



CITY OF JOHANNESBURG COUNCIL

MINUTES OF THE 16th ORDINARY COUNCIL MEETING OF THE CITY OF JOHANNESBURG MUNICIPALITY, ON WEDNESDAY & THURSDAY, 29 & 30 NOVEMBER 2023, AT 10:00 ON BOTH DAYS WERE HELD AT THE CONSTANCE CONNIE BAPELA COUNCIL CHAMBER, BRAAMFONTEIN.

**SPEAKER OF COUNCIL
CLLR M ARNOLDS**

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- 1 OPENING**
- 2 APPLICATIONS FOR LEAVE OF ABSENCE**
- 3 OFFICIAL NOTICES**
 - 3.1 Statement by the Executive Mayor**
- 4 CONFIRMATION OF MINUTES**
(15th Ordinary Meeting held on 31 October 2023)
(23rd Extra-Ordinary Meeting held on 1 November 2023)
(24th Extra-Ordinary Meeting held on 20 November 2023)
- 5 QUESTIONS FOR WRITTEN REPLY OF WHICH NOTICE HAS BEEN GIVEN IN TERMS OF RULE 105(2) OF THE STANDING RULES AND ORDERS OF COUNCIL**
- 6 RECOMMENDATIONS TO COUNCIL**
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MEMBERS PRESENT

The Speaker: Councillor M S Arnolds

The Executive Mayor: Councillor K Gwamanda

Abdool, F	Harman, L J (DA)
Amad, T	Harris, R
Atterbury, E	Hlatshwayo, S M
Baloyi, D L	Hoén, J N
Benjamin, R F	Hooper, R S
Bini, L	Horwitz, J
Bittkau, R	Huggett, E A
Boer, C	Hughes, Z
Bolani, M G	Ismail-Moosa, I
Brand, D G	Jacobs, B
Buthelezi, T C	Jacobs, K
Chabalala, M D	Jainoodeen, Z
Chame, F	Johnson, N
Chauke, K L	Jonker, N
Christians, A	Kgeletsane, M O
Chuma, A T	Khumalo, X I
Coutriers, M J	Knott, L R
Coverdale, D L T	Koekemoer, M
Crichton, M	Komane, S A
Da Gama, V M	Kreusch, S
Da Rocha, C M D	Kunene, K
Dauids-Green, L C	Kwapeng, C
De Lange, F C	Landis, R
Deppe, A J	Lebatlang, T Z
Dewes, D S	Lebea, M G
Dladla, D	Lefutso, L
Dlamini, B	Leitch, A N
Doyle, T	Liebenberg, E
Echeozonjoku, B C	Lobi, M
Edward, N	Louw, M A
Foley, D T	Maake, M J
Fourie-Shawe, C	Mabaso, M P
Francisco, D B	Mabelebele, S S
Fresling, R R	Mabuke, T A
Galeshewe, T M	Mabunda, T E
Gantsho, L	Mabuza, S K L
Maila, S M	Machaba, L M U
Majola, S	Machethe, S
Makamo, S S	Madiba, T J
Makhuba, H N	Magwentshu, L C
Maluleka, T	Marais, A F
Manganyi, D B	Marais, S I
Mangena, T D	Marema, V A
Mokoari, Z	Marumo, T

Mashala, K	Mphahlele, M
Mashinini, S	Mphefo, L M P
Masoga, L M	Mpolobosho, M M
Masuku, L	Mposula, T
Maswazi, R	Mpotulo, G S
Matabane, O	Mthembu, M N
Mathe, G	Mulelu, M
Mathe, Z E	Munyayi, V E
Mavhona, L S	Mutavhatsindi, N T
Mazibuko, A L	Nair, R K
Mazibuko, N	Ncube, W M
Mazibukwana, M	Ndlela, M C
Mchunu, A	Ndou, N L
Meyers, T	Ndou, P
Mgaga, B	Nefdt, P W
Mgcina, S E	Nenemba, T
Mhlongo, T A	Nethamba, R
Mkasi, G	Ngema, S V
Mkhize, T	Ngoepe, C S
Mkhonto, M S	Nguse, S
Mkhonza, N F	Ngwenya, F N
Mmbengwa, M N	Ngwenya, J A
Mmota, L	Ngwetsheni, M M
Mngadi, W B	Nhlapo, C P
Mnisi, N D	Niemand, G J
Mnyameni, M	Nkokou, T P
Moatshe, K	Nkomo, B
Modladlaba, D S	Nkomo, E T
Modukanene, L C	Nkomo, P T
Modupi, D N	Nkonyeni, S P
Moepi, N J D	Nkosi, R A L
Moeti, O T	Nkubungu, L
Mofokeng, J	Nkwanyana, P B
Mofokeng, M P	Shange, P A
Mogapi, T A	Shumba, K A
Mohlala, C	Sifumba, N
Mohlala, P K	Simelane, S O
Mokoena, G	Simonse, L C
Mokoka, M L	Sindani, F P
Molefe, E W	Smit, P A
Molefe, M	Sobey, A
Molefe, S B	Ntoele, N L
Molise, L D	Ntombela, M J
Moloisane, D	Ntshidi, T E
More, E	Nyembe, M M
Mosehla, K J	Nyembe, Z P
Mothopi, O Z	Nzimande, C
Mphaho, M A	Papo, M M
Nofemela, N	Pelzer, R

Phillips, L E	Steer, B
Phometsi, P S	Stewart, A J
Pietersen, J	Sun, Y H
Pietersen, N	Supe, N P
Radebe, T T	Tabane, M C
Rafferty, P D	Tambani, P S
Rahn, N J	Telekoa, A T
Raholane, M W	Tshwaku, M
Rakosa, P M	Tshedo, J G
Ramafikeng, D J	Tshehlo, G J
Ramaru, G	Tsotetsi, L Y M
Rambani, N S	Twala, Y A
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Raseruthe, S H	Van Dyk, N J
Reddy, V M	Van Wyk, W M
Reinten, I M	Wax, K P
Rohlssen, C K	Williams, M C
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Schay, D	Xuma, L
Seema, S M	Zazini, A
Seerane, M K	Zitha, S L
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Sesedinyane, M I	Zungu, N G
Shackleford, L M	Zwane, S
Steenkamp, D	

1 OPENING

The Speaker requested Council to observe a moment of silence.

She thereafter opened the meeting and welcomed the Executive Mayor of the City of Johannesburg – Councillor Kabelo Gwamanda, Whip of Council – Councillor N Zungu, Chair or Chairs – Councillor L Phillips, all Political Party Leaders and Whips, Members of the Mayoral Committee, Chairpersons of the Section 79 Committees, fellow Councillors, City Manager – Mr Floyd Brink, 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 16th Ordinary Council meeting of the City of Johannesburg Municipality.

She asked Council to observe a moment of silence again for prayer and meditation for the late Ruskin Nkondo who was the City's employee from GFIS, and the family of the late Papi Khomane and his mother who passed on recently.

She further asked the Legal Advisors to confirm the number of Councillors present to the confirm quorum. She urged Councillors to sign the register.

She stated that Councillors were aware that the total number of Councillors is 270 and the quorum consists of 50%+1 which is 135+1=136 Councillors. There were 145 Councillors present in the chamber, as a result, there was a quorum.

Councillor Christians (DA) requested the House to read Rule 30(6) of the Standing Rules and Orders of Council that states that "Conduct of Councillors during a Council or Committee Meeting: must not walk between the Presiding Officer and a Councillor who is speaking" because of the way they are set up. He said that Councillors would be coming through the stairs in front of the Speaker and crossing the line of the speakers.

The Speaker stated that the Executive requested for additional reports, Items 49 and 50 to be considered by Council as urgency reports in line with Rule 64 of the Standing Rules & Orders of Council, and she had acceded to the request. Furthermore, she had received a request for elevation of Items 41, 48, 49, 50 & 51 and she had acceded to the request in terms of rule 62(3)(b) of the Standing Rules and Orders of Council. She said that she had also received a request on a matter of urgent public importance from Councillor Munyayi (ActionSA), and the request was not acceded to on the basis that it contained recommendations, and such debates do not include recommendations to Council.

Councillor Munyai (ActionSA) addressed Council raising the issue of residents who submitted a memorandum of water to the Executive Mayor. He said that part of the commitment from the Executive Mayor was that he was going to meet the residents in 14 days. He stated that the residents were waiting for the Executive Mayor outside and requested that the Executive Mayor should address the residents. He further requested that representatives from each political party represented in Council to accompany the Executive Mayor.

In his response, the Executive Mayor stated that for the past sittings of Council, there were protest actions whereby there were aggrieved members of the society coming to raise their concerns with the City of Johannesburg. He registered that the previous week there was also a group that was aggrieved based on a decision that was taken by the former Executive Mayor, Herman Mashaba that is still affecting the business of Council to date.

He said that the challenges that the members of the community were aggrieved about require an intergovernmental intervention. He stated that he may have missed the opportunity to sit with them, however, an instruction has been issued for a task team to be formed. He indicated that the task team includes the residents so that they are part of the process of providing a solution depending on the complex nature of the challenges that their wards or communities are facing. He mentioned that the initiative seeks to establish a collaborative approach and highlighted that this is not a platform for political theatrics.

Councillor Knott (DA) rose on a point of order and stated that the matter should be taken seriously as these are people without water and electricity and not a political game.

Councillor Van Wyk (ActionSA) stated that they recognise that Mr Herman Mashaba was in charge, however, he indicated that, it is a lie when the Executive Mayor does not fulfil his promises. The Executive Mayor should have met with the residents and stated that ActionSA was not demanding, however, asking the Executive Mayor to meet with the residents.

MMC Masuku sought clarity and asked if the Speaker had allowed an urgent debate in the House and further sought guidance from the Speaker in terms of the Council Agenda. She stated that if the Speaker has allowed an urgent debate in Council, the Speaker should then guide the meeting according to the Standing Rules so that they can also be added to the list for debating.

The Speaker said that they are only going to get it right if Councillors are respectful to each other and if they can deal with the issues as they come. She indicated that she had not allowed an urgent debate and stated that the Executive Mayor did not finish his response. She mentioned that the Executive Mayor would not be allowed to go outside because he has dealt with the issue by establishing a task team which will deal with the issues.

Councillor T Mabunda (ActionSA) expressed his disappointment and stated that this is a sensitive issue as the residents suffer.

The Speaker of Council requested the Executive Mayor to continue with his response.

The Executive Mayor stated that the needs of the residents must be a priority for the Councillors that are serving in Council. He indicated that one of the interventions for this issue is that City Power has taken the responsibility to manage load-shedding by isolating the towers and the water treatment plants from the load-shedding so that they can be able to manage their systems more effectively. He said that since the inception of this administration, he has never been required or advised by a political party to attend the residents. He further stated that last week he attended to all the protesters that were outside and would continue to do the same this week.

Councillor Echeozonjoku (DA) said that she hoped they would not have a repetition of the former Speaker who only listens to the ruling coalition and pleaded with the Speaker to adhere to the rules of Council.

The Speaker of Council stated that the Executive Mayor had explained, and further indicated that she would take the matter no further.

Councillor Nkomo (DA) stated that Council was missing a very crucial point and indicated that the residents of the City of Johannesburg are rational, reasonable and have made every effort to get through to the Executive Mayor. He highlighted that those efforts by the residents have failed which has resulted in them being outside. He appreciated that the Executive Mayor shared critical information with them, however, he suggested that the information should be shared with the residents outside. He further explained that if the Executive Mayor refuses to address the residents, the water in the Council Chamber should be taken away and the Council meeting should continue without water just like what the residents are experiencing.

The Speaker stated that they were going to proceed with the business of the day.

