



STEVE TSHWETE LOCAL MUNICIPALITY

MINUTES

OF THE

URGENT SPECIAL COUNCIL MEETING

MEETING HELD ON

20 May 2022

12:15 pm



**MINUTES OF THE URGENT SPECIAL COUNCIL MEETING
HELD IN THE COUNCIL CHAMBER, MUNICIPAL BUILDINGS,
MIDDELBURG, MPUMALANGA ON
FRIDAY, 20 MAY 2022 AT 12:15**

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 LJM 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 BC Mashabela
Cllr ST Mathunyane
Cllr MP Mogola
Cllr NZO Motla
Cllr BH Mokoena
Cllr H Pilodia
Cllr JC Haarhoff
Cllr J Mentz

ABSENT

Cllr J Skosana
Cllr JN Mthombeni
Cllr AS Grobler

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)

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



*URGENT REPORT OF THE SPECIAL COUNCIL MEETING 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 SC15/05/2022, be considered.

**NON
DELEGATED
POWERS**

T.R.

SC15/05/2022
AMENDED REPORT: APPEAL PROCESS FOR THE BENCHMARKING EXERCISE
CONDUCTED BY STEVE TSHWETE LOCAL MUNICIPALITY
 4/6/7 (L)

With the consideration of this report Councillors expressed concern on whether was the meeting duly constituted. Hereafter in the ensuing debate on the concern raised, it was agreed that with the consent of all Councillors the issue of time requirements be waived and the meeting be held.

The Speaker responded by indicating that subsequent to the agreement reached and with the support of the Executive Mayor in this regard the meeting was therefore declared an Urgent Special Council meeting immediately after the Special Council meeting dated 20 May 2022.

Various Councillors addressed the meeting and voiced their dissatisfaction on the reasons that Council has been misinformed when resolving on the matter in terms of Resolution C15/05/2022.

Subsequently Cllr SM Mogola requested a caucus period which was granted by the Speaker at 13:09 and the meeting resume at 13:29.

After the caucus period following further deliberation on the subject matter, Cllr HF Niemann during his address, among others, indicated that they are not supporting the move to rescind the previous resolution C15/05/2022, therefore they will register their objection against the decision taken.

The following Councillors then requested the Speaker to record their names against this resolution:

- | | | | |
|-----|------------------|-----|-----------------------|
| 1. | Cllr HF Niemann | 13. | Cllr A O Thabatha |
| 2. | Cllr EM Bruiners | 14. | Cllr DJ van der Merwe |
| 3. | Cllr HG De Klerk | 15. | Cllr D Stuurman |
| 4. | Cllr J Dyason | 16. | Cllr S Wait |
| 5. | Cllr DD Klopper | 17. | Cllr H Pilodia |
| 6. | Cllr P Mobango | 18. | Cllr JC Haarhoff |
| 7. | Cllr SM Mogola | 19. | Cllr J Mentz |
| 8. | Ald JP Pretorius | | |
| 9. | Cllr LS Qoka | | |
| 10. | Cllr GHE Romijn | | |
| 11. | Cllr CM Soko | | |
| 12. | Cllr A Struwig | | |

RESOLVED BY COUNCIL

1. THAT paragraph 1,2,3,4,5 and 6 of Council Resolution C15/05/2022 be rescinded.
2. THAT the Council note the Appeal Committee report.

T. R

3. **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.
4. **THAT** the Council approves a once off ex-gratia payment of R7078.39 for employees at Task Grade 3 to Task Grade 15.
5. **THAT** the once off ex-gratia payment referred to on paragraph 3 exclude employees at Task Grade 16 to Task Grade 18 on the basis that they have adequately benefited from the initial Settlement Agreement.
6. **THAT** any employee who is aggrieved with the outcomes of the appeal may follow the dispute resolution mechanism.
7. **THAT** the Council supports and approves the recommendations by the Appeal Committee.

CLOSURE

The meeting adjourned at : 14:07

SIGNED AT MIDDELBURG ON

01/06/2022



SPEAKER

