



MINUTES OF THE 24TH ORDINARY COUNCIL MEETING OF THE CITY OF JOHANNESBURG MUNICIPALITY HELD ON THURSDAY, 29 AUGUST 2024, AT 10:00, AT THE CONSTANCE CONNIE BAPELA COUNCIL CHAMBER, BRAAMFONTEIN.

**SPEAKER OF COUNCIL
COUNCILLOR N MTHEMBU**

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- 1 OPENING**
- 2 APPLICATIONS FOR LEAVE OF ABSENCE**
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- 4 CONFIRMATION OF MINUTES**

(23rd Ordinary Meeting held on 30 & 31 July 2024)
(30th Extra-Ordinary Meeting held on 16 August 2024)
(31st Extra-Ordinary Meeting held on 21 August 2024)
- 5 (a) QUESTIONS FOR ORAL REPLY OF WHICH NOTICE HAS BEEN GIVEN IN TERMS OF RULE 105(1) OF THE STANDING RULES AND ORDERS OF COUNCIL**

(b) 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 ELECTION OF THE CHAIR OF CHAIRS IN TERMS OF RULE 22 OF THE STANDING RULES AND ORDERS OF COUNCIL**
 - ENVIRONMENT, INFRASTRUCTURE AND SERVICES**
 - FINANCE**
 - GENDER, YOUTH AND PEOPLE WITH DISABILITIES (GEYODI)**
 - OVERSIGHT COMMITTEE ON GOVERNANCE**
 - OVERSIGHT COMMITTEE ON THE LEGISLATURE (OCOL)**
- 7 RECOMMENDATIONS TO COUNCIL**
- 8 MOTIONS**
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MEMBERS PRESENT

The Speaker: Councillor M N Mthembu

The Executive Mayor: Councillor S E Morero

Abdool, F	Fresling, R R
Aphane, J D	Galeshewe, T M
Arnolds, M S	Gantsho, L
Atterbury, E	Goosen, J W
Avant-Smith, C	Gwamanda, K
Baloyi, D L	Harman, L J (DA)
Benjamin, R F	Harris, R
Bini, L	Hlatshwayo, S M
Bittkau, R	Hoén, J N
Boer, C	Hooper, R S
Bolani, M G	Huggett, E A
Brand, D G	Hughes, Z
Buthelezi, T C	Jacobs, B
Chabalala, M D	Jacobs, K
Chame, F	Jainoodeen, Z
Chauke, K L	Johnson, N
Chetsanga, H	Jonker, N
Christians, A	Kaldine, J
Chuma, A T	Kgeletsane, M O
Coogan, L C	Khanyile, N M
Cook, M	Khumalo, X I
Coutriers, M J	Koekemoer, M
Coverdale, D L T	Komane, S A
Crichton, M	Kreusch, S
Da Gama, V M	Kunene, K
Da rocha, C M D	Kwapeng, C
Dammie, B H	Landis, R
Davids, M	Lebatlang, T Z
Davids-Green, L C	Lebea, M G
De Lange, F C	Lefutso, L
Deppe, A J	Leshilo, R S
Dewes, D S	Liebenberg, E
Dladla, D	Lobi, M
Dlamini, B	Louw, M A
Doyle, T	Maake, M J
Durand, G V M	Mabaso, M P
Echeozonjoku, B C	Mabelebele, S S
Edward, N	Mabidilala, M P
Finn, C E	Mabuke, T A
Foley, D T	Mabunda, T E
Fourie-Shawe, C	Mabuza, S K L
Francisco, D B	Machethe, S

Madiba, T J
Magwaza, B L P
Magwentshu, L C
Maila, S M
Majola, S
Makamo, S S
Makhafola, E
Makhuba, H N
Maluleka, T
Manganyi, D B
Mangena, T D
Marais, A F
Marais, S I
Marema, V A
Marumo, T
Masera, H
Mashala, K
Mashinini, S
Masoga, L M
Masuku, L
Matabane, O
Mathe, G
Mavhona, L S
Mazibuko, A L
Mazibuko, N
Mazibukwana, M
Meyers, T
Mgaga, B
Mgcina, S E
Mhlongo, T A
Mkasi, G
Mkhize, T
Mkhonto, M S
Mkhonza, N F
Mmbengwa, M N
Mmota, L
Mngadi, W B
Mnisi, M
Mnisi, N D
Moatshe, K
Modladlaba, D S
Modukanene, L C
Modupi, D N
Moeti, O T
Mofokeng, J
Mogapi, T A
Mohlala, C
Mohlala, P K
Mokoari, Z
Mokoena, G
Mokoena, M S
Mokoena, P
Mokoka, M L
Mokome, J M
Mokwena, T M
Molala, S M
Molefe, B J
Molefe, E W
Molefe, S B
Molise, L D
Moloisane, D
Mosehla, K J
Mothopi, O Z
Mphaho, M A
Mphefo, L M P
Mpolobosho, M M
Mposula, T
Mpotulo, G S
Mulelu, M
Munyayi, V E
Mutavhatsindi, N T
Nair, R K
Ncube, W M
Ndlela, M C
Ndou, N L
Ndou, P
Ndou, P
Ndzondo, C M
Nefdt, P W
Nenemba, T
Nethamba, R
Ngema, S V
Ngoepe, C S
Nguse, S
Ngwenya, F N
Ngwenya, J A
Ngwetsheni, M M
Moeti, O T

Niemand, G J
Nkokou, T P
Nkomo, B
Nkomo, E T
Nkomo, P T
Nkonyeni, S P
Nkosi, R A L
Nkubungu, L
Nkwanyana, P B
Nofemela, N
Nonkumbi, I M
Ntoele, N L
Ntombela, M J
Ntshidi, T E
Nyembe, M M
Nyembe, Z P
Nzimande, C
Papo, M M
Pelzer, R
Phometsi, P S
Pietersen, J
Pietersen, N
Ponsonby, D A
Radebe, N P
Radebe, T T
Rahn, N J
Raholane, M W
Rakosa, P M
Ramafikeng, D J
Ramaru, G
Rambani, N S
Raphadu, A T
Raseruthe, S H
Reddy, V M
Roberts, F C
Rohlssen, C K
Santana, C G
Schay, D
Seerane, M K
Sehoai, R J
Sekhu, M V
Sekwaila, B J
Shackelford, L M
Shange, P A
Sherman, G J
Shumba, K A
Sifumba, N
Simelane, P
Simelane, S O
Simonse, L C
Sindani, F P
Smit, P A
Steenkamp, D
Stewart, A J
Suddaby, J
Supe, N P
Tabane, M C
Tambani, P S
Tefu, P V
Truluck, T F
Tshwaku, M
Tshedo, J G
Tshehlo, G J
Tsotetsi, L Y M
Twala, Y A
Van der Merwe, M
Van Dyk, N J
Van Wyk, W M
Wax, K P
Williams, M C
Wilskut, D
Wissler, S T J
Zazini, A
Zigebe, Y L
Zitha, S L
Zondo, L T
Zungu, N G
Zwane, S

1 OPENING

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

The Speaker welcomed the Executive Mayor of the City of Johannesburg – Councillor S Morero, Whip of Council – Councillor G Zungu, political party leaders and whips, members of the Mayoral Committee, Chairpersons of the Section 79 Committees, fellow Councillors, City Manager – Mr F Brink, Secretary to Council – Mr A Gobinca, officials of the City of Johannesburg, residents of the City of Johannesburg, members of the media, ladies and gentlemen to the 24th Ordinary Council Meeting of the City of Johannesburg Municipality.

