



**ORDINARY MEETING OF THE COUNCIL**

**GEWONE VERGADERING VAN DIE RAAD**

**INTLANGANISO YESIQHELO YEBHUNGA**

**MINUTES / NOTULE /**

**IMIZUZU**

**DATE / DATUM / UMHLA : 25 APRIL / APRELI 2018**

**VENUE / PLEK / INDAWO : BANQUETING HALL /  
BANKETSAAL**

**CIVIC CENTRE / BURGERSENTRUM / IZIKO LOLUNTU  
HERMANUS**

**TIME / TYD / IXESHA: 11:00**

# OVERSTRAND

MUNICIPALITY / MUNISIPALITEIT / U-MASIPALA

## MINUTES OF THE COUNCIL MEETING HELD IN THE **BANQUETING HALL**, CIVIC CENTRE, HERMANUS, ON **25 APRIL 2018**, AT **11:00**

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**PRESENT:** Councillors were present as per attached attendance register.

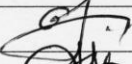

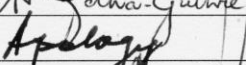
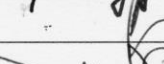
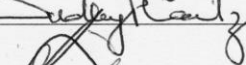
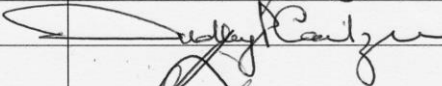


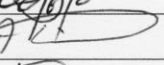
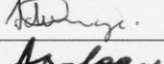
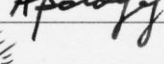
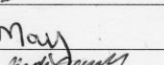
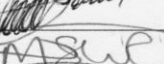

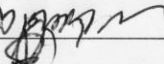
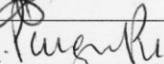
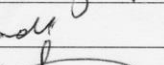
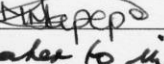
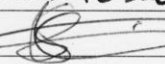






**OFFICIALS PRESENT:** Mr C Groenewald, Municipal Manager  
Mr C le Roux, Acting Director : Finance  
Mr R Williams, Director : Community Services  
Ms D Arrison, Director : Management Services  
Mr S Madikane, Director : LED  
Mr N Michaels, Director : Protection Services  
Mr R Kuchar, Acting Director : Infrastructure & Planning  
Mr D Lakey, Senior Manager : Kleinmond Administration  
Mr F Myburgh, Senior Manager : Gansbaai Administration  
Mr B King, Senior Manager : Financial Services  
Mr L Smith, Chief : Fire & Rescue & Disaster Management  
Mr R Fraser, Chief : Traffic / Licences  
Mr L Wallace, Legal Advisor  
Mr A Olivier, Legal Advisor  
Mr W Louw, Risk Officer (Intern)  
Ms A le Roux, Manager : Property Administration  
Ms S Block, Administrator : Strategic Services  
Ms H van Tonder, Manager : Council Support Services  
Ms E van Zyl, PA : Director : Management Services  
Ms S Swart, Administrative Officer : Council Support Services  
ICT  
Ms N Zweni, Manager : Communication  
Ms M de Villiers, Mayoral Committee Secretary  
Ms G Erasmus, Clerk : Auditorium  
Ms D Laing, Relief Clerk Grade 2

**ALSO PRESENT:** Members of the Public

**MINUTES/....**

OVERSTRAND MUNICIPALITY  
ATTENDANCE REGISTER

COUNCIL MEETING  
25 APRIL 2018

ALDERMAN/COUNCILLORS	SIGNATURE
AFRICA, F	
BOTHA, D	
BOTHA-GUTHRIE, N	 N. Botha-Guthrie
BRICE, KD	 Apology
COETSEE, A	
COETZEE, DP	
COHEN, G	
DE CONING, CA	
GILLION, E	
KALOLO, SV	
KOMANI, AS	
KRIGE, F	 Apology
NQINATA, NNT	 Apology
MACOTHA, VC	
MAY, C	 C. May
MOLEFE, B	 B. Molefe
MSWELI, X	 X. Msweli
NTSABO, L	 L. Ntsabo
OPPERMAN, M	 M. Opperman
ORBAN, J	 J. Orban
PUNGUPUNGU, V	 V. Pungupungu
RESANDT, C	 C. Resandt
SAPEPA, NM	 Sapepa
TAFU-NWONKWO, CC	 Speaker to investigate
TEBELE, S	

**1. OPENING**

The Municipal Manager, Mr C Groenewald, read the notice convening the meeting.

