

MINUTES OF THE SPECIAL COUNCIL MEETING OF WITZENBERG MUNICIPALITY, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL OFFICES, 50 VOORTREKKER STREET, CERES ON FRIDAY, 29 JUNE 2018 AT 09:00

PRESENT

Aldermen and Councillors

Councillor TT Godden
Councillor BC Klaasen (Deputy Mayor)
Councillor K Adams (Deputy Executive Mayor)
Alderman HJ Smit
Councillor TE Abrahams
Councillor P Daniels
Councillor P Heradien
Councillor MD Jacobs
Councillor D Kinnear
Councillor GG Laban
Councillor C Lottering
Councillor TP Mgoboza
Councillor ZS Mzauziwa
Councillor N Phatsoane
Councillor JT Phungula
Councillor EM Sidego
Councillor RJ Simpson
Councillor D Swart
Councillor JJ Visagie

Officials

Mr D Nasson (Municipal Manager)
Mr CG Wessels (Manager: Administration)

1. OPENING AND WELCOME

The Speaker welcomed everyone after which he requested Councillor C Lottering to open the meeting with a prayer.

NOTED

The DA requested a caucus break from 09:07 until 09:20.

**2. CONSIDERATION OF APPLICATION FOR LEAVE OF ABSENCE, IF ANY
(3/1/2/1)**

An application for leave of absence from the meeting was received from Alderman JW Schuurman.

An apology for absence from the meeting was received from the Municipal Manager.

UNANIMOUSLY RESOLVED

- (a) *that the application for leave of absence from the meeting, received from Alderman JW Schuurman, be approved and accepted.*
- (b) *that notice be taken of the apology for absence from the meeting, received from the Municipal Manager, and same be approved.*

3. STATEMENTS, ANNOUNCEMENTS OR MATTERS RAISED

**3.1 Matters raised by the Speaker
(09/1/1)**

The ANC and ICOSA raised concerns with regard to the short notice given for the meeting.

Councillor P Heradien (ICOSA) proposed and Councillor GG Laban (Witzenberg Aksie) seconded that the meeting be postponed.

Councillor JJ Visagie (DA) proposed and Alderman HJ Smit (DA) seconded that the meeting proceeds.

The outcomes were:

- | | |
|---------------------------------------|-----------|
| • In favour of the meeting to proceed | 12 votes |
| • Meeting to be postponed | 2 votes |
| • Members abstained | 4 members |
| • Members absent from meeting | 5 members |

Total	23 members
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The Speaker ruled in terms of the majority decisions that the meeting will proceed.

NOTED

**3.2 Matters raised by the Executive Mayor
(09/1/1)**

The Executive Mayor requested a minute of silence in respect and honour of the former Councillor of Witzenberg Municipality, Mr Errol Fester, who passed away.

NOTED

4. RESERVED POWERS

**4.1 Finance: Outcome of NERSA tariff approval
(5/1/1/17)**

Item 3.1 of the Special Executive Mayoral Committee meeting, held on 28 June 2018, refers.

The following documents are attached:

- (a) Memorandum from Director: Finance, dated 25 June 2018: **Annexure 4.1(a)**.
- (b) List of approved NERSA tariffs: **Annexure 4.1(b)**.
- (c) Correspondence in terms of tariff application submitted, dated 7 June 2018: **Annexure 4.1(c)**.
- (d) Approved municipal tariff list: **Annexure 4.1(d)**.

The Executive Mayoral Committee resolved on 28 June 2018:

That the Executive Mayoral Committee recommends to Council:

that the tariffs as approved by NERSA, be adopted.

UNANIMOUSLY RESOLVED

that the tariffs as approved by NERSA, be adopted.

5. QUESTIONS and/or MATTERS RAISED by COUNCILLORS

**5.1 Question from ICOSA: Systems Act (Act 32 of 2000): Councillor TE Abrahams
(3/2/2)**

A letter from the secretary of ICOSA, dated 27 June 2018, is attached as **annexure 5.1**.

RESOLVED

that the matter about the question from ICOSA be held in abeyance until the next meeting.

**5.2 Question from Councillor P Heradien: Systems Act (Act 32 of 2000): Councillor D Swart
(3/2/2)**

A letter from Councillor P Heradien (ICOSA), dated 27 June 2018, is attached as **annexure 5.2**.

RESOLVED

that the matter about the question from Councillor Heradien be held in abeyance until the next meeting.

5.3 Question from Councillor P Heradien: Alleged breach of contract / bribery: Systems Act (Act 32 of 2000) (3/2/2)

A letter from Councillor P Heradien (ICOSA), dated 27 June 2018, is attached as **annexure 5.3**.

RESOLVED

that the matter about the question from Councillor Heradien be held in abeyance until the next meeting.

5.4 Question from Councillor P Heradien: Elevation of Section 118(3) of Local Government Municipal Systems Act, 2000 (5/R)

A letter from Councillor P Heradien (ICOSA), dated 27 June 2018, is attached as **annexure 5.4**.

RESOLVED

that the matter about the question from Councillor Heradien be held in abeyance until the next meeting.

5.5 Question from Councillor P Heradien: Complaint against Councillor P Daniels (3/2/2)

A letter from Councillor P Heradien (ICOSA), dated 27 June 2018, is attached as **annexure 5.5**.

RESOLVED

that the matter about the question from Councillor Heradien be held in abeyance until the next meeting.

5.6 Question from Councillor P Heradien: Councillor K Adams: Independent councillor and DA candidate (3/2/2)

A letter from Councillor P Heradien (ICOSA), dated 27 June 2018, is attached as **annexure 5.6**.

RESOLVED

that the matter about the question from Councillor Heradien be held in abeyance until the next meeting.

6. COUNCIL-IN-COMMITTEE