



**ORDINARY MEETING OF THE MAYORAL
COMMITTEE**

**GEWONE VERGADERING VAN DIE
BURGEMEESTERSKOMITEE**

**INTLANGANISO YESIQHELO YEKOMITI
KASODOLOPHU**

MINUTES / NOTULE /

IMIZUZU

**DATE / DATUM / UMHLA : 31 OCTOBER / OKTOBER /
OKTOBHA 2018**

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

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

TIME / TYD / IXESHA : 10:00

OVERSTRAND

MUNICIPALITY / MUNISIPALITEIT / U-MASIPALA

MINUTES OF AN ORDINARY MEETING OF THE MAYORAL COMMITTEE HELD IN THE BANQUETING HALL, CIVIC CENTRE, HERMANUS, ON 31 OCTOBER 2018, AT 10:00

PRESENT: Councillors were present as per attached attendance register.

OFFICIALS PRESENT:

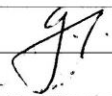
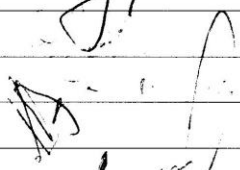
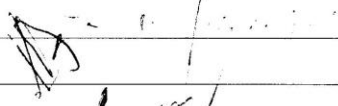

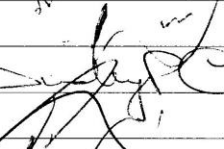
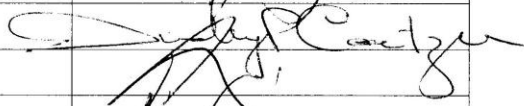
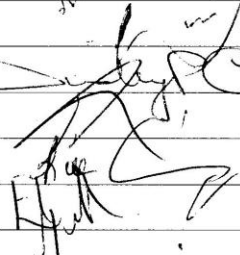
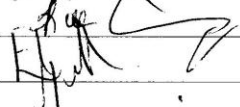
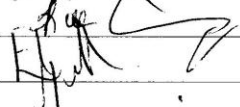


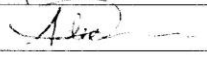
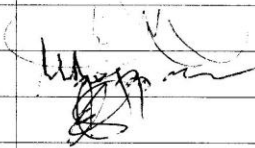
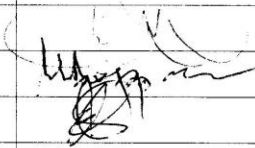
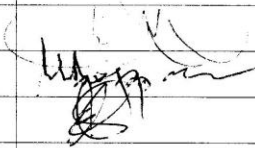
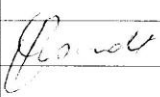
Mr C Groenewald, Municipal Manager
Ms S Reyneke-Naudé, Director : Finance
Mr R Williams, Director : Community Services
Mr S Madikane, Director : Economic Development
Ms D Arrison, Director : Management Services
Mr N Michaels, Director : Protection Services
Mr S Müller, Director : Infrastructure & Planning
Ms H van der Stoep, Acting Senior Manager :
Town Planning
Mr F Myburgh, Senior Manager : Gansbaai
Administration
Mr M Bartman, Deputy Director : Community
Services
Ms H van Tonder, Manager : Council Support
Services
Mr H Blignaut, Deputy Director : Engineering
Services
Mr D Lakey, Senior Manager : Kleinmond
Administration
Mr B King, Senior Manager : Financial Services
Ms R Louw, Senior Manager : Strategic Services
Ms M Erasmus, Administrative Officer : Property
Administration
Ms N Zweni, Manager : Communication
Mr M Rust, Senior Disaster Management Officer
Ms S Swart: Administrative Officer : Council
Support Services
ICT
Mr W Louw, Risk Officer (Intern)
Ms Z Arendse, Relief Clerk
Ms D Laing, Relief Clerk : Grade 2
Members of the Public

ALSO PRESENT:

MINUTES/.....