**2. APPLICATIONS FOR LEAVE OF ABSENCE**

**Cllr K Brice**

**RESOLVED**

that the above-mentioned application for leave of absence, **be granted.**

**Cllr N Nqinata**

**RESOLVED**

that the above-mentioned application for leave of absence, **be granted.**

**Cllr C Tafu-Nwoko**

**RESOLVED**

that the above-mentioned application for leave of absence be investigated by the Speaker.

**3. CONFIRMATION OF MINUTES**

- 3.1 Minutes of an **Ordinary Meeting** of the Overstrand Municipal **Council** held on **Wednesday, 28 March 2018 at 11:00**

**RESOLVED**

that the Minutes of an **Ordinary Meeting** of the Overstrand Municipal **Council** held on **Wednesday, 28 March 2018 at 11:00, be confirmed.**

**4. STATEMENTS AND COMMUNICATIONS BROUGHT FORWARD BY THE SPEAKER / EXECUTIVE MAYOR**

The Executive Mayor, Ald D Coetzee, informed the meeting that the IDP/Budget roadshows scheduled to take place in Zwelihle and Masakhane

two weeks ago, were postponed due to public unrest and were rescheduled to take place on 2 and 3 May 2018.

The Speaker, Ald A Coetsee, informed the meeting that a preliminary investigation took place with regard to Cllr B Molefe's leave of absence from the Council meeting of 28 March 2018 and that he accepted Cllr Molefe's reasons for not attending.

### **THE AFRICAN NATIONAL CONGRESS REQUESTED A CAUCUS AT 11:05**

### **THE MEETING RESUMED AT 11:15**

The Speaker, Ald A Coetsee, informed the meeting that the absence of Cllrs J Orban and C May from the Portfolio Committee meeting of 17 April 2018, was referred to the Disciplinary Committee.

Long service certificates were handed over to the following staff members by the Executive Mayor, Ald D Coetsee:

### **HERMANUS ADMINISTRATION**

<b>EMPLOYEE</b>	<b>LONG SERVICE YEARS</b>	<b>DATE ACHIEVED</b>
Mr JG Coetsee	25 years	01/01/2018
Mrs PAM Aplon	10 years	01/01/2018
Mr SW Van Der Merwe	10 years	15/01/2018
Mrs DE Barry	10 years	21/01/2018
Ms SR Afrika	15 years	23/01/2018
Mrs AAE Theart	10 years	01/12/2017
Mrs L Hanekom	10 years	01/12/2017
Mr GG Smit	10 years	01/12/2017
Mr JP Van Taak	10 years	01/12/2017
Mrs MSM Potgieter	10 years	18/12/2017
Ms NF Ngwanya	35 years	01/02/2018
Mrs T Goncalves	10 years	01/02/2018
Mr JAJ Visser	10 years	01/02/2018
Mr M Mtshizana	30 years	03/02/2018
Mrs EM Hooneberg	15 years	17/02/2018
Ms F Mdlangazi	15 years	03/01/2018
<u>Mr TP Bango</u>	10 years	01/03/2018
<u>Mr SH Magwaza</u>	10 years	01/03/2018
<u>Mr X Ntsoto</u>	10 years	01/03/2018
<u>Mr EBD Hendricks</u>	10 years	01/03/2018