She requested that Council observe a moment of silence before commencing with the business of the day to remember and honour the 76 lives lost in the Usindiso building fire that occurred about a year ago.

She stated that, more recently, two fires had occurred within 24 hours – one at the Zamimpilo informal settlement in Riverlea on Saturday, 24 August 2024, which displaced 36 families, and another at the Jeppe Town building on Sunday, 25 August 2024, which tragically claimed 4 lives. She emphasized that these incidents are a painful reminder of the task at hand, the cost of inaction, and why they must, without delay, steadfastly address the glaring socioeconomic challenges tied to their failure to adequately manage the city's spatial planning. This is essential for creating conditions conducive to a robust and growing economy that provides meaningful employment and decent wages.

She indicated that, as they approached the end of August, she would like to once again wish all the women of the city a happy Women's Month. She further emphasized the importance of not forgetting the generational struggle waged by women and their immense contributions to achieving the country's democratic dispensation.

The Council observed a moment of silence as requested by the Speaker.

The Speaker indicated that the Office of the Whip of Council had requested the addition of an urgency report to the agenda as Item 8, titled 'Changes in Membership of the Various Section 79 Committees', and she had acceded to the request. She further noted that she had also received a request from the Whip of Council to prioritize the consideration of reports immediately after considering questions, and she had acceded to this request.

She informed Council that the memorial service for the late Councillor Mphahlele had been planned for that day; however, the family was unavailable to attend. The memorial service will be convened in due course, and Councillors will be informed accordingly.

The Speaker allowed Legal 5 minutes to verify the number of Councillors present to confirm a quorum. She stated that the quorum requirement was 136 Councillors, and with 198 Councillors present, the quorum was met, allowing the meeting to continue.

2 APPLICATIONS FOR LEAVE OF ABSENCE

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

<i>Councillor Amad, T</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Amod, C J</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Horwitz, J</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Maswazi, R</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Mathe, Z E</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Mchunu, A</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Mhlari, T M</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Mnyameni, M</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Moepi, N J D</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Molefe, M</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Telekoa, A T</i>	<i>:</i>	<i>Illness</i>
<i>Councillor Xuma, L</i>	<i>:</i>	<i>Private Business</i>

The following Councillors were granted permission to arrive late.

Councillor Deppe, A J
Councillor Dewes, D S
Councillor Johnson, N
Councillor Kgeletsane, M O
Councillor Kunene, K
Councillor Marais, A F
Councillor Moloisane, D
Councillor Pietersen, N
Councillor Shange, P A
Councillor Shumba, K A

The following Councillors were granted permission to leave early.

<i>Councillor Molefe, B J</i>		
<i>Councillor Jainoodeen, Z</i>	<i>:</i>	<i>13:00</i>
<i>Councillor Dladla, D</i>	<i>:</i>	<i>15:00</i>
<i>Councillor Ntoele, N L</i>	<i>:</i>	<i>15:00</i>
<i>Councillor Makhafola, E</i>	<i>:</i>	<i>15:00</i>
<i>Councillor Harris, R</i>	<i>:</i>	<i>16:00</i>
<i>Councillor Simonse, L C</i>	<i>:</i>	<i>16:00</i>
<i>Councillor Meyers, T</i>	<i>:</i>	<i>16:00</i>
<i>Councillor Zungu, N G</i>	<i>:</i>	<i>16:00</i>

The Executive Mayor, Councillor S. Morero, and the following Members of the Mayoral Committee from the ANC caucus will leave the meeting at 16:00 to attend to urgent organizational business.

Councillor Masuku, L
Councillor Mgcina, S E
Councillor Mnisi, N D
Councillor Sekwaila, B J

3 OFFICIAL NOTICES

3.1 Statement by the Executive Mayor

The Executive Mayor addressed Council as follows:

“Good morning, the Speaker of Council, Councillor Mthembu, I would like to congratulate you once more on your appointment and election as the Speaker of Council of the City of Johannesburg. Madam Speaker, let me also greet all leaders of political parties who are here and perhaps start by saying that we want to welcome an important document, or rather an article and a piece which speaks to the inner city. Well-articulated by Mark Burns, an investment banker who is contributing to the debate on how we are going to tackle the inner city moving forward. I would also like to welcome the commitment made by the Premier of Gauteng, Premier Panyaza Lesufi, who has made a commitment to help and contribute towards the efforts of the city to reclaim the inner city. I would also welcome his commitment to enter into an MOU with Pikitup and City Power in an effort to reclaim the inner city.

It is important, Madam Speaker, to indicate that our commitment today is to remove everything and anything that stands in the way of immediate action as it relates to the inner City of Johannesburg. We will enforce the law. We will ensure that we become as aggressive as never before. We are now declaring zero tolerance in dealing with lawlessness in the inner city and in Johannesburg generally. We will now reclaim the city; we are immediately implementing Court orders which were received by the city against at least nine hijacked buildings. We are committed in ensuring that we act, and we act with speed.

At this point Madam Speaker, allow me to congratulate all the women as we conclude a month-long celebration in celebrating the month of women. I would like to salute all the women for the role that they have played in society, in their homes and in different sectors. They continue to nature society and we ask our women never to tire, but in the same breath we want to ask the women in this Council and in Johannesburg and in South Africa that whilst they do everything for everyone, we call on women to take care of themselves and ensure that they take regular visits to health doctors, to consistently check on their health status so that we can respond on time to some of the diseases that are affecting women in particular. With those words, we salute all our women and thank you very much.”

The Speaker informed the Council that she had received Councillor I Reinten resignation as of 27 August 2024. She appreciated Councillor Reinten on her service to the City of Johannesburg residents and wished her well in her new endeavours.

She extended her best wishes to the following Councillors celebrating their birthdays in August.