Councillor Da Rocha (DA) pleaded with the Executive Mayor to have mercy on them as the Ward Councillors and mentioned that the residents were outside. He further pleaded with the Executive Mayor to go and address the residents.

The Whip of Council indicated that they had agreed with the Executive Mayor to go and address the residents. He stated that the Executive Mayor did not refuse to address the residents and further stated that they were not looking for any protectors to accompany them. The Whip of Council requested 20 minutes to go and address the residents.

The Speaker of Council acceded to the request and granted the Executive Mayor and the Whip of Council 20 minutes to go and address the residents. She stated that the meeting would reconvene at 11:00.

The meeting reconvened at 11:04, and the Speaker of Council requested the Executive Mayor to provide feedback as they were attending to the residents.

The Executive Mayor in his address stated that the matter has been attended to accordingly. He said if ActionSA wants him to address their caucus, they should just ask fairly and not do it in the manner that they did. He further indicated that there were three people outside and most of the people that he was addressing were the ActionSA caucus.

The Speaker of Council said that she would not take any hands as the Executive Mayor addressed the residents and provided feedback as requested by Council. She further stated that they were going to continue with the business of the day and thanked the Executive Mayor and the Whip of Council for addressing the residents.

2 APPLICATIONS FOR LEAVE OF ABSENCE

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

<i>Councillor Amod, C J</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Avant-Smith, C</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Chetsanga, H</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Coogan, L C</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Dammie, B H</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Durand, G V M</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Finn, C E</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Homer, C</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Kaldine, J</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Leshilo, R S</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Makhafola, E</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Mhlari, T M</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Mokwena, T M</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Morero, S E</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Ndou, P</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Ngobeni, L M</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Nonkumbi, I M</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Nontenja, C T</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Ponsonby, D A</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Radebe, N P</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Roberts, F C</i>	<i>:</i>	<i>Private Business</i>

<i>Councillor Sekwaila, B J</i>	:	<i>Illness</i>
<i>Councillor Sherman, G J</i>	:	<i>Private Business</i>
<i>Councillor Simelane, P</i>	:	<i>Illness</i>
<i>Councillor Suddaby, J</i>	:	<i>Private Business</i>
<i>Councillor Tefu, P V</i>	:	<i>Urgent Private Business</i>
<i>Councillor Truluck, T F</i>	:	<i>Private Business</i>
<i>Councillor Wissler, S T J</i>	:	<i>Private Business</i>

Apologies for late arrival were received from the following councillors:

Councillor Khanyile, N M

The following councillors were granted permission to leave the meeting early:

<i>Councillor Harris, R</i>	:	<i>16:30</i>
<i>Councillor Mkhonza, N F</i>	:	<i>16:30</i>
<i>Councillor Moeti, O T</i>	:	<i>15:00</i>
<i>Councillor Phillips, L E</i>	:	<i>13:00 (to return later)</i>

3 OFFICIAL NOTICES

The Speaker wished the following Councillors well who celebrated their birthdays during the month of November.

NAMES	SURNAMES
<i>Sibongile Eunice</i>	<i>Mgcina</i>
<i>Mabihana Shadrack</i>	<i>Mkhonto</i>
<i>Ayanda</i>	<i>Mchunu</i>
<i>Lukhanyo</i>	<i>Gantsho</i>
<i>Maggie Lebohang</i>	<i>Mokoka</i>
<i>Christian Karl Peter</i>	<i>Rohlssen</i>
<i>Johannes</i>	<i>Mofokeng</i>
<i>David Nthako</i>	<i>Modupi</i>
<i>Lucas</i>	<i>Lefusto</i>
<i>Maanda Norman</i>	<i>Mmbengwa</i>
<i>Bawinile Landiwe Pamella</i>	<i>Magwaza</i>
<i>Zakhele Ephraim</i>	<i>Mathe</i>
<i>Martin Anton</i>	<i>Louw</i>
<i>Timothy Francis</i>	<i>Truluck</i>
<i>Michael Ian</i>	<i>Crichton</i>
<i>Martin Charles</i>	<i>Williams</i>
<i>Eleanor Anne</i>	<i>Huggett</i>
<i>Mark</i>	<i>Van Der Merwe</i>
<i>Dalsy Bantlhoi</i>	<i>Manganyi</i>

3.1 Statement by the Executive Mayor

None.

4 CONFIRMATION OF MINUTES

(15th Ordinary Meeting held on 31 October 2023)

- *Councillor Ramaru's application for leave of absence to reflect in the Council minutes of the 15th Ordinary Meeting held on 31st October 2023.*
- *"JETYAC" to read "JETVAC."*

(23rd Extra-Ordinary Meeting held on 1 November 2023)

- *Rejection of a motion without notice proposed by Councillor More and seconded by Councillor Mposula must reflect in the minutes.*

RESOLVED

That the minutes of the 15th Ordinary meeting held on 31 October 2023 and the 23rd Extra-Ordinary Meeting held on 1 November 2023, as amended, and 24th Extra-Ordinary Meeting held on 20 November 2023 be taken as read and confirmed.

5 QUESTIONS FOR WRITTEN REPLY OF WHICH NOTICE HAS BEEN GIVEN IN TERMS OF RULE 105(2) OF THE STANDING RULES AND ORDERS OF COUNCIL

The Executive Mayor indicated that answers to questions (question paper 017-2023) that were submitted for the Council meeting scheduled for 29/30 November 2023 were loaded on the link.

6 RECOMMENDATIONS TO COUNCIL

Item 30 S79 COMMUNITY DEVELOPMENT COMMITTEE
OVERSIGHT VISIT TO KLIPRIVIERSBERG
RECREATION CENTRE, KLIPRIVER, DRIEZIK
LIBRARY, ORANGE FARM MPC, CHRIS HANI
SPORTS COMPLEX, ELDORADO PARK
SWIMMING POOL, AS WELL AS MOLAPO
MPC, ON 3 OCTOBER 2023

RESOLVED

- 1 That Council approves the oversight visit report, noting observations cited in the body of the report.

- 2 That Community Development provides a report on Chris Hani Sports Complex on the following:
 - (1) The budget for security, as well as security interventions for the site.
 - (2) The actual number of security personnel for the day and night shifts.
 - (3) The budget for demolition of pre-existing structures, and total expenditure.
- 3 That the JDA provides a detailed report on Chris Hani Sports Complex on the safety interventions by SHEQ personnel on the construction site, by February 2024.
- 4 That Community Development provides a quarterly progress update report on repairs and maintenance at the Klipriviersberg Recreation Centre, starting from February 2024.
- 5 That Community Development provides a quarterly progress update report on the insurance claim for the stolen cable at Orange Farm MPC, starting from February 2024.
- 6 That the Office of the Ombudsman provides a detailed progress report on their intervention on the matter of the occupation of the Molapo Multi-Purpose Centre, by February 2024.

(COJ LEGISLATURE)

Item 38 AUGMENTATION OF SECURITY SERVICES
WITHIN THE CITY OF JOHANNESBURG
CORE DEPARTMENTS

WITHDRAWN

(JOHANNESBURG METROPOLITAN POLICE DEPARTMENT)
(Manager : Security Services)
(Negodima Khuliso)
(Tel. (011) 407-7068)

Item 39 FINANCIAL REPORT: REQUEST FOR
APPROVAL OF CITY OF JOHANNESBURG
MFMA SECTION 67 TRANSFER AND SUBSIDY
POLICY (GRANTS IN-AID POLICY) POLICY

WITHDRAWN

(GROUP FINANCE)
(Pinky Mathabela)

Item 41 RECRUITMENT AND APPOINTMENT PROCESS
OF THE GROUP HEAD: GROUP RISK AND
ASSURANCE SERVICES POSITION IN ACCORDANCE
WITH THE REGULATIONS ON THE APPOINTMENT
AND CONDITIONS OF EMPLOYMENT FOR SENIOR
MANAGERS

The Item was dealt with In-Committee.

RESOLVED

- 1 That the content of this report and its Annexure A be noted.
- 2 That Ms. Sinaye Nxumalo be appointed as the Group Head: Group Risk and Assurance Services in the City of Johannesburg, on a permanent contract with effect from 1 December 2023 or as soon as possible thereafter.
- 3 That the City Manager or his nominee be authorized to negotiate and finalize the terms and conditions of the permanent employment contract, remuneration, performance contract and security clearance requirements with Ms. Sinaye Nxumalo.
- 4 That the City Manager or his nominee be authorized to negotiate and finalize the terms and conditions of the permanent contract, remuneration, performance contract and security clearance of the second ranking candidate, Ms. Patience Lindiwe Hleza, if Ms. Sinaye Nxumalo is unable to take up the offer of employment.
- 5 That the appointment of the candidate is subject to the candidate:
 - (1) Being in possession of or obtaining the prescribed security clearance.
 - (2) Being in possession of or obtaining within eighteen (18) months, the relevant unit standards prescribed in Regulation 15 and 18 of the Regulations on the Minimum Competency Levels, 2007 as gazetted on 15 June 2007.
 - (3) Entering into a contract of employment and a performance management contract with the City Manager.

(DA DISSENTING)

(GROUP CORPORATE AND SHARED SERVICES)
(GROUP HUMAN CAPITAL MANAGEMENT)
(Group Head: Group Human Capital Management
(Anele Kwababa)
(Tel (011) 407-6926)

Item 47 THE DEVELOPMENT OF THE REGISTER OF
FINANCIAL INTERESTS OF COUNCILLORS
FOR THE 2022 / 2023 FINANCIAL YEAR

The item was dealt with in-committee.

The Item was withdrawn.

WITHDRAWN

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

Item 48 RECRUITMENT AND APPOINTMENT PROCESS OF
THE GROUP HEAD: CITIZEN RELATIONSHIP AND
URBAN MANAGEMENT (CRUM) POSITION IN
ACCORDANCE WITH THE REGULATIONS ON THE
APPOINTMENT AND CONDITIONS OF EMPLOYMENT
FOR SENIOR MANAGERS

RESOLVED

- 1 That the content of this report and its Annexure (A) be noted.
- 2 That Ms. Liziwe Ntshinga-Makoro be appointed as the Group Head: Citizen Relationship and Urban Management in the City of Johannesburg on a permanent contract with effect from 01 December 2023 or as soon as possible thereafter.
- 3 That the City Manager or his nominee be authorized to negotiate and finalize the terms and conditions of the permanent employment contract, remuneration, performance contract and security clearance requirements with Ms. Liziwe Ntshinga-Makoro.
- 4 That the City Manager or his nominee be authorized to negotiate and finalize the terms and conditions of the permanent contract, remuneration, performance contract and security clearance of the second ranking candidate, Mr. Matome Sydney Makgoba, if Ms. Liziwe Ntshinga-Makoro is unable to take up the offer of employment.
- 5 That the appointment of the candidate is subject to the candidate:
 - (1) Being in possession of or obtaining the prescribed security clearance.
 - (2) Being in possession of or obtaining within eighteen (18) months, the relevant unit standards prescribed in Regulations 15 and 18 of the Regulations on the Minimum Competency Levels, 2007 as gazetted on 15 June 2007.

- (3) Entering into a contract of employment and a performance management contract with the City Manager.

(GROUP CORPORATE AND SHARED SERVICES)
 (GROUP HUMAN CAPITAL MANAGEMENT)
 (Group Head: Group Human Capital Management
 (Anele Kwababa)

Item 49 COMMENCEMENT OF RECRUITMENT AND
 SELECTION PROCESS FOR THE CHIEF:
 EMERGENCY MANAGEMENT SERVICES (EMS)
 POSITION IN PUBLIC SAFETY

RESOLVED

- 1 That the contents of this report be noted.
- 2 That the Chief: Emergency Management Services (EMS) position be advertised.
- 3 That the selection panel's composition be approved as reflected in the table below.