<u>Mr A April</u>	10 years	01/03/2018
<u>Mr R Stevens</u>	10 years	01/03/2018
<u>Mr JA Slabbert</u>	10 years	01/03/2018
<u>Mr ME Dyonta</u>	15 years	01/03/2018
<u>Mr NS Stemela</u>	15 years	01/03/2018
<u>Mrs MJS Swartz</u>	15 years	01/03/2018
<u>Mr E Cekiso</u>	15 years	01/03/2018
<u>Mr ME Mzilikazi</u>	15 years	01/03/2018
<u>Mr K Jali</u>	15 years	01/03/2018
<u>Mr Z Vetyu</u>	15 years	01/03/2018
<u>Mr S Khoni</u>	15 years	01/03/2018
<u>Mr MV Mteyise</u>	15 years	01/03/2018
<u>Mr LJ Mbizo</u>	15 years	01/03/2018
<u>Mrs E Charles</u>	15 years	01/03/2018
<u>Mr HR Januarie</u>	15 years	01/03/2018
<u>Mr L Lukas</u>	10 years	04/03/2018
<u>Mr HS Plaatjies</u>	10 years	06/03/2018
<u>Mr WCH Plaatjies</u>	10 years	10/03/2018
<u>Mrs L Rauch</u>	25 years	15/03/2018
<u>Mr Mhlaba</u>	25 years	15/03/2018

**THE MEETING ADJOURNED AT 11:30 FOR A PHOTO SESSION**

**THE MEETING RESUMED AT 11:35**

**GANSBAAI ADMINISTRATION**

<b>EMPLOYEE</b>	<b>LONG SERVICE YEARS</b>	<b>DATE ACHIEVED</b>
Mr Mbuyiselo Ngwenya	20 years	12/12/2017
Mr James Paul Felix	25 years	20/01/2018
Mrs Defrane Dahl	25 years	01/02/2018
Mr Paul de Villiers	20 years	02/02/2018
Mr Silulami Asian Ngwenya	10 years	05/03/2018
Mrs Malinda Crafford	10 years	17/03/2018
Mr Solomon Booyesen	25 years	19/03/2018
Mr Danie Maree	25 years	01/04/2018

**KLEINMOND ADMINISTRATION**

<b>EMPLOYEE</b>	<b>LONG SERVICE YEARS</b>	<b>DATE ACHIEVED</b>
Mrs Liezel Hanekom	10 years	01/12/2017
Mr Hendry Gudu	20 years	10/12/2017

Mr Zolani Mxhosa	15 years	12/12/2017
Mr Bonginkosi Gerald Ntozakhe	15 years	12/12/2017
Mr Andreas Jacobus Reichert	10 years	11/02/2018
Ms Omoria Samuels	25 years	25/03/2018

**THE MEETING ADJOURNED AT 11:40 FOR A PHOTO SESSION**

**THE MEETING RESUMED AT 11:45**

**5. CONSIDERATION OF RECOMMENDATIONS MADE BY THE EXECUTIVE MAYOR TO COUNCIL, IN TERMS OF SECTION 160(2) OF THE CONSTITUTION, 1996, AND SECTION 59(1)(a) OF THE LOCAL GOVERNMENT: MUNICIPAL SYSTEMS ACT 2000 (ACT 32 OF 2000)**

**5.1**

**HERMANUS, A PORTION OF ERF 4565: LEASE AGREEMENT WITH HERMANUS SQUASH AND TENNIS CLUB :  
DEVIATION FROM PARAGRAPH 20 OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015**

**(ITEM 2, PAGE 41 : INFRASTRUCTURE & PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 25 APRIL 2018)**

**RESOLVED (SUPPORTED BY 22 COUNCILLORS):**

that the deviation from paragraph 20 of the Administration of Immovable Property Policy in order to renew the current lease agreement with Hermanus Squash and Tennis Club for a further period of 12 (TWELVE) months without following a public participation process, **be approved.**

<b>RESPONSIBLE OFFICIAL :</b>	<b>M ERASMUS</b>
<b>TARGET DATE FOR IMPLEMENTATION :</b>	<b>1 JULY 2018</b>
<b>TARGET DATE TO INFORM APPLICANT :</b>	<b>19 MAY 2018</b>
<b>TARGET DATE TO INFORM OBJECTOR :</b>	<b>N/A</b>



**5.2**

**STANFORD, ERF 547: CONSENT TO THE REMOVAL OF CONDITIONS E(1)(A) – (B) AND E(2) FROM TITLE DEED NUMBER T69599/2003**

**(ITEM 4, PAGE 54 : INFRASTRUCTURE & PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 25 APRIL 2018)**

**RESOLVED (SUPPORTED BY 22 COUNCILLORS):**

1. that the removal of conditions E(1)(a), (b) and E(2) as contained in Title Deed number T69599/2003 due to it having lapsed, **be approved**; and
2. that the Municipal Manager be authorised to sign the required Deeds Office documents for the removal of above mentioned conditions.