OVERSTRAND MUNICIPALITY
ATTENDANCE REGISTER

MAYORAL COMMITTEE MEETING
31 OCTOBER 2018

ALDERMAN/COUNCILLORS	SIGNATURE
AFRICA, F	
BOTHA, D	
BOTHA-GUTHRIE, N	
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	
MSWELI, X	
NTSABO, L	
OPPERMAN, M	
ORBAN, J	
PUNGUPUNGU, V	
RESANDT, C	
SAPEPA, NM	
TAFU-NWONKWO, CC	
TEBELE, S	

1. OPENING

The Executive Mayor 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 **Mayoral Committee** held on **Wednesday, 26 September 2018 at 10:00**

RESOLVED

that the Minutes of an **Ordinary Meeting** of the **Mayoral Committee** held on **Wednesday, 26 September 2018 at 10:00, be confirmed.**

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

None

5.
**MONTHLY REPORT TO COUNCIL ON SUPPLY CHAIN MANAGEMENT (SCM)
POLICY: PARAGRAPH 36, 16(1)(b) AND 17(1)(c) FOR SEPTEMBER 2018**

8/2/2

C Le Roux

(028) 313 8107

Corporate Head Office

05 October 2018

EXECUTIVE SUMMARY

The purpose of this report is to inform Council of all deviations from the Supply Chain Management Policy, approved by the delegated authority in terms of Paragraph 36 of the Supply Chain Management Policy, as well as approvals in terms of Paragraph 16(1)(b) and 17(1)(c) for September 2018.

RECOMMENDATION TO THE COUNCIL:

1. that the deviations from the procurement processes, approved in terms of the delegated authority for September 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 September 2018, **be noted**.

RESPONSIBLE OFFICIAL :

C LE ROUX

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

6.
**SUPPLY CHAIN MANAGEMENT IMPLEMENTATION REPORT – 2018/2019:
1st QUARTER: 01 JULY 2018 – 30 SEPTEMBER 2018**

8/2/2

C Le Roux

(028) 313 8107

Corporate Head Office

10 October 2018

EXECUTIVE SUMMARY

In terms of Clause 6(3) of Overstrand Municipality's Supply Chain Management Policy, the Municipal Manager must, within 6 business days of each quarter, submit a report on the implementation of the Supply Chain Management Policy to the Executive Mayor.

RECOMMENDATION TO THE COUNCIL:

that the activities undertaken and outcomes achieved in the implementation of the Overstrand Municipality's Supply Chain Management Policy for the 1st Quarter of 2018/2019 **be noted**.

RESPONSIBLE OFFICIAL :

C LE ROUX

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

7.

BUDGET REPORT FOR THE QUARTER ENDED SEPTEMBER 2018

5/1/1/20-2018/2019

(028) 313 8154

Corporate Head Office

BA King

19 October 2018

EXECUTIVE SUMMARY

Report prepared as part of the financial reporting obligations arising from section 52(d) of the Local Government: Municipal Finance Management Act, 2003 (MFMA).

RECOMMENDATION TO THE COUNCIL:

that the budget report for the quarter ended September 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**

**8.
QUARTERLY BANK ACCOUNT WITHDRAWALS NOT IN TERMS OF AN
APPROVED BUDGET FOR THE QUARTER ENDED SEPTEMBER 2018**

5/18/R

BA King

(028) 313 8154

Corporate Head Office

22 October 2018

EXECUTIVE SUMMARY

Report prepared as part of the financial reporting obligations arising from section 11(4) of the Local Government: Municipal Finance Management Act, 2003 (MFMA).

RECOMMENDATION TO THE COUNCIL:

that the consolidated quarterly report, as per Annexure A to the item, in respect of Bank Account Withdrawals not in terms of an Approved Budget for the quarter ended September 2018, **be noted**.

RESPONSIBLE OFFICIAL :

BA KING

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

9.
**SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)
FIRST QUARTERLY REPORT: JULY- SEPTEMBER 2018**

2/12/1/1

R Louw

(028) 313 8071

Corporate Head Office

17 October 2018

EXECUTIVE SUMMARY

The purpose of this report is to provide an executive summary of service delivery performance in terms of the top level SDBIP for the first quarter, 1 July 2018 to 30 September 2018.

RECOMMENDATION TO THE COUNCIL:

that the content of the report for the first quarter of the 2018/19 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

10.

CONTRACT NO.: SC1870/2018: PROPOSED AWARD BEYOND THE THREE YEARS COVERED IN THE FINANCIAL YEAR FOR PROVISION OF MULTI-FUNCTIONAL OFFICE MACHINES FOR A CONTRACT PERIOD ENDING 30 JUNE 2021

8/2/2 SC1870/2018**J van Asperen****18 September 2018****(028) 313 8959****Corporate Head Office**

EXECUTIVE SUMMARY

The purpose of this report is to provide the necessary information and motivation with regard to the proposed intention to award Contract No. SC1870/2018 for Provision of multi-functional office machines for a contract period ending 30 June 2021 to end 30 September 2021, to enable Council to make an informed decision whether to consent to the proposed amendment of the contract.