No.	Position	Composition of Selection Panel
1.	Chief: Emergency Management Services (EMS)	a. Chairperson: Head of Department or his designate b. One Councillor designated by the Municipal Council (preferably a mayoral committee member or relevant portfolio head) c. An external expert as designated by the Head of Department. d. Human Resources practitioner

(GROUP CORPORATE AND SHARED SERVICES)
 (GROUP HUMAN CAPITAL MANAGEMENT)
 (Group Head: Group Human Capital Management)
 (Anele Kwababa)

Item 50 REPUDIATION OF EMPLOYMENT OF EXECUTIVE
 DIRECTOR: ECONOMIC DEVELOPMENT BY
 OPERATION OF LAW, AND FURTHER REQUEST
 FOR COUNCIL TO NOTE THE VACANCY AND
 AUTHORISE THAT THE POSITION BE READVERTISED
 IN TERMS OF APPLICABLE REGULATIONS

The item was dealt with in-committee.

RESOLVED

- 1 That the repudiation of employment by the Executive Director: Economic Development by operation of law in terms of Section 57(2)(a)(i) of the Systems Act be noted.
- 2 That the vacancy be noted, and the City Manager be authorised to fill the position in compliance Regulation 7 (1) and 10 (1) of the Regulations on Appointment and Conditions of Employment of Senior Managers.

(DA AND ACTIONS A DISSENTING)

(GROUP CORPORATE AND SHARED SERVICES)

(GROUP HUMAN CAPITAL MANAGEMENT)

(Group Head: Group Human Capital Management)

(Anele Kwababa)

Item 51 A REPORT FOR COUNCIL TO REVIEW ITS PREVIOUS RESOLUTIONS WHICH REMEDIED THE OBSTRUCTION OF THE RECOMMENDED APPOINTMENT OF MR FLOYD BRINK TO BE THE CITY MANAGER IN ACCORDANCE WITH SECTION 59(3)(a) OF THE MUNICIPAL SYSTEMS ACT AND JUDGEMENTS OF THE JOHANNESBURG HIGH COURT (NO-041913/2023) AND EASTERN CAPE HIGH COURT (NO-862/2022)

The Item was dealt with In-committee.

RESOLVED

THAT THE MUNICIPAL COUNCIL RESOLVES TO:

- 1 Approves this report in accordance with section 59(3)(a) of the Municipal Systems Act and the confirmed authorities by the Johannesburg High Court (Case No: 041913/2023) in Democratic Alliance v City of Johannesburg, and by the Eastern Cape High Court (Case No: 862/2022) in the matter of Nelson Bay v Anele Qaba.
- 2 Review the implications of the court order and the documented evidence at paragraphs 3.1.1, 3.2.1, 3.2.2 and 3.2.3 above, and readopt the following reviewed resolutions:
 - (1) That the documented evidence reaffirms the evidence of acts of obstruction of the recommended appointment of Mr. Brink in the reports in Annexures C and D, and remedies in the procedurally challenged resolutions in Annexures E and F.

- (2) That in line of such reaffirmed evidence, the resolutions in Annexure E, which addressed the acts of obstruction of the recommended appointment of Mr. Brink in the report of the Speaker be readopted and implemented in terms of legislation.
 - (3) That considering such reaffirmed remedies, the resolutions in Annexure F, which remedied the acts of obstruction of the recommended appointment of Mr. Brink in the report of the Mayor be readopted and implemented in terms of legislation.
 - (4) That flowing from Resolution 2(1) above, the terms of reference of investigations that were approved pursuant to the resolutions in Annexure E and F be amended to include the allegations and evidence contained in this report.
 - (5) That flowing from Resolution 2(2) and 2(3) above, the Executive Mayor be authorised to issue a new appointment to Mr. Brink and conclude a new contract of employment with him in accordance with applicable legislation.
 - (6) That in the event of unforeseen delays and/or challenges in implementing the above resolutions, the Executive Mayor be authorised to comply with the court order of 7 November 2023, and employ any of the remedies in section 54A of the MSA, and appoint Mr, Brink who is the recommended qualifying candidate by the Selection Panel, to be an Acting City Manager until resolution 2(5) is implemented, and his new appointment is issued, and his new contract is concluded.
- 3 Authorise the implementation of the above reviewed resolutions to be effective from the date and time of the approval of this report to mitigate a possibility of a vacuum.

(DA, ACTIONSA AND VF+ DISSENTING)
(GROUP CORPORATE AND SHARED SERVICES)

8 ANNOUNCEMENTS

The Speaker announced that the continuation of the 16th Ordinary Council meeting will be held on 30 November 2023 at 10:00.

9 CLOSURE

The Speaker thanked everyone for their contribution and for attending the meeting.

THE MEETING ADJOURNED AT 20:30.

On resumption (30 November 2023), the following Councillors were present:

MEMBERS PRESENT

The Speaker: Councillor M S Arnolds

The Executive Mayor: Councillor K Gwamanda

Abdool, F	Hlatshwayo, S M
Amad, T	Hooper, R S
Atterbury, E	Horwitz, J
Baloyi, D L	Huggett, E A
Benjamin, R F	Hughes, Z
Bini, L	Ismail-Moosa, I
Bittkau, R	Jacobs, B
Boer, C	Jacobs, K
Bolani, M G	Jainoodeen, Z
Brand, D G	Johnson, N
Buthelezi, T C	Jonker, N
Chabalala, M D	Kgeletsane, M O
Chame, F	Khanyile, N M
Chauke, K L	Khumalo, X I
Chetsanga, H	Knott, L R
Christians, A	Koekemoer, M
Chuma, A T	Komane, S A
Coutriers, M J	Kreusch, S
Coverdale, D L T	Kunene, K
Crichton, M	Kwapeng, C
Da Gama, V M	Landis, R
Da Rocha, C M D	Lebatlang, T Z
Davids-Green, L C	Lefutso, L
De Lange, F C	Liebenberg, E
Deppe, A J	Lobi, M
Dewes, D S	Louw, M A
Dladla, D	Maake, M J
Dlamini, B	Mabaso, M P
Doyle, T	Mabelebele, S S
Echeozonjoku, B C	Mabuke, T A
Edward, N	Mabunda, T E
Foley, D T	Mabuza, S K L
Fourie-Shawe, C	Machaba, L M U
Francisco, D B	Machethe, S
Fresling, R R	Madiba, T J
Galeshewe, T M	Magwentshu, L C
Gantsho, L	Maila, S M
Goosen, J W	Majola, S
Gwamanda, K	Makamo, S S
Harman, L J (DA)	Makhafola, E
Harris, R	Makhuba, H N

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

Nyembe, M M	Sifumba, N
Nyembe, Z P	Simelane, P
Nzimande, C	Simelane, S O
Papo, M M	Simonse, L C
Pelzer, R	Sindani, F P
Phillips, L E	Smit, P A
Phometsi, P S	Sobey, A
Pietersen, J	Steenkamp, D
Pietersen, N	Stewart, A J
Ponsonby, D A	Sun, Y H
Radebe, T T	Supu, N P
Rafferty, P D	Tabane, M C
Rahn, N J	Tambani, P S
Raholane, M W	Tefu, P V
Rakosa, P M	Tshwaku, M
Ramafikeng, D J	Tshedo, J G
Ramaru, G	Tshehlo, G J
Rambani, N S	Tsotetsi, L Y M
Raseruthe, S H	Twala, Y A
Reddy, V M	Van der Merwe, M
Reinten, I M	Van Dyk, N J
Rohlssen, C K	Van Wyk, W M
Santana, C G	Wax, K P
Schay, D	Williams, M C
Seema, S M	Wilskut, D
Seerane, M K	Xuma, L
Sekhu, M V	Zazini, A
Sesedinyane, M I	Zitha, S L
Shackleford, L M	Zondo, L T
Shange, P A	Zungu, N G
Shumba, K A	Zwane, S

1 OPENING

The Speaker requested Council to observe a moment of silence.

She thereafter opened the meeting and welcomed the Executive Mayor of the City of Johannesburg – Councillor Kabelo Gwamanda, Whip of Council – Councillor N Zungu, Chair or Chairs – Councillor L Phillips, all Political Party Leaders and Whips, Members of the Mayoral Committee, Chairpersons of the Section 79 Committees, fellow Councillors, City Manager – Mr Floyd Brink, 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 continuation of the 16th Ordinary Council meeting of the City of Johannesburg Municipality.

She further asked the Legal Advisors to confirm the number of Councillors present to confirm the quorum. She urged Councillors to sign the register.

She stated that Councillors were aware that the total number of Councillors is 270 and the quorum consists of 50%+1 which is 135+1=136 Councillors. There were 141 Councillors present in the chamber, as a result, there was a quorum.

The Speaker said that she had received a motion recommending an urgent investigation into the illegal dumping of health and medical waste on open land opposite the FNB Stadium that is under the City of Johannesburg proposed by Councillor Johnson and seconded by Councillor Mposula. She stated that the Standing Rules and Orders of Council do not make provision for the urgent motion. She said that Councillors who wish to introduce a motion in Council, should comply with Rule 94 of the Standing Rules and Orders of Council, therefore the requested was not accepted.

2 APPLICATIONS FOR LEAVE OF ABSENCE

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

<i>Councillor Suddaby, J</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Homer, C</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Finn, C E</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Amod, C J</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Roberts, F C</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Hoén, J N</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Coogan, L C</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Truluck, T F</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Sherman, G J</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Steer, B</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Avant-Smith, C</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Telekoa, A T</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Radebe, N P</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Ndou, P</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Leshilo, R S</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Kaldine, J</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Dammie, B H</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Raphadu, A T</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Mothopi, O Z</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Sekwaila, B J</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Nair, R K</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Mhlari, T M</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Magwaza, B L P</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Mokwena, T M</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Lebea, M G</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Leitch, A N</i>	<i>:</i>	<i>Council Business</i>
<i>Councillor Nontenja, C T</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Durand, G V M</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Wissler, S T J</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Morero, S E</i>	<i>:</i>	<i>Council Business</i>

Apologies for late arrival were received from the following Councillors:

*Councillor Smit, P A
Councillor Ponsonby, D A
Councillor Kunene, K
Councillor Kwapeng, C
Councillor Khumalo, X I
Councillor Nonkumbi, I M
Councillor Ndou, P
Councillor Chauke, K L
Councillor Molefe
Councillor Magwentshu, L C
Councillor Modukanene, L C
Councillor Mokoka, M L
Councillor Manganyi, D B*

The following councillors were granted permission to leave the meeting early:

<i>Councillor Mkhonza, N F</i>	<i>16:30</i>	<i>Private Business</i>
<i>Councillor Mabuza, S K L</i>	<i>13:00</i>	
<i>Councillor Mutavhatsindi, N T</i>	<i>14:00</i>	
<i>Councillor Mhlongo, T A</i>	<i>15:00</i>	

Councillor Mohlala (ActionSA) raised a concern with regards to the safety of Councillors when they leave Council to collect their vehicles from SAPPI House. He said Councillors were on foot and were not accompanied by security or JMPD. He further said that there were no personnel from JMPD even when they were crossing the road to ensure that the safety of Councillors was not compromised.

Councillor Mphahlele (EFF) indicated that one of the EFF Councillors have lost a car in the public parking area. He recorded that the City's cameras were not working. He requested that security be intensified or the parking by the Metro Centre basement be accessible.

The Speaker mentioned that there is parking for Councillors by the SAPPI building and Councillors were encouraged not to park in the streets.

Councillor Marema (ANC) proposed that the motions be elevated to be considered before the items.