**RESPONSIBLE OFFICIAL :****A LE ROUX****TARGET DATE FOR IMPLEMENTATION:****23 MAY 2018****TARGET DATE TO INFORM APPLICANT:****2 MAY 2018****TARGET DATE TO INFORM OBJECTOR:****N/A**

## 5.3

**HERMANUS, A PORTION OF ERF 4771 HERMANUS: LEASE AGREEMENT WITH BEVERLY & PAUL MARK LEWIN :  
DEVIATION FROM PARAGRAPH 20.1(B) OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO ENTER INTO A FURTHER LEASE AGREEMENT WITH BEVERLY & PAUL MARK LEWIN WITHOUT FOLLOWING A PUBLIC PARTICIPATION PROCESS**

**(ITEM 5, PAGE 71 : INFRASTRUCTURE & PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 25 APRIL 2018)**

**RESOLVED (SUPPORTED BY 22 COUNCILLORS):**

that the deviation from paragraph 20.1(b) of the Administration of Immovable Property Policy in order to renew the current lease agreement with Beverly and Paul Mark Lewin for a further period of 1 (ONE) year without following a public participation process, **be approved.**

<b>RESPONSIBLE OFFICIAL :</b>	<b>M ERASMUS</b>
<b>TARGET DATE FOR IMPLEMENTATION :</b>	<b>15 MAY 2018</b>
<b>TARGET DATE TO INFORM APPLICANT :</b>	<b>26 APRIL 2018</b>
<b>TARGET DATE TO INFORM OBJECTOR :</b>	<b>N/A</b>

**5.4****HERMANUS: PORTIONS OF ERF 249 AND 832 HERMANUS, WRITE-BACK OF AMOUNTS RAISED, MACHIEL ADRIAAN DE KLERK****(ITEM 6, PAGE 79 : INFRASTRUCTURE & PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 25 APRIL 2018)****RESOLVED (SUPPORTED BY 22 COUNCILLORS):**

that the write-back of the arrear municipal account of Machiel Adriaan de Klerk for the leasing of a portion of Erf 249 and a portion of Erf 832 Hermanus, also known as the Market Square Stalls, in the amount of R221,667.03 (TWO HUNDRED AND TWENTY ONE THOUSAND SIX HUNDRED AND SIXTY SEVEN RAND AND THREE CENTS) for the period up to 30 June 2016, being the period where he at least had occupation of 13 of the 36 stalls, **be approved.**

**RESPONSIBLE OFFICIAL :****A LE ROUX  
E HOONENBERG****TARGET DATE FOR IMPLEMENTATION :****25 APRIL 2018****TARGET DATE TO INFORM APPLICANT :****N/A****TARGET DATE TO INFORM OBJECTOR :****N/A**

**5.5**

**MONTHLY REPORT TO COUNCIL ON SUPPLY CHAIN MANAGEMENT (SCM)  
POLICY: PARAGRAPH 36, 16(1)(b) AND 17(1)(c), FOR MARCH 2018**

**(ITEM 5, PAGE 1 : MAYORAL COMMITTEE MEETING : 25 APRIL  
2018)**

**RESOLVED (SUPPORTED BY 22 COUNCILLORS):**

1. that the deviations from the procurement processes, approved in terms of the delegated authority for March 2018, **be noted**; and
2. that the awards made in terms of Paragraph 16(1)(b) and 17(1)(c), approved in terms of the delegated authority for March 2018, **be noted**.

**RESPONSIBLE OFFICIAL :****C LE ROUX****TARGET DATE FOR IMPLEMENTATION :****TO BE NOTED**

**5.6**

**SUPPLY CHAIN MANAGEMENT IMPLEMENTATION REPORT – 2017/2018:  
3<sup>rd</sup> QUARTER: 01 JANUARY TO 31 MARCH 2018**

**(ITEM 6, PAGE 7 : MAYORAL COMMITTEE MEETING : 25 APRIL  
2018)**

**RESOLVED (SUPPORTED BY 22 COUNCILLORS):**

that **cognisance be taken** of the activities undertaken and outcomes achieved in the implementation of the Overstrand Municipality's Supply Chain Management Policy for the 3<sup>rd</sup> Quarter of 2017/2018.