The award of the contract poses financial obligations on the Municipality beyond 3 financial years and the Municipality must comply with Sections 33 (1) of the Local Government: Municipal Finance Management Act No.56 of 2003.

RECOMMENDATION TO THE COUNCIL:

1. that **cognisance be taken of the reasons** to award Contract No. SC1870/2018 for Provision of multi-functional office machines for a contract period ending 30 June 2021 to end 30 September 2021, in terms of enabling provisions of Section 33 of the Local Government: Municipal Finance Management Act 2003 (Act 56 of 2003), and that the **award be consented to**; and
2. that **cognisance be** taken that no recommendations or representations were received from the local community or other stakeholders by the closing date of 10 September 2018.

RESPONSIBLE OFFICIAL :**J VAN ASPEREN****TARGET DATE FOR IMPLEMENTATION :****1 NOVEMBER 2018**

11.

LONG TERM WASTE DISPOSAL AGREEMENT BETWEEN OVERSTRAND MUNICIPALITY, THE OVERBERG DISTRICT MUNICIPALITY, AND THEEWATERSKLOOF MUNICIPALITY WITH REGARDS TO THE KARWYDERSKRAAL REGIONAL LANDFILL SITE

16/5/4

H Blignaut

(028) 313 5047

Hermanus Administration

15 October 2018

EXECUTIVE SUMMARY

The purpose of this report is to provide the necessary information and motivation with regard to the conclusion of a long term waste disposal agreement between Overstrand Municipality (OM), the Overberg District Municipality (ODM), and Theewaterskloof Municipality (TWK) with regards to the utilization of the Karwyderskraal Regional Landfill Site, to enable Council to take an informed decision when considering the long term agreement in terms of section 33 of the Local Government: Municipal Finance Management Act, 2003 (Act no. 56 of 2003) (MFMA).

RECOMMENDATION TO THE COUNCIL:

1. that Council **takes cognisance** of the response received from the Department of Environmental Affairs and Development Planning to the request for comments, representations, views and recommendations in respect of the long term Waste Disposal Service Level Agreement between Overstrand Municipality, the Overberg District Municipality, and Theewaterskloof Municipality in respect of the Karwyderskraal Regional Landfill Site, in terms of the enabling provisions of Section 33 of the Local Government: Municipal Finance Management Act 2003 (Act 56 of 2003); and
2. that it be determined that Overstrand Municipality will derive a significant economic financial benefit from the long term Service Level Agreement and entering into the agreement **be confirmed**.

RESPONSIBLE OFFICIALS :**H BLIGNAUT
J VAN TAAK****TARGET DATE FOR IMPLEMENTATION :****COMMISSIONING DATE OF
KARWYDERSKRAAL CELL 4,
CURRENTLY ESTIMATED TO
BE 1 MARCH 2019**

12.

SUBMISSION OF THE OVERSTRAND SUSTAINABLE TRANSPORT PLAN

9/1/2/2

D Hendriks
18 October 2018

(028) 313 5047

Hermanus Administration

EXECUTIVE SUMMARY

The purpose of this report is to inform the Overstrand Council about the Provincial Sustainable Transport Programme (PSTP) and the Overstrand Sustainable Transport Plan (PSTP Plan). The PSTP plan has been developed jointly by the Western Cape Government and the Overstrand Municipality, under the auspices of the (PSTP).

The PSTP Plan outlines the key issues affecting transport systems in the Overstrand municipal area, formulates a sustainable transport vision for Overstrand and finally proposes strategies and interventions to achieve the stated vision.

RECOMMENDATION TO THE COUNCIL:

that the content of the Overstrand Provincial Sustainable Transport Programme **be noted and be endorsed.**

RESPONSIBLE OFFICIAL :**DER HENDRIKS****TARGET DATE FOR IMPLEMENTATION :****31 OCTOBER 2018**

PORTFOLIO COMMITTEE :

FINANCE

Chairperson :

Cllr R de Coning

Committee Members :

**Cllrs L Ntsabo, G Cohen,
S Tebele, X Msweli and B Molefe**

PORTEFEULJEKOMITEE :

FINANSIES

Voorsitter :

Rdl R de Coning

Komiteelede :