The Speaker put the question to the House and the proposal was agreed to.

6 RECOMMENDATIONS TO COUNCIL

RESOLVED

That the reports of the Executive Mayor be considered.

That the report of the Legislature be considered.

Item 1 PERFORMANCE ASSESSMENT REPORT FOR
THE COMMUNITY DEVELOPMENT DEPARTMENT
FOR THE 2023/2024 FINANCIAL YEAR FOR THE
PERIOD JULY TO SEPTEMBER 2023

The Item was considered in conjunction with Items 2, 3 and 22.

RESOLVED

That the first quarter performance report of the Community Development Department for the 2023/24 financial year, be noted.

(COMMUNITY DEVELOPMENT)

Item 2 PERFORMANCE ASSESSMENT REPORT FOR
THE JOBURG CITY THEATRES (SOC) LTD FOR THE
2023/2024 FINANCIAL YEAR FOR THE PERIOD
JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 1, 3 and 22.

RESOLVED

That the first quarter performance report of Joburg City Theatres for the 2023/24 financial year, be noted.

(JOBURG CITY THEATRES)

Item 3 PERFORMANCE ASSESSMENT REPORT FOR
THE JOHANNESBURG CITY PARKS AND ZOO
(SOC) LTD FOR THE 2023/2024 FINANCIAL
YEAR FOR JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 1, 2 and 22.

RESOLVED

That the first quarter performance report of the Johannesburg City Parks and Zoo for the 2023/24 financial year, be noted.

(JOHANNESBURG CITY PARKS AND ZOO)

- Item 4 PERFORMANCE ASSESSMENT REPORT FOR DEVELOPMENT PLANNING DEPARTMENT FOR THE 2023/2024 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 5 and 23.

RESOLVED

That the first quarter performance report of the Development Planning Department for the 2023/24 financial year, be noted.

(DEVELOPMENT PLANNING)

(MI Sekhukhuni)

(Tel. (011) 407-7330)

- Item 5 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG DEVELOPMENT AGENCY FOR THE 2023/2024 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 4 and 23.

RESOLVED

That the first quarter performance report of the Johannesburg Development Agency for the 2023/24 financial year, be noted.

(JOHANNESBURG DEVELOPMENT AGENCY)

- Item 6 PERFORMANCE ASSESSMENT REPORT FOR THE PUBLIC SAFETY DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD APRIL TO JUNE 2023

The Item was considered in conjunction with Items 7, 8 and 9.

RESOLVED

That the fourth quarter performance report of the Public Safety Department for the 2022/23 financial year, be noted.

(PUBLIC SAFETY)

Item 7 OVERSIGHT REPORT OF THE SECTION 79
PUBLIC SAFETY COMMITTEE ON THE
2022/2023 4th QUARTER PERFORMANCE
REPORT OF THE DEPARTMENT
OF PUBLIC SAFETY FOR THE PERIOD
1 APRIL TO 30 JUNE 2023

The item was considered in conjunction with Items 6, 8 and 9.

RESOLVED

- 1 That Council approve the 4th quarter Oversight Report of the Public Safety Section 79 Committee on the Department's quarterly performance report for the 2022/2023 financial year (April 2023 to June 2023).
- 2 That the Department submit a comprehensive report to the Committee indicating the programmes that it has implemented to deal with theft and loss of critical infrastructure.
- 3 That the Department must report on 4th quarter targets and 4th quarter actuals, not the annual targets that it has reported on.

(COJ LEGISLATURE)
(Tandisizwe Sidubulekana)

Item 8 PERFORMANCE ASSESSMENT REPORT FOR
THE PUBLIC SAFETY DEPARTMENT FOR THE
2023/2024 FINANCIAL YEAR FOR THE PERIOD
JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 6, 7, and 9.

RESOLVED

That the first quarter performance report of the Public Safety Department for the 2022/23 financial year, be noted.

(PUBLIC SAFETY)

Item 9 OVERSIGHT REPORT OF THE SECTION 79
PUBLIC SAFETY COMMITTEE ON THE
2023/2024 1st QUARTER PERFORMANCE
REPORT OF THE DEPARTMENT
OF PUBLIC SAFETY FOR THE PERIOD
1 JULY TO 30 SEPTEMBER 2023

The Item was considered in conjunction with Items 6, 7 and 8.

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 2023/2024 financial year (July 2023 to September 2023).
- 2 That the Department submit a comprehensive report to the Committee on ward-based policing programme that it has achieved under this quarter.

(COJ LEGISLATURE)
(Tandisizwe Sidubulekana)

Item 10 PERFORMANCE ASSESSMENT REPORT FOR
THE GROUP FINANCE DEPARTMENT FOR THE
2023/2024 FINANCIAL YEAR FOR THE PERIOD
JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 11 and 25.

RESOLVED

That the first quarter performance report of the Group Finance Department for the 2023/24 financial year, be noted.

(GROUP FINANCE)
(OFFICE OF THE GROUP HEAD)
(STRATEGIC MANAGEMENT SERVICES)
(Z. Tshezi)

Item 11 PERFORMANCE ASSESSMENT REPORT
FOR THE GROUP INFORMATION
COMMUNICATION TECHNOLOGY
DEPARTMENT FOR THE 2023/2024
FINANCIAL YEAR FOR THE PERIOD
JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 10 and 25.

RESOLVED

That the first quarter performance report of the Group Information Communication Technology for the 2023/24 financial year, be noted.

(GROUP INFORMATION COMMUNICATION TECHNOLOGY)
(Management Support)
(R. Kubheka)
(Tel. (011) 018-6311)

Item 12 PERFORMANCE ASSESSMENT REPORT FOR
THE HUMAN SETTLEMENT DEPARTMENT
FOR THE 2023/2024 FINANCIAL YEAR FOR
THE PERIOD JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 13 and 26.

RESOLVED

That the first quarter performance report of the Human Settlement Department for the 2023/24 financial year, be noted.

(HUMAN SETTLEMENT)

Item 13 PERFORMANCE ASSESSMENT REPORT FOR
THE JOHANNESBURG SOCIAL HOUSING
COMPANY FOR THE 2022/2023 FINANCIAL
YEAR FOR THE PERIOD JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 12 and 26.

RESOLVED

That the first quarter performance report of the Johannesburg Social Housing Company for the 2023/24 financial year, be noted.

(JOHANNESBURG SOCIAL HOUSING COMPANY)

Item 14 PERFORMANCE ASSESSMENT REPORT FOR THE TRANSPORT DEPARTMENT FOR THE 2023/2024 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 15, 16, 17, 18 and 27.

RESOLVED

That the first quarter performance report of the Transport Department for the 2023/24 financial year, be noted.

(TRANSPORT)

Item 15 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG ROADS AGENCY (SOC) LTD FOR THE 2023/2024 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 14, 16, 17, 18 and 27.

RESOLVED

That the first quarter performance report for the Johannesburg Roads Agency (SOC) Ltd for the 2023/24 financial year, be noted.

(JOHANNESBURG ROADS AGENCY (SOC) LTD)

Item 16 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG METROPOLITAN BUS SERVICES FOR THE 2023/2024 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 14, 15, 17, 18 and 27.

RESOLVED

That the first quarter performance report of Johannesburg Metropolitan Bus Services for the 2023/24 financial year, be noted.

(JOHANNESBURG METROPOLITAN BUS SERVICES)

Item 17 PERFORMANCE ASSESSMENT REPORT FOR THE METROPOLITAN TRADING COMPANY (PTY) LTD FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD APRIL TO JUNE 2023

The Item was considered in conjunction with Items 14, 15, 16, 18 and 27.

RESOLVED

That the fourth quarter performance report of the Metropolitan Trading Company (Pty) Ltd for the 2023/24 financial year, be noted.

(METROPOLITAN TRADING COMPANY (PTY) LTD)

Item 18 PERFORMANCE ASSESSMENT REPORT FOR THE METROPOLITAN TRADING COMPANY (PTY) LTD FOR THE 2023/2024 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 14, 15, 16, 17 and 27.

RESOLVED

That the first quarter performance report of the Metropolitan Trading Company (Pty) Ltd for the 2023/24 financial year, be noted.

(METROPOLITAN TRADING COMPANY (PTY) LTD)

Item 19 PERFORMANCE ASSESSMENT REPORT FOR THE CITY OF JOHANNESBURG LEGISLATURE DEPARTMENT FOR THE 2023/2024 FINANCIAL YEAR FIRST QUARTER FOR THE PERIOD JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 20, 28 and 29.

RESOLVED

That the first quarter performance report of the City of Johannesburg Legislature Department for the 2023/24 financial year, be noted and recommended to Council for approval.

(COJ LEGISLATURE)
(Mr. Dumisani Dube)
(Director: Management Support)
(Tel. (011) 407-7480)

Item 20 PERFORMANCE ASSESSMENT REPORT
FOR THE OFFICE OF THE OMBUDSMAN
FOR THE 2023/2024 FINANCIAL YEAR
FIRST QUARTER FOR THE PERIOD
JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 19, 28 and 29.

RESOLVED

That the first quarter performance report of the Office of the Ombudsman for the 2023/24 financial year, be noted and recommended to Council for approval.

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

Item 21 FIRST QUARTER REPORT ON THE OVERSIGHT
ACTIVITIES OF THE PETITIONS STANDING
COMMITTEE FOR THE PERIOD: JULY TO
SEPTEMBER 2023

NOTED

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

Item 22 OVERSIGHT REPORT OF THE SECTION 79 COMMUNITY
DEVELOPMENT COMMITTEE ON THE 2023/2024 FIRST
QUARTER PERFORMANCE ASSESSMENT REPORT OF
THE DEPARTMENT OF COMMUNITY DEVELOPMENT,
JOBURG CITY THEATRES AND JOBURG CITY PARKS
AND ZOO, FOR THE PERIOD JULY TO SEPTEMBER 2023

RESOLVED

That Council approve the first quarter budget and performance assessment reports of the Department of Community Development and Entities: The Johannesburg City Theatres and the Johannesburg City Parks and Zoo for the Period July to September 2023.

(COJ LEGISLATURE)
(K Mdakane)
(Tel. (011) 407-7463)

Item 23 OVERSIGHT REPORT OF THE DEVELOPMENT PLANNING SECTION 79 COMMITTEE ON THE 2023/24 FIRST QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORTS OF THE DEVELOPMENT PLANNING DEPARTMENT AND THE JOHANNESBURG DEVELOPMENT AGENCY (JDA) FOR THE PERIOD JULY TO SEPTEMBER 2023

RESOLVED

- 1 That Council approve the 2023/24 First Quarter Budget and Performance reports of the Department of Development Planning and Johannesburg Development Agency for the period July to September 2023, noting the observations cited in the body of this report.
- 2 That the Development Planning Department presents to the Committee on the Digital Twin Concept Paper, by January 2024.
- 3 That the Development Planning Department provides the Committee with a progress report on the review process of the Spatial Development Framework (SDF), by January 2024.
- 4 That the Development Planning Department reports to the Committee on the implementation progress of the Randburg CBD UDF and the Watt Street Precinct Phase 1 projects, by January 2024.
- 5 That the Development Planning Department presents to the Committee on the Spatial Data Audit report concluded during quarter one, by January 2024.
- 6 That the Development Planning Department provides the Committee with the scheduled public outreach programmes, by January 2024.
- 7 That the Development Planning Department presents to the Committee on the Greater Orange Farm Implementation Programme, by January 2024.
- 8 That the Development Planning Department reports to the Committee on the lack of expenditure (R0 spent) of the Capex budget during quarter one, by January 2024.
- 9 That the JDA reports to the Committee on the proposed mitigation action for the SMME demands at construction sites and related work stoppages, by January 2024.
- 10 That the JDA provides the Committee with a detailed report on the construction progress at Chris Hani Sports Complex and the related health and safety incidents experienced on site, by January 2024.

