



MINUTES OF THE 42ND EXTRA-ORDINARY COUNCIL MEETING OF THE CITY OF JOHANNESBURG MUNICIPALITY HELD ON WEDNESDAY, 30 JULY 2025, AT 11:00, AND THURSDAY 31 JULY 2025, AT 10:00, AT THE CONSTANCE CONNIE BAPELA COUNCIL CHAMBER, BRAAMFONTEIN.

**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

CORPORATE AND SHARED SERVICES

PERFORMANCE ASSESSMENT REPORT FOR THE CORPORATE AND SHARED SERVICES DEPARTMENT FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2024	1
---------------------------------------------------------------------------------------------------------------------------------------------------------------------	---

COJ LEGISLATURE

OVERSIGHT REPORT OF THE SECTION 79 CORPORATE AND SHARED SERVICES COMMITTEE ON THE 2024/2025 SECOND QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORT OF GROUP CORPORATE AND SHARED SERVICES FOR THE PERIOD OCTOBER TO DECEMBER 2024	2
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---

CORPORATE AND SHARED SERVICES

PERFORMANCE ASSESSMENT REPORT FOR THE CORPORATE AND SHARED SERVICES DEPARTMENT FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025	3
------------------------------------------------------------------------------------------------------------------------------------------------------------------	---

COJ LEGISLATURE

OVERSIGHT REPORT OF THE SECTION 79 CORPORATE AND SHARED SERVICES COMMITTEE ON THE 2024/2025 THIRD QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORT OF GROUP CORPORATE AND SHARED SERVICES FOR THE PERIOD JANUARY TO MARCH 2025	4
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---

ITEM NUMBER

DEVELOPMENT PLANNING

PERFORMANCE ASSESSMENT REPORT FOR 5
THE DEVELOPMENT PLANNING DEPARTMENT
FOR THE 2024/2025 FINANCIAL YEAR FOR THE
PERIOD JANUARY TO MARCH 2025

JOHANNESBURG DEVELOPMENT AGENCY

PERFORMANCE ASSESSMENT REPORT 6
FOR THE JOHANNESBURG DEVELOPMENT
AGENCY FOR THE 2024/2025 FINANCIAL
YEAR FOR THE PERIOD JANUARY TO
MARCH 2025

COJ LEGISLATURE

OVERSIGHT REPORT OF THE DEVELOPMENT 7
PLANNING SECTION 79 COMMITTEE ON
THE 2024/25 THIRD QUARTER BUDGET AND
PERFORMANCE ASSESSMENT REPORTS OF
THE DEVELOPMENT PLANNING DEPARTMENT
AND THE JOHANNESBURG DEVELOPMENT
AGENCY (JDA) FOR THE PERIOD JANUARY
TO MARCH 2025

ENVIRONMENT AND INFRASTRUCTURE SERVICES

PERFORMANCE ASSESSMENT REPORT FOR 8
THE ENVIRONMENT, INFRASTRUCTURE
AND SERVICES DEPARTMENT FOR THE
2024/2025 FINANCIAL YEAR FOR THE
PERIOD JANUARY TO MARCH 2025

CITY POWER JOHANNESBURG (SOC) LTD

PERFORMANCE ASSESSMENT REPORT 9
FOR THE CITY POWER JOHANNESBURG
(SOC) LTD FOR THE 2024/2025 FINANCIAL
YEAR FOR THE PERIOD JANUARY TO
MARCH 2025

JOHANNESBURG WATER (SOC) LTD

PERFORMANCE ASSESSMENT REPORT 10
FOR JOHANNESBURG WATER (SOC) LTD
FOR THE 2024/2025 FINANCIAL YEAR FOR
THE PERIOD JANUARY TO MARCH 2025

ITEM NUMBER

PIKITUP JOHANNESBURG (SOC) LTD

PERFORMANCE ASSESSMENT REPORT FOR PIKITUP JOHANNESBURG (SOC) LTD FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025	11
-------------------------------------------------------------------------------------------------------------------------------------------------	----

COJ LEGISLATURE

OVERSIGHT REPORT OF SECTION 79 ENVIRONMENT AND INFRASTRUCTURE SERVICES COMMITTEE ON THE 2023/24 THIRD QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE ENVIRONMENT AND INFRASTRUCTURE SERVICES DEPARTMENT, PIKITUP JOHANNESBURG, JOHANNESBURG WATER AND JOHANNESBURG CITY POWER FOR THE PERIOD JANUARY TO MARCH 2025	12
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----

HEALTH

PERFORMANCE ASSESSMENT REPORT FOR THE HEALTH DEPARTMENT FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025	13
----------------------------------------------------------------------------------------------------------------------------------------	----

SOCIAL DEVELOPMENT

PERFORMANCE ASSESSMENT REPORT FOR THE SOCIAL DEVELOPMENT DEPARTMENT FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025	14
-------------------------------------------------------------------------------------------------------------------------------------------------------	----

COJ LEGISLATURE

OVERSIGHT REPORT OF THE HEALTH AND SOCIAL DEVELOPMENT SECTION 79 COMMITTEE ON THE 2024/2025 THIRD QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORTS OF HEALTH DEPARTMENT AND SOCIAL DEVELOPMENT DEPARTMENT FOR THE PERIOD JANUARY TO MARCH 2025	15
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----

ITEM NUMBER

HUMAN SETTLEMENTS

PERFORMANCE ASSESSMENT REPORT FOR THE HUMAN SETTLEMENT DEPARTMENT FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025	16
--------------------------------------------------------------------------------------------------------------------------------------------------	----

JOHANNESBURG SOCIAL HOUSING COMPANY

PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG SOCIAL HOUSING COMPANY FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025	17
-------------------------------------------------------------------------------------------------------------------------------------------------------------	----

COJ LEGISLATURE

OVERSIGHT REPORT OF THE HUMAN SETTLEMENTS SECTION 79 COMMITTEE ON THE 2024/25 THIRD QUARTER PERFORMANCE ASSESSMENT REPORT OF THE DEPARTMENT OF HUMAN SETTLEMENTS AND THE JOHANNESBURG SOCIAL HOUSING COMPANY (JOSHCO) FOR THE PERIOD JANUARY TO MARCH 2025	18
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----

PUBLIC SAFETY

PERFORMANCE ASSESSMENT REPORT FOR THE PUBLIC SAFETY DEPARTMENT FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025	19
-----------------------------------------------------------------------------------------------------------------------------------------------	----

COJ LEGISLATURE

OVERSIGHT REPORT OF THE SECTION 79 PUBLIC SAFETY COMMITTEE ON THE 2024/2025 THIRD QUARTER PERFORMANCE REPORT OF THE DEPARTMENT OF PUBLIC SAFETY FOR THE PERIOD JANUARY TO MARCH 2025	20
-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----

ITEM NUMBER

COJ LEGISLATURE

PERFORMANCE ASSESSMENT REPORT FOR THE CITY OF JOHANNESBURG LEGISLATURE DEPARTMENT FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025 21

OVERSIGHT REPORT OF OCOL ON THE 2024/25 THIRD QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORT OF THE LEGISLATURE OF THE CITY OF JOHANNESBURG FOR THE PERIOD JANUARY TO MARCH 2025 22

OFFICE OF THE OMBUDSMAN

PERFORMANCE ASSESSMENT REPORT FOR THE OFFICE OF THE OMBUDSMAN FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025 23

COJ LEGISLATURE

OVERSIGHT REPORT OF THE OCOL ON THE 2024/25 THIRD QUARTER PERFORMANCE REPORT OF THE CITY OF JOHANNESBURG OFFICE OF THE OMBUDSMAN FOR THE PERIOD JANUARY TO MARCH 2025 24

SECOND QUARTER REPORT ON THE OVERSIGHT ACTIVITIES OF THE PETITIONS STANDING COMMITTEE FOR THE PERIOD: OCTOBER TO DECEMBER 2024 25

THIRD QUARTER REPORT ON THE OVERSIGHT ACTIVITIES OF THE S79 PETITIONS STANDING COMMITTEE FOR THE PERIOD: JANUARY TO MARCH 2025 26

ECONOMIC DEVELOPMENT

PERFORMANCE ASSESSMENT REPORT FOR THE ECONOMIC DEVELOPMENT DEPARTMENT FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025 27

ITEM NUMBER

JOHANNESBURG TOURISM COMPANY

PERFORMANCE ASSESSMENT REPORT FOR 28
 THE JOHANNESBURG TOURISM COMPANY
 FOR THE 2024/2025 FINANCIAL YEAR FOR
 THE PERIOD JANUARY TO MARCH 2025

JOBURG PROPERTY COMPANY (SOC) LTD

PERFORMANCE ASSESSMENT REPORT FOR 29
 THE JOHANNESBURG PROPERTY COMPANY
 (SOC) LTD FOR THE 2024/2025 FINANCIAL
 YEAR FOR THE PERIOD JANUARY TO
 MARCH 2025

JOBURG MARKET (SOC) LTD

PERFORMANCE ASSESSMENT REPORT FOR 30
 THE JOBURG MARKET (SOC) LTD FOR THE
 2024/2025 FINANCIAL YEAR FOR THE PERIOD
 JANUARY TO MARCH 2025

COJ LEGISLATURE

OVERSIGHT REPORT OF THE ECONOMIC 31
 DEVELOPMENT SECTION 79 COMMITTEE
 ON THE 2024/25 THIRD QUARTER
 PERFORMANCE REPORTS OF THE
 DEPARTMENT OF ECONOMIC
 DEVELOPMENT, JOHANNESBURG
 PROPERTY COMPANY, JOBURG FRESH
 PRODUCE MARKET AND JOBURG TOURISM
 COMPANY FOR THE PERIOD JANUARY TO
 MARCH 2025

GROUP STRATEGY, POLICY COORDINATION AND RELATIONS

POLICY ON MEMBERSHIP, REPRESENTATION 32
 AND PARTICIPATION IN EXTERNAL
 ORGANISATIONS

GROUP CORPORATE AND SHARED SERVICES

REVISED GROUP INDIVIDUAL 33
 PERFORMANCE MANAGEMENT
 SYSTEM POLICY FRAMEWORK

ITEM NUMBER

CITY OF JOBURG PROPERTY COMPANY (SOC) LTD

THE DEVELOPMENT SALE AND/OR LONG TERM LEASE OF PORTION 159 OF THE FARM DIEPKLOOF 319 IQ (SOWETO GATEWAY): COMPLIANCE WITH SECTION 33 OF THE MUNICIPAL FINANCE MANAGEMENT ACT (MFMA)	34
LEASE OF ERF 2981 FAR EAST BANK EXTENSION 4	35
PURCHASE OF THE PROPOSED PORTION 1 OF ERF 520 HALFWAY HOUSE EXT. 65 FOR A WATER RESERVOIR AND THE ACQUISITION OF A WATER PIPELINE SERVITUDE OVER ERF 520 RE HALFWAY HOUSE EXT. 65	36
ACQUISITION OF PORTION 13 OF FARM KLIPSPRUIT 298 IQ TO BE FORMALLY INTEGRATED INTO THE WALTER SISULU SQUARE OF DEDICATION	37
PROPOSED REGISTRATION OF RIGHT OF WAY SERVITUDE OVER AND ALONG THE EASTERN BOUNDARY OF THE REMAINDER OF PORTION 140 OF THE FARM KLIPFONTEIN 203 IQ	38
ALIENATION OF SANITARY LANES THROUGHOUT REGION B OF THE CITY OF JOHANNESBURG MUNICIPALITY JURISDICTION	39
PROPOSED AMENDMENTS TO SOUTHERN FARMS LAND AVAILABILITY AND DEVELOPMENT AGREEMENT IN TERMS OF SECTION 116(3) OF THE MUNICIPAL FINANCE MANAGEMENT ACT (MFMA)	40
PUBLIC PARTICIPATION IN RESPECT OF THE PROPOSED LONG TERM LEASE OF ERF 1319, ERF 1330, ERF 1318 GREENSIDE TOWNSHIP, AND THE REMAINDER OF ERF 2184 PARKHURST TOWNSHIP	41

ITEM NUMBER

CITY OF JOBURG PROPERTY COMPANY (SOC) LTD

PROPOSED PUBLIC PARTICIPATION IN RESPECT OF PORTION 33 BRAAMFONTEIN 53 IR (KNOWN AS MARKS PARK) 42

THE PROPOSED PUBLIC PARTICIPATION IN RESPECT OF A PORTION OF THE REMAINDER OF PORTION 145 OF THE FARM SYFERFONTEIN 51 IR, ERVEN 2381, 2382 HOUGHTON ESTATE, ERVEN 111 AND 122 MELROSE ESTATE (KNOWN AS THE KILLARNEY COUNTRY CLUB) 43

PUBLIC PARTICIPATION IN RESPECT OF THE SALE OF ERF 1 ARENA 44

GROUP FINANCE

GROUP STRATEGIC SUPPLY CHAIN MANAGEMENT ACQUISITION STATUS REPORT REFLECTING BIDS CONSIDERED AND APPROVED BY ACCOUNTING OFFICER FOR THE PERIOD OF 1 JANUARY 2025 TO 31 MARCH 2025 45

GROUP STRATEGIC SUPPLY CHAIN MANAGEMENT OPERATIONAL STATUS REPORT FOR THE PERIOD 1 JANUARY 2025 TO 31 MARCH 2025 46

GROUP STRATEGIC SUPPLY CHAIN MANAGEMENT DEVIATION AND RATIFICATION REPORTS THAT WERE CONSIDERED AND APPROVED BY THE ACCOUNTING OFFICER FOR THE PERIOD 1 JANUARY TO 31 MARCH 2025 47

CITY OF JOHANNESBURG MFMA IN-YEAR FINANCIAL REPORT FOR THE PERIOD ENDED 28 FEBRUARY 2025 48

CITY OF JOHANNESBURG MFMA IN-YEAR FINANCIAL REPORT FOR THE PERIOD ENDED 31 MARCH 2025 49

ITEM NUMBER

TRANSPORT

REQUEST FOR APPROVAL TO GRANT USER RIGHTS OF SIXTY-EIGHT (68) BUSES TO ALEXANDRA BUS COMPANY PROPRIETARY LIMITED (ABC) FOR THE OPERATION OF REA VAYA PHASE 1C(A) INTERIM SERVICE FOR A PERIOD NOT EXCEEDING THREE YEARS THROUGH THE MUNICIPAL ASSET TRANSFER REGULATION (MATR) AND TO FURTHER DISPOSE THE BUSES AFTER THE INTERIM SERVICE 50

SOCIAL DEVELOPMENT POLICY AND RESEARCH UNIT

ADDENDUM TO THE CITY OF JOHANNESBURG EXPANDED SOCIAL PACKAGE (ESP) POLICY FOR EFFICIENT POLICY IMPLEMENTATION 51

GROUP INFORMATION COMMUNICATION TECHNOLOGY

COJ mSCOA BUSINESS TRANSFORMATION PROGRAMME IMPLEMENTATION ROADMAP IN COMPLIANCE WITH THE NATIONAL TREASURY MINIMUM REQUIREMENTS 52

OFFICE OF THE CHIEF OPERATIONS OFFICER

BAD BUILDINGS STRATEGY 2024 53

COMMUNITY DEVELOPMENT

FEEDBACK ON THE PUBLIC CONSULTATION PROCESS FOR THE PROPOSED RENAMING OF FOUR STREETS AROUND ST MARY'S CATHEDRAL 54

JOHANNESBURG CITY PARKS AND ZOO

BEQUEST FROM THE ESTATE OF ERNST HANAU TO THE JOHANNESBURG ZOO UPDATE ON PROGRESS PURSUANT TO THE BOARD MEETING OF 19 OCTOBER 2023 55

