



**ORDINARY MEETING OF THE COUNCIL**

**GEWONE VERGADERING VAN DIE RAAD**

**INTLANGANISO YESIQHELO YEBHUNGA**

**MINUTES / NOTULE /**

**IMIZUZU**

**DATE / DATUM / UMHLA : 29 NOVEMBER / NOVEMBA 2017**

**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 29 NOVEMBER 2017, AT 11:00

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**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  
Ms D Arrison, Director : Management Services  
Mr S Madikane, Director : LED  
Mr N Michaels, Director : Protection Services  
Mr S Müller, Director : Infrastructure & Planning  
Mr C le Roux, Deputy Director : Finance  
Mr H Blignaut, Deputy Director : Engineering Services  
Mr F Myburgh, Senior Manager : Gansbaai Administration  
Mr B King, Senior Manager : Financial Services  
Mr R Kuchar, Senior Manager : Town Planning  
Mr M Bartman, Deputy Director : Community Services  
Ms R Louw, Senior Manager : Strategic Services  
Mr I Witbooi, Manager : Demand & Procurement  
Mr X Kosi, Manager : LED  
Mr W Louw, Risk Officer (Intern)  
Ms A le Roux, Manager : Property Administration  
Ms M Erasmus, Principal Clerk : Properties  
Ms A Geldenhuys, Manager : Rates & Services  
Ms C Swartz, Accountant : Credit Control  
Mr J van Taak, Manager : Solid Waste  
Ms H van Tonder, Manager : Council Support Services  
Mr T Dry, Environmental Officer  
Mr D van Rhodie, Operational Manager : Kleinmond Administration  
Mr R Fraser, Chief : Traffic/Licences  
Mr C Roets, Manager : Contract and Logistics Management  
Ms S Swart, Administrative Officer : Council Support Services

Ms L de Villiers, Senior Manager : Environmental Services

Ms P Aplon, Environmental Officer

Mr A Stali, Manager : Sport & Recreation  
ICT

Ms N Zweni, Manager : Communication

Ms C Resandt, Communication Officer

Mr A Gcotyelwa, Housing Officer Acting as  
Interpreter

Ms M de Villiers, Mayoral Committee Secretary

Ms G Erasmus, Clerk : Auditorium

Ms D Laing, Relief Clerk Grade 2

Ms S Carelse, PRO : Executive Mayor

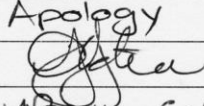
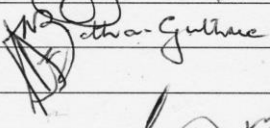
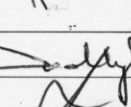
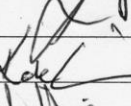
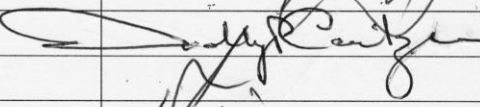
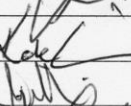
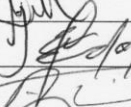
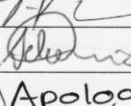

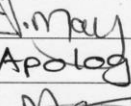
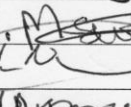
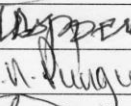
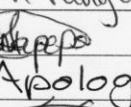
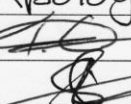






**ALSO PRESENT:**

Members of the Public

**MINUTES/....**

OVERSTRAND MUNICIPALITY  
ATTENDANCE REGISTER

COUNCIL MEETING  
29 NOVEMBER 2017

ALDERMAN/COUNCILLORS	SIGNATURE
AFRICA, F	Apology
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	Apology
MACOTHA, VC	
MAY, C	
MOLEFE, B	Apology
MSWELI, X	
NTSABO, L	
OPPERMAN, M	
PUNGUPUNGU, V	
SAPEPA, NM	
SMITH, RJ	Apology
TAFU-NWONKWO, CC	
TEBELE, S	

**1. OPENING**

Chaplin M Robson opened with prayer and especially prayed for the Executive Mayor's speedy recovery after a medical procedure.

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

Cllr V Macotha raised a point of Order in terms of Rule 19A of the Standard By-Law on Rules of Order for Internal Arrangements to the effect that Cllr A Komani was not wearing the correct attire (pants).

**THE MEETING STOOD DOWN AT 11:10 IN ORDER FOR THE SPEAKER TO INSPECT CLLR A KOMANI'S PANTS**

**THE MEETING RESUMED AT 11:14**

The Speaker dismissed the Point of Order in terms of Rule 23(7) of the Standard By-Law on Rules of Order for Internal Arrangements.

