



**ORDINARY MEETING OF THE COUNCIL**  
**GEWONE VERGADERING VAN DIE RAAD**  
**INTLANGANISO YESIQHELO YEBHUNGA**

**A G E N D A**

**I-AJENDA**

**DATE / DATUM / UMHLA : 26 AUGUST / AUGUSTUS /  
AGASTI 2020**  
**VENUE / PLEK / INDAWO : VIRTUAL**  
**TIME / TYD / IXESHA : 11:00**

# **MUNICIPALITY / MUNISIPALITEIT / UMASIPALA WE-OVERSTRAND**

Office of the Municipal  
Manager  
Municipal Offices  
HERMANUS

21 August / Augustus / Agasti 2020

## **NOTICE TO ALL ALDERMEN & COUNCILLORS**

### **ORDINARY MEETING OF THE OVERSTRAND MUNICIPAL COUNCIL**

**NOTICE IS HEREBY GIVEN** that, due to the Covid-19 Lockdown, an **ORDINARY MEETING** of the **OVERSTRAND MUNICIPAL COUNCIL** will be held by means of a virtual platform on **WEDNESDAY, 26 AUGUST 2020 at 11:00**, of which the agenda will be available on the Overstrand Website ([www.overstrand.gov.za](http://www.overstrand.gov.za)).

*The attention of Councillors is directed to the Code of Conduct for Councillors and Municipal Officials, Schedules 1 & 2 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000).*

**C GROENEWALD**  
**MUNICIPAL MANAGER**

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## **KENNISGEWING AAN ALLE RAADSHERE & RAADSLEDE**

### **GEWONE VERGADERING VAN DIE OVERSTRAND MUNISIPALE RAAD**

**KENNIS GESKIED HIERMEE** dat, weens die Covid-19 grendeltydperk, 'n **GEWONE VERGADERING** van die **OVERSTRAND MUNISIPALE RAAD** gehou sal word by wyse van 'n virtuele platform op **WOENSDAG, 26 AUGUSTUS 2020 om 11:00**, welke agenda op die Overstrand Webtuiste ([www.overstrand.gov.za](http://www.overstrand.gov.za)) beskikbaar sal wees.

*Raadslede se aandag word gevestig op die Gedragskode vir Raadslede en Munisipale Beamptes, Bylae 1 & 2 van die Wet op Plaaslike Regering : Munisipale Stelsels, 2000 (Wet 32 van 2000).*

**C GROENEWALD**  
**MUNISIPALE BESTUURDER**

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## **ISAZISO ESIYA KUBO BONKE OOCEBAKHULU NOOCEBA**

### **INTLANGANISO YESIQHELO YEBHUNGA LIKAMASIPALA WE-OVERSTRAND**

**OKU KUKWAZISA** ukuba, ngenxa yokuvakwa okubangelwe yintsolongwana i-COVID-19, **INTLANGANISO YESIQHELO yeBHUNGA LIKAMASIPALA WE-OVERSTRAND**, iyakubanjwa ngeqonga elibonakalisayo ngo**LWESITHATHU, Umhla we 26 AGASTI 2020 ngeye-11:00**. I-ajenda iya kufumaneka yona kwiwebhusayithi ye-Overstrand ([www.overstrand.gov.za](http://www.overstrand.gov.za)).

*OoCeba bayacelwa ukuba baqwalasele isikhokelo sokuziphatha sooCeba namaGosa kamasipala, amaXwebhu 1 & 2 kaRhulumente wooMasipala: uMthetho weeNkqubo zikaMasipala, 2000 (UMthetho 32 wowama-2000).*

**C GROENEWALD**  
**UMPHATHI KAMASIPALA**

**AGENDA/...**

- 1. OPENING**
  
- 2. APPLICATIONS FOR LEAVE OF ABSENCE**
  
- 3. CONFIRMATION OF MINUTES**
  - 3.1 Minutes of an **Ordinary Meeting** of the **Council** held on **Wednesday, 29 July 2020** at 11:00
  
- 4. STATEMENTS AND COMMUNICATIONS BROUGHT FORWARD BY THE SPEAKER / EXECUTIVE MAYOR**

**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)**

**REMARK**

Please note that the following recommendations contained in this agenda are subject to confirmation or amendment by the Executive Mayor in view of the fact that the **compilation of the Council agenda** was done before the Mayoral Committee of 26 August 2020 had formally sat.