ITEM NUMBER

COJ LEGISLATURE

S79 COMMUNITY DEVELOPMENT COMMITTEE OVERSIGHT REPORT ON JOHANNESBURG ART GALLERY	56
OVERSIGHT REPORT OF THE SECTION 79 CORPORATE AND SHARED SERVICES COMMITTEE ON OVERSIGHT VISIT ON RED FLEET – MAY 2025	57
OVERSIGHT VISIT REPORT OF THE SECTION 79 ECONOMIC DEVELOPMENT TO RIVERSIDE VIEW MEGA HOUSING DEVELOPMENT AND OPPORTUNITY CENTRE MOBILE AND VISITORS' INFORMATION CENTRES ON THE 21 MAY 2025	58
OVERSIGHT REPORT OF THE SECTION 79 ENVIRONMENT AND INFRASTRUCTURE SERVICES COMMITTEE ON THE SITE VISITS TO THE GOUDKOPPIES AND ROBINSON DEEP LANDFILL SITES ON 17 APRIL 2025	59
OVERSIGHT VISIT REPORT OF THE SECTION 79 FINANCE COMMITTEE TO EUREKA HOUSE REVENUE CENTRE ON THE 15 TH MAY 2025	60
OVERSIGHT VISIT REPORT OF THE HSD SECTION 79 COMMITTEE TO SINOQOBILE CLINIC IN REGION D ON THE 10 TH OF APRIL 2025	61
OVERSIGHT VISIT REPORT OF THE HSD SECTION 79 COMMITTEE TO YETTA NATHAN CONSTRUCTION SITE IN REGION D ON THE 10 TH OF APRIL 2025	62
OVERSIGHT VISIT REPORT OF THE HSD SECTION 79 COMMITTEE TO PROTEA SOUTH CLINIC IN REGION D ON THE 10 TH OF APRIL 2025	63
OVERSIGHT VISIT TO FLEURHOF LIFESTYLE ESTATE BY THE SECTION 79 HUMAN SETTLEMENTS COMMITTEE ON 20 MARCH 2025	64

ITEM NUMBER

COJ LEGISLATURE

OVERSIGHT VISIT TO JOSHCO' FLEURHOF
JUNCTION PROJECT BY THE SECTION 79
HUMAN SETTLEMENTS COMMITTEE ON 29
APRIL 2025 65

OVERSIGHT REPORT ON JOINT 66
STAKEHOLDER ENGAGEMENT EVENT POST
THE OVERSIGHT VISIT TO METRO CENTRE
BUILDING BY THE OVERSIGHT COMMITTEE
OF THE LEGISLATURE, CORPORATE AND
SHARED SERVICES, PUBLIC SAFETY AND
ECONOMIC DEVELOPMENT
COMMITTEES – DECEMBER 2024

OVERSIGHT VISIT OF THE SECTION 79 67
PUBLIC SAFETY COMMITTEE TO THE
WEMMER COMPLEX POUND
ON 13 FEBRUARY 2025

OVERSIGHT VISIT OF SECTION 79 68
PUBLIC SAFETY COMMITTEE TO
THE ARMORY ON 13 FEBRUARY 2025

S79 PETITIONS STANDING COMMITTEE 69
OVERSIGHT VISIT TO ALEXANDRA,
11TH MARCH 2025

MOTIVATION THAT COUNCIL CERTIFIES AS 70
IRRECOVERABLE AND REGULARISE
IRREGULAR AND FRUITLESS & WASTEFUL
EXPENDITURE – JUNE 2025

TERMS OF REFERENCE – ETHICS AND 71
DISCIPLINARY COMMITTEE AND THE
INTEGRITY COMMISSIONER

GROUP FINANCE

RESUBMISSION: TABLING OF THE 72
TRADING SERVICES A3 PERFORMANCE
IMPROVEMENT ACTION PLANS (PIAP)
DURING THE BUDGET APPROVAL
PROCESS IN LINE WITH TRADING
REFORMS REQUIREMENTS FOR
COUNCIL APPROVAL

ITEM NUMBER

OFFICE OF THE CITY MANAGER

PERFORMANCE ASSESSMENT REPORT FOR THE OFFICE OF THE CITY MANAGER FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025	73
-------------------------------------------------------------------------------------------------------------------------------------------------	----

COJ LEGISLATURE

OVERSIGHT REPORT OF THE GOVERNANCE SECTION 79 COMMITTEE ON THE SECOND 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 JANUARY TO MARCH 2025	74
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----

**GROUP INFORMATION COMMUNICATION
TECHNOLOGY DEPARTMENT**

PERFORMANCE ASSESSMENT REPORT FOR THE GROUP INFORMATION COMMUNICATION TECHNOLOGY DEPARTMENT FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2024	75
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----

ITEM NUMBER

COJ LEGISLATURE

OVERSIGHT REPORT OF THE SECTION 79
FINANCE COMMITTEE ON THE 2024/25
SECOND QUARTER PERFORMANCE
ASSESSMENT REPORTS OF THE GROUP
INFORMATION COMMUNICATION
TECHNOLOGY DEPARTMENT FOR THE
PERIOD OCTOBER TO DECEMBER 2024

76

THE DRAFT ALDERMAN POLICY

77

RULING OF THE PRESIDING OFFICER:
COUNCIL MEETING HELD ON
17 JANUARY 2025

78

RULING OF THE PRESIDING OFFICER:
COUNCIL MEETING HELD ON
13 MARCH 2025

79

GROUP FINANCE

PERFORMANCE ASSESSMENT REPORT FOR
THE GROUP FINANCE DEPARTMENT FOR
THE 2024/2025 FINANCIAL YEAR FOR THE
PERIOD JANUARY TO MARCH 2025

80

**GROUP INFORMATION COMMUNICATION
TECHNOLOGY**

PERFORMANCE ASSESSMENT REPORT
FOR THE GROUP INFORMATION
COMMUNICATION TECHNOLOGY
DEPARTMENT FOR THE 2024/2025
FINANCIAL YEAR FOR THE PERIOD
JANUARY TO MARCH 2025

81

ITEM NUMBER

COJ LEGISLATURE

OVERSIGHT REPORT OF THE SECTION 79
FINANCE COMMITTEE ON THE 2024/25
THIRD QUARTER PERFORMANCE
ASSESSMENT REPORTS OF THE GROUP
FINANCE DEPARTMENT AND GROUP
INFORMATION COMMUNICATION
TECHNOLOGY DEPARTMENT FOR THE
PERIOD JANUARY TO MARCH 2025

82

COMMUNITY DEVELOPMENT

PERFORMANCE ASSESSMENT REPORT
FOR THE COMMUNITY DEVELOPMENT
DEPARTMENT FOR THE 2024/2025
FINANCIAL YEAR FOR THE PERIOD
JANUARY TO MARCH 2025

83

JOHANNESBURG CITY PARKS AND ZOO

PERFORMANCE ASSESSMENT REPORT FOR
JOHANNESBURG CITY PARKS AND ZOO
FOR THE 2024/2025 FINANCIAL YEAR FOR
THE PERIOD JANUARY TO MARCH 2025

84

JOBURG CITY THEATRES (SOC) LTD

PERFORMANCE ASSESSMENT REPORT
FOR THE JOBURG CITY THEATRES (SOC)
LTD FOR THE 2024/2025 FINANCIAL YEAR
FOR THE PERIOD JANUARY TO MARCH 2025

85

COJ LEGISLATURE

OVERSIGHT REPORT OF THE SECTION 79
COMMUNITY DEVELOPMENT COMMITTEE
ON THE 2024/2025 THIRD QUARTER
PERFORMANCE ASSESSMENT REPORT OF
THE DEPARTMENT OF COMMUNITY
DEVELOPMENT, JOBURG CITY THEATRES
AND JOBURG CITY PARKS AND ZOO FOR
THE PERIOD FROM JANUARY TO MARCH
2025

86

ITEM NUMBER

OFFICE OF THE CHIEF OPERATIONS OFFICER

CAPITAL GRANTS PERFORMANCE REPORT TO END JANUARY 2025	87
----------------------------------------------------------	----

COJ LEGISLATURE

CHANGES IN MEMBERSHIP OF THE VARIOUS SECTION 79 COMMITTEES	88
---------------------------------------------------------------	----

OUTCOME OF INVESTIGATION INTO THE ALLEGED BREACH OF THE CODE OF THE CODE OF CONDUCT FOR COUNCILLORS: CLLR SIHLE NGUSE	89
--------------------------------------------------------------------------------------------------------------------------------	----

OFFICE OF THE CITY MANAGER

PRELIMINARY INVESTIGATIONS CONCLUDED BY THE DISCIPLINARY BOARD	90
----------------------------------------------------------------------	----

REPORT TO SEEK COUNCIL APPROVAL TO REFER ALLEGED ACTS OF FINANCIAL MISCONDUCT TO THE DISCIPLINARY BOARD FOR PRELIMINARY INVESTIGATIONS IN ACCORDANCE WITH THE DISCIPLINARY BOARD TERMS OF REFERENCE AND MFMA REGULATIONS ON FINANCIAL MISCONDUCT	91
-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----

PIKITUP JOHANNESBURG (SOC) LTD

PIKITUP TRADING SERVICES REFORMS STRATEGY	92
----------------------------------------------	----

HEALTH

ACCEPTANCE OF HIV/AIDS CONDITIONAL GRANT FROM THE GAUTENG DEPARTMENT OF HEALTH TO IMPLEMENT THE HIV AND AIDS DOOR- TO-DOOR HIV EDUCATION PROGRAMME AND AIDS COUNCIL COORDINATION FOR THE 2025/26 FINANCIAL YEAR	93
-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----

MEMBERS PRESENT

The Speaker: Councillor: Arnolds, M S

The Executive Mayor: Councillor Morero, S E

Abdool, F	Hoén, J N
Amad, T	Hooper, R S
Aphane, J D	Horwitz, J
Atterbury, E	Huggett, E A
Avant-Smith, C	Jacobs, B
Baloyi, D L	Jacobs, K
Benjamin, R F	Jainoodeen, Z
Bini, L	Jonker, N
Bittkau, R	Kaldine, J
Bodenstein, H	Karolia, Y
Boer, C	Kgeletsane, M O
Bolani, M G	Khumalo, X I
Brand, D G	Koekemoer, M
Campbell-Cloete, B	Komane, S A
Chabalala, M D	Kreusch, S
Chame, F	Kwapeng, C
Chauke, K L	Landis, R
Cherry, J	Lebatlang, T Z
Chetsanga, H	Lebea, M G
Christians, A	Lefutso, L
Chuma, A T	Leshilo, R S
Coogan, L C	Liebenberg, E
Cook, M	Lobi, M
Coutriers, M J	Louw, M A
Coverdale, D L T	Maake, M J
Crichton, M	Mabaso, M P
Da rocha, C M D	Mabelebele, S S
De Lange, F C	Mabidilala, M P
Dladla, D	Mabuke, T A
Dlamini, B	Mabunda, T E
Durand, G V M	Mabuza, S K L
Echeozonjoku, B C	Madiba, T J
Edward, N	Magwaza, B L P
Finn, C E	Magwentshu, L C
Foley, D T	Maila, S M
Fourie-Shawe, C	Makamo, S S
Francisco, D B	Makaula, S
Galeshewe, T M	Makhafola, E
Goosen, J W	Makhuba, H N
Harman, L J (DA)	Maluleka, T
Harris, R	Manganyi, D B
Hlatshwayo, S	Marais, A F
Hlatshwayo, S M	Marais, S I

Marema, V A	Molala, S M
Marumo, T	Molefe, E W
Masera, H	Molefe, M
Mashala, K	Molefe, S B
Mashinini, S	Molise, L D
Masuku, H P	Moloisane, D
Masuku, L	Mosehla, K J
Maswazi, R	Moshapo, L C
Matabane, O	Mothopi, O Z
Mathe, G	Mphaho, M A
May, Z	Mphefo, L M P
Mavhona, L S	Mpolobosho, M M
Mazibuko, A L	Mposula, T
Mazibuko, N	Mpotulo, G S
Mazibukwana, M	Mulelu, M
Mbambala, T J	Munyayi, V E
Mchunu, A	Mutavhatsindi, N T
Meyers, T	Nair, R K
Mgaga, B	Ncube, W M
Mgcina, S E	Ndlela, M C
Mhlari, T M	Ndou, N L
Mhlongo, T A	Ndou, P
Mkasi, G	Ndou, P
Mkhize, T	Ndzondo, C M
Mkhonto, M S	Nefdt, P W
Mkhonza, N F	Nenemba, T
Mmbengwa, M N	Nethamba, R
Mmota, L	Ngema, S V
Mngadi, W B	Nguse, S
Mnisi, M	Ngwenya, F N
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, E T
Modupi, D N	Nkomo, P T
Moepi, N J D	Nkonyeni, S P
Moeti, O T	Nkubungu, L
Mofokeng, J	Nkwanyana, P B
Mogapi, T A	Nofemela, N
Mohamed, N	Ntombela, M J
Mohlala, C	Ntshidi, T E
Mohlala, P K	Nyaqela, M M
Mokoari, Z	Nyembe, M M
Mokoena, G	Nyembe, Z P
Mokoena, P	Nzimande, C
Mokoka, M L	Papo, M M
Mokome, J M	Pelzer, R
Mokwena, T M	Phometsi, P S

Pietersen, J
Pietersen, N
Pitso, K
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
Rohlssen, C K
Santana, C G
Schay, D
Seerane, M K
Sehoai, R J
Sekhu, M V
Shackleford, L M
Shange, P A
Shawe, Z
Sherman, G J
Shumba, K A
Sifumba, N
Simelane, P
Simelane, S O
Simonse, L C
Sindani, F P
Smit, P A
Sondag, J M
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
Tsotetsi, L Y M
Twala, Y A
Van der Merwe, M
Van Wyk, W M
Wax, K P
Williams, M C
Wilskut, D
Wissler, S T J
Xulu, P S
Zazini, A
Zigebe, Y L
Zitha, S L
Zondo, L T
Zungu, N G

1 OPENING

The Speaker requested that Council stand for a moment of silence for prayer and meditation.

Councillor Mosehla K (EFF) requested a 10-minute break, and the Speaker stated that the meeting needed to commence first, after which the requested 10-minute caucus break would be granted.

The Speaker welcomed the Executive Mayor of the City of Johannesburg, Councillor S. Morero; the Whip of Council, Councillor N Zungu; the Chair of Chairs, Councillor V. Marema; all political party leaders and whips; Members of the Mayoral Committee; Chairpersons of the Section 79 Committees; fellow Councillors; the Acting City Manager, Mr K Kekana; the 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 42nd Extra-Ordinary Council meeting of the City of Johannesburg Municipality.

The Speaker notified Council that the Executive had requested the addition of two Urgency Reports, namely:

- *PIKITUP TRADING SERVICES REFORMS STRATEGY*
- *ACCEPTANCE OF THE HIV/AIDS CONDITIONAL GRANT FROM THE GAUTENG DEPARTMENT OF HEALTH TO IMPLEMENT THE HIV AND AIDS DOOR-TO-DOOR HIV EDUCATION PROGRAMME AND AIDS COUNCIL COORDINATION FOR THE 2025/26 FINANCIAL YEAR*

She further stated that the reports would be considered at the Council meeting on Thursday, 31 July 2025, and she acceded to the request.

She thereafter allowed 10 minutes for the Legal team to verify the number of Councillors present to confirm the quorum. She urged Councillors who had not signed the register to do so. The Legal team confirmed that 220 Councillors were present; therefore, the meeting could proceed as a quorum was constituted.

Councillor Avant-Smith C (DA) requested a 5-minute caucus break with the whips to facilitate the sitting, and the Speaker acceded to the request.

Councillor Avant-Smith confirmed that the whips had agreed that all quarterly reports would be read and debated together, with Items 58 - 68 being read for noting without debate.

