



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

MINUTES / NOTULE /

IMIZUZU

DATE / DATUM / UMHLA : 29 JUNE / JUNIE / JUNI 2022
VENUE / PLEK / INDAWO : AUDITORIUM / OUDITORIUM
CIVIC CENTRE / BURGERSENTRUM / IZIKO LOLUNTU
HERMANUS

TIME / TYD / IXESHA: 10:00

OVERSTRAND

MUNICIPALITY / MUNISIPALITEIT / U-MASIPALA

**MINUTES OF AN ORDINARY COUNCIL MEETING
HELD IN THE AUDITORIUM, CIVIC CENTRE,
HERMANUS, ON 29 JUNE 2022, AT 10:00**

PRESENT: Councillors were present as per attached attendance register.

OFFICIALS PRESENT: Mr D O'Neill, Municipal Manager
Ms D Arrison, Director : Management Services
Ms S Reyneke-Naudé, Director : Finance
Mr S Müller, Director : Infrastructure & Planning
Mr R Fraser, Acting Director, Protection Services
Ms R Louw, Senior Manager : Strategic Services
Mr A Wyngaard, Senior Manager : Hermanus Administration
Ms A Le Roux, Manger : Property Management
Ms H van Tonder, Manager : Council Support Services
Ms N Zweni, Manager : Communication
Ms S Swart, Administrative Officer : Council Support Services
Ms N Nomaqhula, General Assistant : Auditorium

ALSO PRESENT: Members of the Public

MINUTES/....

OVERSTRAND MUNICIPALITY
ATTENDANCE REGISTER

COUNCIL MEETING
29 JUNE 2022

ALDERMAN/COUNCILLORS	SIGNATURE
AFRICA, F	
BANDEZA, V	
BRICE, KD	
COETZEE, DP	
COHEN, G	
DE CONING, CA	
DEES, RM	
ELS, T	
FOURIE, SH	
GILLION, E	
GRIMBEEK, MD	
GWELE, T	 APOLOGY
KOMANI, AS	
LERM, CH	
LOMBARD, H	
NGQANDANA, K	
NOMATITI, M	
NQINATA, NNT	
NTSABO, L	
NUTT, R	
RABIE, AL	
RESANDT, CT	
SIHLAHLA, M	 APOLOGY
SILO, S	 APOLOGY
TAFU-NWONKWO, CC	 APOLOGY
VAN STADEN, JA	
WILLIAMS, SH	

1. OPENING

The Speaker, Cllr G Cohen, opened the meeting and welcomed those present. The Municipal Manager, Mr D O'Neill, read the notice convening the meeting.

2. APPLICATIONS FOR LEAVE OF ABSENCE

Cllr C Tafu-Nwonkwo
Cllr M Sihlahla
Cllr T Gwele
Cllr S Silo

RESOLVED:

that the above applications for leave of absence **be approved.**

Ald N Nqinata joined the meeting at 10:04

3. CONFIRMATION OF MINUTES

- 3.1 Minutes of a **Special Meeting** of the **Overstrand Municipal Council** held on **Tuesday, 17 May 2022 at 12:00**

RESOLVED:

that the Minutes of a **Special Meeting** of the **Overstrand Municipal Council** held on **Tuesday, 17 May 2022 at 12:00 be confirmed.**

- 3.2 Minutes of an **Ordinary Meeting** of the **Overstrand Municipal Council** held on **Tuesday, 31 May 2022 at 10:00**

RESOLVED:

that the Minutes of an **Ordinary Meeting** of the **Overstrand Municipal Council** held on **Tuesday, 31 May 2022 at 10:00 be confirmed.**

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

- The Speaker, Cllr G Cohen, informed the meeting of an EPWP session taking place at 12:00 today.