- 11 That the JDA provides the Committee with a schedule of the planned Corporate Social Responsibility (CSI) projects, by January 2024.

(COJ LEGISLATURE)
(A Ngcaku)
(Tel. (011) 407 7395)

- Item 24 OVERSIGHT VISIT REPORT OF THE GOVERNANCE
SECTION 79 COMMITTEE TO JRA DEPOT AT
REGION F (BENROSE), 15 AUGUST 2023

RESOLVED

- 1 That Council adopt the oversight visit report, noting observations cited in the body of the report.
- 2 That the senior managers of JRA Depot in Region F write a report to the JRA head office proposing an updated organogram for approval; this will address the shortage of staff. A copy of the report must be shared with the committee for follow-up.
- 3 That the JRA depot manager should provide the committee with the report that was submitted to the JRA head office regarding the identified venue (the new depot), as the current depot is too small to accommodate them, and the building is hazardous.
- 4 That the joint meetings between the Oversight Committee on Governance and the Oversight Committee on Transport will be conducted after the Committee has received the reports from JRA. The joint meeting will resolve the outstanding problems faced by JRA depot.

(COJ LEGISLATURE)
(Doctor Mpondo)
(Tel. (011) 407-7301)

- Item 25 OVERSIGHT REPORT OF THE SECTION 79 FINANCE
COMMITTEE ON THE 2023/24 FIRST QUARTER
PERFORMANCE ASSESSMENT REPORTS OF THE
GROUP FINANCE DEPARTMENT AND GROUP
INFORMATION COMMUNICATION TECHNOLOGY
DEPARTMENT FOR THE PERIOD JULY TO
SEPTEMBER 2023

The item was considered in conjunction with Items 10 and 11.

RESOLVED

- 1 That Council approves the 2023/24 First Quarter Performance Assessment report of the Group Finance Department and Group Information Communication Technology Department for the period July to September 2023.
- 2 That Council approves the 2023/24 First Quarter Oversight Report of the Section 79 Finance Committee on the 2023/24 First Quarter Budget and Performance Assessment report of the Group Finance Department and Group Information Communication Technology Department for the period July to September 2023 noting the observations cited in the body of this report.
- 3 That the Group Finance Department provide a report detailing the 93 service providers that were appointed to assist with revenue collection on the debtor's book. The Committee must be provided details on the cost of all the service providers to the Department and the duration of the appointment. The report is to be submitted to the Section 79 Finance Committee by January 2024.
- 4 That the Group Finance Department provide a report detailing how it plans to finalise the 6641 reviews from 2013 and the 520 from 2018 General Valuation Roll and when will these be finalised? The report is to be submitted to the Section 79 Finance Committee by January 2024.
- 5 That the Group Information Communication and Technology Department provide a report explaining what mechanisms are being implemented to ensure that all City users have access to the City's emails and systems, with clear timelines. The Department must also highlight what security measures are in place as there are numerous risks with sharing confidential City information through personal emails which many users have resorted to. The report is to be submitted to the Section 79 Finance Committee by January 2024.
- 6 That Group Information Communication and Technology Department provide a report detailing the current asset register of the Department. The Department must explain whether old assets are being collected on issuance of new ones, and what is being done with old assets. The report is to be submitted to the Section 79 Finance Committee by January 2024.
- 7 That Group Information Communication and Technology Department provides an accurate report detailing the Departments first quarter revenue and expenditure. The report is to be submitted to the Section 79 Finance Committee by January 2024.

(COJ LEGISLATURE)
(A Bhaga)

Item 26 OVERSIGHT REPORT OF THE HOUSING SECTION 79 COMMITTEE ON THE 2023/24 FIRST QUARTER PERFORMANCE ASSESSMENT REPORT OF THE DEPARTMENT OF HUMAN SETTLEMENTS AND THE JOHANNESBURG SOCIAL HOUSING COMPANY (JOSHCO) FOR THE PERIOD JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 12 and 13.

RESOLVED

- 1 That Council approve the 2023/24 First Quarter Budget and Performance Assessment Reports of the Department of Human Settlements and the Johannesburg Social Housing Company, noting the observations cited in the body of this report.
- 2 That Council approve the 2023/24 First Quarter Oversight Report of the Housing Section 79 Committee on the 2023/24 First Quarter Budget and Performance Assessment report of the Department of Housing and the Johannesburg Social Housing Company for the period July 2023 to September 2023, noting the observations cited in the body of this report.
- 3 That the Department of Human Settlements provides the Section 79 Human Settlements Committee with a report on the progress made on informal settlements by December 2023.
- 4 That the Johannesburg Social Housing Company provides the Section 79 Human Settlements Committee with a report detailing the breakdown of R6.6 million spent on legal fees by December 2023.

(COJ LEGISLATURE)

(M Phakathi)

Item 27 OVERSIGHT REPORT OF THE TRANSPORT SECTION 79 COMMITTEE ON THE FIRST QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE TRANSPORT DEPARTMENT, METROBUS, JOHANNESBURG ROAD AGENCY AND METROPOLITAN TRADING COMPANY FOR THE PERIOD JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 14, 15, 16, 17 and 18.

RESOLVED

- 1 That Council notes and approves the oversight report of the Transport Section 79 Committee on the third quarter performance assessment reports of the Transport Department, Metrobus, Johannesburg Road Agency (JRA) and Metropolitan Trading Company (MTC) for the period July to September 2023, noting the observations cited in the body of this report.
- 2 That the Department provide a report to the Committee detailing the procurement of buses to operationalize Rea Vaya Phase 1C(a).
- 3 That the Section 79 Committee members undertake oversight visits to Metrobus to evaluate and assess the eye-on-the-bus and other technological systems being installed in the Metrobus bus.
- 4 That the Section 79 Committee member conduct an oversight to the Metrobus Transport System Centre to evaluate how the system works in monitoring or tracking day-to-day bus operation and assessing the functionality and effectiveness of the bus monitoring and tracking systems.
- 5 That the JRA provides a resolution report to the committee regarding the board's decision to write off R613.8 million to reduce the irregular expenditure.
- 6 That the MTC provide Section 79 Transport Committee with a report regarding the VAT refund of R15m during the next committee meeting.
- 7 That the MTC provide Section 79 Transport Committee with a detailed report regarding financial transactions by converting their loan into equity.
- 8 That the MTC provide Section 79 Transport Committee with a report regarding the GCFO and GFIS investigations outcomes regarding the collection of money owed by debtors as it affects revenue collection performance and increases shareholder loan interest per quarter, during the next committee meeting.

(COJ LEGISLATURE)

(Dr T S Mawasha)

(Tel. (011) 407-7199)

Item 28 OVERSIGHT REPORT OF OCOL ON THE 2023/24
FIRST QUARTER BUDGET AND PERFORMANCE
ASSESSMENT REPORT OF THE LEGISLATURE
OF THE CITY OF JOHANNESBURG FOR THE
PERIOD JULY TO SEPTEMBER 2023

The item was considered in conjunction with Items 19, 20 and 29.

RESOLVED

That Council approve the 2023/24 First Quarter Budget and Performance Assessment Report of the Legislature for the period July 2023 to September 2023.

(COJ LEGISLATURE)

Item 29 OVERSIGHT REPORT OF OCOL ON THE 2023/24
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 2023

The item was considered in conjunction with Items 19, 20 and 28.

RESOLVED

That Council approve the 2023/24 First Quarter Budget and Performance Assessment Report of the Office of the Ombudsman for the period July to September 2023, noting the observations cited in the body of this oversight report.

(COJ LEGISLATURE)

Item 31 OVERSIGHT REPORT OF THE DEVELOPMENT
PLANNING SECTION 79 COMMITTEE ON
OVERSIGHT VISITS TO OUR CITY OUR BLOCK
(OCOB) PROJECTS ON 20 SEPTEMBER 2023

RESOLVED

- 1 That Council adopts the Oversight visit report.
- 2 That the JDA provides the Committee with a detailed account of the work completed on the OCOB projects, the expenditure incurred and the work that remains to be done by December 2023.
- 3 That the JDA report to the Committee on whether the retention fee and/or construction guarantee available will be enough to compensate the unpaid CLO and local SMMs, as well as unsatisfactory construction works, by December 2023.
- 4 That the JDA report to the Committee on the proposed additional financial evaluation systems that will be implemented to ensure that contractors don't manipulate financial statements to reflect good financial standing, by December 2023.

- 5 That the JDA reports to the Committee on the processes/procedures in place to ensure that reinstatements are conducted by responsible entities within reasonable timeframes, by December 2023.

(COJ LEGISLATURE)
(Ayabulela Ngcaku)
(Tel. (011) 407-7395)

Item 32 OVERSIGHT REPORT OF THE
DEVELOPMENT PLANNING
SECTION 79 COMMITTEE ON
OVERSIGHT VISIT TO TURFFONTEIN
CLINIC ON 20 SEPTEMBER 2023

RESOLVED

- 1 That Council adopts the Oversight visit report.
- 2 That the JDA provides the Committee with a detailed account of the work completed on the new Turffontein Clinic thus far by the previous contractor, the work that remains to be done by the new contractor and related expenditure by December 2023.
- 3 That the JDA reports to the Committee on the measures that have been taken to blacklist the contractor that had its contract terminated from the City's database, by December 2023.
- 4 That the JDA indicates to the Committee the proposed processes to be added to the recruitment of contractors to ensure that bid submissions and capital availability are thoroughly interrogated, by December 2023.
- 5 That the JDA reports to the Committee on the proposed measures in place to ensure that local SMMEs and labourers are always paid for work done by them, despite cash flow issues experienced during the project, by December 2023.
- 6 That the JDA reports to the Committee on whether it has considered appointing social facilitators, in conjunction with the CLOs, to ensure that any community issues and SMME related issues are addressed accordingly to avoid protests and work stoppages, by December 2023.

(COJ LEGISLATURE)
(Ayabulela Ngcaku)
(Tel. (011) 407-7395)

Item 33 PUBLIC PARTICIPATION PROCESS ON THE
REVIEW OF THE BYLAW ON THE OFFICE OF
THE OMBUDSMAN, 14 NOVEMBER 2023

RESOLVED

- 1 That Council approves the public participation report on the review of the Office of the Ombudsman Bylaw.
- 2 That the Office of the Ombudsman causes the necessary changes to be affected to the bylaw where applicable in accordance with necessary and actionable public participation outputs prior to the tabling of this report in Council.
- 3 That Council requires the Office of the Ombudsman to cause the publication of the approved by-laws in the Provincial Gazette in terms of the provisions of Rule 145 of the Standing Rules and Orders of Council: 2016.

(COJ LEGISLATURE)

Item 34 TERMS OF REFERENCE – SECTION 79
COMMUNITY DEVELOPMENT COMMITTEE

RESOLVED

That Council approves the amended Terms of Reference attached as Annexure A.

(COJ LEGISLATURE)
(Tumelo Ramathoka)
(Tel. 060 504 6537)

Item 35 TERMS OF REFERENCE OF THE SECTION 79
MUNICIPAL PUBLIC ACCOUNTS COMMITTEE
(MPAC) – WITH ANNEXURES

RESOLVED

- 1 That Council approves Annexure A, the amended terms of reference for the Section 79 Municipal Public Accounts Committee.
- 2 That Council approves Annexure B, amended version of the investigation process of unauthorised, irregular, or fruitless and wasteful expenditure (UIFW expenditure) in the City of Johannesburg.