**2. APPLICATIONS FOR LEAVE OF ABSENCE**

**Ald R Smith**

**RESOLVED**

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

**Cllr F Africa**

**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 B Molefe**

**RESOLVED**

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

**3. CONFIRMATION OF MINUTES**

- 3.1 Minutes of an **Ordinary Meeting** of the Overstrand Municipal **Council** held on **Wednesday, 25 October 2017 at 11:00**

**RESOLVED**

that the Minutes of an **Ordinary Meeting** of the Overstrand Municipal **Council** held on **Wednesday, 25 October 2017 at 11:00, be confirmed.**

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

The Speaker, Ald A Coetsee, extended the agenda under Section 7 in order to afford the Acting Executive Mayor time to speak, as well as the Democratic Alliance and the African National Congress.

**THE MEETING STOOD DOWN AT 11:18 IN ORDER FOR THE SPEAKER TO WELCOME FORMER ALD V HERBERT IN THE HOUSE**

**THE MEETING RESUMED AT 11:19**

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

**HERMANUS ADMINISTRATION**

<b>EMPLOYEE</b>	<b>LONG SERVICE YEARS</b>	<b>DATE ACHIEVED</b>
Mrs IB Figaji	10 Years	01/11/2017
Mrs WE Gardiner	25 Years	02/11/2017
Mr PR Geldenhuys	10 Years	05/11/2017
Mr M Mganisi	30 Years	09/11/2017
Mr S Januarie	25 Years	16/11/2017
Mrs NP Tebele	10 years	19/11/2017
Mrs AR Johnson	10 Years	28/11/2017
Mrs VO Bucchianeri	15 Years	21/11/2017

**GANSBAAI ADMINISTRATION**

<b>EMPLOYEE</b>	<b>LONG SERVICE YEARS</b>	<b>DATE ACHIEVED</b>
Mr Samsoni Mfengo	10 years	1/11/2017
Mr Sanele Ndlazi	10 years	1/11/2017

**KLEINMOND ADMINISTRATION**

<b>EMPLOYEE</b>	<b>LONG SERVICE YEARS</b>	<b>DATE ACHIEVED</b>
Mr Karel Johannes Karelse	10 years	1/11/2017
Mr Heinrich Stemmet	10 years	1/11/2017
Mr Gerrit Paul October	10 years	1/11/2017

The following awards/trophies were received by the Overstrand Municipality and were handed over to the Acting Executive Mayor and Municipal Manager:

- Trophy for Winner in the Waste Management Category (Overstrand won this category for 7 times in the last 9 years);
- Trophy for Winner in the Water Management Category (Overstrand won this category 4 times in the last 5 years);
- Trophy for Winner in the Biodiversity Management Category;
- Trophy for First Runner Up Overall in the 2017 Western Cape Greenest Municipality Competition;
- Cheque for R70 000 for First Runner Up Overall in the 2017 Western Cape Greenest Municipality;
- Certificate of Outstanding Achievement as First Runner Up Overall in the 2017 Western Cape Greenest Municipality Competition;
- Certificate of Outstanding Achievement for Innovation for (1) Rethink the Bag Project and for (2) the Outsourcing of Overstrand Municipal Bulk Water and Waste Water Works;
- Certificate of Outstanding Achievement for Most Improved Municipality in the Biodiversity Management Category; and
- Certificate of Recognition to Overstrand Municipality for Participating in the 2017 Greenest 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**

**WRITING OFF OF IRRECOVERABLE DEBT**

**(ITEM 1, PAGE 1 : FINANCE PORTFOLIO - MAYORAL COMMITTEE MEETING : 29 NOVEMBER 2017)**

**RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

that the irrecoverable debt to the value of R511 216.02 as listed below, be written off as bad debt:

A	First time write off – Indigent Households	R 63 112.85
B	Indigent water leakages irrecoverable	R303 257.79
C	Final accounts equal or less than R1,500.00	R 3 463.76
D	Other irrecoverable Debt	R141 381.62
	<b>TOTAL</b>	<b><u>R511 216.02</u></b>

**RESPONSIBLE OFFICIAL :**

**EM HOONEBERG**

**TARGET DATE FOR IMPLEMENTATION :**

**08 DECEMBER 2017**

**5.2**

**DRAFT TIME AND ATTENDANCE POLICY**

**(ITEM 1, PAGE 1 : MANAGEMENT SERVICES PORTFOLIO -  
MAYORAL COMMITTEE MEETING : 29 NOVEMBER 2017)**

**RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

that the Overstrand Municipality: Time and Attendance Policy **be adopted**.

**RESPONSIBLE OFFICIAL :**

**L BUCCHIANERI**

**TARGET DATE FOR IMPLEMENTATION :**

**NOVEMBER 2017**

**5.3**

**CODE OF ETHICS FOR MUNICIPAL STAFF**

**(ITEM 2, PAGE 9 : MANAGEMENT SERVICES PORTFOLIO -  
MAYORAL COMMITTEE MEETING : 29 NOVEMBER 2017)**

**RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

1. that the Code of Ethics for Municipal Staff **be approved**; and
2. that the Code of Ethics Roll-Out Plan **be noted**.