- The Executive Mayor, Ald A Rabie, allowed a moment of silence in memory of Dir N Michaels' father who passed on.
- The Executive Mayor, Ald A Rabie, congratulated Cllr C Lerm and all other roleplayers with the successful Investment Conference which was held on 23 and 24 June 2022.
- The Executive Mayor, Ald A Rabie, reiterated a decision by the previous council not to support a bypass road in Hermanus and confirmed that the matter is considered as finalised. It should be noted that, until further notice, any debate or correspondence in this matter will not be entertained.

Schulphoek Housing Project:

The Executive Mayor, Ald A Rabie, expressed her frustration with the slow movement of the Schulphoek Housing Project and believed the Overstrand Municipality already did enough and requested the Municipal Manager, Mr D O'Neill, to bring an item to council to the effect that the project be handed back to the municipality.

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

A PORTION OF ERVEN 249, 829 AND 832 HERMANUS (SITUATED IN MARINE DRIVE, HERMANUS): AMENDMENT OF LEASE AGREEMENT WITH KEE PROPERTY INVESTMENTS (PTY) LTD AND DEVIATION OF PARAGRAPH 24 OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY IN REGARD TO THE RENTAL AMOUNT

(ITEM 3 PAGE 90 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 27 JUNE 2022)

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

that the deviation paragraph 24 of the Administration of Immovable Property Policy in order for the rental amount for the abovementioned portion to be used as a children's play area to remain the same as the current rental amount of R32.61/m² (THIRTY-TWO RAND AND SIXTY-ONE CENT PER SQUARE METRE) per month, **be approved.**

RESPONSIBLE OFFICIAL:

M ERASMUS

TARGET DATE FOR IMPLEMENTATION:

30 JULY 2022

TARGET DATE TO INFORM APPLICANT:

20 JULY 2022

TARGET DATE TO INFORM OBJECTOR:

N/A

5.2

APPLICATION TO PURCHASE: A PORTION OF REMAINDER ERF 243 HERMANUS (OPEN SPACE ZONE 1: NATURE RESERVE), ADJACENT TO ERVEN 357 AND 366 HERMANUS (15 AND 17 WESTCLIFF ROAD, HERMANUS) – JL COCKWELL

(ITEM 4 PAGE 95 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 27 JUNE 2022)

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

that the alienation of a portion of Remainder Erf 243 Hermanus ($\pm 230\text{m}^2$ in extent) to the owner of the adjoining Erven 357 and 366 Hermanus, JL Cockwell, **not be approved** as the Property must be reserved as a NEMPAA protected area and there are municipal services in the form of a sewer main pipeline located on the Property.

RESPONSIBLE OFFICIAL:

W MURTZ

TARGET DATE FOR IMPLEMENTATION:

14 AUGUST 2022

TARGET DATE TO INFORM APPLICANT:

27 AUGUST 2022

TARGET DATE TO INFORM OBJECTOR:

N/A

5.3

APPLICATION TO PURCHASE: A PORTION OF ERF 1431 SANDBAAI (ROAD RESERVE), ADJACENT TO ERF 1425 SANDBAAI (1 NICO VAN DER MERWE STREET, SANDBAAI) – RS & H DONALD

(ITEM 5 PAGE 104 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 27 JUNE 2022)

RESOLVED (SUPPORTED BY 24 COUNCILLORS):

that the alienation of a portion of Erf 1431 Sandbaai ($\pm 60\text{m}^2$ in extent) to the owners of the adjoining Erf 1425 Sandbaai, RS & H Donald, **not be approved** for the following reasons:

- The consolidation of the section of road with Erf 1425 Sandbaai will result in the property having an unwanted and unpractical cadastral layout and the proposed new cadastral layout will be out of character with the cadastral layouts of surrounding erven.
- The De Zandt Development is in the implementation/construction stage, and it is anticipated that Erf 2909 and the adjacent road reserve (the portion of Erf 1431 Sandbaai applied for) may be required for municipal services and/or storm water management.

