



STEVE TSHWETE LOCAL MUNICIPALITY

MINUTES

OF THE

SPECIAL COUNCIL

MEETING HELD ON

20 May 2022

09:15 am



MINUTES OF THE SPECIAL COUNCIL MEETING HELD IN THE
COUNCIL CHAMBER, MUNICIPAL BUILDINGS, MIDDELBURG,
MPUMALANGA ON
FRIDAY, 20 MAY 2022 AT 09:15

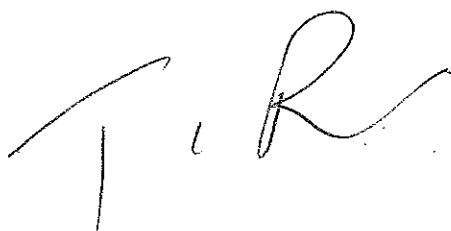
PRESENT

Cllr PM Masilela (Executive Mayor)
Cllr TR Mpye
Cllr CS Mashiloane
Cllr BC Shabangu
Cllr MJ Sekgwele
Cllr GNB Mathibela
Cllr MG Maseko
Cllr LE Nkwana
Cllr H F Niemann
Cllr MG Amigo
Cllr I Mahlangu
Cllr PV Malinga
Cllr ME Nyambi
Cllr W MM Phetla
Cllr LN Sibanda
Cllr JF Sithole
Cllr ML Shabangu
Cllr JM Shongwe
Cllr PE Williams
Cllr LJN Zondo
Cllr SW Zulu
Cllr E M Bruiners
Cllr HG de Klerk
Cllr J Dyason
Cllr DD Klopper
Cllr P Mobango

Cllr SM Mogola
Ald JP Pretorius
Cllr LS Qoka
Cllr GHE Romijn
Cllr CM Soko
Cllr A Struwig
Cllr DA Stuurman
Cllr AO Thabatha
Cllr DJ van der Merwe
Cllr S Wait
Cllr N Bottoman
Cllr A Chego
Cllr OA Cossa
Cllr EP Mahlangu
Cllr P Malinga
Cllr MJ Mapheto
Cllr ZJ Ngubeni
Cllr NT Tshoane
Cllr ST Mathunyane
Cllr BC Mashabela
Cllr MP Mogola
Cllr NZO Motla
Cllr BH Mokoena
Cllr H Pilodia
Cllr JC Haarhoff
Cllr J Mentz

ABSENT

Cllr J Skosana
Cllr JN Mithombeni
Cllr AS Grobler

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Officials

Mr M Mogofe	(Acting Municipal Manager)
Mr M Masilela	(Director: Governance and Council Support)
Ms S Malepane	(Acting Chief Information Officer)
Mr J Zulu	(Chief Administrative Officer)
Ms P Stuurman	(Clerk Grade 1)
Ms D Philip	(Clerk Grade 2)

Temporary absence from the meeting in terms of Section 45(2)(c)

Name of Cllr	1		
	From	To	Item
Cllr CS Mashiloane	10:16	10:21	SC15/05/2022
Cllr BC Shabangu	11:28	11:31	SC15/05/2022
Cllr MJ Sekgwele	10:15	10:23	SC15/05/2022
Cllr EM Bruiners	09:40	09:42	SC15/05/2022
	11:27	11:29	SC15/05/2022
Cllr P Mobango	09:50	09:56	SC15/05/2022
Cllr LS Qoka	09:37	09:39	SC15/05/2022
Cllr CM Soko	09:50	09:52	SC15/05/2022
Cllr DA Stuurman	09:50	09:52	SC15/05/2022
Cllr AO Thabatha	10:21	10:23	SC15/05/2022
Cllr DJ Van der Merwe	09:37	09:39	SC15/05/2022
Cllr S Wait	10:51	10:55	SC15/05/2022
Cllr A Chego	09:52	10:05	SC15/05/2022
Cllr AO Cossa	09:40	09:42	SC15/05/2022
	10:58	11:04	SC15/05/2022
Cllr EP Mahlangu	11:29	11:31	SC15/05/2022
Cllr JC Haarhoff	09:38	09:41	SC15/05/2022

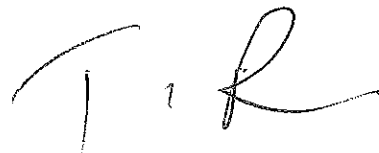
1 OPENING

1.1 The Speaker welcomed all present and declared the meeting opened.

2. APPLICATIONS FOR LEAVE OF ABSENCE

2.1 Application for leave of absence in terms of Section 13 (1) of the Rules of Order

2.1.1 **THAT** note be taken that Cllr MC Mphego; Cllr CJ Wolmarans and Cllr J Segage have applied for leave of absence due to other obligations and the applications were approved.



