafferty, P D	Tambani, P S
Rahn, N J	Tefu, P V
Raholane, M W	Telekoa, A T
Rakosa, P M	Tembe, D S
Ramafikeng, D J	Truluck, T F
Ramaru, G	Tshedo, J G
Rambani, N S	Tshehlo, G J
Raphadu, A T	Tsotetsi, L Y M
Raseruthe, S H	Twala, Y A
Reddy, V M	Van der Schyf, C
Reinten, I M	Van Dyk, N J
Roberts, F C	Van Wyk, W M
Rohlssen, C K	Wax, K P
Santana, C G	Williams, M C
Sauls, A	Wilskut, D
Schay, D	Wissler, S T J
Seema, S M	Wittman-Potter, D D
Seerane, M K	Xuma, L
Sekhu, M V	Zama, A A D
Sekwaila, B J	Zazini, A
Sesedinyane, M I	Zitha, S L
Shackleford, L M	Zondo, L T
Shange, P A	Zungu, N G
Sherman, G J	Zwane, S

## 1 OPENING

*The Speaker requested Council to stand and observe a moment of silent and meditation.*

*She welcomed the Whip of Council, Councillor Nkosephayo Zungu; Chair of Chairs, Councillor Lloyd Phillips; all political party leaders and whips, Members of the Mayoral Committee; Chairpersons of the Section 79 committees; fellow Councillors; acting City Manager, Mr Bryne Maduka; acting Secretary to Council, Mr Andile Gobinca; officials of the City of Johannesburg; residents of the City of Johannesburg; members of the Media; ladies and gentlemen, to the 13<sup>th</sup> Extra-Ordinary Council meeting of the City of Johannesburg municipality.*

She thereafter addressed Council as follows:

*"Let me also acknowledge in our presence honourable Lesufi, the Premiere of Gauteng, if he has arrived. And I would also like to acknowledge the presence of the Provincial leadership led by Mr TK Nciza, of the ANC and the entire leadership of the ANC. I acknowledge again, Mr John Steenhuizen, the leader of the DA and the entire leadership of the DA. I acknowledge the Provincial leader, Mr Bongani Baloyi, the leader of the ActionSA and the entire leadership. The Provincial Secretary of the EFF, Mr Moshe Koma, and the entire leadership of the EFF. The National leader of the Patriotic Alliance, Mr Gayton McKenzie, and the Deputy President of the Patriotic Alliance, Mr Kenny Kunene and the entire leadership of the PA. I acknowledge the leadership of AIC led by Lynn Crawford; the leadership of ATM, led by Mr William Siko; the leadership of APC, led by Mr Eddie Shabangu; The leadership of you UDM, led by Mr Daniel Benjamin; the leadership of the PAC, led by Mr Ntsiri Pooe; the leadership of Aljama-ah; the leadership of AHC, led by Mr Godfrey Moabelo and the leadership of the Congress of the People led by our Chairperson of the Region, Mr Mbele.*

*Ladies and gentlemen, I also would like to acknowledge our special guests that are with us here today. I've already acknowledged the Gauteng Premier, the Honourable, Mr Lesufi; honourable Tshidi Mfikoe, Member of Parliament; Mr Solly Mogase, former Chief Whip of Council; Ms Mapule Khumalo, former section 79 Chairperson; Ms Tanya Old John former Sections 79 Chairperson and MMC; Mr Chris Vondo, former MMC; Ms Bakang Lithoko, former MMC; Bruce Sarela and Mr Bernice Schwartz, you are all welcome, I also welcome all our guests; our residents and feel welcome. Thank you for joining us on this special occasion."*

*The Speaker requested Legal Advisors to confirm the number of Councillors present to confirm the quorum. She announced that there were 265 Councillors present in the meeting, therefore, a quorum was formed. She urged Councillors who did not sign the register to continue to sign the register.*

## 2 APPLICATIONS FOR LEAVE OF ABSENCE

*The following leave of absence from the meeting was granted:*

*Councillor van der Merwe, M : Illness*

*Councillor Lebea, MG : Requested to arrive late*

## 3 ELECTIONS PROCESS FOR THE POSITION OF THE EXECUTIVE MAYOR

*The Speaker addressed Council and said as indicated in the meeting held the previous day, 26 January 2023, the election of the Executive Mayor was the only item on the agenda of the day.*