RESPONSIBLE OFFICIAL:

W MURTZ

TARGET DATE FOR IMPLEMENTATION:

14 AUGUST 2022

TARGET DATE TO INFORM APPLICANT:

27 AUGUST 2022

5.4

THIS ITEM WAS WITHDRAWN

5.5

APPLICATION TO PURCHASE: A PORTION OF REMAINDER ERF 1253 HERMANUS (TRANSPORT ZONE: ROAD AND PARKING), ADJACENT TO ERF 12294 HERMANUS (62 MITCHELL STREET, HERMANUS) – MG DELPORT

(ITEM 8 PAGE 178 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 27 JUNE 2022)

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

that the alienation of a portion of Remainder Erf 1253 Hermanus ($\pm 380\text{m}^2$ in extent) to the owner of the adjoining Erf 12294 Hermanus, MG Delpport, **not be approved** as the property must be reserved for public parking and due to services located on the erf boundary.

RESPONSIBLE OFFICIAL:	M ERASMUS
TARGET DATE FOR IMPLEMENTATION:	14 AUGUST 2022
TARGET DATE TO INFORM APPLICANT:	27 AUGUST 2022
TARGET DATE TO INFORM OBJECTOR:	N/A

5.6

HERMANUS: IN PRINCIPLE APPROVAL FOR THE ALIENATION OF ERF 7082 HERMANUS (SITUATED AT 20 ASTER STREET, MOUNT PLEASANT), 312m² IN EXTENT, BY MEANS OF A COMPETITIVE PROCESS

(ITEM 9 PAGE 189 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 27 JUNE 2022)

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

1. that the alienation of Erf 7082 Hermanus (312m² in extent) for residential purposes by means of a competitive process at a market related price **be approved in principle**;
2. that all the costs pertaining to the transaction, for example the transfer costs, water, sewer and electricity connections and the section 14 advertisement, but excluding the valuation costs, be paid by the successful bidder/purchaser; and
3. that it is hereby confirmed by Council that the municipal property herewith envisaged to be alienated is not required for the provision of basic municipal services in terms of paragraph 5 of the Administration of Immovable Property Policy approved by Council on 25 November 2015 and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003).

RESPONSIBLE OFFICIAL :

R MARINUS

TARGET DATE FOR IMPLEMENTATION :

29 JULY 2022

TARGET DATE TO INFORM APPLICANT :

N/A

TARGET DATE TO INFORM OBJECTOR :

N/A

5.7

APPLICATION TO PURCHASE: A PORTION OF ERF 3222 ONRUSTRIVIER (PUBLIC OPEN SPACE) ADJACENT TO ERF 3221 ONRUSTRIVIER (16 LAGOON DRIVE, ONRUSTRIVIER) – DR PH VAN NIEKERK

(ITEM 10 PAGE 197 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 27 JUNE 2022)

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

that the alienation of a portion of Erf 3222 Onrustrivier ($\pm 356\text{m}^2$ in extent) to the owner of the adjoining Erf 3221 Onrustrivier, Dr PH Van Niekerk, **not be approved** as the property fall within the Coastal Protection Zone (EMOZ).

RESPONSIBLE OFFICIAL:	W MURTZ
TARGET DATE FOR IMPLEMENTATION:	14 AUGUST 2022
TARGET DATE TO INFORM APPLICANT:	27 AUGUST 2022
TARGET DATE TO INFORM OBJECTOR:	N/A

5.8

TRANSFER OF ERF 4913 HERMANUS (ROAD RESERVE) ADJACENT TO ERF 341 HERMANUS, SITUATED AT 24 WESTCLIFF ROAD, HERMANUS TO JC DAVIS

(ITEM 12 PAGE 215 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 27 JUNE 2022)

