



**MINUTES OF THE 28<sup>TH</sup> EXTRA-ORDINARY COUNCIL MEETING OF THE CITY OF JOHANNESBURG MUNICIPALITY CONVENED ON TUESDAY, 9 JULY 2024, AT THE CONSTANCE CONNIE BAPELA COUNCIL CHAMBER, BRAAMFONTEIN AT 10:00.**

**SPEAKER OF COUNCIL  
CLLR M ARNOLDS**

**A G E N D A**

- 1 OPENING**
- 2 APPLICATIONS FOR LEAVE OF ABSENCE**
- 3 RECOMMENDATIONS TO COUNCIL**
- 4 ANNOUNCEMENTS**
- 5 CLOSURE**

I N D E X

ITEM NUMBER

**GROUP FINANCE**

LOAN FUNDING FOR 2023/24 FINANCIAL YEAR: AGENCE FRANCAISE DE DEVELOPPEMENT ("AFD")	1
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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
Amod, C J	Hlatshwayo, S M
Atterbury, E	Hoén, J N
Avant-Smith, C	Hooper, R S
Baloyi, D L	Horwitz, J
Bini, L	Hughes, Z
Bittkau, R	Ismail-Moosa, I
Boer, C	Jacobs, B
Bolani, M G	Jacobs, K
Brand, D G	Johnson, N
Buthelezi, T C	Jonker, N
Chabalala, M D	Kaldine, J
Chame, F	Kgeletsane, M O
Chauke, K L	Khanyile, N M
Chetsanga, H	Khumalo, X I
Christians, A	Komane, S A
Chuma, A T	Kreusch, S
Coogan, L C	Kwapeng, C
Cook, M	Lebatlang, T Z
Coutriers, M J	Lebea, M G
Coverdale, D L T	Lefutso, L
Crichton, M	Leitch, A N
Da Gama, V M	Liebenberg, E
Da rocha, C M D	Lobi, M
Dammie, B H	Louw, M A
Davids-Green, L C	Maake, M J
De Lange, F C	Mabaso, M P
Deppe, A J	Mabelebele, S S
Dewes, D S	Mabuke, T A
Dladla, D	Mabunda, T E
Dlamini, B	Mabuza, S K L
Doyle, T	Machaba, L M U
Durand, G V M	Machethe, S
Echeozonjoku, B C	Madiba, T J
Edward, N	Magwaza, B L P
Foley, D T	Magwentshu, L C
Fourie-Shawe, C	Maila, S M
Francisco, D B	Majola, S
Fresling, R R	Makamo, S S
Galeshewe, T M	Makhafola, E
Gantsho, L	Makhuba, H N
Gwamanda, K	Maluleka, T

Manganyi, D B	Mokoari, Z
Mangena, T D	Mokoena, G
Marais, A F	Mokoena, M S
Marais, S I	Mokoena, P
Marema, V A	Mokoka, M L
Marumo, T	Mokome, J M
Masera, H	Mokwena, T M
Mashala, K	Molala, S M
Mashinini, S	Molefe, B J
Masoga, L M	Molefe, M
Masuku, L	Molefe, S B
Maswazi, R	Molise, L D
Matabane, O	Morero, S E
Mathe, G	Mosehla, K J
Mathe, Z E	Mothopi, O Z
Mavhona, L S	Mphaho, M A
Mazibuko, A L	Mphefo, L M P
Mazibuko, N	Mpolobosho, M M
Mazibukwana, M	Mposula, T
Mchunu, A	Mpotulo, G S
Meyers, T	Mthembu, M N
Mgaga, B	Mulelu, M
Mgcina, S E	Munyayi, V E
Mhlari, T M	Mutavhatsindi, N T
Mhlongo, T A	Nair, R K
Mkasi, G	Ncube, W M
Mkhize, T	Ndlela, M C
Mkhonza, N F	Ndou, N L
Mmbengwa, M N	Ndou, P
Mmota, L	Ndzondo, C M
Mngadi, W B	Nefdt, P W
Mnisi, M	Nenemba, T
Mnisi, N D	Nethamba, R
Mnyameni, M	Ngema, S V
Moatshe, K	Ngoepe, C S
Modladlaba, D S	Nguse, S
Modukanene, L C	Ngwenya, F N
Modupi, D N	Ngwenya, J A
Moepi, N J D	Ngwetsheni, M M
Moeti, O T	Nhlapo, C P
Mofokeng, J	Niemand, G J
Mofokeng, M P	Nkokou, T P
Mogapi, T A	Nkomo, B
Mohlala, C	Nkomo, E T
Mohlala, P K	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  
Phometsi, P S  
Pietersen, J  
Pietersen, N  
Ponsonby, D A  
Radebe, N P  
Radebe, T T  
Raholane, M W  
Rakosa, P M  
Ramafikeng, D J  
Ramaru, G  
Rambani, N S  
Raphadu, A T  
Raseruthe, S H  
Reddy, V M  
Rohlssen, C K  
Santana, C G  
Schay, D  
Seerane, M K  
Sekhu, M V  
Sekwaila, B J  
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  
Supe, N P  
Tabane, M C  
Tambani, P S  
Tefu, P V  
Telekoa, A T  
Tshwaku, M  
Tsheddo, 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  
Xuma, L  
Zazini, A  
Zigebe, Y L  
Zondo, L T  
Zungu, N G  
Zwane, S