**RESPONSIBLE OFFICIAL :**

**A RIDDLES**

**TARGET DATE FOR IMPLEMENTATION :**

**3 JANUARY 2017**

**5.4****TRANSFER: OVERSTRAND MUNICIPALITY TO ELIZABETH JANE HANSEN:  
ERF 1082, HAWSTON****(ITEM 1, PAGE 1 : COMMUNITY SERVICES PORTFOLIO - MAYORAL  
COMMITTEE MEETING : 29 NOVEMBER 2017)****RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

1. that the permission **be granted** to transfer of erf 1082, Hawston to Elizabeth Jane Hansen;
2. that the aforementioned approval furthermore be subject to Elizabeth Jane Hansen accepting responsibility for the outstanding municipal services account in respect of erf 1082, Hawston; and
3. that it be recommended to the Department of Human Settlements : Western Cape that, if a spouse or partner was registered as one of the beneficiaries on the original application, such a person not be considered for future housing opportunities in the Overstrand.

**RESPONSIBLE OFFICIAL:****FW FRANS****TARGET DATE FOR IMPLEMENTATION:****01 JANUARY 2018**

**5.5**

**TRANSFER: OVERSTRAND MUNICIPALITY TO ISAK JACOBUS AND THERESA CATHERINA ALEXANDER : ERF 645, HAWSTON**

**(ITEM 2, PAGE 9 : COMMUNITY SERVICES PORTFOLIO - MAYORAL COMMITTEE MEETING : 29 NOVEMBER 2017)**

**RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

1. that permission be granted to transfer erf 645, Hawston to Isak Jacobus Alexander and Theresa Catherina Alexander;
2. that the aforementioned approval be subject to Isak Jacobus Alexander and Theresa Catherina Alexander accepting responsibility for the municipal services account;
3. that the aforementioned consent to transfer be subject to a usufruct being registered in favour of Mr Richard Alexander; and
4. that it be recommended to the Department of Human Settlements : Western Cape that the original beneficiary, namely Mr Richard Alexander, not be considered for future housing opportunities in the Overstrand.

**RESPONSIBLE OFFICIAL :****FW FRANS****TARGET DATE FOR IMPLEMENTATION :****01 JANUARY 2018**

**5.6**

**ERF 5553, 30 WALLERS ROAD, BETTY'S BAY, OVERSTRAND MUNICIPAL AREA: AMENDMENT OF THE OVERSTRAND SPATIAL DEVELOPMENT FRAMEWORK : MESSRS PLAN ACTIVE ON BEHALF OF BETTYSBAAI JEUGSENTRUM**

**(ITEM 2, PAGE 26 : INFRASTRUCTURE & PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 29 NOVEMBER 2017)**

**RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

that the application for the amendment of the Spatial Development Framework, 2006 in order to utilise Erf 5553, Betty's Bay for Community Facility (Frail Care Centre for Alzheimer and Dementia), in terms of the provisions of the Municipal Systems Act, 2000 (Act 32 of 2000), **be approved.**

**RESPONSIBLE OFFICIAL :**

**H VAN DER STOEP**

**TARGET DATE FOR IMPLEMENTATION :**

**13 DECEMBER 2017**

**TARGET DATE TO INFORM APPLICANT :**

**13 DECEMBER 2017**

**TARGET DATE TO INFORM OBJECTOR :**

**13 OCTOBER 2017**

**5.7**

**KLEINMOND: PORTION OF ERF 4812 KLEINMOND – MR PETER REIN:  
APPLICATION TO PURCHASE**

**(ITEM 3, PAGE 76 : INFRASTRUCTURE & PLANNING PORTFOLIO -  
MAYORAL COMMITTEE MEETING : 29 NOVEMBER 2017)**

**RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

that the application of Mr Peter Rein to purchase a portion of Erf 4812 Kleinmond **not be approved** for the following reasons:

- a) the said municipal property will be needed to provide a basic service to the community; and
- b) the said municipal property is assigned for road purposes as per condition of the subdivision.