*Councillor Amod, C J
 Councillor Avant-Smith, C
 Councillor Davids-Green, L C
 Councillor Deppe, A J
 Councillor Durand, G V M
 Councillor Francisco, D B
 Councillor Fresling, R R
 Councillor Jainoodeen, Z
 Councillor Jonker, N
 Councillor Landis, R
 Councillor Mabelebele, S S
 Councillor Madiba, T J
 Councillor Marais, S I
 Councillor Mathe, G
 Councillor Mogapi, T A
 Councillor Molefe, S B
 Councillor Mpolobosho, M M
 Councillor Ndou, N L
 Councillor Ndou, P
 Councillor Nkokou, T P
 Councillor Nonkumbi, I M
 Councillor Ntoele, N L
 Councillor Pietersen, J
 Councillor Radebe, T T
 Councillor Shackelford, L M*

4 CONFIRMATION OF MINUTES

(23rd Ordinary Meeting held on 30 & 31 July 2024)

Page 5, under the opening, MPL Bishop Dulton Adams, Chair of Chairs in the Gauteng Provincial Legislature and the Gauteng Provincial Leader should be corrected.

Page 24, Paragraph 4, insert "me" after allow,

Page 24, Paragraph 4, insert an "s" on organisations

Page 25, Paragraph 6 (last paragraph), replace "weaking" with "weakening"

Page 25, Paragraph 6, replace "pursuit" with "pursued"

Page 38, Item 2, Councillor Cook requested 1 hour between 13:30 to 14:30

Page 24, under Statement by the Executive Mayor, delete "greeted"

Page 61, "DA ABSENTION" to read "DA DISSENT"

Page 63, under Item 102, the DA's Dissent be noted

(30th Extra-Ordinary Meeting held on 16 August 2024)

Page 6, add Councillor P. Smit to the list of Councillors who were given permission to leave early.

Page 5, Paragraph 4, add "ACDP Provincial Leader"

Page 9, Item 3.1, add the name of the Judge President, "RCP Modibedi Djadje"

Page 11, Paragraph 1, replace "GNU" with "GLU"

Page 5, the repetition, "Mrs Nonceba Gcaleka-Mazibuko – Former Speaker of Council & ANC MP, Mr Herman Mashaba – ActionSA President & Former Executive Mayor COJ, Mr Fuzela Ngobeni – ActionSA Provincial Chair & MPL" be removed.

(31st Extra-Ordinary Meeting held on 21 August 2024)

Page 6, Councillor Boer's leave of absence to be changed from "Party Business" to "Urgent Private Business".

Page 10, paragraph 5, the Executive Mayor, Councillor S Morero to be included under Special Votes.

Page 12, Paragraph 4, should be separated into a new paragraph with "There must be zero tolerance".

Due to inconsistencies in the usage of different names, a request was made to consistently use Councillors' initials instead of full names.

RESOLVED

That the minutes of the 23rd Ordinary Meeting held on 30 & 31 July 2024, the 30th Extra-Ordinary Meeting held on 16 August 2024 and the 31st Extra-Ordinary Meeting held on 21 August 2024 as amended, be taken as read and confirmed.

5 (a) QUESTIONS FOR ORAL REPLY OF WHICH NOTICE HAS BEEN GIVEN IN TERMS OF RULE 105(1) OF THE STANDING RULES AND ORDERS OF COUNCIL

(b) 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 Speaker informed Councillors that the Executive had requested an extension to provide answers to both Oral and Written questions submitted for the August meeting. She has acceded to the request; therefore, the responses will be provided at the next Council meeting.

6 ELECTION OF THE CHAIR OF CHAIRS IN TERMS OF RULE 22 OF THE STANDING RULES AND ORDERS OF COUNCIL

The Speaker said that the election of the Chair of Chairs will be done in accordance with Rule 22 of the Standing Rules and Orders of Council which states that:

- (1) The Speaker must call for nominations by forwarding nomination forms to the Whips of political Parties as soon as possible after an election, or within 10 days in the case of a vacancy occurring.*
- (2) Political parties may submit nominations to the Speaker at any time before the next scheduled Council meeting.*

- (3) *The Speaker must announce the received nominations and proceed to preside over the election and appointment of Chairperson of Committees.*

The Speaker said that voting shall be by show of hands on the basis that the aforesaid position is not part of schedule 3 to the Municipal Structures Act, 1998 (Act 117 of 1998). This schedule applies whenever a Municipal Council meets to elect a Speaker, an Executive Mayor, a Deputy Executive Mayor, a Mayor or a Deputy Mayor or the Whip of Council.

She indicated that she had issued nomination forms to all political party whips for the submission of nominations for the position of Chair of Chairs and had received two nominations. The first nomination was proposed by Councillor B. Dammie and seconded by Councillor N. Mazibuko, nominating Councillor A. Marema.

Councillor N. Rahn proposed the second nomination, which was seconded by Councillor R. Reddy, nominating Councillor A. Christians."

She stated that the forms had been correctly completed and duly signed by the proposers, seconders, and nominees. She, therefore, requested the proposers, seconders, and nominees to read out the nominations and the acceptance, respectively, for the record.

Councillor Dammie (ANC), followed by Councillor Mazibuko (ANC), accordingly read out the nomination form, proposing and seconding the nomination of Councillor Marema.

Councillor Marema (ANC) read out the nomination form and accepted the nomination for the position of the Chair of Chairs.

Councillor Rahn (DA) followed by Councillor Reddy (DA), accordingly read out the nomination form, proposing and seconding the nomination of Councillor Christians.

Councillor Christians (DA) read out the nomination form, accepting the nomination for the position of the Chair of Chairs.

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

*Councillor Marema received 173 votes.
Councillor Christians received 68 votes.
Abstention: 7*

The Speaker declared Councillor Marema (ANC) duly elected as the Chair of Chairs and congratulated him on his election.

- **ENVIRONMENT, INFRASTRUCTURE AND SERVICES**

The Speaker said that she received two nominations. The first nomination was proposed by Councillor T Mhlongo (AIC) and seconded by Councillor Z Lebatlang (ActionSA), nominating Councillor V Munyai (ActionSA)

The second nomination was proposed by Councillor N. Rahn and seconded by Councillor M Koekemoer (DA), nominating Councillor N van Dyk.

She stated that the forms had been correctly completed and duly signed by the proposers, seconders, and nominees. She, therefore, requested the proposers, seconders, and nominees to read out the nominations and the acceptance, respectively, for the record.

Councillor Mhlongo (AIC), followed by Councillor Lebatlang (ActionSA) accordingly read out the nomination form, proposing and seconding the nomination of Councillor V Munyai.

Councillor Munyai (ActionSA) read out the nomination form and accepted it for the position of the Chairperson of the Environment, Infrastructure and Services.

Councillor Rahn (DA) followed by Councillor Koekemoer (DA), accordingly read out the nomination form, proposing and seconding the nomination of Councillor van Dyk.

Councillor van Dyk (DA) read out the nomination form and accepted it for the position of the Chairperson of the Environment, Infrastructure and Services.