2 APPLICATIONS FOR LEAVE OF ABSENCE

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

<i>Councillor Deppe, A J</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Dewes, D S</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Hughes, Z</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Johnson, N</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Khanyile, N M</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Mokoena, M S</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Ngoepe, C S</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Ngwenya, J A</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Nkomo, B</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Nkosi, R A L</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Sekwaila, B J</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Smouse, B M</i>	<i>:</i>	<i>Council Business</i>
<i>Councillor Tshehlo, G J</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Zwane, S</i>	<i>:</i>	<i>Private Business</i>

The following Councillors were granted permission to arrive late.

Councillor Mbambala, T J
Councillor Mogapi, T A
Councillor Telekoa, A T
Councillor Zungu, N G

The following Councillors were granted permission to leave early.

<i>Councillor Da Gama, V M</i>	<i>:</i>	<i>14:00</i>
<i>Councillor Mohlala, C</i>	<i>:</i>	<i>15:00</i>
<i>Councillor Rakosa, P M</i>	<i>:</i>	<i>15:00</i>
<i>Councillor Nkomo, P T</i>	<i>:</i>	<i>15:00</i>
<i>Councillor Nkomo, E T</i>	<i>:</i>	<i>16:30</i>
<i>Councillor Nyembe, M M</i>	<i>:</i>	<i>16:30</i>
<i>Councillor Mokome, J M</i>	<i>:</i>	<i>17:30</i>

Councillor Tshwaku M requested to leave at 14:00 and return later in the day.
Councillor Morero S E requested to leave after tabling reports to attend to the Legal and Contracts Department and return later in the day.

3 RECOMMENDATIONS TO COUNCIL

The Executive Mayor tabled the reports from the Executive for consideration.

The Chair of Chairs tabled the reports from the Legislature for consideration and thereafter withdrew Item 70 from the agenda.

MMC Masuku requested the withdrawal of Items 34, 40, and 42, and further requested that Items 35 - 44 be read and debated together.

- Item 1 PERFORMANCE ASSESSMENT REPORT FOR THE CORPORATE AND SHARED SERVICES DEPARTMENT FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2024

NOTED

That the second quarter performance report of the Group Corporate and Shared Services for the 2024/25 financial year, be noted.

(GROUP CORPORATE AND SHARED SERVICES)
(Ms. Shabalala)
(Cell: 083 413 1088)

- Item 2 OVERSIGHT REPORT OF THE SECTION 79 CORPORATE AND SHARED SERVICES COMMITTEE ON THE 2024/2025 SECOND QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORT OF GROUP CORPORATE AND SHARED SERVICES FOR THE PERIOD OCTOBER TO DECEMBER 2024

RESOLVED

- 1 That the Group Corporate and Shared Services Second Quarter Performance Report for the period October to December 2024 be approved, noting observations cited in the body of the report.
- 2 That the 2024/2025 Second Quarter Oversight Report of the S79 Corporate and Shared Services Committee on the 2024/2025 Second Quarter Performance Assessment report of Group Corporate and Shared Services for the period October to December 2024, be approved, noting the observations cited in the body of this report.
- 3 That GCSS explains reasons behind deviation from procurement processes for the WCA system, by April 2025.
- 4 That GICT expedites the digitization of the procurement process, by June 2025.
- 5 That Group Finance establishes an Asset Management Committee to determine a suitable central asset management system, by June 2025.

(COJ LEGISLATURE)

- Item 3 PERFORMANCE ASSESSMENT REPORT FOR THE CORPORATE AND SHARED SERVICES DEPARTMENT FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Johannesburg Development Agency for the 2024/25 financial year, be noted.

(GROUP CORPORATE AND SHARED SERVICES)

(Ms. S Shabalala)

(Cell: 083 413 1088)

- Item 4 OVERSIGHT REPORT OF THE SECTION 79 CORPORATE AND SHARED SERVICES COMMITTEE ON THE 2024/2025 THIRD QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORT OF GROUP CORPORATE AND SHARED SERVICES FOR THE PERIOD JANUARY TO MARCH 2025

RESOLVED

- 1 That Council approves the Group Corporate and Shared Services Third Quarter Performance Report for the period January to March 2025, noting observations cited in the body of the report.
- 2 That Council approves the Oversight report of the S79 Corporate and Shared Services Committee on the Third Quarter Budget and Performance Assessment Report of Group Corporate and Shared Services for the Period January to March 2024/2025, noting observations cited in the body of the report.
- 3 That GCSS provides reasons for the non-expenditure of the R14m budget for strategic appointments, by August 2025.

(COJ LEGISLATURE)

- Item 5 PERFORMANCE ASSESSMENT REPORT FOR THE DEVELOPMENT PLANNING DEPARTMENT FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Development Planning Department for the 2024/25 financial year, be noted.

(DEVELOPMENT PLANNING)

(N Seitisho)

(Tel. (011) 407 7330)

- Item 6 PERFORMANCE ASSESSMENT REPORT
FOR THE JOHANNESBURG DEVELOPMENT
AGENCY FOR THE 2024/2025 FINANCIAL
YEAR FOR THE PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Johannesburg Development Agency for the 2024/25 financial year, be noted.

(JOHANNESBURG DEVELOPMENT AGENCY)
(Mr. T Mathibe)

- Item 7 OVERSIGHT REPORT OF THE DEVELOPMENT PLANNING
SECTION 79 COMMITTEE ON THE 2024/25 THIRD QUARTER
BUDGET AND PERFORMANCE ASSESSMENT REPORTS
OF THE DEVELOPMENT PLANNING DEPARTMENT AND
THE JOHANNESBURG DEVELOPMENT AGENCY (JDA)
FOR THE PERIOD JANUARY TO MARCH 2025

RESOLVED

- 1 That Council note and approve the 2024/25 Third Quarter Budget and Performance reports of the Department of Development Planning and Johannesburg Development Agency for the period January to March 2025, noting the observations cited in the body of this report.
- 2 That the Development Planning Department reports to the Committee the reasons for not deferring the demolition of building structures to the 2025/26 financial year due to the related dependencies, by July 2025.
- 3 That the Development Planning Department reports to the Committee the current progress of the El Kero Skate Park and Skateistan Recreation Park which have been at practical completion stage since Q2, by July 2025.
- 4 That the Development Planning Department presents to the Committee the Inclusionary Housing Assessment Report, once completed.
- 5 That the JDA presents to the Committee the SMME Development audit project, by July 2025.
- 6 That the JDA reports to the Committee the findings on the projects listed on the special audit request, once completed.
- 7 That the JDA provides the Committee with a detailed breakdown of all SMMEs that have not been paid (per project) and indicate the expected payment date, by July 2025.

- 8 That the JDA reports to the Committee on the progress and related bottlenecks at the Molapo Bridge project, implemented under the Jabulani TOD, by July 2025.

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

- Item 8 PERFORMANCE ASSESSMENT REPORT FOR
THE ENVIRONMENT, INFRASTRUCTURE AND
SERVICES DEPARTMENT FOR THE 2024/2025
FINANCIAL YEAR FOR THE PERIOD
JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Environment, Infrastructure and Services Department for the 2024/25 financial year, be noted.

(ENVIRONMENT AND INFRASTRUCTURE SERVICES)

- Item 9 PERFORMANCE ASSESSMENT REPORT
FOR THE CITY POWER JOHANNESBURG
(SOC) LTD FOR THE 2024/2025 FINANCIAL
YEAR FOR THE PERIOD JANUARY TO MARCH 2025

RESOLVED

That the third quarter performance report of the City Power Johannesburg (SOC) Ltd for the 2024/25 financial year, be noted.

(CITY POWER JOHANNESBURG (SOC) LTD)

- Item 10 PERFORMANCE ASSESSMENT REPORT
FOR JOHANNESBURG WATER (SOC) LTD
FOR THE 2024/2025 FINANCIAL YEAR FOR
THE PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of Johannesburg Water (SOC) Ltd for the 2024/25 financial year, be noted.

(JOHANNESBURG WATER (SOC) LTD)

- Item 11 PERFORMANCE ASSESSMENT REPORT FOR PIKITUP JOHANNESBURG (SOC) LTD FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of Pikitup Johannesburg (SOC) Ltd for the 2024/25 financial year, be noted.

(PIKITUP JOHANNESBURG (SOC) LTD)

- Item 12 OVERSIGHT REPORT OF SECTION 79 ENVIRONMENT AND INFRASTRUCTURE SERVICES COMMITTEE ON THE 2024/25 THIRD QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE ENVIRONMENT AND INFRASTRUCTURE SERVICES DEPARTMENT(EISD), PIKITUP JOHANNESBURG, JOHANNESBURG WATER AND JOHANNESBURG CITY POWER FOR THE PERIOD JANUARY TO MARCH 2025

RESOLVED

- 1 That Council approves the Oversight Report on the 2024/2025 Third Quarter Performance Assessments of EISD, Pikitup, Johannesburg Water, and Johannesburg City Power for the period from January to March 2025, acknowledging the report's observations and recommendations.
- 2 That Pikitup should submit a report regarding the existence of the Environmental Monitoring Committee, its composition, its functions to date, and its achievements in landfill site compliance monitoring. This must be submitted to the Section 79 EIS Oversight Committee by 30 September 2025.
- 3 That the EISD should investigate the feasibility of a unified command structure for coordinating responses among Johannesburg Water, Pikitup, and other relevant departments to ensure swift action on incidents of spillage and dumping; the report must be submitted to the Committee by October 2025.
- 4 That Pikitup should issue a clarifying mini-report indicating whether the diverted builder's rubble contains or excludes illegally dumped material. This report can be emailed to the Committee by June 20, 2025.
- 5 That Pikitup should evaluate the feasibility of implementing comprehensive security measures at all high-risk garden locations. Subsequently, it should submit its findings to the Committee by 30 October 2025.
- 6 That Johannesburg Water should explore the feasibility of establishing a specialised NRW task force to implement an accelerated Non-Revenue Water reduction programme, bolstered by dedicated funding and resources. The entity must report back to the Committee by October 2025.

- 7 That City Power and Johannesburg Water should submit a report to the Committee containing detailed action plans that address the root causes of underperformance in service standards (SS). The report must be submitted to the Committee by 30 August 2025.
- 8 That City Power and Johannesburg Water should provide a simplified, non-technical report to the Committee regarding the Debt Collection Technology and Processes, aimed at enhancing existing collection methods and addressing non-payment issues. This report should be submitted by August 30, 2025.
- 9 That City Power should establish clear timelines for improving underperforming KPIs, implement accountability measures for staff, and submit the report to the Committee. This report should be emailed to the committee monthly.
- 10 That City Power and Johannesburg Water executive management shall update the Committee in a special online meeting to discuss the billing systems, customer payment collection strategies, and debt management. A report and presentation must be shared with the Committee by July 4, 2025, prior to the meeting.
- 11 That Johannesburg Water should mandate professional conduct training for all staff on public service responsibilities, customer service principles, accountability, transparency, and integrity. A report should then be submitted to the Committee on a quarterly basis.
- 12 That Environment and Infrastructure Services Department (EISD) should prepare and submit a comprehensive report on the current state of the City of Johannesburg's river system and its associated challenges. This report must be submitted to the Committee by September 2025.
- 13 That Johannesburg Water must provide a detailed report on all service reinstatements that extend beyond financial figures and aggregate amounts. These reports should include specific street-level data, geographic locations, timelines for completion, and reasons for disconnections. This report must be submitted to the Committee by 30 July 2025.

(COJ LEGISLATURE)

- Item 13 PERFORMANCE ASSESSMENT REPORT
FOR THE HEALTH DEPARTMENT FOR THE
2024/2025 FINANCIAL YEAR FOR THE PERIOD
JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Health Department for the 2024/25 financial year, be noted.

(HEALTH)
(C Dliwayo)
(Cell: 082 959 7176)

- Item 14 PERFORMANCE ASSESSMENT REPORT
FOR THE SOCIAL DEVELOPMENT DEPARTMENT
FOR THE 2024/2025 FINANCIAL YEAR FOR THE
PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Social Development Department for the 2024/25 financial year, be noted.

(SOCIAL DEVELOPMENT)
(Mr. W Tiro)
(Tel. (011) 407-7131)

- Item 15 OVERSIGHT REPORT OF THE HEALTH AND SOCIAL
DEVELOPMENT SECTION 79 COMMITTEE ON THE
2024/2025 SECOND QUARTER BUDGET AND
PERFORMANCE ASSESSMENT REPORTS OF
HEALTH DEPARTMENT AND SOCIAL DEVELOPMENT
DEPARTMENT FOR THE PERIOD JANUARY TO
MARCH 2025

RESOLVED

That Council approves the Third Quarter Oversight Report of the Health and Social Development Section 79 Committee on 2024/2025 Third Quarter Budget and Performance Assessment Report of the Health and Social Development Department for the period January to March 2025, noting the observations cited in the body of this report.

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

- Item 16 PERFORMANCE ASSESSMENT REPORT FOR THE HUMAN SETTLEMENT DEPARTMENT FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Human Settlement Department for the 2024/25 financial year, be noted.

(HUMAN SETTLEMENT)

- Item 17 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG SOCIAL HOUSING COMPANY FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Johannesburg Social Housing Company for the 2024/25 financial year, be noted.

(JOHANNESBURG SOCIAL HOUSING COMPANY)

- Item 18 OVERSIGHT REPORT OF THE HUMAN SETTLEMENTS SECTION 79 COMMITTEE ON THE 2024/25 THIRD QUARTER PERFORMANCE ASSESSMENT REPORT OF THE DEPARTMENT OF HUMAN SETTLEMENTS AND THE JOHANNESBURG SOCIAL HOUSING COMPANY (JOSHCO) FOR THE JANUARY TO MARCH 2025

RESOLVED

- 1 That Council note the 2024/25 Third 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 2024/25 Third Quarter Oversight Report of the Human Settlements Section 79 Committee on the 2024/25 Third Quarter Budget and Performance Assessment report of the Department of Human Settlements and the Johannesburg Social Housing Company for the period January 2025 to March 2025, 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 the scope of work done for repairs and maintenance for Human Settlements stock by June 2025.
- 4 That the Department of Human Settlements provides the Section 79 Human Settlements with an audit report of how many Senior citizen rentals are empty and provide reasons why by July 2025.
- 5 That the Section 79 Human Settlement Committee conducts an oversight visit to JOSHCO's Abel Road Phase 1 project to assess the progress of the project and work completed by June 2025.
- 6 That the Section 79 Human Settlements conducts an oversight visit to JOSHCO's Needaburg Student accommodation by July 2025.
- 7 That JOSHCO provides the Section 79 Human Settlements Committee with a report detailing the entity's strategy to recoup the money owned by City departments and entities by July 2025.

(COJ LEGISLATURE)

- Item 19 PERFORMANCE ASSESSMENT REPORT FOR THE PUBLIC SAFETY DEPARTMENT FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Public Safety Department for the 2024/25 financial year, be noted.

(PUBLIC SAFETY)

- Item 20 OVERSIGHT REPORT OF THE SECTION 79 PUBLIC SAFETY COMMITTEE ON THE 2024/2025 3RD QUARTER PERFORMANCE REPORT OF THE DEPARTMENT OF PUBLIC SAFETY FOR THE PERIOD JANUARY TO MARCH 2025

RESOLVED

- 1 That Council approve the 3rd quarter Oversight Report of the Public Safety Section 79 Committee on the Department's quarterly performance report for the 2024/2025 financial year (January 2025 to March 2025).
- 2 That the department must submit a comprehensive report on why it overspent by R30 million on their budget.