*She further informed the Council that the Executive Mayor of the City of Johannesburg Municipal Council was removed from office in terms of Section 58 of Local Government Municipal Structures Act 1998, Act 117 of 1998, as amended hereinafter referred to as the Act. She added that there was a vacancy in the Office of the Executive Mayor and the provision of Section 36 of the Act shall apply.*

*Section 55 (2) states, "Election of Executive Mayors;*

- 1. ...*
- 2. A vacancy in the office of the Executive Mayor or Executive Deputy Mayor must be filled when necessary.*
- 3. The procedure set out in Schedule 3 applies to the election of an Executive Mayor and Executive Deputy Mayor"*

She further took Council through Schedule 3:

- In terms of Schedule 3 to the Act, as the Presiding Officer, I must call for nominations of candidates for the vacant position of Executive Mayor at this meeting;*
- Each nomination must be submitted on the prescribed form and must be signed by two Councillors, a nominee and a seconder;*
- A person's nomination must indicate acceptance of the nomination by signing the nomination form;*
- Furthermore, Item 4 of Schedule 3 to the Act, requires that the person presiding at this meeting to announce the names of persons who have been nominated as candidates but may not permit a debate.*
- In terms of Item 5 of the Schedule, if only one candidate has been nominated, the person presiding must declare that candidate elected;*

- *If more than one candidate is nominated, and in accordance with Item 6 of the schedule.*
  - (a) *A vote must be taken at the meeting by secret ballot;*
  - (b) *Each Councillor present at the meeting may cast one vote;*
  - (c) *The person presiding must declare the elected candidate who receives the majority of the votes;*
  
- *In terms of Item 7 of the Schedule; "Elimination Procedure,*
  - (1) *If no candidate receives the majority of the votes, the candidate who receives the lowest number of votes must be eliminated and a further vote taken on the remaining candidates in accordance with Item 6. This procedure must be repeated until a candidate receives the majority of the votes.*
  - (2) *When applying sub item (1), if two or more candidates each have the lowest number of votes, a separate vote must be taken on those candidates and repeated as often as may be necessary to determine which candidate is to be eliminated".*
  
- *In terms of Item 8, "Further Meetings,*
  - (1) *If only two candidates are nominated, or if only two candidates remain after an elimination procedure has been applied, and those two candidates receive the same number of votes, a further meeting must be held within seven days at a time determined by the person presiding.*
  - (2) *If a further meeting is held in terms of sub item (1), the procedure prescribed in this Schedule must be applied at that meeting as if it were the first meeting for the election in question.*
  - (3) *If at a further meeting held in terms of sub item (1) only two candidates are nominated, or if only two candidates remain after the elimination procedure has been applied, and those two candidates receive the same number of votes, the person presiding at such meeting must determine by lot who of the two candidates will hold the office for which the election has taken place"*

*The Speaker added that Councillors should note that the IEC had been requested to conduct the election and they had acceded to the request, and further requested that Councillors and relevant officials cooperate with them in that regard. She said that the meeting would proceed with the election of the Executive Mayor of the City of Johannesburg, in accordance with Schedule 3 of the Act as outlined above.*

*The Speaker announced that nomination forms would be distributed to the Whips of various political parties and granted 10 minutes to afford them an opportunity to nominate their preferred candidates. Subsequently, the Speaker announced that four nominations were received, 1 was spoilt, and such were from Councillor Masuku L (ANC) nominating Councillor Amad T (Aljama-ah); Councillor Majola S (ActionSA) nominating Councillor Ngobeni RF; (ActionSA) Councillor Meyers T (DA) nominating Councillor Phalatse M (DA).*

*Councillors Masuku L (ANC) and Mhlongo TA (AIC) accordingly read out the nomination form, proposing and seconding the nomination of Councillor Amad T (Aljama-ah) for the position of the Executive Mayor of the City of Johannesburg.*

*Councillor Amad read out the nomination form, accepting the nomination for the position of the Executive Mayor of the City of Johannesburg.*

*Councillors Majola S (ActionSA) and Liebenberg E (ActionSA) accordingly read out the nomination form, proposing and seconding the nomination of Councillor Ngobeni RF (ActionSA) for the position of the Executive Mayor of the City of Johannesburg.*