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

1. that the transfer of Erf 4913 Hermanus (adjacent to Erf 341 Hermanus) situated at 24 Westcliff Road, Hermanus, 107m² in extent, to the owner of the adjoining Erf 341 Hermanus, JC Davis, at an amount of R55,000.00 (FIFTY FIVE THOUSAND RAND) (VAT excluded) for gardening purposes and a boundary fence or wall, **be approved**;
2. that Council take cognisance of the fact that the direct alienation and subsequent transfer is only approved as the subject Erf 4913 Hermanus is classified as a non-viable property;
3. that it be noted that a condition for the transfer is that Erf 4913 Hermanus must be consolidated with the adjoining property of JC Davis, being Erf 341 Hermanus simultaneous with the transfer of the property;
4. that a condition be registered against the title deed of the to be consolidated property that the portion of property envisaged to be transferred may only be used for gardening purposes and no structures, excluding a boundary fence or wall, may be erected thereon;
5. that the transfer of a portion of Erf 4913 Hermanus be subject to a suspensive condition that the applicant/purchaser obtains approval for the closure of the public road, consolidation and rezoning and all related town planning approvals applicable;
6. that all the costs pertaining to the transaction, e.g. application cost, valuation cost, closure of portion of public road, consolidation, rezoning, transfer and related costs, advertisements, etc. be paid by the applicant/purchaser; and
7. that it be noted that the municipal property envisaged to be 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:

W MURTZ

TARGET DATE FOR IMPLEMENTATION:

14 AUGUST 2022

TARGET DATE TO INFORM APPLICANT:

27 AUGUST 2022

TARGET DATE TO INFORM OBJECTOR:

N/A

5.9

ERF 196 ZWELIHLE (196 KEPKEY STREET, ZWELIHLE): WRITE-OFF RENTAL, THE UNITING REFORMED CHURCH IN SOUTH AFRICA

(ITEM 13 PAGE 224 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 27 JUNE 2022)

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

that the writing off of an amount of R13,392.68 (THIRTEEN THOUSAND THREE HUNDRED NINETY-TWO RAND AND SIXTY-EIGHT CENTS) (Excluding VAT) representing rental levied on a municipal account of the Uniting Reformed Church in South Africa, in relation to Erf 196 Zwelihle for the period 1 July 2013 until 28 February 2022, **be approved.**

RESPONSIBLE OFFICIAL :	R MARINUS
TARGET DATE FOR IMPLEMENTATION :	29 JULY 2022
TARGET DATE TO INFORM APPLICANT :	15 JULY 2022
TARGET DATE TO INFORM OBJECTOR :	N/A

5.10

A PORTION OF UNREGISTERED ERF 2402 (A PORTION OF ERF 1) HAWSTON (SITUATED IN CHURCH STREET, HAWSTON): DEVIATION FROM PARAGRAPHS 4, 18, 20.1(b) AND 24 OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO ENTER INTO A LEASE AGREEMENT WITH HAROLD HENRY LAMOHR

(ITEM 14 PAGE 232 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 27 JUNE 2022)

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

1. that the deviation from paragraph 4 of the Administration of Immovable Property Policy exempting Mr Harold Henry Lamohr from paying the prescribed application fee, **be approved**;
2. that the deviation from paragraph 18 of the Administration of Immovable Property Policy allowing a direct lease to Mr Harold Henry Lamohr, **be approved**;
3. that the deviation from paragraph 20.1(b) of the Administration of Immovable Property Policy, exempting Mr Harold Henry Lamohr from payment of the prescribed advert cost and that the Municipality bears the advert cost, **be approved**; and
4. that the deviation from paragraph 24 of the Administration of Immovable Property Policy, exempting Mr Harold Henry Lamohr from obtaining a valuation from an independent valuer to determine the market related rental amount and that the rental amount be an amount equal to the tariff approved for Wetcore Stands (Social Housing) in the Municipality's annual budget, **be approved**.

RESPONSIBLE OFFICIAL :

R OCTOBER

TARGET DATE FOR IMPLEMENTATION :

29 JULY 2022

TARGET DATE TO INFORM APPLICANT :

15 JULY 2022

TARGET DATE TO INFORM OBJECTOR :

N/A

5.11**OVERSTRAND MUNICIPALITY: KLEINMOND CBD UPGRADING PLAN, 2022****(ITEM 17 PAGE 258 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 27 JUNE 2022)****RESOLVED (SUPPORTED BY 23 COUNCILLORS):**

1. that the Kleinmond CBD Upgrading Plan be approved as a guiding document to the Overstrand Spatial Development Framework, 2020 and the Overstrand Integrated Development Plan; and
2. that funding be applied for to implement the proposal.