3 That the department must submit the list of 28 findings by internal audit.

(COJ LEGISLATURE)
(Tandisizwe Sidubulekana)

Item 25 SECOND QUARTER REPORT ON THE OVERSIGHT
ACTIVITIES OF THE PETITIONS STANDING COMMITTEE
FOR THE PERIOD: OCTOBER TO DECEMBER 2024

NOTED

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

Item 26 THIRD QUARTER REPORT ON THE OVERSIGHT
ACTIVITIES OF THE PETITIONS STANDING COMMITTEE
FOR THE PERIOD: JANUARY TO MARCH 2025

NOTED

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

Item 34 THE DEVELOPMENT SALE AND/OR LONG TERM
LEASE OF PORTION 159 OF THE FARM DIEPKLOOF
319 IQ (SOWETO GATEWAY): COMPLIANCE WITH
SECTION 33 OF THE MUNICIPAL FINANCE
MANAGEMENT ACT (MFMA)

WITHDRAWN

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Shyma Pillay)
(Tel. 010 219 9000)

Item 40 PROPOSED AMENDMENTS TO SOUTHERN
FARMS LAND AVAILABILITY AND DEVELOPMENT
AGREEMENT IN TERMS OF SECTION 116(3) OF
THE MUNICIPAL FINANCE MANAGEMENT ACT (MFMA)

WITHDRAWN

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Ms. S Pillay)

Item 42 PROPOSED PUBLIC PARTICIPATION IN
RESPECT OF PORTION 33 BRAAMFONTEIN
53 IR (KNOWN AS MARKS PARK)

WITHDRAWN

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)

Item 56 S79 COMMUNITY DEVELOPMENT
COMMITTEE OVERSIGHT REPORT ON
JOHANNESBURG ART GALLERY

RESOLVED

- 1 That Council approves the Oversight Visit Report on the state of Johannesburg Art Gallery.
- 2 That JAG provides progress report on the relocation of arts and renovation of JAG.
- 3 That JAG supplies the Committee with the report and presentation:
 - (1) On the procedure of how art is procured from artists into the gallery.
 - (2) On the financial support of Anglo-American funding, average spend per annum, balance and overall fund administration.

(COJ LEGISLATURE)

(Khayelihle)

(Tel. (011) 407-7450)/ 083458 5855)

Item 57 OVERSIGHT REPORT OF THE SECTION 79
CORPORATE AND SHARED SERVICES
COMMITTEE ON OVERSIGHT VISIT ON
RED FLEET – MAY 2025

RESOLVED

- 1 That Council approves this oversight visit report, noting the observations cited in the body of the report.
- 2 That Public Safety Department provides sufficient specialized capacity for trauma management or counselling of the emergency services personnel. A feedback report to be tabled at S79 Corporate and Shared Services Committee by August 2025.
- 3 That Public Safety Department provides the SLA for the operation of the clinic on the premises of the Ivory Park fire station, by August 2025.

- 4 That Public Safety Department engages the Department of Human Settlements to remove illegal houses that were built over Egoli gas line. A feedback report to be tabled at S79 Corporate and Shared Services Committee by August 2025.
- 5 That Public Safety Department engages the Gauteng Provincial Government on the provision of emergency medical services. A feedback report to be tabled by Public Safety Department at the S79 Corporate and Shared Services Committee by August 2025.
- 6 That Joburg Water provides a feedback report to the S79 Corporate and Shared Services Committee by August 2025 on their mitigation of the following problem areas in the servicing of fire hydrants:
 - The non-servicing and non or poor marking of fire hydrants on some areas of the City
 - Delays in attending to reported water leaks
 - Incompatible keys for fire hydrants
 - The possibility of Joburg Water creating a dedicated line for EMS to report all their water services related complaints.
- 7 That JPC expedites the implementation of reported maintenance areas at all fire stations, which include the engine bays, roller doors, gate motors and generators. A feedback report must be submitted to the S79 Corporate and Shared Services Committee by August 2025.

(COJ LEGISLATURE)

Item 58 OVERSIGHT VISIT REPORT OF THE SECTION 79
 ECONOMIC DEVELOPMENT TO RIVERSIDE VIEW
 MEGA HOUSING DEVELOPMENT AND OPPORTUNITY
 CENTRE MOBILE AND VISITORS' INFORMATION
 CENTRES ON THE 21 MAY 2025

RESOLVED

- 1 That Council approve the oversight visit report noting the observations cited in the body of the report.
- 2 That the Joburg Property Company and Joburg Tourism address and respond to all the challenges/concerns raised in the report and provide a way forward, before the end of the current financial period, 2024/25.
- 3 That the Joburg Property Company negotiates and raise a concern to the developer regarding extending 3 months period to 12 months of reporting and fixing defects experienced by the occupants of the units, respond to be provided in the next committee meeting.

- 4 That the Joburg Property Company present to the committee the way forward regarding the erection of the school and other amenities in the area, in the next committee meeting.
- 5 That the Joburg Property Company to provide a breakdown of all the opportunities or jobs created for local communities, presentation to be done in the next committee meeting.
- 6 That the Joburg Property Company through the developer to present all the defects reported and experienced by the occupants, and the total number of those resolved against those being dealt with and unresolved ones, presentation to be made in the next committee meeting.
- 7 That the Tourism Company present to the committee possibilities of having Spin City in communities and any other avenues to be tap into going forward, presentation in the next committee meeting.

(COJ LEGISLATURE)
 (T Marokwane)
 (Mobile: 083 401 7992)

Item 59 OVERSIGHT REPORT OF THE SECTION 79
 ENVIRONMENT AND INFRASTRUCTURE
 SERVICES COMMITTEE ON THE SITE VISITS
 TO THE GOUDKOPPIES AND ROBINSON DEEP
 LANDFILL SITES ON 17 APRIL 2025

RESOLVED

- 1 That Council notes and approves the observations and recommendations in this report.
- 2 That Pikitup should provide a status report regarding the weighbridge system at Goudkoppies, detailing the measures taken to resolve the issue. This report should thoroughly summarise the costs of repairing or replacing the current system. It must be presented to the Committee by 30 July 2025.
- 3 That Pikitup must submit a report outlining its actions to address the rainy season's impacts on the leachate system and the strategies it employs to prevent overflow and contamination of soil and groundwater by 30 July 2025.
- 4 That Pikitup is to submit a report by 30 July 2025 that outlines the impact of waste pickers on the waste disposal process at the Robinson Deep landfill and the measures implemented to address this situation.

(COJ LEGISLATURE)
 (COMMITTEE RESEARCHER)
 (M. R. Molopyane)
 (Tel. (011) 407 7463)

Item 60 OVERSIGHT VISIT REPORT OF THE SECTION 79
FINANCE COMMITTEE TO EUREKA HOUSE
REVENUE CENTRE ON THE 15TH OF MAY 2025

RESOLVED

- 1 That Council approve the oversight visit report noting the observations cited in the body of the report.
- 2 That the Group Finance Department respond to all the challenges raised in the report and provide a way forward. The report is to be submitted to the Section 79 Finance Committee by July 2025.
- 3 That the Group Finance Department collaborate with Joburg Water and City Power to move towards digitized job cards and tracking, which will significantly reduce delays in resolving technical queries. A report on this matter must be submitted to the Section 79 Finance Committee by July 2025.

(COJ LEGISLATURE)
(A Bhaga)
(Tel. (011) 407-7163)

Item 61 OVERSIGHT VISIT REPORT OF THE HSD
SECTION 79 COMMITTEE TO SINGOBI
CLINIC IN REGION D ON 10 APRIL 2025

RESOLVED

That Council approve the oversight visit report noting the observations cited in the body of the report.

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

Item 62 OVERSIGHT VISIT REPORT OF THE HSD
SECTION 79 COMMITTEE TO YETTA
NATHAN CONSTRUCTION SITE IN REGION D
ON THE 10TH OF APRIL 2025

RESOLVED

That Council approve the oversight visit report and note the observation cited in the body of the report.

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

Item 63 OVERSIGHT VISIT REPORT OF THE HSD
SECTION 79 COMMITTEE TO PROTEA
SOUTH CLINIC IN REGION D ON THE
10TH OF APRIL 2025

RESOLVED

That Council approve the oversight visit report noting the observations cited in the body of the report.

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

Item 64 OVERSIGHT VISIT TO FLEURHOF LIFESTYLE
ESTATE BY THE SECTION 79 HUMAN
SETTLEMENTS COMMITTEE ON 20 MARCH 2025

RESOLVED

- 1 That Council approves the oversight visit report, noting the observations cited herein.
- 2 That the Department of Human Settlements blacklists Calgro M3 Developments from working on any future projects be blacklisted.
- 3 That the Department of Human Settlements submits to the committee the snag/deficiency list and outlines what repairs were done from the list by May 2025.
- 4 That the Department of Human Settlements submits a report explaining why the department is issuing title deeds before repairs are done by May 2025.
- 5 That the committee recommends for the residents of Block K to be urgently relocated to a safe alternative (TRU) by June 2025.
- 6 That Calgro M3 Developments submits the two structural engineer reports and banding report by May 2025.
- 7 That the Department of Human Settlements to submit a full report on the state of all the buildings in the estate and if they are habitable by May 2025.
- 8 That Council appoints an independent engineer to conduct a survey of Block K by June 2025.
- 9 That the Department of Human Settlements submits the Geotechnical report, quality assurance report and bulk report to the Committee by 2025.

- 10 That the Department of Human Settlements submits a report detailing when did Calgro M3 Developments report the sewer leakage to the department and what were the actions of the department by May 2025.

(COJ LEGISLATURE)

(M Phakathi)

(Tel. 011 407 7199)

Item 65 OVERSIGHT VISIT TO JOSHCO' FLEURHOF
 JUNCTION PROJECT BY THE SECTION 79
 HUMAN SETTLEMENTS COMMITTEE ON
 29 APRIL 2025

RESOLVED

- 1 That Council approves the oversight visit report, noting the observations cited herein.
- 2 That the JOSHCO provides the S79 Human Settlements Committee with a report detailing how many tenants are in arrears and tenant education that was done
- 3 That JOSHCO provides the S79 Human Settlements Committee with a report detailing repairs done to date
- 4 That JOSHCO provides S79 Human Settlements with a report detailing if tenants were educated about SHRA Resident Rent Relief Programme

(COJ LEGISLATURE)

(M Phakathi)

(Tel. 011 407 7199)

Item 66 OVERSIGHT REPORT ON JOINT STAKEHOLDER
 ENGAGEMENT EVENT POST THE OVERSIGHT
 VISIT TO METRO CENTRE BUILDING BY THE
 OVERSIGHT COMMITTEE ON THE LEGISLATURE,
 CORPORATE AND SHARED SERVICES,
 PUBLIC SAFETY AND ECONOMIC DEVELOPMENT
 COMMITTEES – DECEMBER 2024

RESOLVED

- 1 That Council notes and approves this stakeholder engagement report, noting observations cited in the body of the report.

- 2 That all Departments conduct an asset audit to determine the value of lost assets, as well as the value of vandalized assets or damaged assets since the evacuation of the Metro Centre building. Each Department should report to the S79 Committees (OCOL, CSS, Public Safety and Economic Development) by August 2025.
- 3 That the Finance Department to establish a consolidated asset register for the City, by August 2025. Feedback report to the S79 OCOL, CSS, Public Safety and Economic Development Committees by August 2025.
- 4 That JMPD establish interdepartmental collaboration to determine the security requirements of each Department, by August 2025. A progress report to be submitted to the S79 OCOL, CSS, Public Safety and Economic Development Committees by August 2025.
- 5 That GSHELA ensures that all personal employee or customer information is archived in line with the Gauteng Archives and Records Services Act (5/2013) and POPIA by all departments. A feedback report to the S79 OCOL, CSS, Public Safety and Economic Development be tabled by August 2025.
- 6 That GFIS facilitates a forensic investigation on the Metro Centre renovation project. A feedback report to the S79 OCOL, CSS, Public Safety and Economic Development Committees to be submitted by August 2025.
- 7 That the S79 OCOL, CSS, Public Safety and Economic Development Committees receive a quarterly update report on the Metro Centre renovation project, including expenditure, starting from August 2025.
- 8 That JPC provides an update report the S79 OCOL, CSS, Public Safety and Economic Development Committees on the secure storage of working equipment and assets on the Metro Centre renovation project, by August 2025.
- 9 That GSHELA provides a progress report to the S79 OCOL, CSS, Public Safety and Economic Development Committees on the return of photocopier equipment to the service providers, as well as relocation to new office space, by August 2025.
- 10 That Public Safety Department provides a progress report to the S79 OCOL, CSS, Public Safety and Economic Development Committees on the security capacity that has been provided to the Metro Centre building, by August 2025.
- 11 That Public Safety Department provides an estimation on the financial loss that the City has suffered since the closure of the Metro Centre building, to the S79 OCOL, CSS, Public Safety and Economic Development Committees by August 2025.
- 12 That JPC provides a feedback report to the S79 OCOL, CSS, Public Safety and Economic Development Committees on the running costs of maintaining the Metro Centre whilst it is closed, by August 2025.

- 13 That JPC provides a progress report to the S79 OCOL, CSS, Public Safety and Economic Development Committees on the Office Optimization Project, by August 2025.
- 14 That JPC provides an updated progress report to the S79 OCOL, CSS, Public Safety and Economic Development Committees on the Metro Centre PPP procurement process, by August 2025.
- 15 That GSHELA provides a progress report to the S79 OCOL, CSS, Public Safety and Economic Development Committees on EDMS implementation by all Departments, by August 2025.
- 16 That GSHELA provides a feedback report to the S79 OCOL, CSS, Public Safety and Economic Development Committees on the costs incurred on leased photocopiers and equipment during the closure on the Metro Centre, by August 2025.
- 17 That JPC provides the structural engineers report and the various OHASA reports that led to the decision that the Metro Centre building was not habitable, to the S79 OCOL, CSS, Public Safety and Economic Development Committees by August 2025.

(COJ LEGISLATURE)

Item 67 OVERSIGHT VISIT OF THE SECTION 79
PUBLIC SAFETY COMMITTEE TO THE
WEMMER COMPLEX POUND
ON 13 FEBRUARY 2025

RESOLVED

- 1 That Council approve the oversight visit report noting the findings referred to in the body of the report.
- 2 That the audit report that drivers are not part of the organogram must be sent to the Committee.

(COJ LEGISLATURE)
(Tandisizwe Sidubulekana)

Item 68 OVERSIGHT VISIT OF SECTION 79
PUBLIC SAFETY COMMITTEE TO
THE ARMORY ON 13 FEBRUARY 2025

RESOLVED

- 1 That Council approve the oversight visit report noting the findings referred to in the body of the report.

- 2 That the Department needs to have disposal of cartridges policy in place.
- 3 That the Department needs to have standard operating procedure in place, like how many inspections per year by SAPS, and have the inspection reports in place.
- 4 That the report of the officers that were caught with ammunition must come back to the committee.

(COJ LEGISLATURE)
(Tandisizwe Sidubulekana)

Item 69 S79 PETITIONS STANDING COMMITTEE
OVERSIGHT VISIT TO ALEXANDRA,
11TH MARCH 2025

RESOLVED

That Council approves this oversight visit report noting the observations cited.

(COJ LEGISLATURE)
(E Monhla)
(Tel. (011) 407-7450)

Item 70 MOTIVATION THAT COUNCIL CERTIFIES AS
IRRECOVERABLE AND REGULARISE IRREGULAR
AND FRUITLESS & WASTEFUL EXPENDITURE –
JUNE 2025

WITHDRAWN

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

AT THIS POINT, TIME BEING 17:50, COUNCIL ADJOURNED UNTIL THURSDAY,
31 JULY 2025, AT 10:00, FOR THE CONTINUATION OF THE MEETING.