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

Councillor Munyai received 177 votes.

Councillor van Dyk received 64 votes.

Abstention: 4

The Speaker declared Councillor Munyayi (ActionSA) duly elected as Chairperson of the Environment, Infrastructure and Services Section 79 Committee and congratulated him on his election.

- **FINANCE**

The Speaker said that she received two nominations. The first nomination was proposed by Councillor T Nkokou (PAC) and seconded by Councillor F Abdool (UIM), nominating Councillor M Edward (ActionSA)

The second nomination was proposed by Councillor N. Rahn (DA) and seconded by Councillor J Suddaby (DA), nominating Councillor C Santana (DA).

She stated that the forms had been correctly completed and duly signed by the proposers, seconders, and nominees. She, therefore, requested the proposers, seconders, and nominees to read out the nominations and the acceptance, respectively, for the record.

Councillor Nkokou (PAC) followed by Councillor Abdool (UIM), accordingly read out the nomination form, proposing and seconding the nomination of Councillor Edward (ActionSA)

Councillor Edward (ActionSA) read out the nomination form and accepted it for the position of the Chairperson of the Section 79 Finance Committee.

Councillor Rahn (DA) followed by Councillor Suddaby (DA) accordingly read out the nomination form, proposing and seconding the nomination of Councillor C Santana (DA).

Councillor Santana (DA) read out the nomination form and accepted it for the position of the Chairperson of the Section 79 Finance Committee.

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

Councillor Edward received 173 votes.

Councillor Santana received 63 votes.

Abstention: 7

The Speaker declared Councillor Edward (ActionSA) duly elected as Chairperson of the Section 79 Finance Committee and congratulated her on her election.

- **GENDER, YOUTH AND PEOPLE WITH DISABILITIES (GEYODI)**

The Speaker said that she received two nominations. The first nomination was proposed by Councillor F Abdool (UIM) and seconded by Councillor L Magwentshu (ATM) nominating Councillor M Cook (COPE)

The second nomination was proposed by Councillor N. Rahn (DA) and seconded by Councillor D Steenkamp (DA), nominating Councillor E Huggett (DA)

She stated that the forms had been correctly completed and duly signed by the proposers, seconders, and nominees. She therefore requested the proposers, seconders, and nominees to read out the nominations and the acceptance, respectively, for the record.

Councillor Abdool (UIM) addressed the Council and withdrew the nomination.

The Speaker noted that Councillor Abdool withdrawal left only one nomination, and therefore, Councillor E. Huggett was duly elected as Chairperson of the Oversight Committee on Gender, Youth, and People with Disabilities (GEYODI). She congratulated Councillor Huggett on her election.

- **OVERSIGHT COMMITTEE ON GOVERNANCE**

The Speaker said that she received two nominations. The first nomination was proposed by Councillor T Mhlongo (AIC) and seconded by Councillor T Nkokou (PAC) nominating Councillor L Magwentshu (ATM).

The second nomination was proposed by Councillor N. Rahn (DA) and seconded by Councillor C Fourie-Shawe (DA), nominating Councillor K Wax (DA).

She stated that the forms had been correctly completed and duly signed by the proposers, seconders, and nominees. She, therefore, requested the proposers, seconders, and nominees to read out the nominations and the acceptance, respectively, for the record.

Councillor Mhlongo (AIC) followed by Councillor T Nkokou (PAC) accordingly read out the nomination form, proposing and seconding the nomination of Councillor L Magwentshu (ATM).

Councillor Magwentshu (ATM) read out the nomination form, accepting the nomination for the position of the Chairperson of the Oversight Committee on Governance.

Councillor Rahn (DA) followed by Councillor Fourie-Shawe (DA) accordingly read out the nomination form, proposing and seconding the nomination of Councillor K Wax (DA).

Councillor Wax (DA) read out the nomination form, accepting the nomination for the position of the Chairperson of the Oversight Committee on Governance.

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

Councillor Magwentshu received 171 votes.

Councillor Wax received 66 votes.

Abstention: 4

The Speaker declared Councillor Magwentshu (ATM) duly elected as Chairperson of the Oversight Committee on Governance and congratulated him on his election.

- **OVERSIGHT COMMITTEE ON THE LEGISLATURE (OCOL)**

The Speaker said that she received two nominations. The first nomination was proposed by Councillor L Simonse (PA) and seconded by Councillor J Kaldine (PA) nominating Councillor D Ponsonby (PA)

The second nomination was proposed by Councillor N. Rahn (DA) and seconded by Councillor L Mphefo (DA), nominating Councillor T Truluck (DA)

She stated that the forms had been correctly completed and duly signed by the proposers, seconders, and nominees. She therefore requested the proposers, seconders, and nominees to read out the nominations and the acceptance, respectively, for the record.

Councillor L Simonse (PA) followed by Councillor J Kaldine (PA) accordingly read out the nomination form, proposing and seconding the nomination of Councillor D Ponsonby (PA).

Councillor D Ponsonby (PA) read out the nomination form, accepting the nomination for the position of the Chairperson of the Oversight Committee on the Legislature (OCOL)

Councillor Rahn (DA) followed by Councillor L Mphefo (DA) accordingly read out the nomination form, proposing and seconding the nomination of Councillor T Truluck (DA).

Councillor Truluck (DA) read out the nomination form, accepting the nomination for the position of the Chairperson of the Oversight Committee on the Legislature (OCOL).

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

Councillor Ponsonby received 170 votes.

Councillor Truluck received 64 votes.

Abstention: 6

The Speaker declared Councillor Ponsonby (PA) duly elected as Chairperson of the Oversight Committee on the Legislature (OCOL) and congratulated him on his election.

7 RECOMMENDATIONS TO COUNCIL

The Executive Mayor tabled the Executive reports for Council's consideration.

Councillor Raphadu tabled the Legislature reports for Council's consideration.

Item 1 MOTIVATION THAT COUNCIL RECOVER OR
CERTIFY AS IRRECOVERABLE AND WRITE OFF
IRREGULAR, FRUITLESS AND WASTEFUL
AND UNAUTHORISED EXPENDITURE –
NOVEMBER 2023

RESOLVED

- 1 That Council certify as irrecoverable and write off R62,890,075.29 in irregular expenditure by City of Johannesburg Metropolitan Municipality for the 2012/13 to 2019/20 financial years.
- 2 That Council certify as irrecoverable and write off R1,855,046,000.00 in unauthorised expenditure by City of Johannesburg Metropolitan Municipality for the 2013/14 to 2016/17 financial year.
- 3 That Council recommends Accounting Officer to recover R2,500,000.00 in fruitless and wasteful expenditure by City of Johannesburg Metropolitan Municipality for the 2021/22 financial year from service provider who did not exercise due diligence.
- 4 That Council recommends Accounting Officer recover R7,965,710.10 in fruitless and wasteful expenditure by City of Johannesburg Metropolitan Municipality for the 2009/10 financial year from service provider who did not deliver the service after receiving the payment.