**5.1**

**IN PRINCIPLE AND TRANSFER APPROVAL FOR DIRECT ALIENATION OF A PORTION OF REMAINDER ERF 2825 SANDBAAI (SITUATED IN LONG STREET, SANDBAAI) TO THE WESTERN CAPE GOVERNMENT VIA ITS DEPARTMENT OF TRANSPORT AND PUBLIC WORKS (DEPARTMENT OF EDUCATION) FOR THE CONSTRUCTION OF A NEW TECHNICAL SCHOOL**

**(ITEM 6, PAGE 325 : MAYORAL COMMITTEE MEETING : 26 AUGUST 2020)**

**RECOMMENDATION TO THE COUNCIL:**

1. that the direct alienation of a portion of Remainder Erf 2825 Sandbaai ( $\pm 2.6$ ha in extent) to the Western Cape Government via its Department of Transport and Public Works (on behalf of the Department of Education) at a nominal purchase price of R1.00 (ONE RAND)(VAT included) for the construction and establishment of a new technical school, **be approved in principle**;
2. that the transfer of a portion of Remainder Erf 2825 Sandbaai ( $\pm 2.6$ ha in extent) to the Western Cape Government via its Department of Transport and Public Works (on behalf of the Department of Education) at a nominal purchase price of R1.00 (ONE RAND)(VAT included) for the construction and establishment of a new technical school, **be approved**;
3. that it be noted that it is not necessary to follow a competitive process for the alienation and transfer as this transaction is exempted in terms of Regulation 20 of the Municipal Asset Transfer Regulations (R. 878 of 2008);

4. that the alienation of said portion of Remainder Erf 2825 Sandbaai be subject to a suspensive condition that the Department obtains at own cost all required town planning approvals, for which process the Municipality will assist;
5. that all the costs pertaining to the transaction, e.g. subdivision, possible advertisement, transfer and related costs, etc. be paid by the Department;
6. that a condition be registered against the title deed of the property that the property may only be used for educational purposes;
7. that the possible waiver / decrease of the total bulk development contributions, the connection charges for services and the costs for any upgrading/additional services be addressed in a separate report to Council once quantified; and
8. that it be noted that the portion of municipal property herewith alienated and transferred is not required for the provision of basic municipal services in terms of the provisions of paragraph 5 of Council's Administration of Immovable Property Policy and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003).

**RESPONSIBLE OFFICIAL:**

**A LE ROUX**

**TARGET DATE FOR IMPLEMENTATION:**

**17 NOVEMBER 2020**

**TARGET DATE TO INFORM APPLICANT:**

**14 OCTOBER 2020**

**TARGET DATE TO INFORM OBJECTOR:**

**N/A**

**5.2**

**MONTHLY REPORT TO COUNCIL ON SUPPLY CHAIN MANAGEMENT (SCM) POLICY: PARAGRAPH 36, 16(1)(b) AND 17(1)(c) AND PARAGRAPH 6(7)(4)(A) OF THE DIRECTIONS OF THE DISASTER MANAGEMENT ACT, JULY 2020**

**(ITEM 7, PAGE 339 : MAYORAL COMMITTEE MEETING : 26 AUGUST 2020)**

**RECOMMENDATION TO THE COUNCIL:**

1. that the deviations from the procurement processes, approved in terms of the delegated authority for July 2020, **be noted**;
2. that the awards made in terms of Paragraph 16(1)(b) and 17(1)(c), approved in terms of the delegated authority for July 2020, **be noted**; and
3. that the awards made through the Bid Committee system, and formal written price quotations in excess of R30 000 and all price quotations below R30 000 for July 2020, **be noted**.