RESPONSIBLE OFFICIAL:	H VAN DER STOEP
TARGET DATE FOR IMPLEMENTATION:	14 JUNE 2020
TARGET DATE TO INFORM APPLICANT:	N/A
TARGET DATE TO INFORM OBJECTOR:	N/A

5.12

TOWN PLANNING: ADMINISTRATIVE PENALTY IN TERMS OF AMENDMENT OF BY-LAW ON MUNICIPAL LAND USE PLANNING, 2020

(ITEM 18 PAGE 402 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 27 JUNE 2022)

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

that the process regarding administration penalty applications **be noted**.

RESPONSIBLE OFFICIAL:

R KUCHAR

TARGET DATE FOR IMPLEMENTATION:

N/A

5.13

THIS ITEM WAS WITHDRAWN

5.14

REVIEW: PERSONAL PROTECTIVE EQUIPMENT POLICY**(ITEM 2 PAGE 40 : MANAGEMENT SERVICES PORTFOLIO -
MAYORAL COMMITTEE MEETING : 27 JUNE 2022)****RESOLVED (SUPPORTED BY 23 COUNCILLORS):**that the Personal Protective Equipment Policy **be approved.****RESPONSIBLE OFFICIAL :****N FLOORS****TARGET DATE FOR IMPLEMENTATION :****1 JULY 2022**

5.15

REVIEW: SUBSTANCE ABUSE : ALCOHOL AND DRUG POLICY AND PROCEDURE

(ITEM 3 PAGE 76 : MANAGEMENT SERVICES PORTFOLIO - MAYORAL COMMITTEE MEETING : 27 JUNE 2022)

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

that the Substance Abuse: Alcohol and Drug Policy and Procedure **be approved.**

RESPONSIBLE OFFICIAL :

N FLOORS

TARGET DATE FOR IMPLEMENTATION :

1 JULY 2022

5.16

MONTHLY REPORT TO COUNCIL ON SUPPLY CHAIN MANAGEMENT (SCM) POLICY: PARAGRAPH 36, 16(1)(b) AND 17(1)(c) AND PARAGRAPH 6(7)(4)(F) OF THE DIRECTIONS OF THE DISASTER MANAGEMENT ACT, MAY 2022

(ITEM 2 PAGE 12 : FINANCE & TOURISM PORTFOLIO - MAYORAL COMMITTEE MEETING : 27 JUNE 2022)

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

1. that the deviations from the procurement processes, approved in terms of the delegated authority for May 2022, **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 May 2022, **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 May 2022, **be noted**.

RESPONSIBLE OFFICIAL :

C LE ROUX

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

5.17

PROPOSED EXTENSION: “SOLVEM CONSULTING (PTY) LTD; BYTES SYSTEMS INTEGRATION A DIVISION OF ALTRON TMT (PTY) LTD; WATER MANAGEMENT SERVICES CC; BUSINESS ENGINEERING (PTY) LTD; IGNITE ADVISORY SERVICES; PAYDAY SOFTWARE SYSTEMS (PTY) LTD; GEODEBT SOLUTIONS CC; ONTEC SYSTEMS (PTY) LTD; MAX INTERNET TECHNOLOGIES CC T/A MAXITEC

(ITEM 5 PAGE 1 : MAYORAL COMMITTEE MEETING : 27 JUNE 2022)**RESOLVED (SUPPORTED BY 23 COUNCILLORS):**

1. that cognisance be taken that no recommendations or representations were received from the local community by closing date of 22 April 2022; and
2. that **cognisance be taken** of the reasons for the amendment of the contracts or agreements for ICT related systems and services as listed in the schedule below, 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:

Ref no	Service Provider Name
SC1327(vii)/2013	Business Engineering (Pty) Ltd
SC1327(ii)/2013	Bytes Systems Integration A Division of Altron TMT (Pty) Ltd
SC1327(i)/2013	Solvem Consulting (Pty) Ltd
SC1327(x)(viii)/2013	Geodebt Solutions CC
SC1327(vi)/2013	Ignite Advisory Services
SC1327(ix)/2013	Payday Software Systems (Pty) Ltd
SC1327(iv)/2013	Water Management Services CC
SC1961/2019	Ontec Systems (Pty) Ltd
SC1970/2019	Max Internet Technolo-gies cc t/a Maxitec

RESPONSIBLE OFFICIALS :

**D ARRISON
R WILLIAMS
N MICHAELS
S REYNEKE-NAUDE
S MULLER
C ROETS
E HOONEBERG
H VAN TONDER
H VORSTER
J VAN ASPEREN
L BUCCHIANERI
R LOUW
L COETZEE
L SMITH
T STEENBERG
N ZWENI**

TARGET DATE FOR IMPLEMENTATION :

01 JULY 2022

5.18

CONTRACT SC1995/2019: REPLACEMENT OF WATER METERS IN THE OVERSTRAND AREA, PHASE 4 FOR A PERIOD ENDING 20 JUNE 2022

(ITEM 6 PAGE 71 : MAYORAL COMMITTEE MEETING : 27 JUNE 2022)

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

1. that **cognisance be taken** of the reasons for the proposed amendment of **Contract SC1995/2019: REPLACEMENT OF WATER METERS IN THE OVERSTRAND AREA, PHASE 4 FOR A PERIOD ENDING 20 JUNE 2022**, 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, 13 May 2022.

RESPONSIBLE OFFICIAL :	T STEENBERG
TARGET DATE FOR IMPLEMENTATION :	01 JULY 2022
TARGET DATE TO INFORM APPLICANT:	N/A
TARGET DATE TO INFORM OBJECTOR :	N/A

5.19

CONTRACT SC1966/2019: CLEANING OF STORMWATER AND SEWERAGE PIPELINES ON AN "AS AND WHEN" REQUIRED BASIS

(ITEM 7 PAGE 117 : MAYORAL COMMITTEE MEETING : 27 JUNE 2022)

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

1. that **cognisance be taken** of the reasons for the proposed amendment of **Contract SC1966/2019: CONTRACT SC1966/2019: CLEANING OF STORMWATER AND SEWERAGE PIPELINES ON AN "AS AND WHEN" REQUIRED BASIS**, 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, 13 May 2022.

RESPONSIBLE OFFICIAL :	T STEENBERG
TARGET DATE FOR IMPLEMENTATION :	01 JULY 2022
TARGET DATE TO INFORM APPLICANT:	N/A
TARGET DATE TO INFORM OBJECTOR :	N/A

5.20

**AMENDMENTS TO THE 2022/2023 PROPERTY RATES POLICY / TARIFF POLICY/
CUSTOMER CARE, CREDIT CONTROL AND DEBT COLLECTION POLICY /
TRAVEL & SUBSISTENCE POLICY**

**(ITEM 8 PAGE 130 : MAYORAL COMMITTEE MEETING : 27 JUNE
2022)**

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

that the following amended policies be approved and implemented with effect from
1 July 2022:

Overstrand Municipality: Property Rates Policy

Overstrand Municipality: Tariff Policy

Overstrand Municipality: Customer Care, Credit Control & Debt Collection Policy

Overstrand Municipality: Travel & Subsistence Policy

RESPONSIBLE OFFICIAL :

**S REYNEKE-NAUDE/
E HOONEBERG/
H VORSTER**

TARGET DATE FOR IMPLEMENTATION :