*Councillor Ngobeni read out the nomination form, accepting the nomination for the position of the Executive Mayor of the City of Johannesburg.*

*Councillors Meyers T (DA) and Avant-Smith C (DA) accordingly read out the nomination form, proposing and seconding the nomination of Councillor Phalatse M (DA) for the position of the Executive Mayor of the City of Johannesburg.*

*Councillor Phalatse read out the nomination form, accepting the nomination for the position of the Executive Mayor of the City of Johannesburg.*

*At this point, time being 11:20, the Speaker confirmed 267 Councillors had signed the register. She further said that IEC requested 15 minutes to print ballot papers and Council will break until such time they are finished so the process of voting could proceed.*

*The Speaker raised a concern that there were reports by the former Executive Mayor, Councillor Mpho Phalatse that she had sent a suitcase to the former Executive Mayor's office asking her to pack and the media was reporting that. She urged that Councillor Phalatse should confirm the facts before addressing media as that was false reporting. She stated that she was not given an opportunity to respond. She said that the Office of the Speaker is a dignified office and it does not play in that space.*

*At this point Council took a break for 15 minutes break.*

*On resumption of Council, Speaker announced that she received a request to allow Muslim Councillors to observe a prayer and said Council would break for lunch and resume at 13:30.*

*Councillor Homer C (DA) addressed Council with concerns that she observed Councillors drinking large amounts of alcohol at A level basement.*

*Councillor Dammie B (ANC) informed the Speaker that Councillor Lebea, MG has since arrived, after reporting that he had an emergency.*

*The Speaker requested Legal to confirm the number of Councillors in the House as there should be 268 Councillors present.*

*Councillor Ngobeni L (ActionSA) in her address expressed concerns with regards to the WiFi connection. She said that the connection was bad, and she was not able to do her work while attending Council due to bad connectivity.*

*The Speaker in her response said that the issues of the WiFi connection and the air conditioner would be addressed by IT.*

*A request was made that male Councillors close the door of the toilets when in use.*

*Speaker in her response said the concerns were genuine concerns and urged Councillors to be exemplary and strongly condemned the consumption of alcohol in the Council precinct, if there really was. She said the issue will be addressed accordingly after investigating the facts.*

*Voting commenced and results were as follows:*

*1 spoilt vote*

*2 Councillors temporary ID's were expired, therefore 266 Councillors casted their votes..*

*Councillor Mpho Phalatse - 81*

*Councillor Funzela Ngobeni - 46*

*Councillor Thapelo Amad - 138*

*The Speaker thereafter declared Councillor T Amad (Aljama-ah) duly elected as the Executive Mayor of the City of Joburg Municipality. She accordingly congratulated the newly elected Executive Mayor.*

*The Executive Mayor addressed Council as follows:*

*"Praises are due to Allah. The God almighty, the Lord of the universe.*

*I am standing here right in front of you and not just you, but the entire universe. I am humbled by this opportunity to lead the City of Johannesburg and I would like to thank all the support that was rendered by Councillors. And I would like to request that the support continues, it does not only end here. This is a big task given to me and I believe that with unity, we will defeat.*

*So, honourable Speaker, Ms Makhubele; the Chief Whip of Council; honourable Councillors from different political formation; the Head of Administration, acting City Manager; Senior Managers and staff; to all political leaders, may I kindly not make reference to who are you up there in the Gallery but I'm noting you, I'm humbly noting you, you are welcome; the business formation; the NGO's; the NPO's; and the members of the community at large.*

*I'm overwhelmed. I have mixed emotions but however, it's a responsibility, nonetheless. Today, it marks history in South Africa, particularly in Johannesburg, being the first Muslim Mayor, of the biggest Metro in the country. And it has nothing to do with my religion, there isn't racial lines and we are humanity, and we need to serve.*