**Rdle L Ntsabo, G Cohen,
S Tebele, X Msweli and B Molefe**

**NO REPORTS WERE RECEIVED BY THE SECRETARIAT
FOR INCLUSION IN THIS PORTFOLIO**

PORTFOLIO COMMITTEE :

MANAGEMENT SERVICES

Chairperson :

Cllr A Komani

Committee Members :

**Ald M Sapepa, Ald N Botha-Guthrie,
Cllrs M Opperman & N Nqinata**

PORTEFEULJEKOMITEE :

BESTUURSDIENSTE

Voorsitter :

Rdl A Komani

Komiteelede :

**Rdh M Sapepa, Rdh N Botha-Guthrie,
Rdle M Opperman & N Nqinata**

1.
**FRAUD PREVENTION AND ANTI-CORRUPTION STRATEGY, POLICY AND PLAN
2018/2019**

2/B

A Riddles

(028) 313 5044

Corporate Head Office

26 September 2018

EXECUTIVE SUMMARY

To obtain Council's approval for the Fraud Prevention and Anti-Corruption Strategy, Policy and Plan, that has been reviewed by the Risk Management Committee.

RECOMMENDATION TO THE COUNCIL:

1. that the Fraud Prevention and Anti-Corruption Strategy **be approved**;
2. that the Fraud Prevention and Anti-Corruption Policy **be approved**; and
3. that the Fraud Prevention and Anti-Corruption Plan **be approved**.

RESPONSIBLE OFFICIAL :

A RIDDLES

TARGET DATE FOR IMPLEMENTATION :

1 NOVEMBER 2018

PORTFOLIO COMMITTEE :

**PROTECTION SERVICES,
ECONOMIC DEVELOPMENT & TOURISM**

Chairperson :

Cllr E Gillion

Committee Members :

**Cllrs C Resandt, G Cohen,
V Macotha & C Tafu-Nwonko**

PORTEFEULJEKOMITEE :

**BESKERMINGSDIENSTE,
EKONOMIESE ONTWIKKELING & TOERISME**

Voorsitter :

Rdl E Gillion

Komiteelede :

**Rdle C Resandt, G Cohen,
V Macotha & C Tafu-Nwonko**

**NO REPORTS WERE RECEIVED BY THE SECRETARIAT
FOR INCLUSION IN THIS PORTFOLIO**

PORTFOLIO COMMITTEE :

COMMUNITY SERVICES

Chairperson :

Cllr F Africa

Committee Members :

**Cllrs J Orban, C May,
V Pungupungu & S Kalolo**

PORTEFEULJEKOMITEE :

GEMEENSKAPSDIENSTE

Voorsitter :

Rdl F Africa

Komiteelede :

**Rdle J Orban, C May,
V Pungupungu & S Kalolo**

1.

WARD COMMITTEES SYSTEM: PERFORMANCE REPORT: 2017/2018

3/R

R Williams

(028) 313 8029

Corporate Head Office

21 September 2018

EXECUTIVE SUMMARY

To provide Council with the 2017/2018 performance report in respect of performance by Ward Committees in the Overstrand Municipality.

RESOLVED:

that the Report on Performance by Ward Committees in the Overstrand Municipality for the period 01 July 2017 until 30 June 2018 **be noted**.

RESPONSIBLE OFFICIALS:

**R WILLIAMS,
D KEARNEY
F MYBURGH
D LAKEY
B PLAATJIES**

TARGET DATE FOR IMPLEMENTATION:

ONGOING

2.

BENEFICIARIES: 378 HOUSING PROJECT HAWSTON

17/5/4/1

FW Frans & R Williams
21 September 2018

(028) 313 8148

Hermanus Administration

EXECUTIVE SUMMARY

This report is to inform the Executive Mayor of additional potential beneficiaries for the Hawston affordable housing project and the status with regard to the approval of potential beneficiaries.

RESOLVED:

1. that the lists of 17 additional potential beneficiaries for the housing projects in Hawston **be approved**; and
2. that the following procedure for potential beneficiaries to finalise subsidy applications, **be approved**:
 - (a) that potential beneficiaries be given 30 days written notice to complete their subsidy application documentation; and
 - (b) that potential beneficiaries that do not respond to the first notice (30 days) be given a final written notice of 7 days.
3. that, in the event of any applicants not responding within the mentioned period of 7 days, the available housing opportunities be given to identified additional beneficiaries (replacements).