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

**5.3**

**SUBMISSION OF THE DRAFT UNAUDITED ANNUAL REPORT FOR THE FINANCIAL YEAR 2019/20**

**(ITEM 8, PAGE 351 : MAYORAL COMMITTEE MEETING : 26 AUGUST 2020)**

**RECOMMENDATION TO THE COUNCIL:**

that tabling of the 2019/20 **DRAFT** unaudited Annual Report **be noted**.

**RESPONSIBLE OFFICIAL :**

**RG LOUW**

**TARGET DATE FOR IMPLEMENTATION :**

**NONE**

**5.4**

**WRITING OFF OF 2019/20 NON-TECHNICAL WATER AND ELECTRICITY LOSSES**

**(ITEM 12, PAGE 377 : MAYORAL COMMITTEE MEETING : 26 AUGUST 2020)**

**RECOMMENDATION TO THE COUNCIL:**

1. that the non-technical electricity losses to the value of R2 214 732.36 for the 2019/20 financial year be written off; and
2. that the non-technical water losses to the value of R2 189 013.46 for the 2019/20 financial year be written off.

**RESPONSIBLE OFFICIAL :**

**BA KING**

**TARGET DATE FOR IMPLEMENTATION :**

**1 SEPTEMBER 2020**



## 5.5

**FIXED ASSETS: DISPOSAL / DERECOGNITION OF ASSETS FOR THE 2019/20 FINANCIAL YEAR****(ITEM 13, PAGE 386 : MAYORAL COMMITTEE MEETING : 26 AUGUST 2020)****RECOMMENDATION TO THE COUNCIL:**

1. that it **be noted** that the assets disposed of during the period 01 July 2019 to 30 June 2020 are not needed to provide the minimum level of basic municipal services; and
2. that the derecognition of the Infrastructure Assets replaced / abandoned / disposed of during the period 01 July 2019 to 30 June 2020, **be approved**.

**RESPONSIBLE OFFICIAL :****J VORSTER****TARGET DATE FOR IMPLEMENTATION :****31 AUGUST 2020**

## 5.6

**CONTRACT NO. SC 2027/2019: PROPOSED AMENDMENT OF CONTRACT:  
UPGRADING OF HAWSTON SPORT GROUNDS**

**(ITEM 14, PAGE 394 : MAYORAL COMMITTEE MEETING :  
26 AUGUST 2020)**

**RECOMMENDATION TO THE COUNCIL:**

1. that **cognisance be taken** of the reasons for the proposed amendment of **Contract SC2027/2019** for the **Upgrading of Hawston Sport Grounds** for a Contract Period ending 31 October 2020, in terms of the enabling provisions of Section 116(3) (a) & (b) of the Local Government: Municipal Finance Management Act 2003 (Act 56 of 2003), and that the amendment be consented to; and
2. that **cognisance be taken** that no recommendations or representations were received from the local community by closing date, 27 July 2020.

**RESPONSIBLE OFFICIAL :****D HENDRIKS****TARGET DATE FOR IMPLEMENTATION :****01 SEPTEMBER 2020****TARGET DATE TO INFORM APPLICANT:****N/A****TARGET DATE TO INFORM OBJECTOR :****N/A**

**5.7****TIME SCHEDULE FOR THE 2021/22 INTEGRATED DEVELOPMENT PLAN (IDP)  
REVIEW/ BUDGET PROCESS****(ITEM 15, PAGE 409 : MAYORAL COMMITTEE MEETING :  
26 AUGUST 2020)****RECOMMENDATION TO THE COUNCIL:**

that the schedule of key dates for the 2021/22 compilation of an IDP review/ Budget process **be noted**.

**RESPONSIBLE OFFICIAL :****RG LOUW****TARGET DATE FOR IMPLEMENTATION :****28 AUGUST 2020**

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

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

At the time of the closing of the agenda, no notices of motions/questions were received.

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