- 5 That Accounting Officer submits this report to National Treasury, together with the minutes of the meeting of Council that reflect the Council resolution for this report, within seven working days of its adoption. Group Finance must submit a report with evidence attesting to this submission to the Municipal Public Accounts Committee.

(COJ LEGISLATURE)
 (Mr. Mabogo Thinga)
 (Tel. (083) 702-8292)

Item 2 MOTIVATION THAT COUNCIL RECOVER OR
 CERTIFY AS IRRECOVERABLE AND WRITE OFF
 IRREGULAR, FRUITLESS AND WASTEFUL AND
 UNAUTHORISED EXPENDITURE – APRIL 2024

RESOLVED

- 1 That Council certify as irrecoverable and write off R64,724,179.79 in irregular expenditure by City of Johannesburg Metropolitan Municipality for the 2010/11 to 2016/17 financial years.
- 2 That Council certifies as irrecoverable and write off R1,284,021,794.32 in unauthorised expenditure by City of Johannesburg Metropolitan Municipality for the 2021/22 to 2022/23 financial year.
- 3 That Council recommend Accounting Officer to recover R340,055,767.89 in fruitless and wasteful expenditure by City of Johannesburg Metropolitan Municipality for the 2018/19 to 2021/22 financial years.
- 4 That Accounting Officer commence the recovery process within 30 days of the council's adoption of this report, ensuring that the Prescription Act does not apply to these recoveries.
- 5 That Accounting Officer submits this report to National Treasury, together with the minutes of the meeting of Council that reflect the Council resolution for this report, within seven working days of its adoption. Group Finance must submit a report with evidence attesting to this submission to the Municipal Public Accounts Committee.

(VF+ DISSENTING)

(COJ LEGISLATURE)
 (Mr. Mabogo Thinga)
 (Tel. (083) 702-8292)

Item 3 REQUEST FOR APPROVAL TO GRANT USER RIGHTS TO PUBLIC TRANSPORT OPERATORS WITHIN THE CITY OF JOHANNESBURG FOR THE USAGE OF DESIGNATED AND CATEGORISED PUBLIC TRANSPORT FACILITIES

After deliberations by Councillors, MMC Kunene' (PA) requested that the item be withdrawn so it can be considered at the Transport Section 79 Committee.

Councillor Echeozonjoku (DA) stated that the Democratic Alliance does not agree with the precedent being set in Council, where after the debate on the item was concluded, the MMC requests that the item be withdrawn.

Councillor Christians (DA) stated that once the item has been debated, it is no longer the MMC's report but becomes the Council's report. Therefore, the MMC should seek the Council's approval for withdrawal of the item.

In her response, the Speaker indicated that Legal had advised her that the item had not yet been adopted by Council, therefore, she acceded to the request for the item to be withdrawn.

WITHDRAWN

(TRANSPORT)

(Lutando Maboza)

(Director: Transport Transformation)

Item 4 PROGRESS REPORT ON THE IMPLEMENTATION OF REA VAYA PHASE 1C(A) AND REQUEST TO NEGOTIATE AND OPERATE REA VAYA PHASE 1C(A) ON INTERIM BUS OPERATING CONTRACT AGREEMENT ON COST RECOVERY BASIS FOR A PERIOD OF TWO (2) CONSECUTIVE YEARS AS WELL AS REQUEST TO AMEND THE BUS OPERATING COMPANY AGREEMENT THROUGH MFMA SECTION 116(3) PROCESS

RESOLVED

- 1 That Council considers, approve and authorise the City Manager or his nominee, on behalf of the city to negotiate and enter into an interim bus operating company agreement on a cost recovery basis with the Alexandra Bus Company to operate the Rea Vaya Phase 1C(A) for a 2-year period or when all the 141 buses are available and ready for operations.
- 2 That Council approves and authorise the City Manager or his nominee, to amend the Bus Operating Company Agreement signed on the 27th of June 2023.

(TRANSPORT)

(Lutendo Musandiwa)

(Deputy Director: Business Development)

- Item 5 DEVIATION FROM THE APPROVED REA VAYA BRT BUS SPECIFICATIONS TO ENABLE PIOTRANS TO OPERATE 45 CONVENTIONAL BUSES DURING THE BUSINESS RESCUE PROCESS

RESOLVED

That Council approve the deviation from the approved Rea Vaya BRT bus specifications to enable Piotrans to operate 45 conventional buses during the Business Rescue Process.

(TRANSPORT)

(Mr. A van Niekerk)

- Item 6 SUBMISSION OF SIGNED PERFORMANCE AGREEMENTS OF THE CITY MANAGER AND MANAGERS DIRECTLY ACCOUNTABLE TO THE CITY MANAGER (SECTION 57 MANAGERS) FOR THE FINANCIAL YEAR 2024/25

Councillor Echeozonjoku (DA) called for a division of the House.

The Speaker then put the item to a vote, with the results as follows:

YES: 176

AGAINST: 68

ABSTENTIONS: 0

As a result, the item was carried.

Councillor Christians (DA) formally recorded the Democratic Alliance's dissent, citing Rule 84 of the Standing Rules of Council, which states:

'Whenever a question is put by the Presiding Officer, any Councillor may inform the Presiding Officer that they wish their party's opposition on the item to be formally recorded in the Minutes of the Proceedings.'

RESOLVED

- 1 That the Executive Mayor conclude and sign the performance agreement of the City Manager.
- 2 That the City Manager effect amendments to performance agreements of Managers directly accountable to them where applicable.
- 3 That the City Manager conclude and sign the performance agreements of Managers directly accountable to them.

- 4 That all signed performance agreements for the 2024/25 financial year be submitted to the relevant national and provincial government departments, chapter 9 companies, the Executive Mayor, Council, and published on the City's website in accordance with legislation.

(DA DISSENTING)

(VF+ DISSENTING)

(GROUP STRATEGY, POLICY, COORDINATION AND RELATIONS)

(Thandiwe Mkhonza)

Item 7 **TABLING OF THE 2025/2026 INTEGRATED
DEVELOPMENT PLAN (IDP), BUDGET,
PERFORMANCE MONITORING AND
REPORTING PROCESS PLAN**

RESOLVED

- 1 That the 2025/2026 Integrated Development Plan (IDP) review, Budget, Performance Monitoring and Reporting Process Plan as set out in the body of the report, in compliance with the provisions of the Municipal Systems Act and the Municipal Finance Management Act be noted.
- 2 That the noted 2025/2026 Integrated Development Plan (IDP), Budget, Performance Monitoring and Reporting Process Plan be submitted to the Council for approval.
- 3 That the approved 2025/2026 Integrated Development Plan (IDP) review, Budget, Performance Monitoring, Evaluation and Reporting Process Plan be submitted to the Gauteng MEC of CoGTA and National and Provincial Treasuries for monitoring purposes as required by section 31 of the MSA.