RESPONSIBLE OFFICIAL :**FW FRANS****TARGET DATE FOR IMPLEMENTATION :****N/A**

**3.
DRAFT POLICY FOR THE STAGING OF EVENTS**

11/1/B

L Wallace

(028) 313 5031

Hermanus Administration

27 August 2018

EXECUTIVE SUMMARY

The purpose of this report is for Council to adopt the proposed Policy for the Staging of Events in terms of section 11(3)(a) of the Local Government: Municipal Systems Act No 32 of 2000 (as amended) – (the “MSA”).

The proposed Policy was introduced as is provided for in terms of section 11(3)(a) of the MSA as well as Council’s By-law on Rules of Order for Internal Arrangements PN 7188 of 2013.

The necessary consent was obtained to publish the proposed Policy in the media in order to afford the public an opportunity to make representations.

RECOMMENDATION TO THE COUNCIL:

that, in terms of section 11(3)(a) of the Local Government: Municipal Systems Act No 32 of 2000, the draft Policy for the Staging of Events **be adopted**.

RESPONSIBLE OFFICIAL :

L WALLACE

D LAKEY

AREA MANAGER: HERMANUS

F MYBURGH

TARGET DATE FOR IMPLEMENTATION :

1 NOVEMBER 2018

4.
OVERSTRAND MUNICIPALITY DRAFT EVENTS BY-LAW

11/1/B

L Wallace

27 August 2018

(028) 313 5031

Hermanus Administration

EXECUTIVE SUMMARY

The purpose of this report is for Council to approve the proposed Overstrand Municipality: Events By-law terms of sections 11(3)(e); 12 and 14 of the Local Government: Municipal Systems Act No 32 of 2000 (as amended) – (the “MSA”).

The proposed By-law is hereby introduced as made provision for in terms of sections 11(3)(e) and 12(3) of the MSA as well as Council’s By-law on Rules of Order for Internal Arrangements PN 7188 of 2013.

The necessary consent was obtained to publish the proposed By-law in the media in order afford the public an opportunity to make representations.

RECOMMENDATION TO THE COUNCIL:

1. that, in terms of section 156(2) of the Constitution of the Republic of South Africa, 1996, read with section 11(3)(m) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) the By-law on Events **be adopted**; and
2. that, in terms of section 13(a) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) the By-law on Events be published promptly in the Provincial Gazette, and if deemed feasible, also in the local newspapers to bring the contents of the By-law to the attention of the local community.

RESPONSIBLE OFFICIAL :

L WALLACE

TARGET DATE FOR IMPLEMENTATION :

**DATE OF PROMULGATION IN
GOVERNMENT GAZETTE**

5.
**BENEFICIARIES: BREAKING NEW GROUND (BNG) HOUSING PROJECT:
BLOMPARK, GANSBAAI**

17/5/4/1

FW Frans

(028) 313 8148

Hermanus Administration

28 September 2018

EXECUTIVE SUMMARY

This report is to inform the Executive Mayor of potential beneficiaries for the Blompark Breaking New Ground (BNG) housing project and for approval of the procedure to finalise subsidy applications for potential beneficiaries.

RESOLVED:

1. that the lists of beneficiaries for the housing project in Blompark **be noted**;
2. that the following procedure for potential beneficiaries to finalise subsidy applications, **be approved**:
 - (a) that potential beneficiaries be given 30 days written notice to complete their subsidy application documentation;
 - (b) that potential beneficiaries that do not respond to the first notice (30 days) be given a final written notice of 7 days; and
3. that, in the event of any applicants not responding within the mentioned period of 7 days, the available housing opportunities be given to identified additional beneficiaries (replacements).

RESPONSIBLE OFFICIAL:

FW FRANS

TARGET DATE FOR IMPLEMENTATION:

N/A

6.

HOUSING: FINANCE LINKED INDIVIDUAL SUBSIDY PROGRAMME (FLISP)

17/5/4/1

FW Frans & FR Williams
21 September 2018

(028) 313 8144

Hermanus Administration

EXECUTIVE SUMMARY

The purpose of the report is to inform Council of the Finance Linked Individual Subsidy Programme (FLISP) which is available to qualifying beneficiaries with a household income of R3,501 - R22,000 per month and to promote the provision of affordable serviced sites to potential beneficiaries in terms of FLISP.