On resumption, Thursday, 31 July 2025, the following Councillors were present:

MEMBERS PRESENT

The Speaker: Councillor Arnolds, M S

The Executive Mayor: Councillor S E Morero

Abdool, F	Gwamanda, K
Amad, T	Harman, L J (DA)
Aphane, J D	Harris, R
Atterbury, E	Hlatshwayo, S
Avant-Smith, C	Hlatshwayo, S M
Baloyi, D L	Hoén, J N
Benjamin, R F	Hooper, R S
Bini, L	Horwitz, J
Bittkau, R	Huggett, E A
Bodenstein, H	Jacobs, B
Boer, C	Jacobs, K
Bolani, M G	Jainoodeen, Z
Brand, D G	Jonker, N
Campbell-Cloete, B	Kaldine, J
Chabalala, M D	Karolia, Y
Chame, F	Kgeletsane, M O
Chauke, K L	Khumalo, X I
Cherry, J	Koekemoer, M
Chetsanga, H	Komane, S A
Christians, A	Kreusch, S
Chuma, A T	Kunene, K
Coogan, L C	Kwapeng, C
Cook, M	Landis, R
Coutriers, M J	Lebatlang, T Z
Coverdale, D L T	Lebea, M G
Crichton, M	Lefutso, L
Da rocha, C M D	Leshilo, R S
Dammie, B H	Liebenberg, E
De Lange, F C	Lobi, M
Dladla, D	Louw, M A
Dlamini, B	Maake, M J
Durand, G V M	Mabaso, M P
Echeozonjoku, B C	Mabelebele, S S
Edward, N	Mabidilala, M P
Finn, C E	Mabunda, T E
Foley, D T	Mabuza, S K L
Fourie-Shawe, C	Madiba, T J
Francisco, D B	Magwentshu, L C
Galeshewe, T M	Maila, S M
Goosen, J W	Makamo, S S

Makaula, S	Mohlala, P K
Makhafola, E	Mokoari, Z
Makhuba, H N	Mokoena, G
Maluleka, T	Mokoena, P
Manganyi, D B	Mokoka, M L
Marais, A F	Mokome, J M
Marais, S I	Mokwena, T M
Marema, V A	Molefe, M
Marumo, T	Molise, L D
Masera, H	Moloisane, D
Mashala, K	Mosehla, K J
Mashinini, S	Moshapo, L C
Masoga, L M	Mothopi, O Z
Masuku, H P	Mphaho, M A
Masuku, L	Mphefo, L M P
Maswazi, R	Mpolobosho, M M
Matabane, O	Mposula, T
Mathe, G	Mpotulo, G S
May, Z	Mulelu, M
Mavhona, L S	Munyayi, V E
Mazibuko, A L	Mutavhatsindi, N T
Mazibuko, N	Nair, R K
Mazibukwana, M	Ncube, W M
Mbambala, T J	Ndlela, M C
Meyers, T	Ndou, N L
Mgaga, B	Ndou, P
Mgcina, S E	Ndou, P
Mhlari, T M	Nefdt, P W
Mhlongo, T A	Nenemba, T
Mkasi, G	Nethamba, R
Mkhize, T	Ngema, S V
Mkhonto, M S	Nguse, S
Mkhonza, N F	Ngwenya, F N
Mmbengwa, M N	Ngwetsheni, M M
Mmota, L	Niemand, G J
Mngadi, W B	Nkokou, T P
Mnisi, M	Nkomo, E T
Mnisi, N D	Nkomo, P T
Mnyameni, M	Nkonyeni, S P
Moatshe, K	Nkubungu, L
Modladlaba, D S	Nkwanyana, P B
Modukanene, L C	Nofemela, N
Modupi, D N	Ntoele, N L
Moepi, N J D	Ntombela, M J
Moeti, O T	Nyaqela, M M
Mofokeng, J	Nyembe, M M
Mogapi, T A	Nyembe, Z P
Mohamed, N	Nzimande, C
Mohlala, C	Papo, M M

Pelzer, R
Phometsi, P S
Pietersen, J
Pietersen, N
Pitso, K
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
Rohlssen, C K
Santana, C G
Schay, D
Seerane, M K
Sehoai, R J
Sekhu, M V
Shackleford, L M
Shange, P A
Shawe, Z
Sherman, G J
Shumba, K A
Sifumba, N
Simelane, P
Simelane, S O
Simonse, L C
Sindani, F P
Sondag, J M
Steenkamp, D
Stewart, A J
Suddaby, J
Tabane, M C
Tambani, P S
Tefu, P V
Truluck, T F
Tshwaku, M
Tshedo, J G
Tsotetsi, L Y M
Twala, Y A
Van der Merwe, M
Van Wyk, W M
Wax, K P
Williams, M C
Wilskut, D
Wissler, S T J
Xulu, P S
Xuma, L
Zazini, A
Zitha, S L
Zondo, L T
Zungu, N G
Zwane, S

1 OPENING

The Speaker requested that Council stand for a moment of silence for prayer and meditation.

The Speaker welcomed the Executive Mayor of the City of Johannesburg, Councillor S. Morero; the Whip of Council, Councillor N. Zungu, in absentia; the Chair of Chairs, Councillor V. Marema; all political party leaders and whips; Members of the Mayoral Committee; Chairpersons of the Section 79 Committees; fellow Councillors; the Acting City Manager, Mr. K. Kekana; the Secretary to Council, Mr. A. Gobinca; officials of the City of Johannesburg; residents; members of the media; and ladies and gentlemen to the continuation of the 42nd Extra-Ordinary Council meeting of the City of Johannesburg Municipality.

She announced that the Executive had requested Items 92 and 93 be elevated and considered first, and she had acceded to the request. Furthermore, MMC Masuku requested that item 33 be postponed and considered later in the day upon her arrival.

She allowed 10 minutes for Legal to verify the number of Councillors present to confirm the quorum and urged those who had not signed the register to do so. Legal subsequently confirmed that 151 Councillors were present, noting that Councillors were still signing the register and that the number would be updated at a later stage. A quorum was established, permitting the meeting to proceed.

2 APPLICATIONS FOR LEAVE OF ABSENCE

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

<i>Councillor da Gama, V M</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Deppe, A J</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Dewes, D S</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Hughes, Z</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Johnson, N</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Khanyile, N M</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Khomongoe, N</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Mabuke, T A</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Magwaza, B L P</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Mangena, T D</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Mchunu, A</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Mokoena, M S</i>	<i>:</i>	<i>Urgent Private Business</i>
<i>Councillor Molefe, E W</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Molefe, S B</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Ndzondo, C M</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Ngoepe, C S</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Ngwenya, J A</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Nkomo, B</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Nkosi, R A L</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Ntshidi, T E</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Roberts, F C</i>	<i>:</i>	<i>Private Business</i>

<i>Councillor Sekwaila, B J</i>	:	<i>Ill Health</i>
<i>Councillor Smit, P A</i>	:	<i>Ill Health</i>
<i>Councillor Supe, N P</i>	:	<i>Private Business</i>
<i>Councillor Tshehlo, G J</i>	:	<i>Ill Health</i>
<i>Councillor Zigebe, Y L</i>	:	<i>Urgent Private Business</i>

The following Councillors were granted permission to arrive late.

Councillor Chetsanga, H
Councillor Galeshewe, T M
Councillor Makhafola, E
Councillor Masoga, L M
Councillor Masuku, L
Councillor Meyers, T
Councillor Mgaga, B
Councillor Mgcina, S E
Councillor Mngadi, W B
Councillor Modladlaba, D S
Councillor Molala, S M
Councillor Morero, S E
Councillor Mothopi, O Z
Councillor Ndou, N L
Councillor Nguse, S
Councillor Nhlapo, C P
Councillor Pietersen, N
Councillor Shange, P A
Councillor Smouse, B M
Councillor Tshwaku, M
Councillor Wilskut, D
Councillor Zungu, N G
Councillor Zwane, S

The following Councillors were granted permission to leave early.

The EFF caucus requested to leave at 15:00

<i>Councillor De Lange, F C</i>	:	<i>after the debate on item 37</i>
<i>Councillor Mokoena, P</i>	:	<i>13:00</i>
<i>Councillor Ponsonby, D A</i>	:	<i>13:00</i>
<i>Councillor Sekhu, M V</i>	:	<i>14:00</i>
<i>Councillor Modupi, D N</i>	:	<i>14:00</i>
<i>Councillor Nair, R K</i>	:	<i>14:00</i>
<i>Councillor Coverdale, D L T</i>	:	<i>15:00</i>
<i>Councillor Jainoodeen, Z</i>	:	<i>15:00</i>
<i>Councillor Mpolobosho, M M</i>	:	<i>15:00</i>
<i>Councillor Harris, R</i>	:	<i>14:45</i>
<i>Councillor Mkhonza, N F</i>	:	<i>14:45</i>

The Speaker expressed concern regarding Councillors' unavailability for Council meetings and their requests to leave before the conclusion of the day's business, noting that this could result in the meeting having to adjourn due to loss of quorum.

She urged that the business of the day be conducted efficiently and effectively to ensure its completion before members depart. She further highlighted the current cost constraints, emphasising that they are striving to avoid convening extraordinary meetings. The Speaker stressed that attending Council sittings is a fundamental duty of Councillors, stating that since her appointment in 2016, she has never missed a sitting. She appealed to Councillors to be punctual and to prioritise attendance at all Council sittings.

She further stated that Councillor Maila had written to her, indicating that he had lost R1 800.00 in the Chamber. She noted that there were cameras in place and that the footage would be reviewed to determine who might have taken the money.

3 RECOMMENDATIONS TO COUNCIL

Item 21 PERFORMANCE ASSESSMENT REPORT
FOR THE CITY OF JOHANNESBURG
LEGISLATURE DEPARTMENT FOR THE
2024/2025 FINANCIAL YEAR FOR THE
PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the City of Johannesburg Legislature Department for the 2024/25 financial year, be noted.

(COJ LEGISLATURE)
(Mr. Dumisani Dube)
(Director: Management Support)

Item 22 OVERSIGHT REPORT OF OCOL ON THE
2024/25 THIRD QUARTER BUDGET AND
PERFORMANCE ASSESSMENT REPORT
OF THE LEGISLATURE OF THE CITY OF
JOHANNESBURG FOR THE PERIOD
JANUARY TO MARCH 2025

RESOLVED

That Council approve the 2024/25 Third Quarter Budget and Performance Assessment Report of the Legislature for the period January to March 2025.

(COJ LEGISLATURE)

- Item 23 PERFORMANCE ASSESSMENT REPORT
FOR THE OFFICE OF THE OMBUDSMAN
FOR THE 2024/2025 FINANCIAL YEAR FOR
THE PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Office of the Ombudsman for the 2024/25 financial year, be noted.

(OFFICE OF THE OMBUDSMAN)
(Nombulelo Ntshikilana)
(Management Support)
(Cell. 065 968 2360)

- Item 24 OVERSIGHT REPORT OF THE OCOL ON THE
2024/25 THIRD QUARTER PERFORMANCE
REPORT OF THE CITY OF JOHANNESBURG
OFFICE OF THE OMBUDSMAN FOR THE
PERIOD JANUARY TO MARCH 2025

RESOLVED

That Council approve 2024/25 Third Quarter Performance Report of the City of Johannesburg Office of the Ombudsman for the period January to March 2025, noting the observations cited in the body of this oversight report.

(COJ LEGISLATURE)
(Justin Steyn)
(DD Research in L&O)

- Item 27 PERFORMANCE ASSESSMENT REPORT
FOR THE ECONOMIC DEVELOPMENT
DEPARTMENT FOR THE 2024/2025
FINANCIAL YEAR FOR THE PERIOD
JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Economic Development Department for the 2024/25 financial year, be noted.

(ECONOMIC DEVELOPMENT)

Item 28 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG TOURISM COMPANY FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Johannesburg Tourism Company for the 2024/25 financial year, be noted.

(JOHANNESBURG TOURISM COMPANY (SOC) LTD)

Item 29 PERFORMANCE ASSESSMENT REPORT FOR JOBURG PROPERTY (SOC) LTD THE FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Joburg Market (SOC) Ltd for the 2024/25 financial year, be noted.

(JOBURG MARKET (SOC) LTD)

Item 30 PERFORMANCE ASSESSMENT REPORT FOR THE JOBURG MARKET (SOC) LTD FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Joburg Market (SOC) Ltd for the 2024/25 financial year, be noted.

(JOBURG MARKET (SOC) LTD)

(Ms. Noxolo Mabuza)

(Cell: 083 702 4864)

- Item 31 OVERSIGHT REPORT OF THE ECONOMIC DEVELOPMENT SECTION 79 COMMITTEE ON THE 2024/25 THIRD QUARTER PERFORMANCE REPORTS OF THE DEPARTMENT OF ECONOMIC DEVELOPMENT, JOHANNESBURG PROPERTY COMPANY, JOBURG FRESH PRODUCE MARKET AND JOBURG TOURISM COMPANY FOR THE PERIOD JANUARY TO MARCH 2025

RESOLVED

That Council approves the 2024/2025 third quarter budget and performance assessment report for the Department of Economic Development (DED), Johannesburg Property Company (JPC), Johannesburg Fresh Produce Market (JM) and Joburg Tourism Company, noting the observations cited in the body of the report.

(COJ LEGISLATURE)
(T. Nhlapo)

- Item 32 POLICY ON MEMBERSHIP, REPRESENTATION AND PARTICIPATION IN EXTERNAL ORGANISATIONS

RESOLVED

- 1 That the reviewed Policy on membership, representation and participation in external organisations be approved.
- 2 That Departments/Municipal Entities requiring membership/ intending on joining a global network thereon make application in terms of the Policy.
- 3 That GSPCR International Relations Unit be delegated the authority to implement the Policy.
- 4 That this Policy, from the date of its adoption by Council, repeals all other policies, practices and standard operating procedures relating to the subject matter.

(GROUP STRATEGY, POLICY COORDINATION AND RELATIONS)
(Ms. H Mphanje)
(Cell: 065 817 9070)

- Item 33 REVISED GROUP INDIVIDUAL PERFORMANCE MANAGEMENT SYSTEM POLICY FRAMEWORK

RESOLVED

- 1 That the content of the Report and Annexure A be noted.

- 2 That approval be granted for the onward submission of the draft Group IPMS Policy Framework (Annexure A) to decision making structures.