*Honourable Speaker, allow me to bring with me to this Council chambers greetings from our communities precisely in Alexandra; Eldorado Park; Zola; in Soweto; Roodepoort; Lenasia; Midrand; Sandton and all urban formal and informal settlement. They have requested me to ask this Council and all of us tasked with service delivery: if today marks the beginning where we remembered their voices from endless masses or mass demonstration, their votes and our oath. They have asked me to remind all of us to remember our promises in our different manifestos: for decent and sustainable job opportunities; for household to feed their families and fight poverty; for clean drinkable water delivered from their taps; for functional sewer deliverables; roads free of potholes and sewer spillage; for safer communities; free from drugs in all forms; murder; theft; for protection of our children and women against the scourge of rape and GBV. For today, we are reminded that outside political formations our communities remain in a state of joblessness, hopelessness, anger, resentment and hatred. For as Councillors, we have neglected them for too long while they watch with disappointment and as we fight political control over the city.*

*Today, we should mark the day where coalition partners and opposition parties seek to achieve the most elusive thing in a democratic society, unity in purpose. Today, in acceptance to this responsibility of being a City Mayor, I bring my soul with this just cause of uniting this Council and honoring our oath and promises to the communities in Johannesburg.*

*Honourable Speaker allow me to thank and invite honourable former Mayor and invite all honourable Councillors to join me as we embark on a just cause of renewing our government of Local Unity. Today, I humbly request that you all hold our hand as we purposefully unite to address the pressing challenges bedeviling our city. We must accept that as this administration, we will not be able to achieve much if we do not work with broader society. We must foster partnership and where they exist, we must strengthen them.*

*Priorities of this administration would be as follows:*

- 1. Service delivery - will take precedence*
  - 2. Finances of the City*
  - 3. Administrative reform*
  - 4. Combating fraud and corruption*
  - 5. Community participation*
- 1) We must equally be mindful to the cries of our people who, in all honesty yearn for basic services, this will be the first priority of this administration. We will seek to make sure that the most basic services are extended to all corners of the city. Basic services would be refuse collection; curbing potholes; water loss; sewage spillage. If we are to be meaningful in what we say, the departments and entities responsible for these services will be bound by service delivery standards and agreements for resolving these issues. There is no justification as to why our*

*people should endure the stench of raw sewer running down their streets in a city like ours. Potholes should never be accepted as permanent features of our landscape, in this beautiful City of gold.*

- 2) *The second priority has to be and that of fixing the city finances. Again, we call all citizens of the beautiful City to partake and contribute to the rebuild of the city. The minimum we will ask of you is to pay for what you have consumed. If you cannot afford, there are other systems in place to assist, please utilize them.*
- 3) *The third priority is to ensure that we have a capable workforce that is fit for purpose. We must professionalize our administration and ensure that it is responsive to the needs of our people as opposed to thinking that we know best. We must listen and be attentive to what our people are saying out there.*
- 4) *The fourth priority will be to fight and combat corruption. This is another pandemic that is crippling our society. We must all agree that it is our collective responsibility to fight this evil. We must revive the current mechanisms we have in place with the purpose of strengthening them so as to adequately deal with this problem.*
- 5) *Finally, we will as this new administration, with immediate effect, with having discussions amongst the multi-party partners, to discuss a comprehensive strategy of ensuring citizens become involved in what we do. We have to engage our communities through Ward Councillors and Ward Committees so that we are better able to respond to the need of our communities. Let us treat each other as servants of the people and not adversaries, let us treat each other with dignity and respect. Let us listen to one another, hear from one another and see one another.*

*To my and our COJ community, your message is loud and clear, and every Councillor in this Chamber has heard you. We need to go back to local government basics.*

- *We must as Councillors and COJ administration staff embrace the back to basic pillars underpinned by putting our people and their concerns first.*
- *Supporting the delivery of our municipal services to the right quality and standards.*
- *Promoting good governance, transparency, accountability. I must emphasize;*
- *Downward accountability to our communities and stability in governance.*
- *Ensure sound financial management and accounting.*
- *Building institutional reliance and accountability.*

*The City's most pressing and immediate challenges are from within our administration and the community can be categorized under back to basic pillar. Ours is to embrace them and hold each other accountable.*

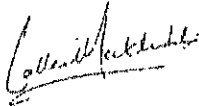
*I thank you."*

**4 ANNOUNCEMENTS BY THE SPEAKER**

*The Speaker announced that the newly elected Executive Mayor would be sworn in on Monday, 30 January 2023, in the Council chambers.*

**5 CLOSURE**

THE MEETING ADJOURNED AT 16:05.



.....  
SPEAKER OF COUNCIL  
CLLR C MAKHUBELE

02/05/2023  
.....  
DATE