RECOMMENDATION TO THE COUNCIL:

1. that the policy for the Financed Linked Individual Subsidy Programme (FLISP) and the content of the report **be noted**;
2. that the stands developed for the development of affordable housing in Hawston (107 stands) be allocated to potential beneficiaries which are to be identified from the housing demand database for the catchment area as affordable service residential stands or affordable housing, depending on the directive to be obtained from the Department Human Settlements: Western Cape;
3. that the following procedure for potential beneficiaries to finalise subsidy applications, be approved:
 - (a) that potential beneficiaries be given 30 days written notice to complete their subsidy application documentation; and
 - (b) that potential beneficiaries that do not respond to the first notice (30 days) be given a final written notice of 7 days.
4. that, in the event of any applicants not responding within the mentioned period of 7 days, the available housing opportunities be given to identified additional beneficiaries (replacements).

RESPONSIBLE OFFICIAL:**FW FRANS
D HENDRIKS****TARGET DATE FOR IMPLEMENTATION:****IN PROGRESS**

**PORTFOLIO COMMITTEE :
INFRASTRUCTURE & PLANNING**

Chairperson :

Cllr K Brice

Committee Members :

**Cllrs D Botha, F Krige,
S Tebele & V Pungupungu**

**PORTEFEULJEKOMITEE :
INFRASTRUKTUUR & BEPLANNING**

Voorsitter :

Rdl K Brice

Komiteeëdele :

**Rdle D Botha, F Krige,
S Tebele & V Pungupungu**

**1.
TOWN- & SPATIAL PLANNING REPORT WITH REGARD TO APPLICATIONS
CONSIDERED IN TERMS OF DELEGATED AUTHORITY: AUGUST 2018 –
SEPTEMBER 2018**

15/3/11

R van Antwerp

(028) 313 8039

Hermanus Administration

21 September 2018

EXECUTIVE SUMMARY

To report on applications disposed of by the Authorised Official in terms of the Spatial Land Use Management Act (SPLUMA) during the period from 21 August 2018 – 20 September 2018.

RESOLVED:

that cognisance be taken of the town planning applications disposed of by the Authorised Official in terms of SPLUMA for the period 21 August 2018 – 20 September 2018:

Spatial Land Use Management Act (SPLUMA) Approvals

1.	Erf 6155, Kleinmond	21 August 2018
2.	Erf 4195, Kleinmond	21 August 2018
3.	Erf 4564, Kleinmond	21 August 2018
4.	Erf 3699, Betty's Bay	21 August 2018
5.	Portion 18 (portion of Portion 17) of the farm Riverside No. 644	27 August 2018
6.	Erf 826, De Kelders	27 August 2018
7.	Erf 4223, Hermanus	27 August 2018
8.	Erf 185, Sandbaai	3 September 2018
9.	Erf 859, Hermanus	3 September 2018
10.	Erf 579, Hermanus	3 September 2018
11.	Erf 1880, Franskraal	3 September 2018
12.	Erf 610, Sandbaai	14 September 2018
13.	Portion 326 (portion of Portion 7) Hermanus River No. 542	14 September 2018
14.	Erf 340, Birkenhead	14 September 2018
15.	Erf 221, Franskraal	14 September 2018
16.	Erf 456, Sandbaai	14 September 2018
17.	Erf 477, Gansbaai	14 September 2018
18.	Erf 171, Stanford	20 September 2018
19.	Erf 8366, Hemel & Aarde Estate	20 September 2018

Municipal Planning Tribunal

- | | |
|---------------------------------|----------------|
| 1. Erf 966, Sandbaai | 30 August 2018 |
| 2. Erf 5, De Kelders | 30 August 2018 |
| 3. Erven 42, 43 and 45, Hawston | 30 August 2018 |

RESPONSIBLE OFFICIAL :**R VAN ANTWERP****TARGET DATE FOR IMPLEMENTATION :****14 NOVEMBER 2018****TARGET DATE TO INFORM APPLICANT :****N/A****TARGET DATE TO INFORM OBJECTOR :****N/A**

2.
HERMANUS: IN PRINCIPLE APPROVAL FOR THE ALIENATION OF A PORTION OF THE REMAINDER OF ERF 241 HERMANUS ADJACENT TO ERF 239 HERMANUS TO DG JORDAAN

7/2/3/2

N Liebenberg

(028) 316 - 3724

Hermanus Administration

11 September 2018

EXECUTIVE SUMMARY

To obtain approval in principle for the direct alienation of a portion of the remainder of Erf 241 Hermanus adjacent to Erf 239 Hermanus (248m² in extent), to the owners of Erf 239 Hermanus, being DG Jordaan.