(GROUP CORPORATE AND SHARED SERVICES)

(Ms. T Mashazi)

(Tel: 083 318 5234)

- Item 35 LEASE OF ERF 2981 FAR
EAST BANK EXTENSION 4

RESOLVED

- 1 That in terms of Regulations 34 (1) (b) (as read with Regulation 34(2)) and 36 of the Asset Transfer Regulations for the lease of Remainder of Erf 2981 Far East Bank Ext 4 Township for an effective period of 4 years to Engen Petroleum Limited in compliance with an order of the High Court granted on 21st February 2014 being the remainder of existing lessee's tenancy
- 2 That subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, Remainder of Erf 2981 Far East Bank Ext 4 Township, measuring 5000 m² be leased at a market related monthly rental income of R 135 913.50 per month excluding VAT, rates and taxes with an escalation of 8% per annum on 1st May each year for a period ending on 30th April 2028:
- 3 That the JPC be authorised to attend to all the documentation inclusive of the conveyancing processes necessary to implement the High Court Order at the relevant Deeds Registry's Office.
- 4 That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer, in consultation with Group Head, CoJ: Legal, City of Joburg Property Company (SOC) Ltd, considers necessary to protect the Council interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)

(Ms. N Moela)

(Tel: 010 219 9000)

Item 36 PURCHASE OF THE PROPOSED PORTION 1 OF
ERF 520 HALFWAY HOUSE EXT. 65 FOR A
WATER RESERVOIR AND THE ACQUISITION
OF A WATER PIPELINE SERVITUDE OVER
ERF 520 RE HALFWAY HOUSE EXT. 65

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, the proposed Portion 1 of Erf 520 Halfway House Ext. 65, 6049 m² in extent as depicted on the diagram attached as Annexure B, (the "property"), as well as the water pipeline servitude over the proposed Remaining Extent of Erf 520 Halfway House Ext. 65, 727 m² in extent as depicted on the diagram attached as Annexure C (the "servitude"), be acquired for the implementation of the Halfway House Water Reservoir and Water Pipeline Servitude on a willing buyer/willing seller basis.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the property and servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Johannesburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC or Johannesburg Water (SOC) Ltd (Johannesburg Water) or their delegated authority shall advise the registered owner of the Council's intention to purchase the property and acquire the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Johannesburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.
- 7 That subject to the purchase of the property and the acquisition of the servitude, the CEO of JPC or his/her delegated official be authorised, to make the property and servitude available to Johannesburg Water for the construction of the water reservoir and water pipeline and implementation of the project.
- 8 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject property and servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

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

Item 37 ACQUISITION OF PORTION 13 OF FARM
KLIPSPRUIT 298 IQ TO BE FORMALLY
INTEGRATED INTO THE WALTER SISULU
SQUARE OF DEDICATION

RESOLVED

- 1 That, in terms of Section 79 (24)(a)(i) of the Local Government Ordinance 17 of 1939 read with the Asset Transfer Regulations, 2008, and the Supply Chain Management Policy for Land (SCMPL) of the City , Portion 13 of the Farm Klipspruit 298 IQ ("the Property") be acquired for the City as part of the Walter Sisulu Square of Dedication, on a willing buyer-willing seller basis at not more than their market value to be determined by an independent valuer.
- 2 That, in the event that the City of Joburg Property Company SOC Ltd fails to acquire the property on a willing buyer/willing seller basis at the market related value determined by a professional valuer/s, the Chief Executive Officer of the City of Joburg Property Company SOC LTD be authorised to acquire the property by means of expropriation in terms of Section 5 of the Expropriation Act, the COJ may expropriate a property if such is required for municipal purpose, in the public interest.
- 3 That, all costs relating to and incidental to this acquisition will be borne by the City.
- 4 That the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to negotiate and sign the land acquisition agreements and any other documents related to the acquisition of the property.
- 5 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain management Policy for Land (SCMPL) of the City and any other applicable legislation and that is shall be subject to such further conditions as the chief Executive Officer : City of Joburg Property Company (SOC) Ltd, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(F Omar)
(Tel: 010 219-9000)

Item 38 PROPOSED REGISTRATION OF RIGHT OF WAY
SERVITUDE OVER AND ALONG THE EASTERN
BOUNDARY OF THE REMAINDER OF PORTION 140
OF THE FARM KLIPFONTEIN 203 IQ

RESOLVED

1. That in terms of Section 79 (18)(a) (ii) of the Local Government Ordinance read with Section 14(2) of the Municipal Finance Management Act, 56 of 2003, a right of way servitude over and along the Eastern boundary of the Remainder of Portion 140 of the Farm Klipfontein 203 IQ, measuring approximately 865m² in extent, as indicated on the Diagram attached as "Annexure B" is not required to provide the minimum level of basic municipal services.
2. That in terms of Section 79 (18) (b) of the Local Government Ordinance, No. 17 of 1939, as amended and should no objections be received, a right of way servitude in favour of the current owner of Portion 282 of the Farm Klipfontein 203 IQ, Valuwatys Eighteen CC over and along the Eastern boundary of the Remainder of Portion 140 of the Farm Klipfontein 203 IQ be approved at no less than the market value as determined by an independent and Registered Valuer prior to the Section 79 meeting.
3. That, Municipal services to be protected and if any services are present within the servitude area, they need to be protected or relocated at applicant's cost
4. That all environmental and related legislation and By-laws applicable to the Property shall be complied with.
5. That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
6. That all Emergency Management Services By-laws be complied with and adhered to.
7. That the proposed registration of the right of way servitude on the property should be done with an understanding of the upcoming developments and the need for legal access to portion 282/203-IQ Klipfontein. The following should be taken into cognizance:
 - The current parking layout and the quantity of parking bays is not affected by the servitude.
8. That applications for the amendment of the existing land use rights must follow a procedure through COJ: Town Planning Department.
9. That Eskom's rights and services should be acknowledged and respected at all times, and the requirements as laid down by the Occupational Health and Safety Act No 85/1993 are complied with. As additional safety measures Eskom require that the following conditions are complied with:

- 9.1 The applicant should apply to the relevant Eskom Customer Services if additional supply is required.
 - 9.2 Please note that, under no circumstances will any relocation work proceed prior to the submission of a formal application to Eskom Customer Services and acceptance of the relocation costs by the applicant. A formal application for the relocation of Eskom services must be submitted at least three months prior to the commencement of any construction work.
 - 9.3 The power supply will be subject to the availability of electricity supply and to Eskom obtaining the necessary servitudes, or alternatively that the Developer grants the servitude free of charge.
 - 9.4 Eskom must have ingress and egress from its services at all times.
 - 9.5 Eskom will not allow any encroachment whatsoever e.g. buildings, dams, dumping etc onto its servitude.
 - 9.6 Future building, civil, electrical, water and sewerage services plans must be presented to Eskom for perusal and approval to any work proceeding in the vicinity of Eskom services.
 - 9.7 Eskom consent does not relieve the applicant from obtaining the necessary statutory, landowner or municipal approvals.
 - 9.8 Any modification whatsoever to Eskom services as a result of this application will be for the developer's account.
 - 9.9 This approval is automatically withdrawn without further notification and becomes null and void if the applicant does not comply with any of the conditions as stipulated above.
10. That the proposed registration of right of way servitude over the subject property as shown on the sketch plan done by a Professional Land Surveyor AP Marshal subject to the following being addressed prior to the registration:
- Applications for the amendment of existing land use rights must follow the normal procedure through COJ-Land Use Management Department.
 - For any land use and zoning changes, applications are to be submitted to JRA for comments prior to implementation.
 - Access to the property should be to the satisfaction of JRA.
 - Existing servitudes over the property are to be protected.
 - Building lines are to be retained.
 - A Site Traffic Impact Assessment addressing vehicle manoeuvring and access to Portion 282 Klipfontein 203 IQ should be submitted to JRA for comments and acceptance.
 - Stormwater drainage is to be to the satisfaction of JRA and CoJ-EISD unit.

11. That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Services situated on the property.
12. That the applicant shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
13. That all administrative and incidental costs of the lease shall be for the applicant's account.
14. That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Ms. N Sishi)
 (Tel: (010 219 9131))

Item 39 ALIENATION OF SANITARY LANES THROUGHOUT
 REGION B OF THE CITY OF JOHANNESBURG
 MUNICIPALITY JURISDICTION

RESOLVED

1. That in terms of Section 40 of the Municipal Finance Management Act 56 of 2003 and Clause 38 of the CoJ's Supply Chain Management Policy: Land the City of Johannesburg approves the management of the obsolete sanitary lanes to the adjoining property owners in the following Townships:
 - Valeriedene
 - Richmond
 - Auckland Park
 - Parktown North
2. That the provisions of Section 14(2) of the Municipal Finance Management Act, 56 of 2003, providing that the following properties are not required to provide municipal services shall be complied with.
3. That the provisions of Section 67 and 79(18) of the Local Government Ordinance, 1939, as amended shall be complied with.
4. That the sanitary lanes used for joint access purposes, not be enclosed by the adjoining property owners for the benefit of all affected property owners.

5. That should the affected property owners wish to have access gates to the lane:
 - a. All costs for the installation and maintenance of the gate shall be borne by the affected property owners.
 - b. All property owners abutting the lane shall have access to the lane.
 - c. The responsibility for cleaning and maintenance of the lane shall be by the affected property owners.
 - d. No parking shall be permissible within the lane to enable easy passage.
6. That the previous lease agreements for parking and gardening purposes be automatically converted to management agreements, subject to the settlement of the outstanding debt for the previous lease.
7. That a once-off fee of R3000 shall be payable upon finalisation of the management agreement.
8. That the Council and its authorized personnel shall have 24-hour unrestricted access to the electricity, water, gas, and all other services that may be located within the lane.
9. That no trees, shrubs or plants shall be planted directly over the existing services situated within the lane and the applicants shall ensure sufficient clearance for root systems to prevent damage to these services.
10. That no excavation, alteration in levels, dumping or storage of material shall be permitted on the sanitary lanes.
11. That no permanent structure shall be erected within the sanitary lane.
12. That all environmental and related legislation and by-laws applicable to the management of the sanitary lanes be complied with.
13. That applications for any land use changes must follow normal procedure through Coj; Town Planning Department.
14. That the management agreement be transferrable from one owner to another upon request of the new homeowner and a drafting fee as per the JPC tariff structure shall be payable to JPC by the new owner.
15. That the Chief Executive Officer of City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the management of the sanitary lanes in the abovementioned townships in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, in consultation with Group Legal consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY SOC LTD)
(Mr. W Shabalala)

- Item 41 PUBLIC PARTICIPATION IN RESPECT OF THE PROPOSED LONG TERM LEASE OF ERF 1319, ERF 1330, ERF 1318 GREENSIDE TOWNSHIP, AND THE REMAINDER OF ERF 2184 PARKHURST TOWNSHIP

WITHDRAWN

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Mpho Motlounge)
(Tel: (010 219 9155))

- Item 43 THE PROPOSED PUBLIC PARTICIPATION IN RESPECT OF A PORTION OF THE REMAINDER OF PORTION 145 OF THE FARM SYFERFONTEIN 51 IR, ERVEN 2381, 2382 HOUGHTON ESTATE, ERVEN 111 AND 122 MELROSE ESTATE (KNOWN AS THE KILLARNEY COUNTRY CLUB)

Councillor Christians (DA) registered the Democratic Alliance's opposition to the item in terms of Rule 84 of the Standing Rules and Orders of Council, which provides that: "Whenever a question is put by the Presiding Officer, any Councillor may inform the Presiding Officer that she/he wishes her/his party's opposition on the item to be formally recorded in the Minutes of the Proceedings."

RESOLVED

1. That since the fair market value of a Portion of the Remainder of Portion 145 of the Farm Syferfontein 51 IR, Erven 2381, 2382 Houghton Estate, Erven 111 and 122 Melrose Estate (known as the Killarney Country Club) exceeds R50 Million, the Chief Executive Officer of City of Joburg Property Company be authorised to conduct a public participation process as envisaged in terms of Section 19 of the Supply Chain Management Policy for Land and Sections 34 and 35 of the Municipal Asset Transfer Regulations.
2. That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - a. Invitation of the local community and other interested parties to submit comments or representations;
 - b. solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - c. compliance with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ;

3. That the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)

(Mpho Motloung)

(Tel: (010 219 9155))

DA DISSENT

Item 44 PUBLIC PARTICIPATION IN RESPECT
OF THE SALE OF ERF 1 ARENA

RESOLVED

1. That since the fair market value of the asset to be sold exceeds R50 million, the Chief Executive Officer: City of Joburg Property Company be authorised to conduct a public participation process as envisaged in terms of Regulation 35 of the Asset Transfer Regulations (ATR) 2008, in respect of Erf 1 Arena.
2. That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - i. invite the local community and other interested parties to submit comments or representations;
 - ii. solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - iii. comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ;
3. That the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY SOC LTD)

(Ms. C Shabalala)

Councillor Boer (VF+) rose on Rule 34 of the Standing Rules and Orders of Council, which states that "when the Executive Mayor appoints or dismisses Members of the Mayoral Committee, he must inform the Speaker within 7 days, who is to announce the appointment or dismissal at the next Council meeting." He then enquired whether a new MMC for Finance had been appointed to respond to the finance items to be debated by Council.

Councillor Santana (DA) concurred with Councillor Boer's views, stating that the Democratic Alliance was equally concerned about the matter. He further noted that both the Leader of Executive Business and the Executive Mayor were absent from the Council Chamber when Council was about to debate the finance items.

The Speaker, after consulting with the Legal team, responded that the MMC for Human Settlements was present in the Chamber and would respond to questions raised by Councillors during the debate.

Councillor Santana C (DA) stated that the MMC for Human Settlements did not have the authority to respond to such items. He added that only the Executive Mayor, the Leader of Executive Business, and the MMC for Finance had the authority to do so.

The Speaker responded that the Executive Mayor had authorised the MMC for Human Settlements to speak on the items.

Item 45 GROUP STRATEGIC SUPPLY CHAIN MANAGEMENT
ACQUISITION STATUS REPORT REFLECTING BIDS
CONSIDERED AND APPROVED BY ACCOUNTING
OFFICER FOR THE PERIOD OF 01 JANUARY 2025
TO 31 MARCH 2025

RESOLVED

1. That the contents of the report and the information contained in Annexure A thereto be noted.
2. That the Group Head: Strategic Supply Chain Management, in compliance with Regulation 6(4) of the Supply Chain Management Regulations issued in terms of the Local Government: Municipal Finance Management Act 56 of 2003, makes this report public in the manner prescribed in section 21A of the Local Government: Municipal Systems Act No 32 of 2000, for access thereof by the public.

(GROUP FINANCE)
(Ms. N Deliwe)
(nokuzolad@joburg.org.za)
(Tel: 011- 407 6350)

Item 46 GROUP STRATEGIC SUPPLY CHAIN MANAGEMENT
OPERATIONAL STATUS REPORT FOR THE PERIOD
1 JANUARY 2025 TO 31 MARCH 2025

RESOLVED

1. That the contents of the report and the information contained in Annexure A, B, C, D, E and F thereto be noted.
2. That the Group Head: Strategic Supply Chain Management publishes the report on the Council's website in compliance with Regulation 6(4) of the Municipal Supply Chain Management Regulations issued in terms of the Municipal Finance Management Act 56 of 2003, for access thereof by the public.

(GROUP FINANCE)
(Louis Fourie)
(Tel: 011- 407 6298)

Item 47 GROUP STRATEGIC SUPPLY CHAIN MANAGEMENT
DEVIATION AND RATIFICATION REPORTS THAT
WERE CONSIDERED AND APPROVED BY THE
ACCOUNTING OFFICER FOR THE PERIOD
1 JANUARY TO 31 MARCH 2025

RESOLVED

- 1 That the contents of the report and the information contained in Annexures A, B and C be noted in compliance with Regulation 36(2) of the Municipal Supply Chain Management Regulations.
- 2 That the deviations on Annexure A be included as notes to the Annual Financial Statements, in compliance with Regulation 36(2).

(GROUP FINANCE)
(Ms. N Deliwe)
(nokuzolad@joburg.org.za)
(Tel: (011) 407 6350)

Item 48 CITY OF JOHANNESBURG MFMA IN-YEAR
FINANCIAL REPORT FOR THE PERIOD ENDED
28 FEBRUARY 2025

NOTED

(GROUP FINANCE)
(Ms. P Tshezi)
(Tel: 011 021 3350)

- Item 49 CITY OF JOHANNESBURG MFMA IN-YEAR FINANCIAL REPORT FOR THE PERIOD ENDED 31 MARCH 2025

NOTED

(GROUP FINANCE)
(Ms. P Tshezi)
(Tel: 011 021 3350)

- Item 50 REQUEST FOR APPROVAL TO GRANT USER RIGHTS OF SIXTY-EIGHT (68) BUSES TO ALEXANDRA BUS COMPANY PROPRIETARY LIMITED (ABC) FOR THE OPERATION OF REA VAYA PHASE 1C(A) INTERIM SERVICE FOR A PERIOD NOT EXCEEDING THREE YEARS THROUGH THE MUNICIPAL ASSET TRANSFER REGULATION (MATR) AND TO FURTHER DISPOSE THE BUSES AFTER THE INTERIM SERVICE

After the debate, the Speaker put the question to the House. As there was no clear outcome, she put the report to a vote and requested that the bells be rung before voting commenced. Noting that there were movements around the Chamber, with some Councillors outside and others moving inside the Chamber.

Councillor Niemand G (DA) stated that Rule 86 of the Standing Rules and Orders of Council did not make provision for drums to be rung before voting could take place; instead, Rule 87 made provision for the bells to be rung.