## 1 OPENING

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

*The Speaker welcomed the Executive Mayor of the City of Johannesburg, Councillor Kabelo Gwamanda; Whip of Council, Councillor Zungu; all political party leaders and Whips; Members of the Mayoral Committee; Chairpersons of the Section 79 Committees; fellow Councillors; City Manager, Mr. Brink; Acting Secretary to Council, Mr. Gobinca; officials of the City of Johannesburg; residents of the City of Johannesburg; members of the media; guests; ladies and gentlemen to the 28th Extra-Ordinary Meeting of the City of Johannesburg Municipality.*

*She asked Councillors to note that following the general elections, some Councillors have resigned as their respective political parties redeployed them to the Provincial and National Government. The changes are as follows:*

- *Former Councillor Knott (Democratic Alliance - DA), Councillor Lerato Ngobeni (ActionSA), and Councillor Nontenja (United Democratic Movement - UDM) are now Members of Parliament.*
- *Councillor Sesedinyane (African National Congress - ANC), Councillor More (ActionSA), and Councillor Sun (DA) are now Members of the Gauteng Provincial Legislature.*
- *Councillors Steer and Machethe have resigned as Councillors of the City of Johannesburg (COJ).*

*As a result, the following Councillors have been duly sworn in as PR Councillors:*

- *Ludwe Zigebe (UDM)*
- *Maureen Mnisi (DA)*
- *Mandla Mokoena (APC)*

*The new Councillors were extended a special welcome, and the Speaker requested them to stand so that they could be seen. She indicated that the two Councillors from ActionSA still need to be replaced. Councillors Sesedinyane, Knott, and Steer were Ward Councillors, and as a result, there will be by-elections in their respective wards.*

*She stated that the 18th of July is Nelson Mandela International Day. This annual international day honours Tata Nelson Mandela and is utilized to honour his legacy by actively engaging in projects that contribute positively to the lives of communities. As a result, the Office of the Speaker has launched a 'ReadForMandela' book donation drive program in honour of Nelson Mandela. She requested Councillors' support for the program, as this is for a good cause.*

*The Speaker requested Legal Advisors to confirm the number of Councillors present to ensure a quorum. It was confirmed that there were 154 Councillors present in the House.*

*Councillor Christians (DA) congratulated the Gauteng boys and girls for their victory in the South Africa Under-18 Championship, which was held in Johannesburg.*

*The Speaker indicated that she had received a request for a debate on a matter of urgent public importance regarding the R200 electricity service surcharge proposed by Councillor V. Munyai, seconded by Councillor K. Mashala. However, she stated that the request was not acceded to because the Extra Ordinary meeting was convened to address a single item concerning a loan that was not passed by the Council in the last meeting. She explained that the debate on the R200 surcharge by City Power is not considered urgent since the Executive Mayor has addressed the issue on various media platforms, and City Power has also provided clarifications.*

## 2 APPLICATIONS FOR LEAVE OF ABSENCE

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

<i>Councillor Benjamin, R F</i>	:	<i>Illness</i>
<i>Councillor Finn, C E</i>	:	<i>Private Business</i>
<i>Councillor Goosen, J W</i>	:	<i>Private Business</i>
<i>Councillor Huggett, E A</i>	:	<i>Private Business</i>
<i>Councillor Jainoodeen, Z</i>	:	<i>Illness</i>
<i>Councillor Koekemoer, M</i>	:	<i>Illness</i>
<i>Councillor Kunene, K</i>	:	<i>Private Business</i>
<i>Councillor Landis, R</i>	:	<i>Private Business</i>
<i>Councillor Leshilo, R S</i>	:	<i>Illness</i>
<i>Councillor Mkhonto, M S</i>	:	<i>Private Business</i>
<i>Councillor Molefe, E W</i>	:	<i>Illness</i>
<i>Councillor Moloisane, D</i>	:	<i>Private Business</i>
<i>Councillor Mphahlele, M</i>	:	<i>Illness</i>
<i>Councillor Ndou, P</i>	:	<i>Private Business</i>
<i>Councillor Pelzer, R</i>	:	<i>Urgent Private Business</i>
<i>Councillor Rahn, N J</i>	:	<i>Private Business</i>
<i>Councillor Reinten, I M</i>	:	<i>Private Business</i>
<i>Councillor Roberts, F C</i>	:	<i>Illness</i>
<i>Councillor Shackelford, L M</i>	:	<i>Private Business</i>
<i>Councillor Suddaby, J</i>	:	<i>Private Business</i>
<i>Councillor Truluck, T F</i>	:	<i>Private Business</i>
<i>Councillor Zitha, S L</i>	:	<i>Private Business</i>