RECOMMENDATION TO THE COUNCIL:

1. that the direct alienation of a portion of the remainder of Erf 241 Hermanus (adjacent to Erf 239 Hermanus), ±248m² in extent, to the owner of the adjoining Erf, DG Jordaan, at an amount of R327.40/m² (THREE HUNDRED AND TWENTY SEVEN RAND AND FORTY CENTS) (PER SQUARE METRE) (VAT excluded) be **approved in principle**;
2. that Council take cognisance of the fact that the direct alienation is approved as the said portion of the remainder of Erf 241 Hermanus is classified as a non-viable property;
3. that the abovementioned approval in principle be subject to a public participation process being followed at the cost of the Applicant due to the non-viability of the property;
4. that said portion of the remainder of Erf 241 Hermanus must be consolidated with the adjoining property of DG Jordaan, being Erf 239 Hermanus;
5. that the alienation of said portion of the remainder of Erf 241 Hermanus, be subject to obtaining the necessary closure, subdivision, rezoning and consolidation approvals;
6. that all the costs pertaining to the transaction, e.g. application cost, valuation cost, subdivision, closure of portion of public road, consolidation, rezoning, transfer and related costs, advertisements, etc., be paid by the Applicant;
7. that the purchaser will be responsible for the cost of the relocation of the existing electrical cables on the said portion of the Remainder of Erf 241 Hermanus;
8. that no structures of any kind (excluding a boundary wall or fence) may be erected on the said portion of the Remainder of Erf 241 Hermanus; and

9. that it is confirmed that Council has taken cognisance of the fact that the Municipal property herewith alienated 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 :

N LIEBENBERG

TARGET DATE FOR IMPLEMENTATION :

3 DECEMBER 2018

TARGET DATE TO INFORM APPLICANT:

14 NOVEMBER 2018

TARGET DATE TO INFORM OBJECTOR:

N/A

3.

GANSBAAI: TRANSFER OF UNREGISTERED CONSOLIDATED ERF 4081 GANSBAAI, 2.25 HECTARES IN EXTENT, FOR THE DEVELOPMENT AND MANAGEMENT OF A HOSPITAL

7/2/3/2

M Erasmus

(028) 316 - 3724

Hermanus Administration

10 September 2018

EXECUTIVE SUMMARY

To obtain final approval for the transfer of unregistered consolidated Erf 4081 Gansbaai, 2.25 hectares in extent, for the development and management of a hospital to Cape Ethical Organics (Pty) Ltd.

RECOMMENDATION TO THE COUNCIL:

1. that the transfer of unregistered consolidated Erf 4081 Gansbaai, 2.25 ha in extent, for the development and management of a hospital, to Cape Ethical Organics (Pty) Ltd for the amount of R2,000,000.00 (TWO MILLION RAND) (VAT included), **be approved subject to the fulfilment of the following condition:**
 - that Cape Ethical Organics (Pty) Ltd obtain all relevant licences and/or consents from all the relevant authorities, to operate a hospital on the property within 18 (EIGHTEEN) months of date of signature of the Deed of Sale, or any extended period as agreed to upon in writing between the parties;
2. that the Municipal Manager be authorised to sign all documents relating to the transfer of unregistered consolidated Erf 4081 Gansbaai, to Cape Ethical Organics (Pty) Ltd;
3. that cognisance be taken of the fact that the subject portion of Municipal property is **not required** for the provision of the minimum level 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, No 56 of 2003; and
4. that Cape Ethical Organics (Pty) Ltd be responsible for all the costs pertaining to the advertisement of the transfer and all costs involved with the registration of the transfer in the Deeds Office, costs involved with the registration of the transfer in the Deeds Office, including but not limited to registering a Certificate of Registered Title and/or Certificate of Consolidated Title, if necessary.

RESPONSIBLE OFFICIAL :

M ERASMUS

TARGET DATE FOR IMPLEMENTATION :

30 NOVEMBER 2018

TARGET DATE TO INFORM APPLICANT :

15 NOVEMBER 2018

4.
HERMANUS, VARIOUS PORTIONS OF MUNICIPAL PROPERTY: DEVIATION FROM PARAGRAPHS 18 AND 24 OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO ENTER INTO TEMPORARY LEASE AGREEMENTS WITH VODACOM (PTY) LTD

7/2/3/1

M Erasmus

(028) 316-3724

Hermanus Administration

13 September 2018

EXECUTIVE SUMMARY

To obtain approval from Council for the deviation from paragraphs 18 and 24 of the Administration of Immovable Property Policy of 2015 allowing the Municipality to enter into further temporary lease agreements with Vodacom (Pty) Ltd, hereinafter referred to as "Vodacom", in respect of a portion of Erf 1253 Hermanus and a portion of Erf 2595 Onrustrivier for the purpose of temporary cell phone towers without following a competitive bidding process.

