

**MINUTES OF THE COUNCIL MEETING OF WITZENBERG MUNICIPALITY,
HELD IN THE TOWN HALL, VOORTREKKER STREET, CERES ON TUESDAY,
28 FEBRUARY 2023 AT 10:00**

PRESENT

Councillors

Councillor EM Sidego (Speaker) (DA)
Alderman HJ Smit (Executive Mayor) (DA)
Alderman K Adams (DA)
Alderman BC Klaasen (DA)
Councillor P Daniels (DA)
Councillor S de Bruin (DA)
Councillor G Franse (DA)
Councillor D Swart (DA)
Alderman JJ Visagie (DA)
Councillor AL Gili (ANC)
Councillor MJ Ndaba (ANC)
Councillor N Nogcinisa (ANC)
Councillor N Phatsoane (ANC)
Councillor K Yisa (ANC)
Councillor J Zalie (ANC)
Councillor J Cloete (PA)
Councillor JP Fredericks (FF Plus)
Councillor LA Hardnek (Witzenberg Party)

Officials

Mr D Nasson (Municipal Manager)
Mr HJ Kritzinger (Director: Finance)
Mr J Barnard (Director: Technical Services)
Mr M Mpeluza (Director: Corporate Services)
Mr J Kolkota (Deputy Director: Finance)
Ms L Nieuwenhuis (Manager: Legal Services)
Mr A Hofmeester (Manager: IDP)
Ms R Hendricks (Manager: Communication and Marketing)
Ms M Arendse-Smith (Chief Administrative Officer)
Mr C Titus (Committee Clerk)
Mr M Njokweni (Interpreter)
Ms MJ Prins (Word Processor Operator)

Other attendees

Mr J Conradie (Ceres Business Initiative)

1. OPENING AND WELCOME

The Speaker welcomed everyone present and requested Councillor K Yisa to open the meeting with prayer.

NOTED

2. LEAVE OF ABSENCE AND CONFIDENTIALITY AND CONFLICT OF INTEREST DECLARATION

2.1 Consideration of application for leave of absence, if any (3/1/2/1)

An *Application for leave of absence* form is attached as **annexure 2.1**.

Applications for leave of absence from the meeting were received from Councillors P Heradien, F Klazen, G Laban and J Mouton.

The meeting was informed that Councillor I Swartz will be joining the meeting at a later stage, but did not arrive in time for the meeting.

UNANIMOUSLY RESOLVED

that the applications for leave of absence from the meeting, received from Councillors P Heradien, F Klazen, G Laban and J Mouton, be accepted and approved.

EENPARIG BESLUIT

dat die aansoeke om verlof tot afwesigheid van die vergadering, ontvang vanaf raadslede P Heradien, F Klazen, G Laban en J Mouton, aanvaar en goedgekeur word.

ISIGQIBO SABUCALA

Ukuba isicelo sokungazimasi intlanganiso kukaCeba P Heradien, F Klazen, G Laban kunye no J Motoun samkelwe kwaye siphunyezwe.

Councillor K Yisa addressed the Speaker with regard to the notice of the Council meeting not being in compliance with item 6(9) of the Rules of Order for the meetings of the Witzenberg Municipality as published in the Provincial Government Gazette (2018). It was noted that the agenda was received on 21 February 2023 which amounts to six days prior to the meeting.

It was further indicated that the calculation of days excludes weekends as it refers to working days and within working hours.

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The Speaker responded that the agenda was delivered within the seven days period and that the calculation of days excludes the first day and includes the last day. Therefore, the agenda was in time and the meeting shall proceed.

Councillor M Ndaba mentioned that an email was sent to Speaker objecting to the Council workshop and Council meeting as the agendas were only received at 18:45 on 21 February 2023.

Councillor A Gili, on behalf of the ANC, mentioned that the ANC is objecting to the meeting and that it is paramount to be excused as the ANC was dragged into a meeting not thoroughly prepared for and will further consult with the legal team.

The Speaker further noted that the Rules of Order also states that late notice of a meeting does not render the meeting invalid as stated in item 6(10) of the Rules of Order.

Councillor A Gili challenged the Speaker indicating that due to the Speaker not following the Rules of Order for meetings, the ANC will be leaving the meeting and reporting the matter to the MEC.

Councillor J Cloete requested a five minute caucus break at 10:21.

The Council meeting resumed after the caucus break where after Councillor Cloete, on behalf of the Patriotic Alliance and in support of the ANC, indicated that the coalition will not be part of the meeting.

The ANC coalition left the meeting at 10:33.

The Speaker adjourned the meeting for a caucus break and resumed at 10:53 after which the Speaker informed the meeting that in terms of the Rules of Order there was a lack of quorum and that the meeting could not proceed.

NOTED

3. ADJOURNMENT

The meeting adjourned at 10:54.

Approved on 28 March 2023 without amendments.

COUNCILLOR EM SIDEGO
SPEAKER

MJ Prins