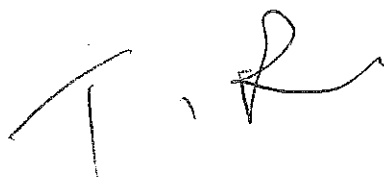
2.2 Application for leave of absence in terms of Section 13 (2) of the Rules of Order

2.2.1 THAT note be taken that have applied for leave of absence due to other obligations and the applications were approved.

3. DISCLOSURE OF INTEREST

None

4. REPORT OF THE MUNICIPAL MANAGER

A handwritten signature in black ink, appearing to be 'T. R.', is located at the bottom center of the page.

**EXTRACT FROM THE REPORT OF THE 09TH/2022 MEETING OF THE
MAYORAL COMMITTEE MEETING WHICH WAS HELD IN THE COUNCIL
CHAMBER ON THURSDAY, 19 MAY 2022**

NON DELEGATED POWERS

Upon request by the Executive Mayor, it was

RESOLVED BY COUNCIL

THAT the report by the Executive Mayor in respect of item C15/05/2022, be considered.

**NON
DELEGATED
POWERS**

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C15/05/2022

**AMENDED REPORT: APPEAL PROCESS FOR THE BENCHMARKING EXERCISE
CONDUCTED BY STEVE TSHWETE LOCAL MUNICIPALITY**

4/6/7 (L)

With the consideration of the urgent report, the Speaker, Cllr TR Mpye in terms of Section 91(1) of the Rules of Order proposed that this matter be dealt with in closed session. The Proposal was accepted. In terms of Rule 91 (6) of the Rules of Order members of the public and officials of the municipality then left the Chamber.

Considering the foregoing and pursuant to the deliberation by various Councillors, Cllr JC Haarhoff submitted the following proposal which was seconded by Cllr J Mentz:

" Since the attack on me on Tuesday 17/05/2022 it is clear that a guard with only a remote in hand cannot guarantee anyone's safety .Inadequate safety can lead to huge claims against the municipality. It is imperative that Council investigate whether or not the current security provider is adequate in terms of visits and unrest, that a report be submitted to before a decision is made whether to replace them or not."

In view of the fact that the Executive Mayor was in agreement with the proposal by Cllr JC Haarhoff and no counter proposals were received, the proposal by Cllr Haarhoff was therefore accepted.

Subsequent to the proposal by Cllr JC Haarhoff and pursuant to the discussion on the subject matter Cllr P Mobango requested a temporary adjourned at 10:24 and the meeting resumed at 10:41

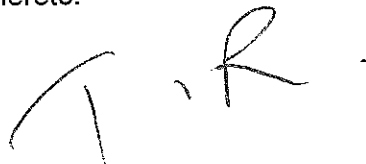
After the temporary adjournment and lengthy discussion on the matter Cllr MJ Sekgwele submitted the following proposal which was seconded by Cllr CS Mashiloane:

" That we resolve on the item in accordance with what the Appeals Committee has agreed upon on the 12th of May 2022 which also includes Assistant Director, Deputy and Directors in the presence of worker representatives on 80% - 20% agreement and that the minutes thereof be made available in the next Ordinary Council meeting "

In view of the fact that no counter proposals were received, the proposal by Cllr MJ Sekgwele was therefore accepted.

RESOLVED BY COUNCIL

1. **THAT** the Council note the Appeal Committee report.
2. **THAT** parties to the original Settlement Agreement review and the Acting Municipal Manager be mandated to sign the reviewed agreement and deal with any matter incidental thereto.



3. **THAT** Council approves the recommendation of the Appeal Committee agreed upon on 12 May 2022 which also includes Assistant Directors, Deputy Directors and Directors on 80% - 20% agreement.
4. **THAT** the minutes of the further consultation with TG16 to TG18 which was conducted on 17 May 2022 be made available in the next Ordinary Council meeting.
5. **THAT** any employee who is aggrieved with the outcomes of the appeal may follow the dispute resolution mechanism.
6. **THAT** the Council supports and approves the recommendations by the Appeal Committee.
7. **THAT** Council investigate whether the current security service provider is adequate in terms of riots and unrest and that a report be submitted to Council before a decision is made whether to replace them or not.

CLOSURE

The meeting adjourned at : 11:31

SIGNED AT MIDDELBURG ON 01/06/2022



SPEAKER