RECOMMENDATION TO THE COUNCIL:

1. that the deviation from paragraph 18 of the Administration of Immovable Property Policy in order to renew the current lease agreements with Vodacom (Pty) Ltd in respect of a portion of Erf 2595 Onrustrivier and a portion of Erf 1253 Hermanus for a further period of 12 (TWELVE) months without following a competitive process, **be approved**; and
2. that the deviation from paragraph 24 of the Administration of Immovable Property Policy in order to renew the current lease agreements with Vodacom (Pty) Ltd without having a new market related valuation being done, **be approved**.

RESPONSIBLE OFFICIAL :

M ERASMUS

TARGET DATE FOR IMPLEMENTATION :

30 NOVEMBER 2018

TARGET DATE TO INFORM APPLICANT :

19 NOVEMBER 2018

TARGET DATE TO INFORM OBJECTOR :

N/A

5.

HAWSTON, A PORTION OF ERF 1 HAWSTON, ALSO KNOWN AS THE HAWSTON TAXI RANK STALLS: DEVIATION FROM PARAGRAPHS 4 AND 20.1(b), OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO ENTER INTO FURTHER LEASE AGREEMENTS WITH VARIOUS LESSEES

7/2/3/1

W Murtz

(028) 316-3724

Hermanus Administration

14 September 2018

EXECUTIVE SUMMARY

To obtain approval from the Executive Mayor to enter into further lease agreements with various Hawston Taxi Rank Stall Lessees in respect of stalls on a portion of Erf 1 Hawston known as "Hawston Taxi Rank Stalls" for the purpose of informal trading, after expiry of the third year lease; and

To obtain approval from Council for the deviation from paragraph 4 and 20.1(b) of the Administration of Immovable Property Policy of 2015 allowing the Municipality to enter into further lease agreements with the Hawston Stall Lessees in respect of stalls on a portion of Erf 1 Hawston for the purpose of informal trading or any other such purpose as may be approved by the Municipality without following a public participation process and without paying the formal application fee.

RESOLVED:

that the item **be referred back**.

RESPONSIBLE OFFICIAL :**W MURTZ****TARGET DATE FOR IMPLEMENTATION :****15 NOVEMBER 2018****TARGET DATE TO INFORM APPLICANT :****5 NOVEMBER 2018****TARGET DATE TO INFORM OBJECTOR :****N/A**

6.

HERMANUS, A PORTION OF ERF 375 ZWELIHLE, ALSO KNOWN AS THE ZWELIHLE TAXI RANK STALLS: DEVIATION FROM PARAGRAPHS 4 AND 20.1(b), OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO ENTER INTO FURTHER LEASE AGREEMENTS WITH VARIOUS LESSEES

7/2/3/1

W Murtz

(028) 316-3724

Hermanus Administration

14 September 2018

EXECUTIVE SUMMARY

To obtain approval from the Executive Mayor to enter into further lease agreements with various Zwelihle Taxi Rank Stall Lessees in respect of a portion of Erf 375 Zwelihle (known as "Zwelihle Taxi Rank Stalls"), for the purpose of informal trading, after expiry of the third year lease; and

To obtain approval from Council for the deviation from paragraph 4 and 20.1(b) of the Administration of Immovable Property Policy of 2015 allowing the Municipality to enter into further lease agreements with Zwelihle Stall Lessees in respect of a portion of Erf 375 Hermanus for the purpose of informal trading or any other such purpose as may be approved by the Municipality without following a public participation and without paying the formal application fee.

RESOLVED:

that the item **be referred back**.

RESPONSIBLE OFFICIAL :**W MURTZ****TARGET DATE FOR IMPLEMENTATION :****15 NOVEMBER 2018****TARGET DATE TO INFORM APPLICANT :****5 NOVEMBER 2018****TARGET DATE TO INFORM OBJECTOR :****N/A**

The meeting adjourned at 10:20

DATE

D COETZEE – EXECUTIVE MAYOR