(GROUP STRATEGY POLICY COORDINATION AND RELATIONS)

(Mokgadi Ngobeni)

Item 8 **CHANGES IN MEMBERSHIP OF THE
VARIOUS SECTION 79 COMMITTEES**

RESOLVED

That Council approve the changes in membership of the various Section 79 Committees, as reflected in the body of the report.

(COJ LEGISLATURE)

(Office of the Whip of Council)

(Tel. (011) 407-6218)

8 MOTIONS

MOTION 1: THE CITY OF JOHANNESBURG TO AWARD NTATE CONDRY ZIQUBU WITH THE FREEDOM OF THE CITY AS THE HIGHEST HONOUR OF RECOGNITION.

Proposer: Councillor T Raphadu

Seconder: Councillor A Marema

Councillor Raphadu (ANC) addressed Council and presented the motion as follows:

1. *Condry Ziqubu Born in 1951 and raised in Alexandra township (north of Johannesburg). This is the birthplace of kwela, mbaqanga and the home of jazz and mbaqanga pioneers like Ntemi Piliso, Zakes Nkosi, Hugh Masekela, Aaron "Big Voice Jack" Lerole and the Dark City Sisters.*
2. *The young Condry learned the guitar from his older brother and went on to play in groups such as The Anchors, Flaming Souls, and Flaming Ghettoes.*
3. *In a career that goes back to the 1960s Condry has performed and recorded with most of the country's influential musicians. In the process, he was introduced to a range of styles, including soul, afro-soul, township pop, gospel, and brass band music. By 1969, aged 18, he was sharing song writing credits on most of the songs of The Flaming Souls' album Alex Soul Menu and playing rhythm guitar on The Anchors' Soul Upstairs.*
4. *After his son's unexplained death in 1980, he accelerated his initiation as a Sangoma (spiritual healer). After slaughtering a cow to appease the ancestors he joined the famous Harari in 1981, where he was nicknamed the group's drummer "Hotstix".*
5. *Post-Harari, Ziqubu he assembled a backing band for exiled artists such as Letta Mbulu and Caiphus Semenya and toured with Harry Belafonte. His extensive travels even earned him a spot on the apartheid government's national security watchlist.*
6. *In the late 1980, Mr. Ziqubu launched a successful solo career as a singer and composer. The African legend hitmaker has released many songs since he entered the music industry. He has managed to achieve a lot in the industry during the oppressive era in South Africa.*
7. *Some of his songs that he sang, and they carried a message. Isikorokoro and Via Orlando. These songs are still relevant even today.*
8. *The politically charged Confusion (Ma Afrika) is also on the release, as well as Phola Baby from his 1988 album Pick Six, which addresses gender-based violence. Ziqubu's socio-political and economic conditions of his time, as a working and mobile artist within the apartheid state of South Africa, he could not escape the clutches of surveillance and racial oppression. He is one of the few local musicians who travelled frequently. Condry's movements came under close scrutiny from apartheid officials, including having his passport confiscated and interrogations and harassment from the police, who were convinced that his travels in Africa were as an agent of the then banned ANC rather than as an artist.*
9. *There is not enough space to quantify the cultural and sonic influence Condry Ziqubu has had, not only in South Africa but the world over, despite not being as*

popular as his contemporaries in the mainstream. The tributaries of his influence flow still into our music, culture, and memories.

10. *Thirty-seven years later Ziqubu continues to perform and record under his own label, 9th Avenue Records, whilst he grooms young talent.*
11. *He continues to inspire us with his unwavering and bold spirit. We believe in his fight for all forms of injustices, particularly against the unemployment of youth and marginalized people in our society.*

WE BELIEVE THAT:

The City of Johannesburg should honour Condry Ziqubu for contributing to the country's apartheid struggle for a better life for all through his consistent strength in ensuring that we have a democratic state. His music career carried many of our people during the Apartheid.

It must be noted that South Africa is currently a developing state because of revolutionary artists and activist like Ntate Condry Ziqubu. It is, therefore, important that the City of Johannesburg strive to uphold the principled teachings he stands for.

These principles include but are not limited to:

- a) *Justice and equality*
- b) *Love and respect for the nation and its people*
- c) *Freedom and democracy and;*
- d) *Creation of the best society for all.*

IT IS RECOMMENDED THAT:

1. The City of Johannesburg awards Ntate Condry Ziqubu with the Freedom of the City as the highest honour of recognition.

The Speaker put the question to the Council, and some members opposed the motion, which allowed the debate to continue.

Councillor Marema (ANC) was absent from the House to second the proposed motion.

Councillor Harris (ACDP) addressed the Council, expressing his opposition to the motion.

Councillor Raphadu (ANC) stated that, after much persuasion from coalition partners and individuals he had been engaging with, he wished to withdraw the motion for this meeting and would bring it forward at the next meeting.

The Speaker referred to Rule 95(3) of the Standing Rules and Orders of Council, which states:

- (3) 'At any time before the commencement of debate on a motion, the proposer or seconder of such motion may withdraw the motion by notifying the Speaker or Acting Speaker.
There shall be no debate or amendments to a withdrawn motion.'*

Therefore, Council would continue with the debate, as the motion was not withdrawn before the commencement of discussions.

Councillor Echeozonjoku (DA) acknowledged that the Speaker had read the rule regarding the motion but pointed out that a precedent had been set earlier when a report was withdrawn after the debate had already begun. She cautioned the House against setting such precedents, which could result in legal challenges.

Councillor de Lange (VF+) and Councillor Sifumba (DA) addressed the Council and expressed their opposition to the motion.

Councillor Simonse (PA) addressed the Council, supporting for the motion.

MMC Gwamanda was not present to respond to the motion.

Following the debate, Councillor Raphadu stated that he was withdrawing the motion and that they would not be voting on it. The motion would be brought forward at a later meeting.

The Speaker conferred with Legal and was advised that the process should continue.

Councillor Moshehla (EFF) requested a 5-minute caucus break before the voting commenced.

The Speaker did not accede to the request, stating that she had already made a ruling and that the Council would proceed with the voting as the process had already begun.

She put the motion to a vote, and the results were as follows:

FOR: 0

AGAINST: 65

ABSTENTION: 0

MOTION PUT AND NOT CARRIED

MOTION 2: RECOMMENDING AN URGENT INVESTIGATION INTO THE ILLEGAL DUMPING OF HEALTH/MEDICAL WASTE ON OPEN LAND OPPOSITE THE FNB STADIUM IN CITY OF JOHANNESBURG

Proposer: Councillor N Johnson

Seconder: Councillor T Mposula

With the consent of the Council, Councillor Johnson withdrew the motion.