**RESPONSIBLE OFFICIAL :**

**C LE ROUX**

**TARGET DATE FOR IMPLEMENTATION :**

**TO BE NOTED**

**5.7**

**BUDGET REPORT FOR THE QUARTER ENDED MARCH 2018**

**(ITEM 7, PAGE 19 : MAYORAL COMMITTEE MEETING : 25 APRIL 2018)**

**THE AFRICAN NATIONAL CONGRESS REQUESTED A CAUCUS AT 12:05**

**THE MEETING RESUMED AT 12:15**

**RESOLVED (SUPPORTED BY 22 COUNCILLORS):**

that the budget report for the quarter ended March 2018, prepared as part of the financial reporting obligations arising from the Local Government: Municipal Finance Management Act, 2003, **be noted**.

**RESPONSIBLE OFFICIAL :**

**BA KING**

**TARGET DATE FOR IMPLEMENTATION :**

**TO BE NOTED**

**5.8**

**QUARTERLY BANK ACCOUNT WITHDRAWALS NOT IN TERMS OF AN APPROVED BUDGET FOR THE QUARTER ENDED MARCH 2018**

**(ITEM 8, PAGE 71 : MAYORAL COMMITTEE MEETING : 25 APRIL 2018)**

**RESOLVED (SUPPORTED BY 22 COUNCILLORS):**

that the consolidated quarterly report in respect of Bank Account Withdrawals not in terms of an Approved Budget for the quarter ended March 2018, **be noted**.

**RESPONSIBLE OFFICIAL :**

**BA KING**

**TARGET DATE FOR IMPLEMENTATION :**

**TO BE NOTED**

**5.9**

**SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)  
THIRD QUARTERLY REPORT: JANUARY- MARCH 2018**

**(ITEM 9, PAGE 74 : MAYORAL COMMITTEE MEETING : 25 APRIL  
2018)**

**RESOLVED (SUPPORTED BY 22 COUNCILLORS):**

that the content of the report for the third quarter of the 2017/18 financial year on the top level Service Delivery and Budget Implementation Plan **be noted**.

**RESPONSIBLE OFFICIAL :**

**R LOUW**

**TARGET DATE FOR IMPLEMENTATION :**

**TO BE NOTED**



**7. URGENT MATTERS SUBMITTED BY THE MUNICIPAL MANAGER (IF ANY)**

None

**8. CONSIDERATION OF NOTICES OF MOTIONS / QUESTIONS**

None

**9. CONSIDERATION OF MOTIONS OF EXIGENCY (IF ANY)**

1. Cllr S Tebele requested to submit a motion of exigency. His motivation for exigency was not recognised by the Speaker and the motion was denied.

**THE SPEAKER GAVE PERMISSION TO ALD M SAPEPA TO LEAVE THE MEETING AT 12:45**

**THE AFRICAN NATIONAL CONGRESS REQUESTED A CAUCUS AT 13:05**

**THE MEETING RESUMED AT 13:20**

**THE AFRICAN NATIONAL CONGRESS REQUESTED A CAUCUS AT 13:20**

**THE MEETING RESUMED AT 13:22**

2. Cllr V Macotha requested a motion of exigency. The motivation for exigency was recognised by the Speaker. Cllr Macotha proposed that the availability of the following five (5) pieces of land for the development of housing, be investigated:
  - Opposite SANSA
  - Portion of Schulphoek through Realigning of Road
  - Old Dumping Site
  - Land opposite Gateway Spar
  - Zwelihle Sportsfield

The motion was seconded by Cllr S Kalolo.

**THE SPEAKER GAVE PERMISSION TO CLLR L NTSABO TO LEAVE THE MEETING AT 13:35**

The motion was carried and it was

**RESOLVED:**

that the availability of the following five (5) pieces of land for the development of housing, be investigated:

- Opposite SANSA
- Portion of Schulphoek through Realigning of Road
- Old Dumping Site
- Land opposite Gateway Spar
- Zwelihle Sportsfield

**The meeting adjourned at 13:45**

\_\_\_\_\_  
**DATE**

\_\_\_\_\_  
**THE SPEAKER – A COETSEE**