In her response, the Speaker stated that she had made a ruling based on precedent already set by Council. The voting then commenced, with the outcome as follows:

*For: 112
Against: 95
Abstention: 3*

Councillor Christians (DA) registered the Democratic Alliance's opposition to the item in terms of Rule 84 of the Standing Rules and Orders of Council, which provides that: "Whenever a question is put by the Presiding Officer, any Councillor may inform the Presiding Officer that she/he wishes her/his party's opposition on the item to be formally recorded in the Minutes of the Proceedings." Furthermore, he stated that the DA would be referring the delaying tactics used by the Speaker to the Rules Committee for consideration.

RESOLVED

- 1 That Council CONSIDERS, APPROVES AND AUTHORISES Alexandra Bus Company Proprietary Limited the rights to use 68 (sixty-eight) buses for the provision of Rea Vaya Phase 1C(A) interim services for a period not exceeding

three years in line with the provision of Regulations 34(1)(a) of the MAT Regulations.

- 2 That Council DELEGATES AND AUTHORISES the City Manager to establish the disposal committee in line with the provisions of section 27 of the City of Johannesburg: Supply Chain Management Policy to dispose of the 68 (sixty-eight) buses upon the expiry of the interim service contract.
- 3 That Council authorize the City Manager in consultation with Transport, Group Legal and Contracts and Finance Departments to finalize the SLA with ABC to protect the interest of the City.

(TRANSPORT)

(Lutendo Musandiwa)

(Acting Director: Unscheduled Public Transport Services)

DA DISSENT

On resumption of Council after lunch, the Speaker requested that a head count be conducted to verify the number of Councillors present. The Legal team confirmed that 157 Councillors were present in the meeting.

Item 51 ADDENDUM TO THE CITY OF JOHANNESBURG
EXPANDED SOCIAL PACKAGE (ESP) POLICY
FOR EFFICIENT POLICY IMPLEMENTATION

RESOLVED

That the Council approves the Expanded Social Package Policy Addendum in accordance with City reporting protocols.

(SOCIAL DEVELOPMENT POLICY AND RESEARCH UNIT)

(Mr. Vele Muhadi)

(Acting Director)

(Tel. 081 767 6604)

Item 52 COJ mSCOA BUSINESS TRANSFORMATION
PROGRAMME IMPLEMENTATION ROADMAP
IN COMPLIANCE WITH THE NATIONAL
TREASURY MINIMUM REQUIREMENTS

NOTED

(GROUP INFORMATION COMMUNICATION TECHNOLOGY)

Item 53 BAD BUILDINGS STRATEGY 2024

WITHDRAWN

(OFFICE OF THE CHIEF OPERATIONS OFFICER)
(M. Ntsenyeho)

Item 54 FEEDBACK ON THE PUBLIC CONSULTATION
PROCESS FOR THE PROPOSED RENAMING
OF FOUR STREETS AROUND ST MARY'S CATHEDRAL

RESOLVED

That Council extend the public participation process in respect of renaming the following streets: Wanderers, Plein, De Villiers Street and Hoek Street around St Mary's cathedral for a further period of not more than 28 days.

(COMMUNITY DEVELOPMENT)
(Directorate: Arts, Culture and Heritage)
(Dominica Masalesa)
(Cell. 082 496 3218)

Item 55 BEQUEST FROM THE ESTATE OF ERNST
HANAU TO THE JOHANNESBURG ZOO
UPDATE ON PROGRESS PURSUANT TO
THE BOARD MEETING OF 19 OCTOBER 2023

RESOLVED

- 1 That it be noted that Johannesburg City Parks and Zoo accepted the bequest from Estate of Ernest Hanau on behalf of the Johannesburg Zoo.
- 2 That a report be drafted to Council recommending that the properties be sold; Johannesburg City Parks and Zoo accept the bequest from Estate Hanau on behalf of the Johannesburg Zoo.
- 3 That Council approves JCPZ to formulate and submit a section 177 exemption application to the National Treasury and the Minister of Finance.
- 4 That Council authorize the Managing Director of JCPZ to sign the power of attorney authorizing the French Notary Public to register the ownership of the properties in Max and Ernst Hanau's and then ultimately in JCPZ's and the JNF's names.
- 5 That Council authorize the Managing Director of JCPZ to approve JNF's request that JCPZ contributes 50% of the French Notary Public's fee [JCPZ would need to pay an estimated €6,000.00 (about R122,053.80¹⁰) and if it is able to, pay the amount, support the payment.

- 6 That Council authorize the Managing Director of JCPZ to authorize the JNF's Chief Executive Officer to pursue sale discussions with the interested buyer/s pending the properties being transferred into the JCPZ's and the JNF's joint names.

(JOHANNESBURG CITY PARKS AND ZOO)

- Item 71 TERMS OF REFERENCE – ETHICS AND DISCIPLINARY COMMITTEE AND THE INTEGRITY COMMISSIONER

RESOLVED

That Council approves the reviewed Terms of Reference for the Ethics/Disciplinary Committee and Integrity Commissioner.

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

- Item 72 RESUBMISSION: TABLING OF THE TRADING SERVICES A3 PERFORMANCE IMPROVEMENT ACTION PLANS (PIAP) DURING THE BUDGET APPROVAL PROCESS IN LINE WITH TRADING REFORMS REQUIREMENTS FOR COUNCIL APPROVAL

RESOLVED

- 1 That the contents of the report and the information contained in Annexures A, B, C, D, and E thereto be approved.
- 2 That Council recognising the importance of the eight minimum commitments to service delivery improvement, and to access and maintain access to the metro trading services incentive grant, undertakes the following resolutions in relation to the A3 PIAP (v1) submissions by Johannesburg Water and City Power:

2.1 RESOLUTION 1:

- 2.1.1 by June 2026, have reviewed and enhanced the existing service compact clarifying the separation of roles between service authority (CoJ) and service provider (entities), and defining accountabilities and authorities accordingly, as per M1 (SPoMA Service Compact). The revised compact will be submitted for Council approval to formalise enhanced institutional arrangements that support effective oversight and accountability.

- 2.1.2 by June 2026, maintain appointment of the head of the trading services as part of the existing Municipal Entities, with the appropriate commercial and engineering skills and experience, with performance targets prioritising reform imperatives. In addition, finalise and adopt revised job descriptions for the heads of trading services (i.e. MD of Joburg Water and CE of City Power), to ensure incorporation of all key commercial functions, as per M2 (SPoMA Appointment).
- 2.1.3 by June 2026, review and enhance the macro-organisational structure for trading services to reflect the incorporation of all commercial functions and establish clear reporting lines between the service provider (Entity), and service authority (City). This refinement will give effect to the mandate, responsibilities, and accountability of the heads of municipal-owned entities, in alignment with M3 (SPoMA Organisational Structure).
- 2.1.4 by June 2026, conduct a review of the delegation of Operational Control (management of operations, finance and performance metrics) which gives effect to and supports the mandate, responsibility and accountability of the head of the Municipal Entity (trading services provider) for all operational and supporting value chains as per M4 (SPoMA Delegations).
- 2.1.5 by June 2026, develop a multi-year utility financial model (i.e. reflecting utility characteristics and requirements) and use this to prioritise and generate a Business & Investment Plan to achieve long-term strategic objectives starting from 2026/27, according to the requirements set out in M5 (Financial Model and Business & Investment Plan).
- 2.1.6 by June 2026, ensure that its overall metro budget for the 2026/27 MTREF accommodates, supports and funds the business and investments plans of its trading services, to the maximum extent possible, as set out in M6 (Budget support of Trading Service Business & Investment Plan).
- 2.1.7 by June 2026, ensure that it can provide a full separate AFS per trading service for the 2026/27 financial year and thereafter, and the associated flows and balances statement, as set out in M7 (Financial Transparency).
- 2.1.8 by June 2026, have in place and effective additional capacity to support and manage the planned organisational change; and additional capacity to support the planned increase in trading services capex, as set out in M8 (Support for the management of organisational change and increased delivery).

2.2 RESOLUTION 2:

2.2.1 It is recommended that Council recognise that the minimum commitments resolved on resolution 1, must be maintained throughout the life of the metro trading service reform programme, and that any dismantling of these commitments will preclude further participation in the programme impacting its ability to secure the incentive grants associated with the programme.

2.3 RESOLUTION 3:

2.3.1 It is recommended that Council further acknowledge that overall metro audit performance is also an essential pre-requisite for participation in the programme, and that any adverse or disclaimed metro AG audit opinion will preclude further participation by that metro in the incentive grant programme until a satisfactory audit result is achieved.

(GROUP FINANCE)

(Tyrin Naidoo/Sipho Mhlambi)

(Group Head : SPMO/Unit Head: Governance and Reporting)

Item 73 PERFORMANCE ASSESSMENT REPORT
FOR THE OFFICE OF THE CITY MANAGER
FOR THE 2024/2025 FINANCIAL YEAR FOR
THE PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Office of the City Manager for the 2024/25 financial year, be noted.

(OFFICE OF THE CITY MANAGER)

(Kedibone Semanya)

(Tel: 011 407-6015)

Item 74 OVERSIGHT REPORT OF THE GOVERNANCE SECTION 79
COMMITTEE ON THE SECOND 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 JANUARY TO MARCH 2025

RESOLVED

- 1 That Council notes the 2024/25 Third 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 Services for the period January to March 2025.
- 2 That Council adopt 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 Services for the period January to March 2025, noting the observations made in the body of the report.
- 3 That the Office of the Chief Operations provide a list of departments and entities that are failing to prioritize repairs and maintenance (R&M) of property, plant, and equipment on a quarterly basis to minimize imminent risk to city critical infrastructure and assets.
- 4 That on a quarterly basis, the Office of the Chief Operations should deliver a comprehensive report detailing the city infrastructure projects that are projects that are behind schedule from the departments and
- 5 That the Office of the City Manager report on a contingency plan that the city will use for additional revenue in the coming financial year, 2025/26, as the current revenue enhancement strategies are failing.
- 6 That the Group Legal and Contracts provide a report on quarterly basis of litigations that the city is pursuing or defending in court, that includes cases that the city lost in court, amount of the claim and the costs incurred by the city in pursuing or defending the claim.
- 7 That GRAS provide the AGSA external audit resolution dashboard report on a quarterly basis for the committee to conduct oversight and keep updated on progress.

(COJ LEGISLATURE)

(Doctor Mpondo)

(Tel. (011) 407-7301)

Item 75 PERFORMANCE ASSESSMENT REPORT
FOR THE GROUP INFORMATION
COMMUNICATION TECHNOLOGY DEPARTMENT
FOR THE 2024/2025 FINANCIAL YEAR FOR THE
PERIOD OCTOBER TO DECEMBER 2024

NOTED

That the second quarter performance report of the Group Information Communication Technology Department for the 2024/25 financial year, be noted.

(GROUP INFORMATION COMMUNICATION TECHNOLOGY DEPARTMENT)

Item 76 OVERSIGHT REPORT OF THE SECTION 79 FINANCE COMMITTEE ON THE 2024/25 SECOND QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE GROUP INFORMATION COMMUNICATION TECHNOLOGY DEPARTMENT FOR THE PERIOD OCTOBER TO DECEMBER 2024

RESOLVED

- 1 That the Council notes the 2024/25 Second Quarter Performance Assessment report of the Group Information and Communication Department for the period October to December 2024.
- 2 That Council approves the 2024/25 Second Quarter Oversight Report of the Section 79 Finance Committee on the 2024/25 Second Quarter Budget and Performance Assessment report of the Group Information and Communication Department for the period October to December 2024 noting the observations cited in the body of this report.
- 3 That the Group Information and Communication Department to track Bi-Annual and annual key performance indicators quarterly and Bi-Annual indicators to be noted as achieved or not achieved in the second quarter and fourth quarter performance reports per the mayor's instructions.
- 4 That the Group Information and Communication Department to ensure the Internal Audit table includes the detail of the audit findings, and the resolution details.
- 5 That the Group Information and Communication Department to provide the report that permitted the change of reporting frequency of the relevant key performance indicators. The report is to be submitted to the Section 79 Finance Committee by June 2025.
- 6 That the Group Information and Communication Department to add a column to the table of suppliers to include what each supplier provides to the department. This must be included in every quarterly performance report.

(COJ LEGISLATURE)

(A Bhaga)

Item 77 THE DRAFT ALDERMAN POLICY

RESOLVED

That Council approves the draft Alderman Policy.

(COJ LEGISLATURE)
(Shirlyn Serobatse)
(Councillor Affairs and Support Services)
(Tel. (011) 407-7487)

Item 78 RULING OF THE PRESIDING OFFICER:
COUNCIL MEETING HELD ON
17 JANUARY 2025

Councillor Christians (DA) stated that a discussion had been held, and it was resolved that an additional recommendation be added. He noted that this was captured in the body of the report and should be reflected in the recommendations as stated below (number 3). He further indicated that Councillor Nkubungu had seconded the proposal.

The Speaker asked Council if they agreed with the proposed recommendation, and it was agreed.

RESOLVED

- 1 That Council notes the report of the Rules Committee.
- 2 That Council take note of Rule 30 (9) which provides that *“a request to the Presiding Officer to adjourn the meeting of Council to allow for caucus shall only be put to the Presiding Officer by the Party Whip and/or the Leader of any of the Political Parties represented in Council or their nominees”*.
- 3 That Council note the Speaker was incorrect on the basis that every party caucus has a right to request for a caucus break during the Council proceeding as and when there are new developments.

(COJ LEGISLATURE)

Item 79 RULING OF THE PRESIDING OFFICER:
COUNCIL MEETING HELD ON
13 MARCH 2025

Councillor Christians (DA) stated that a discussion had been held, and it was resolved that additional recommendations be added, as reflected in the recommendations below (numbers 3 and 4).

The Speaker asked Council if they agreed with the proposed recommendations, and it was agreed.

RESOLVED

- 1 That Council note the report of the Rules Committee.
- 2 That during the voting process, the Speaker first recognise the councillors who wish to abstain from the voting process.
- 3 That Council notes that when the Speaker put an item to a vote, she must first recognize the Councillors who are opting to abstain first prior to move into those who are in support of the item, including those who are not in support of the item.
- 4 That any party caucus which opposes the item to be voted on may request for a decision not to support the item to be formally recorded in the minutes, in line with Rules 84 of the Standing Rules and Orders of Council.

(COJ LEGISLATURE)

Item 80 PERFORMANCE ASSESSMENT REPORT FOR
THE GROUP FINANCE DEPARTMENT FOR THE
2024/2025 FINANCIAL YEAR FOR THE PERIOD
JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Group Finance Department for the 2024/25 financial year, be noted.

(GROUP FINANCE)
(Ms. Z Tshezi)

Item 81 PERFORMANCE ASSESSMENT REPORT
FOR THE GROUP INFORMATION COMMUNICATION
TECHNOLOGY DEPARTMENT FOR THE 2024/2025
FINANCIAL YEAR FOR THE PERIOD JANUARY TO
MARCH 2025

NOTED

That the third quarter performance report of the Group Information Communication Technology Department for the 2024/25 financial year, be noted.

(GROUP INFORMATION COMMUNICATION TECHNOLOGY)

Item 82 OVERSIGHT REPORT OF THE SECTION 79 FINANCE COMMITTEE ON THE 2024/25 THIRD QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE GROUP FINANCE DEPARTMENT AND GROUP INFORMATION COMMUNICATION TECHNOLOGY DEPARTMENT FOR THE PERIOD JANUARY TO MARCH 2025

RESOLVED

- 1 That Council approves the 2024/25 Third Quarter Performance Assessment report of the Group Finance Department and Group Information Communication Technology Department for the period January to March 2025.
- 2 That Council approves the 2024/25 Third Quarter Oversight Report of the Section 79 Finance Committee on the 2024/25 Third Quarter Budget and Performance Assessment report of the Group Finance Department and Group Information Communication Technology Department for the period January to March 2025 noting the observations cited in the body of this report.
- 3 That the Group Finance Department provide a report explaining the implications of not using the conditional grant funding and whether the unspent funds for the year will be rolled over or forfeited. The report must include a list of every grant and the related project with spending and completion percentage per project to date. The report is to be submitted to the Section 79 Finance Committee by July 2025.
- 4 That the Group Finance Department explicitly disclose debt impairment figures, including the methodology used and impact on revenue performance in every quarterly report going forward. This will ensure alignment with Generally Recognized Accounting Practice (GRAP) standards.
- 5 That the Group Information and Communication Department provide a report including the reasons why the Automated Fare Collection system has regressed in its project plan and what corrective actions are being implemented. The report is to be submitted to the Section 79 Finance Committee by July 2025.