MOTION WITHDRAWN

MOTION 3: PLEA FOR THE RECONSTRUCTION OF NICKY TOOMEY ROAD CLOSED BY JRA.

Proposer: Councillor M Tabane

Seconder: Councillor F Ngwenya

Councillor Tabane (ANC) addressed Council and tabled the motion as follows:

I, Councillor Tabane, table the following motion in terms of rule 89(2) of the standing rules and orders of Council:

Background

In the year 2018, the Johannesburg Road Agency shutdown and closed the Nicky Toomey Road because of illegal mining operations. that were happening. Illegal mining has a tremendous socio-economic effect and jeopardizes people's safety. After a thorough inspection, the JRA announced that road users/motorists should find alternative routes because of the nick Toomey Road collapsing.

After years of ordeal, the road has not been constructed back to allow for an effective mode of transport. With the road closure, the main reef road is under pressure of congested traffic and substantial risk of fatal accidents. Motorists, business owners and taxi associations around the area have raised concerns over this situation, as it is inconveniencing all the relevant parties using the road.

Noting that:

The roads are the most important route of trade and transport across Gauteng. It is ,therefore, important that the reconstruction of this road be done to ease the effect of this ordeal. It has been 7 years since the road closure, and nothing has been done to try and tackle the problem. The Nick Toomey Road is 750 meters long and links Thusong communities Roodepoort and it will relieve traffic on Main Reef Road, which is marred with many accidents. The construction of roads in South Africa takes approximately 45 days/ 3.5 million rands per KM. With proper budgeting by the relevant departments, fixing of this particular road will be done in 3 years.

The JRA's core business is derived from its mandate established in the service delivery Agreement with the City. It can be summarized as the constructing and maintaining e of roads and road infrastructure. Without sidelining the valid reason for the closure of the road, the city of Johannesburg in collaboration with the JRA, will conform to the mandate by reconstructing the road.

Believing That:

- *Road transportation accounts for 73.8% of total land freight income and contributing a GDP of 48%, it is crucial to ensure that roads that are in demand are maintained sufficiently.*
- *The local government is responsible for roads within its areas; thus, the city of Johannesburg bears the responsibility to ensure that all roads are responsibly managed and maintained.*

It is therefore recommended that:

- *The City of Johannesburg and the JRA budget for the reconstruction of this particular road to stabilize the social and economic impact it has had on the City of Johannesburg.*

The Speaker put the question to the Council and some of the members opposed the motion, as a result allowed the debate to continue.

Councillor Ngwenya (ANC), Councillor Rohlssen (ACDP) and Councillor Nethamba (EFF) addressed the Council, expressing their support for the motion.

Councillor Kreuzsch (DA), addressed the Council, expressing opposition to the motion.

MMC Kunene (PA) addressed the Council in response to the motion, expressing his support.

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

Yes:167

No: 0

Abstain:64

MOTION PUT AND CARRIED

MOTION 4: A LITTER CATCHMENT MECHANISM IN THE JUKSKEI RIVER IN THE MIDRAND/FOURWAYS AREA

Proposer: Councillor D Foley

Seconder: Councillor L Coogan

I, Cllr David Foley (DA), propose the following motion in terms of rule 89(2) of the Standing Rules and Orders of Council:

Noting that

(a) Due to the effects of Climate Change extreme precipitation events are more frequent and are exacerbated by the additional run-off from large non-permeable surfaces within the city. This raises the level of rivers and the amount of litter that is then washed into the rivers due to the increased flow velocity of approximately three hundred per cent or more. This also scours the edge of the rivers and washes litter further downstream, where it washes up higher on the river's banks, trees and other structures adjacent to the river. However, this motion does not seek to address the issue of the water pollution in the rivers. In the instance of the Jukskei River, the amount of litter carried down the river from below Alexandra, deposited on the riverbanks in the Midrand and Fourways area around the Main Road (M71) bridge going West, is hugely concerning. So massive amounts of paper, cardboard, polystyrene, and many other pieces of litter float down the river and must be cleaned up by residents living on the riverbanks.

Believing that:

- (a) By placing a litter catchment mechanism similar to the one at Bruma, at the Main Road (M71) bridge, a significant portion of the litter will be accumulated which will reduce the litter flowing down the river.*
- (b) The litter collection mechanism design allows for easier off take of litter and significantly reduces the litter washing up on the riverbanks in Midrand and Fourways.*
- (c) Implementing a public awareness campaign to educate residents about the environmental impact of litter in water bodies could in general involve informational pamphlets, community workshops, and social media outreach.*

It is therefore recommended to this Council to:

- (a) An internal feasibility study should be conducted to assess the viability of adding another litter catchment mechanism in the Jukskei River, at the Jukskei Bridge on Main Road (M71). This would leverage off the other similar initiatives in Bruma, while noting any issues and possible improvements that could be incorporated.*
- (b) I propose that the internal feasibility study be concluded 60 to 90 days after the approval at council, and a report be submitted to Council accordingly.*

The Speaker put the question to the Council, and some members opposed the motion, which allowed the debate to continue.

Councillor Coogan (DA) addressed the Council, expressing her support for the motion.

MMC Sekwaila (ANC) addressed the Council in response to the motion, expressing his opposition.

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

Yes:68

No:154

Abstain:0

MOTION PUT AND NOT CARRIED

MOTION 5: TO ENFORCE THE USE OF PROFESSIONAL EMAIL SIGNATURES FOR ALL COUNCILLORS AND CITY EMPLOYEES

Proposer: Councillor L Harman

Seconder: Councillor J Horwitz

Councillor Harman (DA) addressed Council and tabled the motion as follows:

I, Councillor Lucinda Harman (DA), propose the following motion in terms of Standing Rule 89(2)(b)

That this Council: City of Johannesburg

Noting that:

The City of Johannesburg Council and the Administration in the departments and entities thereof, should always strive to deliver excellent services with the utmost professionalism and efficiency within the City of Johannesburg.

Believing that:

Enhanced Professionalism: A standardized, professional email signature reinforces the city's commitment to professionalism and creates a positive image when interacting with external stakeholders.

Efficient Communication: Providing comprehensive contact details in email signatures streamlines communication processes, making it easier for residents, partners, and other stakeholders to reach out to the right individuals promptly.

Emergency Contacts: Including cell phone numbers is crucial, especially when the city is covering phone contract expenses, as it facilitates quick and direct communication during emergencies.

Consistency Across Entities and Departments: Standardizing email signatures across the city's entities and departments ensures a consistent and cohesive representation of the City of Johannesburg.