(COJ LEGISLATURE)
(T Tseki)
(Tel. (011) 407-6423)

- Item 36 PERFORMANCE ASSESSMENT REPORT FOR THE OFFICE OF THE CITY MANAGER FOR THE 2023/2024 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2023

The item was considered in conjunction with Item 37.

RESOLVED

That the first quarter performance report for the Office of the City Manager for the period 1 July to 30 September 2023 be noted.

(OFFICE OF THE CITY MANAGER)
(Kedibone Semanya)
(Tel. (011) 407-6015)

- Item 37 OVERSIGHT REPORT OF THE GOVERNANCE SECTION 79 COMMITTEE ON THE FIRST QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE OFFICE OF CHIEF OPERATIONS OFFICER, OFFICE OF THE CITY MANAGER, GROUP STRATEGY POLICY COORDINATION AND RELATIONS, GROUP GOVERNANCE, CITIZEN RELATIONS AND URBAN MANAGEMENT, GROUP COMMUNICATIONS AND MARKETING, GROUP LEGAL AND CONTRACT, GROUP RISK AND ASSURANCE SERVICES AND GROUP FORENSIC AND INVESTIGATION SERVICES FOR THE PERIOD JULY TO SEPTEMBER 2023

The item was considered in conjunction with Item 36.

RESOLVED

- 1 That Council notes the 2023/24 First Quarter Budget and Performance Reports of the Office of the Chief Operation Officer, Office of the City Manager, Group Strategy Policy Coordination and Relations, Group Governance, Citizen Relations and Urban Management, Group Communications, and Marketing, Group Legal and Contract, Group Risk and Assurance Services and Group Forensic and Investigation for the period July to September 2023.
- 2 That Council adopts the Oversight Report of the Office of the Chief Operation Officer, Office of the City Manager, Group Strategy Policy Coordination and Relations, Group Governance, Citizen Relations and Urban Management, Group Communications and Marketing, Group Legal and Contract, Group Risk and Assurance Services and Group Forensic, and Investigation for the period July to September 2023 noting the observations made in the body of the report.
- 3 That Group Legal and Contract, reports actual performance on KPIs in the second quarter reporting.

- 4 That Group Legal and Contract, develops a mitigation plan for Municipal Courts to reduce the number of cases that are being struck off the roll.
- 5 That the Office of the City Manager and CRUM provide a detailed report listing all systems used by the municipal entities in terms of calls logged and the way forward to consolidate the data from those entities.

(COJ LEGISLATURE)
 (Doctor Mpondo)
 (Tel. (011) 407-7301)

Item 40 ADDITIONAL EXTERNAL MEMBERS OF THE
 CITY OF JOHANNESBURG MUNICIPAL
 PLANNING TRIBUNAL (MPT)

RESOLVED

- 1 That the four (4) nominees namely Sharon Cembi; Brian Marrian; Siphamandla Mntambo; and Israel Mocketla Mamabolo as noted in the body of the report, be appointed to serve as full time external members of the City of Johannesburg Municipal Planning Tribunal in terms section 36(1)(b) and 37 of Spatial Planning and Land Use Management Act, 16 of 2013 (SPLUMA), and section 14(1)(b) of the City of Johannesburg Municipal Planning By-law, 2016 (By-Law).
- 2 That subject to Recommendation 1 above and in terms of the Spatial Planning and Land Use Management Act, 16 of 2013 Regulation 3(1)(j), the names of the members of the Municipal Planning Tribunal be published in the Gauteng Provincial Gazette for information purposes.
- 3 That as and when there is a need to extend the pool of members and replace members who are no longer members of the MPT, Development Planning be allowed to initiate a process to replace them in line with section 37(4) and Regulation 3(1)(j) of Spatial Planning and Land Use Management Act, 16 of 2013.
- 4 That the names of nominees (Nombulelo Nikiwe and Thabo Mahlangulela) incorrectly cited on the Council Resolution dated 2021-10-07, Item 82 "Nomination of New Members of The City of Johannesburg Municipal Planning Tribunal (MPT)" and Government Gazette No. 51 of 15 February 2022 be corrected by removing them from that list and replaced by Andiswa Bidla and Thabo Mahlangabeza and their names be gazetted in terms of recommendation (b) above.
- 5 That the Norms and standards for the terms and conditions of service of MPT (Annexure "C") to this report be noted.
- 6 That the Code of Conduct of the MPT members (Annexure "D") to this report be noted and that it be signed by each member before undertaking their duties.

- 7 That considering the limited responses received on the first call for the nomination for external MPT members undertaken in 2022, a new advert be released calling for additional nominations from interested suitable individuals to be part CoJ external MPT members and the call for nomination be also extended to External Government departments.
- 8 That the Development Planning Department investigate a suitable stipend to be remunerated to MPT external members to attract additional nominations for Council's approval and that the budget be made available by the department in 2023/2024 Financial year for the remuneration of MPT external members.

(DEVELOPMENT PLANNING)
 (Hector Makhubo)
 (Tel. (011) 407-6558)

(GROUP CORPORATE AND SHARED SERVICES)
 (GROUP HUMAN CAPITAL MANAGEMENT)
 (Group Head: Group Human Capital Management
 (Anele Kwababa)
 (Tel (011) 407-6926)

Item 42 PERFORMANCE ASSESSMENT REPORT FOR
 THE ENVIRONMENT, INFRASTRUCTURE AND
 SERVICES DEPARTMENT FOR THE 2023/2024
 FINANCIAL YEAR FOR THE PERIOD JULY TO
 SEPTEMBER 2023

RESOLVED

That the first quarter performance report of the Environment, Infrastructure and Services Department for the 2023/24 financial year, be noted.

(ENVIRONMENT, INFRASTRUCTURE AND SERVICES)

Item 43 PERFORMANCE ASSESSMENT REPORT
 FOR THE CITY POWER JOHANNESBURG
 (SOC) LTD FOR THE 2023/2024 FINANCIAL
 YEAR FOR THE PERIOD JULY TO
 SEPTEMBER 2023

RESOLVED

That the first quarter performance report of the City Power Johannesburg (SOC) Ltd for the 2023/24 financial year, be noted.

(CITY POWER JOHANNESBURG (SOC) LTD)

Item 44 PERFORMANCE ASSESSMENT REPORT
FOR JOHANNESBURG WATER (SOC) LTD
FOR THE 2023/2024 FINANCIAL YEAR FOR
THE PERIOD JULY TO SEPTEMBER 2023

RESOLVED

That the first quarter performance report of Johannesburg Water (SOC) Ltd for the 2023/24 financial year, be noted.

(JOHANNESBURG WATER (SOC) LTD)

Item 45 PERFORMANCE ASSESSMENT REPORT
FOR PIKITUP JOHANNESBURG (SOC) LTD
FOR THE 2023/2024 FINANCIAL YEAR FOR
THE PERIOD JULY TO SEPTEMBER 2023

RESOLVED

That the first quarter performance report of Pikitup Johannesburg (SOC) Ltd for the 2023/24 financial year, be noted.

(PIKITUP JOHANNESBURG (SOC) LTD)

Item 46 OVERSIGHT REPORT OF THE SECTION 79 ENVIRONMENT,
INFRASTRUCTURE AND SERVICES COMMITTEE ON THE
2023/24 FIRST QUARTER PERFORMANCE ASSESSMENT
REPORTS OF THE ENVIRONMENT, INFRASTRUCTURE
AND SERVICES DEPARTMENT (EISD), PIKITUP
JOHANNESBURG, JOHANNESBURG WATER AND
JOHANNESBURG CITY POWER FOR THE PERIOD
JULY TO SEPTEMBER 2023

RESOLVED

- 1 That Council approves the Oversight report of the Section 79 Environment, Infrastructure and Services Committee on the 2023/24 First Quarter Budget and Performance Assessment Reports of the Environment, Infrastructure and Services Department (EISD), Pikitup, Johannesburg Water and Johannesburg City Power for the period 1 July to 30 September 2023, noting observations and recommendations contained in the body of this report.
- 2 That, when submitting the water quality report, the EISD include a shortened and simplified version (with infographics) that is understandable and can effectively communicate (to non-technical audience) the water quality status in the City.

- 3 That Pikitup take remedial action in response to the GDARD prosecutions against Marie Louise, Goudkoppies and Robinson Deep within the prescribed timeframes per non-compliance notices.
- 4 That Joburg Water explains (in a presentation) to the Committee the effectiveness of the implemented Water & Demand Management Strategy.
- 5 That the CoJ (as the procurer of a fleet) give an update on the procurement of (i) fleet through a 5-year lease and (ii) specialised fleet on behalf of Pikitup.
- 6 That Joburg Water report (presentation) to the Committee the steps taken to address any operational inefficiencies and ensure timely maintenance and related infrastructure capacity.
- 7 That City Power led the Committee's on site visit to the Secondary Plant, followed by later visits to the six stations where SCADA upgrades will be rolled out a month after the tabling of this report.
- 8 That City Power facilitate and lead the Committee on a visit in January and February 2024 to active sites (Cleveland, Eldorado, and Lutz Dalkeith) where substation upgrades are underway.

(COJ LEGISLATURE)
 (M. R Molopyane)
 (Tel. (011) 407-7185)

7 MOTIONS

MOTION 1:

Recommending a comprehensive feasibility study of residents living with incurable lung disease and dependent on oxygen tanks and/or machines to breathe normally and to live a normal and dignified life throughout the City of Johannesburg.

Proposer: Councillor V Munyayi

Secunder: Councillor P Nefdt

Councillor Munyayi (ActionSA) addressed Council as follows:

"I Councillor Vengani Munyayi (ActionSA) hereby tabling the following motion in terms of Standing Rule 89(2) of the Standing Rules and Orders of Council.

Noting that:

Load-shedding will unfortunately be around for the foreseeable future, coupled with cable theft, burst underground cables and/or electricity substations, the fragile electricity infrastructure, and the list goes on. When this happens, people who have incurable lung diseases suffer the most, as they are dependent on life supporting mechanisms such as oxygen tanks and/or machines to breathe. The challenges these

people face are insurmountable, and at times have become fatal and lives have been lost. We have people who have both oxygen tanks and oxygen machines, people who only have oxygen tanks and no oxygen machines, people who have oxygen machines and no oxygen tanks.

Most of the people living with incurable lung diseases are the elderly and the poor, who are not able to fill an oxygen tank (+- 3000 to fill a 10kg oxygen tank) or purchase their own oxygen tanks and machines. Living a normal and dignified life is enshrined in the Bill of Rights and affirms the democratic values of human dignity, equality, and freedom, and it is our responsibility as a local government to ensure that we alleviate some of the life-threatening challenges of people living with incurable lung diseases that are dependent on this life supporting mechanism as stated above.

As ActionSA, we believe that urgent attention must be taken to ensure that more people have access to social support services that are critical to personal well-being.

We, therefore, request the following:

THAT COUNCIL RESOLVES THE FOLLOWING:

In line with the Mayoral Priorities, we request that the MMC for Health and Social Development do a comprehensive feasibility study to avoid more and future fatalities caused by lack of and/or no oxygen due to loadshedding, cable theft, burnt underground cables and/or electricity substation, and the fragile electricity infrastructure, as follows:

- 1. Conducts a feasibility study within 90 days on the cost implication of providing additional and/or oxygen machines to breathe.*
- 2. The City of Johannesburg set aside a budget for each financial year, starting from 2024/2025 budget cycle, to procure additional and/or alternate backup solutions for people dependent on oxygen tanks and/or machines to breathe."*

The Speaker asked if the motion was supported, and some members opposed the motion.

