



**ORDINARY MEETING OF THE COUNCIL**

**GEWONE VERGADERING VAN DIE RAAD**

**INTLANGANISO YESIQHELO YEBHUNGA**

**MINUTES / NOTULE /**

**IMIZUZU**

**DATE / DATUM / UMHLA : 26 AUGUST / AUGUSTUS /  
AGASTI 2020**

**VENUE / PLEK / INDAWO : VIRTUAL**

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

# OVERSTRAND

MUNICIPALITY / MUNISIPALITEIT / U-MASIPALA

**MINUTES OF THE COUNCIL MEETING  
HELD BY MEANS OF A VIRTUAL PLATFORM  
ON 26 AUGUST 2020, AT 11:00**

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

**OFFICIALS PRESENT:** Mr C Groenewald, Municipal Manager  
Ms D Arrison, Director : Management Services  
Mr S Madikane, Director : Economic Development & Tourism  
Ms S Reyneke-Naudé, Director : Finance  
Mr R Williams, Director : Community Services  
Mr N Michaels, Director : Protection Services  
Mr S Müller, Director : Infrastructure & Planning  
Ms A Le Roux, Manager : Property Administration  
Mr H Blignaut, Deputy Director : Engineering Services  
Mr F Myburgh, Senior Manager : Gansbaai Administration  
Ms R Louw, Senior Manager : Strategic Services  
Ms H van Tonder, Manager : Council Support Services  
Mr L Smith, Chief : Fire & Rescue and Disaster Management  
Ms S Swart, Administrative Officer : Council Support Services  
Ms D Laing, Relief Clerk Grade 2

**MINUTES/....**

OVERSTRAND MUNICIPALITY  
ATTENDANCE REGISTER

COUNCIL MEETING  
26 AUGUST 2020

ALDERMAN/COUNCILLORS	SIGNATURE
AFRICA, F	✓
BOTHA, D	✓
BRICE, KD	✓
COETSEE, A	✓
COETZEE, DP	✓
COHEN, G	✓
DE CONING, CA	✓
GILLION, E	✓
KALOLO, SV	✓
KOMANI, AS	✓
KRIGE, F	✓
NQINATA, NNT	✓
MACOTHA, VC	✓
MAY, C	✓
MOLEFE, B	✓
MORGAN, H	✓
MSWELI, X	✓
NTSABO, L	✓
NUTT, R	✓
ORBAN, J	✓
PUNGUPUNGU, V	✓
RESANDT, C	✓
SAPEPA, NM	✓
TAFU-NWONKWO, CC	✓
TEBELE, S	✓



**1. OPENING**

Cllr R Nutt opened with prayer. The Municipal Manager, Mr C Groenewald, read the notice convening the meeting.

**2. APPLICATIONS FOR LEAVE OF ABSENCE**

None

**3. CONFIRMATION OF MINUTES****3.1 Minutes of an Ordinary Meeting of the Council held on Wednesday, 29 July 2020 at 11:00****RESOLVED:**

that the Minutes of an **Ordinary Meeting** of the Overstrand Municipal **Council** held on **Wednesday, 29 July 2020 at 11:00, be confirmed.**

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

The Executive Mayor, Ald D Coetzee, congratulated the Speaker, Ald A Coetsee, on his birthday.

The Executive Mayor requested all councillors, especially the Mayoral Committee members, to attend the presentation by Whale World after this Council meeting.

The Speaker, Ald A Coetsee, on behalf of Council, extended his sympathy to the family of Mr Matthew Hull from Mount Pleasant after his passing on.

**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**

**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)**

**RESOLVED (SUPPORTED BY 25 COUNCILLORS):**

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)**

**RESOLVED (SUPPORTED BY 25 COUNCILLORS):**

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)**

**RESOLVED (SUPPORTED BY 25 COUNCILLORS):**

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)**

**RESOLVED (SUPPORTED BY 25 COUNCILLORS):**

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)****RESOLVED (SUPPORTED BY 25 COUNCILLORS):**

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)****RESOLVED (SUPPORTED BY 25 COUNCILLORS):**

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)****RESOLVED (SUPPORTED BY 25 COUNCILLORS):**

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)**

None

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

None

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

A motion of exigency was submitted by Cllr S Tebele to congratulate the Speaker, Ald A Coetsee, on his birthday. The Speaker recognised the exigency and allowed Cllr Tebele to speak on behalf of Council and to convey birthday wishes to the Speaker.

**The meeting adjourned at 11:21**

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**DATE**

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**THE SPEAKER – A COETSEE**