The following Councillors requested to arrive late:

<i>Councillor Bittkau, R</i>	:	<i>12:00</i>
<i>Councillor Davids-Green, L C</i>	:	
<i>Councillor Doyle, T</i>	:	
<i>Councillor Johnson, N</i>	:	
<i>Councillor Kaldine, J</i>	:	
<i>Councillor Mchunu, A</i>	:	
<i>Councillor Mposula, T</i>	:	

*Councillor Ngwenya, J A  
Councillor Ngwetsheni, M M  
Councillor Ponsonby, D A  
Councillor Zwane, S*

*The following Councillor requested to leave the meeting early.*

*Councillor Reddy, V M : 13:00*

*Councillor Dammie (ANC) asked for a 30-minute caucus break. The Speaker acceded to the request, stating that the Council would resume at 10:45.*

### **3 RECOMMENDATIONS TO COUNCIL**

*The Executive Mayor tabled the report from the Executive, along with the recommendations.*

Item 1 LOAN FUNDING FOR 2023/24 FINANCIAL  
YEAR: AGENCE FRANCAISE DE  
DEVELOPPEMENT ("AFD")

*Councillor Mosehla (EFF) asked for an hour caucus break. The Speaker acceded to the request, stating that the Council would resume at 11:50.*

*Councillor Marema (ANC) raised a concern regarding the sound on the live stream, as people following the Council proceedings were complaining. The Speaker urged the IT department to resolve the issue with the sound during the caucus break.*

*Upon the resumption of the Council, Councillor Simonse (PA) requested an hour caucus break. The Speaker acceded to the request, stating that the Council would resume at 12:55.*

*After the speakers on the list had deliberated on the item, Councillor Mthembu (ActionSA) requested an hour-long caucus break. The Speaker consulted Legal and was advised that the item had been debated and that they needed to continue with it.*

*Councillor Mabaso (IFP) stated that it was within the Speaker's discretion to grant a caucus break. He mentioned that, following the discussions and the response from the MMC, political parties could request a caucus break to reconsider their position on the item.*

*The Speaker concurred with Councillor Mabaso and granted the request made by Councillor Mthembu but allowed a 40-minute caucus break instead of the hour that was initially requested. She stated that Council would resume at 14:10.*

*Upon resumption from the caucus break, the Speaker posed the question to the House, but the response was unclear. She then put the item to a vote, and the results were as follows:*

*Yes: 111*

*No: 118*

*Abstain: 3*

***THEREFORE, THE ITEM WAS NOT CARRIED.***

- 1 That Council approves the provision of a 15-year amortising loan for an amount of R2,500,000,000.00 at an indicative floating interest rate of 3-month Jibar plus a credit spread of up to 4.96% from the Agence Francaise de Developpement "AFD" for funding of the City's capital expenditure in the 2023/24 financial year.
- 2 That Council approves the loan agreement between City of Johannesburg and Agence Francaise de Developpement.
- 3 That Council approves the appraisal fee of 0,5% of the total loan amount due to AFD 30 days after the contract signing date, which equates to about R12,500,000.00 for a loan of R2,500,000,000.00.
- 4 That the City Manager, the Group Chief Financial Officer, and the Group Head: Treasury, and Financial Strategy in consultation with the Group Head: Group Legal and Contracts be authorised to negotiate and effect changes on the debt agreement should they be required to protect the City's interest as well as execute on the final terms of the long-term loan to be provided by the AFD.
- 5 That the City Manager be authorised to sign the final AFD loan agreement and any subsequent amendments that may occur.

(GROUP FINANCE)

(Mr. Mabandla Sibisi)

#### **4 ANNOUNCEMENTS BY THE SPEAKER**

*The Speaker announced that the next Ordinary Council meeting would be held on July 30 and 31, 2024. She stated that, moving forward, lunch would no longer be served at Council meetings.*

**5 CLOSURE**

THE MEETING ADJOURNED AT 14:31.



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SPEAKER OF COUNCIL  
CLLR M ARNOLDS

22 AUGUST 2024  
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DATE