Councillor Nefdt (ActionSA) rose to second the motion. He proceeded to greet the house, residents of Johannesburg and the ActionSA caucus leader. He then stated that he seconded the motion. Further he added that when you have a family member who is dependent on oxygen, when the light goes out, your heart sinks. He then added that there are 270 Councillors and that he was sure that a lot of them received that call requesting for the lights to be restored for the oxygen supply to continue. He added that the challenge at hand is that our medical system is failing, and people must wait for lengthy periods for oxygen tanks and that to make matters worse, there are power cuts during that long wait.

He concluded by stating that it was time for Council to change the way things happen. He then turned his attention to the residents who have families who are dependent on oxygen and requested that they pay attention to the members of the house who objected to passing the motion so that they remember who they are when they come to them in 2024. In closing, he mentioned that all the Councillors knew that this motion was in the interest of the people but because of politicking, Councillors tend to oppose everything.

Councillor Christians (DA) rose on a point of order. He pointed out that he was confused because Councillor Nedft was speaking about politicking, yet he spoke to the crowd and not to the Councillors who were supposed to debate the motion. Councillor Nedft (ActionSA) responded by stating that Councillor Christians rose merely for the sake of rising as he would also vote in favour of the motion. He then added that he spoke to the residents as this is a matter that concerns residents and pertains to a matter of life and death. It is not necessary to fight decent work that is initiated by opposition parties as the role of Councillors is to serve the people, fighting political battles at their expense.

Councillor Mphahlele (EFF) stated that Councillor Nedft is misleading the house by implying that there are Councillors that are voting for reasons that do not represent the City's interests. He then added that the issue is that the motion at hand is not good enough and needs to be polished.

Councillor Mmbengwa (ANC) requested that the Speaker ask Councillor Nedft to either second the motion or stop his lamenting.

Councillor Nedft (ActionSA) raised that it is insufficient to say that the motion is not good enough. That the Councillor was free to walk across the floor and suggest amendments for the good of the residents. He then added that if the Councillor were really interested, he would have offered a suggestion but at this point, all he is doing is trying to score political points.

Councillor Reinten (DA) pointed out that oxygen is defined as a medicine and that oxygen cylinders are registered under the South African Medicine Control Act. She then added that oxygen and the cylinders can only be provided under prescription. That the usual process within our health system is that you acquire the treatment through secondary and tertiary levels of care, which is at the hospital level. She then added that there are no reports that they have received of shortages, or the process of cylinder refilling or exchange being compromised. That the primary level of care provided by local government is already under a lot of pressure due to the expanded basket of care which healthcare providers need to provide daily is already stretched financially and resource wise.

Further, she stated that they want to encourage all their colleagues to help the public understand the current process of assessing appropriate medical care for oxygen which is available free at the point of delivery through the province. She then added that the province has the advantage of scale as they cover the whole province as well as budget as they have tenders out to ensure that oxygen is delivered for these services. She then closed by stating that the DA thinks it is unwise to extend the scope of the primary services to include this treatment.

MMC Makhafola thanked the Speaker and greeted all the caucus leaders as well as the 29 battalions and all the rest of the Councillors. She then stated that she thinks Councillor Reinten schooled them very well by distinguishing the difference between scope of the primary healthcare facility and the scope of a hospital. She added that the motion falls under the jurisdiction of the provincial department of health. She added that it is important to read and understand what the scope of municipality ends. Councillor Munyayi (ActionSA), the proposer of the motion, pointed out how he was disappointed by Councillor Makhafola, who, as a professional nurse, seems to have wasted her school fees and further advised that she should request a refund in that regard.

Councillor Mphahlele (EFF) stated that they would not tolerate being insulted by small boys. He added that the matter can be taken outside.

The Speaker requested that Councillor Munyayi withdraw his statement towards MMC Makhafola regarding the school fees refund. She then added that Councillor Mphahlele should also withdraw 'small boys' and 'taking outside.'

Councillor Munyayi (ActionSA) withdrew his statement.

Councillor Mphahlele (EFF) unconditionally withdrew his statement as well. Councillor Munyayi (ActionSA) pointed out that Councillors need to read and understand so that they know the competency of local government about the distribution of electricity. He then referred Councillors to the Constitution. He went back to his point and added that local governments are struggling to distribute electricity to the people and since this is the case, some people use oxygen cylinders to breathe, that oxygen needs electricity.

Councillor Rafferty (PA) pointed out that when a Councillor starts to educate people on what is supposed to happen, it means that they are not sure where their motion needs to be, and it is thus misplaced.

Councillor Munyayi (ActionSA) stated that since the motion will be rejected, he hopes that the motion will not come back again.

MMC Tshwaku pointed out that Councillor Makhafola, as the MMC, is more than capable of understanding what is needed regarding the supply of oxygen. He then added that the motion is misplaced, and it should have been listed as a power issue and not a medical one.

After deliberations the Speaker put the motion to a vote and the results were as follows:

FOR: 47
AGAINST: 120
ABSTAIN: 62

MOTION PUT AND NOT CARRIED
MOTION DECLARED DEFEATED

MOTION 2:***To table and debate the dissolution of the City of Johannesburg Council***

Proposer: Councillor B Echeozonjoku

Seconder: Councillor L Knott

Councillor Echeozonjoku (DA) addressed Council and presented the motion as follows:

"I, Councillor B Kayser, Echeozonjoku, stand before you today to table a motion for the dissolution of the Johannesburg City Council.

In terms of Rule 91 of the Standing Rules and Orders of Council, the call for the dissolution of the Council is not one made lightly, but rather out of deep concern for the current state of governance in our city. It is evident that the Council has been marred by inefficiency, infighting, and squabbles for positions and love my progress in addressing the pressing issues facing our residents, the decision to dissolve the Council should be seen as an opportunity to reset our city in a way that better serves the needs of our residents. Over the past year, we have witnessed a lack of effective leadership and an inability to address key challenges such as water crisis, power supply and other service delivery related challenges. All of this contributes negatively to the economic growth of our city. Residents must beg for services to be actioned. It takes weeks for sewer leaks and water leaks to be fixed, which could result in a humanitarian crisis.

Residents have over the past week been without power, and water in some areas. Our residents are not getting services. Over the past month, load shedding had been taken over by City Power from Eskom without adequate arrangements being made to ensure mandible disruption. We have seen the city have 4 mayors since the 2021 elections. Yes, we have seen the lack of respect for the rules of Council processes resulting in decisions in this Council being challenged in court. Losing the city, reputational damage and money that could be used for service delivery challenges.

We have seen roads explode, and buildings on fire due to lack of maintenance and bylaw enforcement in the city. We have seen lines blurred between the executive and the legislative arm of Council. We have seen the rules being ignored and creating an environment that enables corruption in our city and thereby a lack of accountability. We have seen motions in this Council that have cost implications without any regard for how it will be funded.

Madam Speaker, when you have debt collectors collect 500 million Rand in two months and the very same debt collectors don't get paid for six months. We have a crisis when the city must acknowledge that they cannot pay the debt collectors and only once it becomes public it is done. Then we have a crisis right Now, despite assurances from the MMC of finance in the media, we are not sure if salaries are going to be paid in December in January because it is alleged that grants are being used to pay salaries.

I think we can all agree, Madam Speaker, that the revolving door of mayors and speakers does not inspire confidence for investment within our city and economic growth as well. Madam Speaker, we have irregular decisions that are being made in this Council.

Dissolving the Council would allow us to start afresh, free from the constraints of past divisions, and give power back to the residents of Johannesburg with an election within 90 days as prescribed, you have it presents, it presents an opportunity to constitute our Council with a renewed focus on transparency, accountability, and efficient service delivery for all our residents”.

Councillor Knott (DA) rose to second the motion. She added that if Council is serious about service delivery, they should look at the motion and take it seriously as she hopes all Councillors are residents of the city who also represent the residents of the city. She then urged Council to look at the motion seriously and without prejudice. Councillor Mabaso (IFP) thanked the Speaker and greeted the Councillors as well as the guests at the gallery. He then read section 34(1) of the Municipal Structures Act which read as follows: A Municipal Council may dissolve itself at a meeting called specifically for this purpose by adopting a resolution dissolving the Council with a supporting vote of at least two thirds of the Councillors.

He then added that the notice of the meeting did not comply with section 34(1) of the Structures Act. He further pointed out that the motion suggests that the city is trapped in a state of political instability. He then offered to present a different perspective, one which he stated would resonate with the true essence of democracy and the voice of the residents. He further stated that the residents of Johannesburg did not entrust the city to a single political entity as they have embraced a multiparty representation which signifies a belief in shared power and collaboration. That the diverse Council composition reflects the varied needs and perspectives of the communities represented by Council. He then added that dismissing the people’s voice as a mere instability undermines the very foundation of democratic governance.

He then proposed that instead of contemplating dissolution, Councillors should strengthen the collaborative spirit within Council and embrace a multiparty structure that can lead to solutions as diverse perspectives lead to a more comprehensive understanding of challenges that the city faces. He added that the motion lacks political logic as dissolving the municipality is not a solution. He closed by stating that there is no way the IFP would support the motion.

Councillor Mkhonza (ACDP) greeted the Speaker, the house, and the residents in the name of Jesus Christ. He then paraphrased Matthew verse 23 stating that hypocrites are so careful to clean the outside of the dish and the cup when the inside is filthy and full of greed and indulgence. He went on to congratulate the newly elected Speaker Councillor Arnolds adding that it is their prayer that she takes Council and always remain impartial. He then added that they fervently advocate for the dissolution of the Council. He pointed out that the Polokwane project and GLU’s support for Mr Floyd Brink’s appointment at all costs signifies a clear commitment to protect cadre

deployment and the acceleration of corruption. He concluded by stating that the ACDP firmly endorsed the motion to dissolve the Council. He then cited that his reason for this is that the current Council lacks the capacity to perform its duties and responsibilities in a procedural, effective, and efficient manner.

Councillor De Lange (VF+) stated that Councillors should be careful not to mislead the residents. He added that in November 2021, the Johannesburg residents spoke at the ballot boxes for 42.61% turnout which is concerning as Council as a collective does not even represent 50% of the electorate of Johannesburg. He then drew the house's attention to the statistics of by-elections within the city and other metros which he stated are normally between 18 and 25%. He added that if a 90% blitz election is to be called and, for arguments' sake, gets 25% of the electorate, who then would Council be representing at the end of the day?

He added that no party received an outright majority to govern the city in 2021. He further highlighted that the two biggest parties in the city, the ANC, and the DA, received 123 and 104 seats respectively in 2016. He added that in 2021 the ANC shrunk by 19 seats to 92 seats and the DA shrunk by 33 seats to 71 seats. He then added that no party will rule the city of Johannesburg by themselves again and that coalitions are the future. Further, he added that most South Africans are used to voting twice in a 5-year cycle and that it would be irresponsible to expect residents to go and stand in long queues for a blitz election. In closing, he added that to leave the city for 3 months without proper political oversight especially when approaching the budget adjustment cycle and that the motion is not a representation of the will of the residents.

MMC Magwentshu greeted the Speaker, Executive Mayor, Chief Whip, and the Chair of Chairs. He then voiced his opposition to the motion to dissolve Council on behalf of the African Transformation Movement. He added that it would be wasteful, directionless, and devastating to the citizens. He added that Council had approved a budget of R80.9 billion in 2023 and made promises to the people of the City of Johannesburg. He added that part of the job of the Government of Local Unity is to correct the mess that was left behind by DA's maladministration which included purging employees and the failure of filling key vacancies which are central and strategic to the functioning of government. These positions include the City Manager, GCFO, COO and so on. He then asked in whose interest is the DA acting in by proposing to dissolve Council. He added that it is disrespectful to the residents, who elected Councillors in 2021, for Councillors to dissolve Council before the legislated term of 5-years comes to an end.