Therefore, this Council resolves that:

1. *Enforcement of the use of professional email signatures for all Councillors, Executives, and employees; including those within the city's entities and departments*
2. *The professional email signatures should be comprehensive and include the following details:*

Name: The full name of the employee.

Department / Entity: The full name of the City of Johannesburg Department or Entity.

Designation: The official job title or designation of the employee.

Office Address: The physical address of the office where the employee is stationed.

Email Address: The official email address for professional communication

Cell Phone Number: The mobile phone number of the employee, especially if the city covers the phone contract expenses.

3. *Training and Awareness: Conduct training sessions to educate employees on the importance of professional email signatures and provide guidelines on creating and updating them.*
4. *Policy Integration: Incorporate the enforcement of professional email signatures into the city's communication policies and guidelines.*
5. *Monitoring and Compliance: Establish mechanisms to monitor and ensure compliance with the new email signature standards.*

The Speaker put the question to the Council and some of the members opposed the motion, as a result allowed the debate to continue.

Councillor Horwitz was not present to second the motion.

MMC Masuku (ANC) addressed the Council in response to the motion, expressing her opposition for it.

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

Yes:67

No:159

Abstain:0

MOTION PUT AND NOT CARRIED

MOTION 6: COMPREHENSIVE INTERNAL AUDIT OF WATER METERS AND VALVES IN AREAS AFFECTED BY WATER SHEDDING

Proposer: Councillor N Jonker

Seconder: Councillor G Sherman

Councillor Jonker (DA) addressed Council and tabled the motion as follows:

Background: *In accordance with section 27.1.b of the Constitution of the Republic of South Africa Act 108 of 1996, it is imperative to ensure that every person has access to sufficient water. However, residents in areas served by the Hursthill 1, Hursthill 2, and Alexandra Reservoirs have faced challenges due to the Commando Water System, resulting in water shedding and erroneous billing for air instead of water. **Motion:** In accordance with Rule 94.1 of the Standing Rules and Order of the Council, I, Councillor Nicolene Jonker, seconded by Councillor Genevieve Sherman, move that the Council undertake the following actions:*

1. Conduct a Comprehensive Internal Meter and Valve Audit:

- *Task the Internal Audit Department to thoroughly audit water meters and valves in the affected areas to identify any faulty meters and valve issues contributing to water shedding and erroneous billing.*
- *Assess the operational status of all meters and valves to ensure accurate measurement and distribution of water.*

2. Report to Council on Implementation Measures:

- *Request a report from the Internal Audit Department to be presented to the Council outlining what is required to implement measures for securing water valves to prevent unauthorised access and operation, thereby safeguarding the integrity of the water supply system and mitigating potential tampering issues.*

3. Request for 90 Days' Feedback:

- *Request Johannesburg Water to provide feedback within 90 days on the proposed audit, including findings, recommendations, and timelines for rectifying identified issues.*
- *Ensure provision is made for addressing the root causes of water shedding and billing discrepancies, prioritizing the needs and concerns of affected residents.*

Rationale:

The proposed audit of water meters and valves is essential to identify and rectify issues contributing to water shedding and billing inaccuracies. By securing valves and addressing faulty meters, we can enhance the reliability and fairness of the water supply system, ensuring that residents receive the quality service they deserve in accordance with their constitutional rights.

Conclusion:

Adopting this motion will demonstrate the Council's commitment to addressing the challenges residents face in areas affected by water shedding and billing issues. By tasking the Internal Audit Department and requesting a report on implementation measures, we can work towards improving the overall water supply system and meeting the needs of our constituents.

The Speaker put the question to the Council and some of the members opposed the motion, as a result allowed the debate to continue.

Councillor Sherman (DA) addressed the Council, expressing her support for the motion.

Councillor Ponsonby (PA) addressed the Council, expressing his opposition to the motion.

MMC Sekwaila (ANC) addressed the Council in response to the motion, expressing his opposition for it.

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

Yes:59

No:142

Abstain:0

MOTION PUT AND NOT CARRIED**MOTION 7: THE CITY CONDUCTS A FEASIBILITY STUDY INTO THE POSSIBILITY OF RE-COMMISSIONING THE KITE STREET WATER TOWER TO ALLOW RESIDENTS TO HAVE BASIC ACCESS TO WATER WITHOUT RESTRICTIONS.**

Proposer: Councillor Z Hughes

Seconder: Councillor R Benjamin

Councillor Hughes (DA) addressed the Council and tabled the motion as follows:

"I, Cllr Zone Hughes propose 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 emphasizes 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 Governments role as the custodian of the nation's water resources.*
4. *The area surrounding the old Kite Street Water tower has become accustomed to extremely low water pressure and sometimes going days on end without even a drop of water. This is due to the Kite Street Water tower having been de-commissioned in the early 2000's.*

Given the background above, we recommend that:

1. *This Council approves that the city conducts a feasibility study into the possibility of re-commissioning the Kite Street water tower to allow residents to have basic access to water without restrictions.*
2. *The report on the feasibility study must be presented to this council within 90 Days."*

The Speaker put the question to the Council and some of the members opposed the motion, as a result allowed the debate to continue.

Councillor Benjamin (DA) addressed the Council, expressing support for the motion.

MMC Sekwaila (ANC) addressed the Council in response to the motion, expressing his opposition for it.

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

Yes:58

No:157

Abstain:0

MOTION PUT AND NOT CARRIED

MOTION 8: RECOMMENDING FOR A FULL AUDIT INVESTIGATION INTO THE CURRENT OCCUPATION OF CITY OF JOHANNESBURG's OWNED OLD AGE/RETIREMENT VILLAGES THROUGHOUT THE CITY OF JOHANNESBURG.

Proposer: Councillor M Coutriers
Seconder: Councillor E Liebenberg

Councillor Coutriers (ActionSA) referred to Rule 95(3) of the Standing Rules and Orders of Council and withdrew the motion.

MOTION WITHDRAWN

MOTION 9: RECOMMENDING THE EXECUTIVE OF THE CITY OF JOHANNESBURG COUNCIL TO INTENSIFY CREDIT CONTROL MEASURES OVER THE ALL-LARGE POWER USERS (LPU's), GOVERNMENTS AND PARASTATALS.

Proposer: Councillor L Modukanene
Seconder: Councillor S Majola

Councillor Modukanene (ActionSA) addressed the Council and withdrew the motion.

MOTION WITHDRAWN

9 ANNOUNCEMENTS

The Speaker reminded Councillors that the next Council meeting is scheduled for 18 and 19 September 2024, and that the notice and related documents would be distributed in due course. She also said that the Programming Committee meeting was set to take place on 6 September 2024.

10 CLOSURE

The Speaker thanked the Councillors for their contributions and adjourned the meeting.

THE MEETING ADJOURNED AT 16:46.

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SPEAKER OF COUNCIL
CLLR N MTHEMBU

2024-10-17
.....
DATE