1 JULY 2022

5.21

**PROPOSED AMENDMENT NO. 01 OF CONTRACT NO. SC 1969/2019:
APPOINTMENT OF CONSULTANTS FOR VARIOUS ENGINEERING AND
GROUNDWATER PROJECTS IN THE OVERSTRAND MUNICIPAL AREA****(ITEM 9 PAGE 212 : MAYORAL COMMITTEE MEETING : 27 JUNE
2022)****RESOLVED (SUPPORTED BY 23 COUNCILLORS):**

1. that **cognisance be taken** of the reasons for the proposed amendment of Contract SC 1969/2019 for the appointment of consultants for various engineering and groundwater projects in the Overstrand municipal area between Overstrand Municipality and those originally appointed professional service providers that currently comply with relevant SCM requirements, in terms of the enabling provisions of Section 116(3) of the Local Government: Municipal Finance Management Act 2003 (Act 56 of 2003);
2. that **cognisance be taken** of the representation received from Messrs Bergstan South Africa (Pty) Ltd and the advice received from National Treasury in this regard;
3. that the amendment of the contract **be consented to**; and
4. that the contracts of Deca Consulting Engineers and Element Consulting Engineers (Pty) Ltd be excluded from the proposed amendment and their contracts to terminate on 30 June 2022, due to their Tax matters not being in order with SARS.

RESPONSIBLE OFFICIAL:**H BLIGNAUT****TARGET DATE FOR IMPLEMENTATION :****1 JULY 2022**

6. CONSIDERATION OF REPORTS**6.1****APPOINTMENT OF A SELECTION PANEL FOR THE RECRUITMENT AND SELECTION PROCESS, FOR THE APPOINTMENT OF A MUNICIPAL MANAGER WITH EFFECT 1 NOVEMBER 2022****4/3/R****D Arrison****13 June 2022****Director: Management Services****(028) 313 8001**

EXECUTIVE SUMMARY

The purpose of this report is for Council to appoint a selection panel for the recruitment and selection process and for recommendations in the appointment of a Municipal Manager with effect 1 November 2022.

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

1. that a selection panel for the recruitment and selection process and for recommendations to Council in the appointment of a new Municipal Manager with effect 1 November 2022, be instituted as follows:
 - Ald Annelie Rabie, Executive Mayor – Chairperson
 - Cllr Lindile Ntsabo, Deputy Executive Mayor
 - A representative from the Provincial Department of Local Government; and
 - A visiting Municipal Manager from a Municipality in the Western Cape (subject to resolution hereunder);
2. that it be noted that a member from the main opposition in Council, to be appointed by said party, is invited to observe the process; and
3. that the Executive Mayor be authorised to engage any Municipal Manager in the Western Cape to serve on the selection panel for the recruitment and selection process of a new Municipal Manager with effect 1 November 2022.

RESPONSIBLE OFFICIAL :**DS ARRISON****TARGET DATE FOR IMPLEMENTATION :****IMMEDIATELY**

6.2**WRITING OFF OF AN IRRECOVERABLE AMOUNT AFTER INVESTIGATION OF THEFT OF REGISTRATION FEES FOR 13 DECEMBER 2019****8/2/2****SG Reyneke-Naude
20 June 2022****Director: Finance****(028) 313 8040**

EXECUTIVE SUMMARY

The purpose of this report is to provide the necessary information to rescind the council decision to write off an amount as Fruitless & Wasteful Expenditure, and to recommend to Council to write off the monies not deposited into the Nedbank account of the municipality with regard to registration fees collected on 13 December 2019.

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

1. that Council resolution 6.4 dated 31 May 2022 be rescinded; and
2. that the monies not deposited into the Nedbank account of the municipality regarding registration fees collected on 13 December 2019 for the theft of license fees to the amount of R27 817.60 be certified as irrecoverable and written off.

RESPONSIBLE OFFICIAL :**SG REYNEKE-NAUDE
C LE ROUX
B KING****TARGET DATE FOR IMPLEMENTATION :****01 JULY 2022**

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)

None

The meeting adjourned at 10:45

DATE

THE SPEAKER – G COHEN