MMC Kunene pointed out that he would be brief as Councillor Mabaso and Councillor De Lange had already voiced some of the points that he had prepared. He then greeted the Speaker and the Executive Mayor before welcoming the City Manager. He further greeted the Chief Whip, the Chair of Chairs and all the MMCs. He then raised that Nelson Mandela Bay was governed by the DA and they messed it up, however never dissolved Council. He added that they took over Theewaterskloof in the Western Cape where a Municipal Manager who was deployed by the DA resigned after a list of corrupt activities were presented to him. The DA attempted to protect him in the newspapers, but they could not as he knew the reality that he was faced with. He

added that according to the Auditor General there was R10 billion that could not be accounted for in the Tshwane Municipality. That Tshwane is in a mess, yet they are not dissolving Council there. He then added that the motion was inspired by racist arrogance and that the Patriotic Alliance did not support the motion.

Councillor Phillips (GOOD) greeted the Speaker, Executive Mayor, and fellow Councillors. He then stated that the motion at hand is was idea without a plan. That it sounds all good yet there are no valid reasons presented. That Councillors are here by the voices of people and that it would not be just to rescind the voices of the people. He added that what the residents want is for Councillors to come together and be united and work towards solutions. He closed by saying that the GOOD party does not support the motion.

Councillor Mthembu (ActionSA) raised that ever since the GLU took power, the city has witnessed a series of events that have affected the residents of the city. She added that mothers lost their children in Osindiso, a shelter meant for abused women and children, that in total 77 people died due to the current negligent coalition of the ANC and EFF. Further, she added that the status of infrastructure in the city is questionable and alluded to the Bree Street explosion. She then added that the DA must also take accountability for the current mess as ActionSA warned the DA during their coalition period against this sort of blow to the service delivery agenda in the city. She added that the DA was allowed to form a new coalition, but they opted for the continued government of the ANC/EFF coalition of doom.

Councillor Nethamba (EFF) requested that the Speaker correct Councillor Mthembu for saying that the GLU is causing residents suffering as the EFF is for the residents and is always on the ground.

Councillor Mthembu (ActionSA) added that every cent that is stolen. She then requested protection from the speaker against the 'hooligans' to her side. The Speaker stated that she would protect Councillor Mthembu, however, she had to withdraw from calling Councillors hooligans. She emphasised that she cannot call Councillors hooligans.

Councillor Mthembu (ActionSA) stated that out of her respect for the Speaker, she withdrew.

Councillor Mphahlele (EFF) pointed out that it is not the Speaker that was offended by Councillor Mthembu's remarks and that the withdrawal should be unconditional. He added that he had taught the house how to withdraw, unconditionally so.

Councillor Mthembu (ActionSA) then withdrew her statement. She then added that the residents are suffering because of the current coalition and that every cent that is stolen and every pothole that develops and every customer care failure.

Councillor Mmbengwa (ANC) requested that Councillor Mthembu stop what she was saying as it was wrong. He then requested the speaker to advise Councillor Mthembu not to say what she was saying as she was not a prophet.

Councillor Mthembu (ActionSA) continued and added that every store project is brought to the residents by the DA and by proposing to dissolve Council the DA is telling the voters and residents that they are not willing to govern. That with this dissolution, the DA is proving to everyone that they are not ready to serve South Africa or the residents within Johannesburg and that as ActionSA they are saying they are ready to govern. In closing, she added that the ActionSA would not be supporting the motion to dissolve Council.

Councillor Raseruthe (EFF) thanked the Speaker and greeted the Executive Mayor. He then pointed out that when the motion was presented, Councillor Echeozonjoku mentioned the late Executive Mayors as part of the instability in the city. He added that saying that was uncalled for and that arguments must be based on facts. He added that the current coalition is doing better than Tshwane, which is led by the DA, yet the DA is not advising that the Tshwane Municipality be dissolved. He added that the auditor general has instruments that indicate when a Municipality needs intervention. Councillor Nkokou (PAC) greeted the house and pointed out that this is one of the tactics used to turn the continent into a shame of independence. He added that if you do not know how white supremacy works, you will be forever manipulated and confused. He then stated that the Pan Africanist Congress of the People of Azania rejected the motion from the Devil Alliance. He added that there are white government agents who specialise in psychiatry and propaganda that work behind the scenes manipulating African minds.

Councillor Bittkau (DA) requested that the Speaker remove the term 'Devil Alliance' as it does not exist and have it replaced with Democratic Alliance.

Councillor Meyers (DA) asked that the Speaker be consistent by requesting Councillor Nkokou to withdraw 'Devil Alliance' as the previous speaker was made to withdraw the term 'hooligans'.

Councillor Nkokou (PAC) pointed out that he had not spoken of the DA, only the devil alliance and if the DA is that, then he will withdraw. He then withdrew unconditionally. He then continued to say that they govern our minds and control our perceptions through their monopoly of information and media images. He then added that as an Africanist, he is here to liberate the people from the white supremacists.

Councillor Ismail-Moosa (Al-Jamah) greeted the Speaker and the Mayor. He then pointed out that the DA's attempt to purge the City Manager and cause instability through the courts failed. They realised they did not have the numbers and wasted the court's time and now they want to destabilise the executive wing of Council. He added that he could not understand why the DA would want to undergo such a costly process where they complained about R600 000 that was meant to feed the hungry. He then asked what it would cost to dissolve Council, and would it not be insanity to do so as it would destabilise Council. He then suggested that the DA Councillors resign instead of attempting to dissolve Council.

MMC Masuku pointed out that the motion being debated has been brought by people who could have chosen to voluntarily resign, instead, they chose to grandstand and bring this unnecessary, frivolous, and ill-advised motion which constitutes political buffoonery. She added that the previous speakers had already covered most of what

she wanted to raise so she would only be highlighting a few points. She added that on the issue of vacancies, the DA saw it fit to have a city without leadership so that they could usurp administrative power. She added that they did this by attempting to block the process that would see the city have a city manager.

She pointed out that the DA's irregular practices were showcased when they did a mock launch event at the premises of a company that had no bank guarantee. That the DA went on with the illegal mock launch using a forged SLA that had not been approved by or signed for by the city. She added that this was done without observing the relevant processes and that it was all done against regulations. She then alluded to the poor implementation of the institutional review saying that the powers of the city manager in this regard were usurped by the DA administration and that the Municipal Systems Act places the capacity of rolling out an institutional review with the city manager and that the DA administration attempted to do this through the mayor's irregular office.

She then added that the irregular process was stopped when the GLU took over and it was reinitiated following due processes. That the GLU is here to correct all the issues that have arose due to the misadministration by the DA led administration. In closing, she added that the motion is ill-advised nature and that for the motion to pass, the motion must be supported by two thirds of the Council and only after two years of its election or by the MEC must consider a series of serious failures by the municipality such as failure to pass the budget. She finally closed by saying that the DA as the party bringing the motion should resign and that the city would continue to function without the DA.

Councillor Echeozonjoku (DA) raised that it is arrogant to blame the residents for the instability when there were politically motivated strikes when the Multi-Party Government was in power. She added that the Doomsday Coalition lacks introspection and that they are scared that they will be rejected by residents at the ballot box should they choose to go for fresh elections. In conclusion, she urged all Councillors and residents to observe if service delivery is being conducted in the city and how much money is being spent by the city in courts. She then encouraged Councillors to support the motion.

Councillor Marumo (ANC) requested that the Speaker be consistent and ask the previous speaker to withdraw the 'Doomsday coalition' as she did 'Devil Alliance.' Councillor Echeozonjoku (DA) withdrew the term Doomsday coalition unconditionally. The Speaker put the motion to a vote and the results were as follows:

FOR: 63

AGAINST: 165

ABSTAIN: 0

MOTION PUT AND NOT CARRIED

MOTION DECLARED DEFEATED

MOTION 3:

RECOMMENDING THAT COUNCIL APPROVES THAT THE CITY CONDUCTS A FEASIBILITY STUDY INTO THE SUPPLY OF A BACKUP POWER SUPPLY OR GENERATOR AT THE HORIZON WATER TOWER (FINCH STREET TOWER) PUMP STATION TO ENABLE AN UNINTERRUPTED SUPPLY TO THE RESIDENTS OF HORIZON, ONTDEKKERSPARK, CARENVALE AND SURROUDNING AREAS. THE REPORT ON THE FEASIBILITY STUDY MUST BE PRESENTED TO THIS COUNCIL WITHIN 90 DAYS.

Proposer: Councillor Z Hughes

Secunder: Councillor J Goosen

Councillor Huges (DA) addressed Council and presented the motion as follows:

Motion in terms of Rule 94(1) of the Standing Rules and Orders of Council.

"I Councillor Zone Hughes proposes a motion in terms of Rule 94(1) of the Standing Rules and Orders of Council

- 1. Section 27(1)(b) of the Constitution of the Republic of South Africa Act 108 of 1996, clearly states that everyone has the right to have access to sufficient food and water.*
- 2. While Section 27(2) of the Constitution clearly states that the state must take reasonable legislative and other measures within its available resources to achieve the progressive realization of each of these rights.*
- 3. The Preamble of the Water Services Act no 108 of 1997 recognizes the right to access to basic water supply and sanitation services. It acknowledges the duty of all levels of government to provide efficient, equitable and sustainable water supply and sanitation services. It highlights the importance of co-operative government and the role of municipalities in administering these services. The preamble also emphasises the need to align water supply and sanitation services with broader water resource management goals. It recognizes that these services are often provided in monopolistic circumstances and emphasizes the promotion of consumer interests and public policy goals. Finally, it confirms the National Government's role as the custodian of the nation's water, resources.*
- 4. The suburbs of Horison, Carenvale, Ontdekkerspark and surrounding areas have since the start of the year up until the beginning of October experienced close to 1000 hours of no water in the areas, this is due to numerous unplanned power outages in the Horison area affecting the Horison Water Tower pump station.*

Given the background above, we recommend that:

- 1. This Council approves that the city conducts a feasibility study into the supply of a backup power supply or generator at the Horison Water (FINCH STREET TOWER) pump station to enable an uninterrupted supply to the residents of Horison, Ontdekkerpark, Carenvale and surrounding areas.*

- 2. *The report on the feasibility study must be presented to this Council within 90 days”.*

Councillor Rohlssen (ACDP) rose in support of the motion. He further requested that the ACDP also urges City Power to not only provide emergency power generation capacity for the Horizon water tower but, as a matter of urgency, to equip all water towers and reservoirs with emergency power backup generation capacity as this is critical infrastructure that needs to be always operational.

Councillor Masuku pointed out that there was already a process underway that the board and MMC Sekwaila had started in collaboration with the City Manager as well as the COO’s office in terms of looking for various mechanisms that would ensure that backup is available in our areas. She then added that having a motion that attempts to deal with something that the administration is already dealing with would essentially defeat the purpose. Further, she added that this was even included in the budget of the financial year, so the motion is not necessary.

Councillor Hughes (DA) pointed out that the motion would not have been brought had ward Councillors been informed of the decisions taken by the MMCs and the departments. She then urged Council to approve the motion.

The Speaker put the motion to a vote and the results were as follows:

FOR: 99
 AGAINST: 112
 ABTAIN: 7

MOTION PUT AND NOT CARRIED
 MOTION DECLARED DEFEATED

8 ANNOUNCEMENTS

None.

9 CLOSURES

The Speaker thanked everyone for attending the meeting.

THE MEETING ADJOURNED AT 17:53.

.....
 SPEAKER OF COUNCIL
 CLLR M ARNOLDS

16 FEBRUARY 2024

.....
 DATE