(COJ LEGISLATURE)
(A Bhaga)

Item 83 PERFORMANCE ASSESSMENT REPORT FOR THE COMMUNITY DEVELOPMENT DEPARTMENT FOR THE 2024/2025 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Community Development Department for the 2024/25 financial year, be noted.

(COMMUNITY DEVELOPMENT)

(Nokwanda Metsing)

(Tel. (011) 407-7235)

Item 84 PERFORMANCE ASSESSMENT REPORT FOR
JOHANNESBURG CITY PARKS AND ZOO
FOR THE 2024/2025 FINANCIAL YEAR FOR
THE PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Johannesburg City Parks and Zoo for the 2024/25 financial year, be noted.

(JOHANNESBURG CITY PARKS AND ZOO)

Item 85 PERFORMANCE ASSESSMENT REPORT
FOR THE JOBURG CITY THEATRES (SOC) LTD
FOR THE 2024/2025 FINANCIAL YEAR FOR THE
PERIOD JANUARY TO MARCH 2025

NOTED

That the third quarter performance report of the Joburg City Theatres (SOC) Ltd for the 2024/25 financial year, be noted.

(JOBURG CITY THEATRES (SOC) LTD)

Item 86 OVERSIGHT REPORT OF THE SECTION 79
COMMUNITY DEVELOPMENT COMMITTEE
ON THE 2024/2025 THIRD QUARTER
PERFORMANCE ASSESSMENT REPORT OF
THE DEPARTMENT OF COMMUNITY
DEVELOPMENT, JOBURG CITY THEATRES
AND JOBURG CITY PARKS AND ZOO FOR
PERIOD FROM JANUARY TO MARCH 2025

RESOLVED

- 1 That Council approves the third 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 January to March 2025, noting all observations cited in the body of the report.

- 2 That the following Section 79 Committee 's requests be responded to in writing by the JCPZ Accounting Officer and Board Chairperson; namely:
- (1) The Board provides meeting minutes for all meetings where irregular expenditure write-offs were approved be provided/shared to the committee.
 - (2) The Board provides a complete breakdown of all irregular expenditure (2019–2025), including:
 - (a) Recovery status
 - (b) Disciplinary outcomes
 - (c) Legal costs
 - (3) That the Committee recommends an independent review of all JCPZ Board-approved write-offs and SCM decisions by an external audit or forensic body.
 - (4) That the Committee requests full breakdown of legal and audit costs related to all irregularities.
 - (5) That the Committee requests written report on disciplinary outcomes and recoveries.
 - (6) That JCPZ provides detailed financial statements in each quarter report in order for the Committee to conduct oversight over the financial performance of the entity.
 - (7) That JCPCZ provides a report with a financial breakdown on the money spent on the insourced security, tools of trade and related costs; as claimed to be also the reason for overspending on operational budget.
 - (8) That a report be provided on Orange Farm Multipurpose and Swimming Pool, specifically on why it remains closed for the past 5 years.
 - (9) That a report be provided on status of Drieziek Swimming pool and why it remains closed despite numerous promises.

(COJ LEGISLATURE)

(K Mdakane)

(Tel. (011) 407-7463/ 083 458 5855)

Item 87 CAPITAL GRANTS PERFORMANCE
REPORT TO END JANUARY 2025

NOTED

(OFFICE OF THE CHIEF OPERATIONS OFFICER)

(Ms. N Pingo)

(Tel: 011 375 6001)

Item 88 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)

Item 89 OUTCOME OF INVESTIGATION INTO
 THE ALLEGED BREACH OF THE CODE
 OF THE CODE OF CONDUCT FOR
 COUNCILLORS: CLLR SIHLE NGUSE

This item was dealt with In-Committee.

RESOLVED

- 1 That Council notes and adopt the report of the Ethics and Disciplinary Committee on the outcome of investigation into the alleged breach of the Code against Cllr Nguse.
- 2 That once approved by Council, the Speaker of Council reports the outcome of the investigation, the findings and recommendations to the MEC responsible for Cooperative Governance and Traditional Affairs Department, Gauteng Province

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

Item 90 PRELIMINARY INVESTIGATIONS
 CONCLUDED BY THE DISCIPLINARY
 BOARD

This item was dealt with In-Committee.

RESOLVED

- 1 That Council notes the contents of this report on the outcomes of the preliminary investigations into alleged matters of financial misconduct that were referred to the Disciplinary Board in accordance with the MFMA Regulations on Financial Misconduct Procedures and Criminal Proceedings (the Regulations).
- 2 That Council notes that the preliminary investigations conducted in terms of the Regulations have revealed that sufficient grounds exist that warrant a full investigation into the alleged financial misconduct matters that were previously reported to Council.
- 3 That Council authorizes the Disciplinary Board to conduct full investigation in accordance with the Regulation 5, in respect of the following alleged financial misconduct matters:

- 3.1 Irregular expenditure due to the Procurement and Award to TFM Industries pertaining to the Red Fleet contract and the alleged irregular payments made to TFM for the said contract. The city paid for the Fire and Rescue Vehicles that were never delivered.
 - 3.2 Fruitless and Wasteful expenditure due to non-compliance with National Environmental Management Act (NEMA) which led to penalties on the construction of Fire Station in Protea Glen Ext 13.
 - 3.3 Fruitless and wasteful expenditure incurred from the South African Revenue Service (SARS) Penalties due to non-compliance with the RSA Income Tax Act where the City did not deduct the SARS Tax levies when the officials left the employment of the City, resulting in the City paying the tax obligations.
 - 3.4 Fruitless and Wasteful expenditure regarding unused MTN Sim Cards that were pre- loaded with data. Some of the unused activated sim-cards were not distributed for a period of three (3) months.
 - 3.5 Fruitless and Wasteful expenditure incurred from the SAP software licenses which were unutilized while the payments were made for maintenance fees.
 - 3.6 Irregular expenditure from Non-Compliance with SCM Policy, MFMA Circular 62 and Section 116, resulting in an irregular award.
- 4 That Council authorizes the Disciplinary Board to conduct a cost analysis in respect of matters for further investigation or whether the preliminary investigation would suffice to recommend disciplinary action. It be noted that should the results of the preliminary disciplinary action be assessed to be sufficient, the Disciplinary Board will advise Council accordingly.
 - 5 That the Disciplinary Board advises Council on the outcome of the full investigation relating to each of the matters itemized in Paragraph 3 above.

(OFFICE OF THE CITY MANAGER)

Item 91 REPORT TO SEEK COUNCIL APPROVAL TO REFER ALLEGED ACTS OF FINANCIAL MISCONDUCT TO THE DISCIPLINARY BOARD FOR PRELIMINARY INVESTIGATIONS IN ACCORDANCE WITH THE DISCIPLINARY BOARD TERMS OF REFERENCE AND MFMA REGULATIONS ON FINANCIAL MISCONDUCT

This item was dealt with In-Committee.

RESOLVED

- 1 That Council notes the alleged incidents of financial misconduct as reported herein.
- 2 That Council notes that it is a requirement in terms of the MFMA Regulations on Financial Misconduct Proceedings and Criminal Proceedings that each preliminary and/or full investigation of an allegation of financial misconduct by

- the Disciplinary Board requires Council approval.
- 3 That Council approves that the alleged acts of financial misconduct be referred to the Disciplinary Board for preliminary investigations in accordance with the Disciplinary Board's approved Terms of Reference and the MFMA Regulations on Financial Misconduct Proceedings and Criminal Proceedings.
 - 4 That Council approves that the Disciplinary Board conducts a preliminary investigation into the possible acts of Financial Misconduct where the Department incurred additional expenditure in the procurement of service providers without the required budget approval resulting in unauthorized expenditure of twelve million rand (R12m) during the financial year 2016/17. The Board further conducts an investigation into the further allegation that there was continued utilization of the previous Panel of Service Providers during 2017/18 and 2018/19; after it had expired in April 2017; resulting in irregular expenditure. The amount of the actual irregular expenditure will be determined through the preliminary investigation.
 - 5 That Council approves that the Disciplinary Board conducts a preliminary investigation into possible acts of Financial Misconduct associated with alleged non-compliance with the City's Supply Chain Management (SCM) Policy; where the evaluation of the tender for the appointment of a mobile telecommunications (cellular phone) service provider was allegedly irregular; resulting in an irregular expenditure of approximately sixty million rand (R 64 m).
 - 6 That Council approves that the Disciplinary Board conducts a preliminary investigation into possible acts of Financial Misconduct associated with alleged non-compliance with the requirements of SCM Regulation 36 in the appointment of service provider for fleet management services, resulting in irregular expenditure of approximately R1,2 billion, during the four year period 2018/19 to 2021/22.
 - 7 That Council approves that the Disciplinary Board conducts a preliminary investigation into possible acts of Financial Misconduct associated with alleged non-compliance with the requirements of SCM Regulation 36 in the appointment of service provider for fleet management services, resulting in irregular expenditure of approximately R340,1 million, during the financial year period 2017/18.
 - 8 That Council approves that the Disciplinary Board conducts a preliminary investigation into possible acts of Financial Misconduct associated with alleged non-compliance with the requirements of SCM Regulation 36 in the appointment of service provider, resulting in irregular expenditure of approximately R49,4 million.
 - 9 That Council approves that the Disciplinary Board conducts a preliminary investigation into possible acts of Financial Misconduct associated with alleged non-compliance with the City's Supply Chain Management (SCM) Policy; where the evaluation of the tender for the appointment of service provider was allegedly irregular; resulting in an irregular expenditure of approximately R4,1

million rand.

- 10 That Council approves that the Disciplinary Board conducts a preliminary investigation into possible acts of Financial Misconduct relating where the Department incurred additional expenditure without the required budget approval resulting in unauthorized expenditure of approximately R722,3 million during the financial years 2020/21 and 2021/22.
- 11 That Council approves that the Disciplinary Board conducts a preliminary investigation into possible acts of Financial Misconduct relating where the Department incurred fruitless and wasteful expenditure where officials procured diesel amounting to R1, 038 million for generators for personal benefit during the financial years 2019/20 and 2020/21.
- 12 That Council approves that the Disciplinary Board conducts a preliminary investigation into possible acts of Financial Misconduct relating where the Department incurred fruitless and wasteful expenditure where during 2018/19 financial year, officials procured equipment without the appropriate authority amounting to approximately R43,1 million; and the same equipment was never brought into use.
- 13 That Council approves that the Disciplinary Board conducts a preliminary investigation into possible acts of Financial Misconduct associated with alleged non-compliance with the City's Supply Chain Management (SCM) Policy; where the appointment of a service provider for the provision of swimming pool chemicals did not follow procedure. Further, the extension of the contract for these services did not comply with the provisions of the section 116 of the MFMA. The resultant irregular expenditure amounted to R51,67 million.
- 14 That Council approves that the Disciplinary Board conducts a preliminary investigation into possible acts of Financial Misconduct associated with alleged non-compliance with the City's Supply Chain Management (SCM) Policy; where a service provider was appointed for cleaning services while their municipal account was in arrears resulting in irregular expenditure amounting to R6,71 million during the financial year 2014/15.
- 15 That Council approves that the Disciplinary Board conducts a preliminary investigation into possible acts of Financial Misconduct associated with alleged abuse of delegated authority and/or non-compliance with Credit Management Policy and Procedures resulting in unauthorised credit for a customer account amounting to R33 million, during the 2020/21 financial year.
- 16 That it be noted that the Disciplinary Board is required to comply with the approved Terms of Reference in the carrying out of its duties; and shall therefore report to Council on the outcomes of the preliminary investigations through the City's reporting protocols.

(OFFICE OF THE CITY MANAGER)
(Sinaye Nxumalo)
(Group Risk and Assurance Services)

Item 92 PIKITUP TRADING SERVICES
REFORMS STRATEGY

Councillor Avant-Smith (DA) requested a 15-minute caucus break, which the Speaker granted.

Councillor Christians (DA) registered the Democratic Alliance's opposition to the item in terms of Rule 84 of the Standing Rules and Orders of Council, which provides that: "Whenever a question is put by the Presiding Officer, any Councillor may inform the Presiding Officer that she/he wishes her/his party's opposition on the item to be formally recorded in the Minutes of the Proceedings." He stated that the report was received very late and contained numerous annexures. While acknowledging that the principle of the strategy had been accepted by Council and referred to the Committee, he noted that insufficient time had been afforded to properly interrogate the report.

RESOLVED

That Council approve the Pikitup Trading Services Reforms Strategy.

(PIKITUP JOHANNESBURG (SOC) LTD)
(DA DISSENT)

Item 93 ACCEPTANCE OF THE HIV/AIDS
CONDITIONAL GRANT FROM THE
GAUTENG DEPARTMENT OF HEALTH
TO IMPLEMENT THE HIV AND AIDS DOOR-TO-
DOOR HIV EDUCATION PROGRAMME AND
AIDS COUNCIL COORDINATION FOR THE
2025/26 FINANCIAL YEAR

Councillor Niemand (DA) registered the Democratic Alliance's opposition to the item in terms of Rule 84 of the Standing Rules and Orders of Council, which provides that: "Whenever a question is put by the Presiding Officer, any Councillor may inform the Presiding Officer that she/he wishes her/his party's opposition on the item to be formally recorded in the Minutes of the Proceedings."

RESOLVED

- 1 That the HIV/AIDS Grant to the amount of R 33 630 000. 00 (Thirty-three Million six hundred and thirty thousand Rand only) be accepted from the Gauteng Department of Health, which is payable in two tranches as follows:
 - The first tranche: R 20 178 000 (twenty million one hundred and seventy-eight thousand rands only) which equates to sixty percent (60%) of the total grant amount, will be transferred to the City by the 31st of August 2025.
 - The second tranche: The balance of R 13 452 000 (Thirteen million four hundred and fifty-two thousand rands only) will be transferred by the 31st of January 2026.

- 2 That the proposed Funding Agreement is entered into subject to such terms and conditions as the Executive Director: Health, the Private office of the Executive Mayor and Group Legal and Contracts may determine to protect the interest of the City.
- 3 That the Executive Director: Health, be authorized to enter into the HIV and AIDS Funding Agreement (Service Level Agreement) with the Gauteng Department of Health and to approve the annual and revised business plans for the HIV and AIDS grant.
- 4 That the Executive Director: Health; in collaboration with the Private Office of the Executive Mayor utilizes the funds in terms of the conditions of the grant in the 2025/26 financial period.
- 5 That the Executive Director: Health be authorized to recruit field workers (Ward Team Leaders and Educators) from prioritized wards using the principles of the EPWP for the period July 2025 to June 2026.

(HEALTH)

(I. Kekae)

(Manager: HAS)

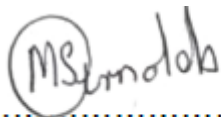
(DA DISSENT)

8 ANNOUNCEMENTS BY THE SPEAKER

The Speaker reminded Council that, from 4 to 26 August 2025, the committees would convene the annual Section 79 Committee Strategic Planning sessions in accordance with Rule 119(2) of the Standing Rules and Orders of Council. She further stated that the planning sessions are intended for committees to review and develop their annual action plans, which will guide their oversight work for the financial year. She wished the committees every success in carrying out this important oversight role.

9 CLOSURE

THE MEETING ADJOURNED AT 18:54.



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SPEAKER OF COUNCIL
CLLR M ARNOLDS

DATE: 2025-08-01