**RESPONSIBLE OFFICIAL:****N LIEBENBERG****TARGET DATE FOR IMPLEMENTATION:****N/A****TARGET DATE TO INFORM APPLICANT:****N/A****TARGET DATE TO INFORM OBJECTOR:****N/A**

**5.8**

**HERMANUS, APPLICATION BY THE MALAN FAMILY TRUST AND PELICAN TRUST TO PURCHASE A PORTION OF THE REMAINDER OF ERF 4771 HERMANUS, ADJACENT TO ERVEN 7149, 7617 & 7618 VOËLKLIP HERMANUS**

**(ITEM 4, PAGE 82 : INFRASTRUCTURE & PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 29 NOVEMBER 2017)**

**RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

that the application to purchase a portion of the remainder of Erf 4771 Voëlkliip Hermanus (portion of Sixth Avenue) adjacent to Erf 7149 and Erven 7617 and 7618 Hermanus received from the Malan Family Trust and the Pelican Trust **not be approved** on the following reasons:

- (a) The applicants already have a guaranteed right of access over the portion of remainder of Erf 4771 Hermanus as it is a public road (extension of Sixth Avenue);
- (b) The applicants have adequate, uninterrupted, unrestricted access to their respective properties as the public is prevented from parking on the public road access by means of the bollards and no parking signage;
- (c) The Municipality currently has a sewerage works pipe line running diagonally across the road and the fencing off of this portion will disturb the Municipality's free access to the pipe line; and
- (d) Should future development in the adjacent area be envisaged in the form of much needed parking, the road could serve as an access road to the public area.

**RESPONSIBLE OFFICIAL:****N LIEBENBERG****TARGET DATE FOR IMPLEMENTATION:****N/A****TARGET DATE TO INFORM APPLICANT:****N/A****TARGET DATE TO INFORM OBJECTOR:****N/A**

**5.9**

**HERMANUS: IN PRINCIPLE APPROVAL FOR THE DIRECT ALIENATION OF A PORTION OF ERF 1 HAWSTON ( $\pm 370\text{M}^2$  IN EXTENT) TO HAWSTON SERVICE STATION (PTY) LTD**

**(ITEM 5, PAGE 92 : INFRASTRUCTURE & PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 29 NOVEMBER 2017)**

**RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

1. that the direct alienation of a portion of Erf 1 Hawston ( $\pm 370\text{m}^2$ ) in extent, to the owner of the adjoining erf, Hawston Service Station (Pty) Ltd, at a market related purchase price as determined by a registered valuer be **approved in principle**;
2. that it be noted that the direct alienation is possible as the subject portion of Erf 1 Hawston is classified as a non-viable property;
3. that, subject to the approval in 1. above, a public participation process be followed at the cost of the Applicant;
4. that it be noted that a condition for the alienation will be that the subject portion of Erf 1 Hawston be consolidated with the adjoining property of Hawston Service Station (Pty) Ltd, being Erf 412 Hawston;
5. that the alienation of a portion of Erf 1 Hawston furthermore be subject to a suspensive condition that the Applicant obtains approval for the road closure, subdivision, consolidation and rezoning of the portion of property;
6. that all the costs pertaining to the transaction, e.g. application fee, valuation costs, road closure, subdivision, consolidation, rezoning, transfer and related costs, advertisements, etc., be paid by the Applicant; and
7. that it be noted that the municipal property herewith envisaged to be 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 :**

**W MURTZ**

**TARGET DATE FOR IMPLEMENTATION:**

**28 FEBRUARY 2017**

**TARGET DATE TO INFORM APPLICANT:**

**22 DECEMBER 2017**

**TARGET DATE TO INFORM OBJECTOR:**

**N/A**

**5.10****HERMANUS: TRANSFER OF ERF 189 ZWELIHLE ( $\pm 252M^2$  IN EXTENT) TO ST & S TYELINZIMA FOR RESIDENTIAL PURPOSES****(ITEM 9, PAGE 120 : INFRASTRUCTURE & PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 29 NOVEMBER 2017)****RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

1. that the transfer of Erf 189 Zwelihle (252m<sup>2</sup> in extent) to Samkelo Theophilus Tyelinzima and Sikelelwa Tyelinzima for the amount of R80,100.00 (EIGHTY THOUSAND ONE HUNDRED RAND ALONE) (VAT included) for residential purposes, **be approved**;
2. that it be noted that the municipal property envisaged to be transferred 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 (Act 56 of 2003); and
3. that Samkelo Theophilus Tyelinzima and Sikelelwa Tyelinzima be responsible for all the cost pertaining to the advertisement of the transfer and all costs involved with the registration of the transfer in the Deeds Office.

**RESPONSIBLE OFFICIAL :****W MURTZ****TARGET DATE FOR IMPLEMENTATION :****28 FEBRUARY 2018****TARGET DATE TO INFORM APPLICANT :****22 DECEMBER 2017**

**5.11****APPOINTMENT OF MEMBERS OF THE MUNICIPAL PLANNING TRIBUNAL****(ITEM 10, PAGE 126 : INFRASTRUCTURE & PLANNING PORTFOLIO  
- MAYORAL COMMITTEE MEETING : 29 NOVEMBER 2017)****RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

1. that, in order for the Municipal Manager (Accounting Officer) to lodge appeals against resolutions of the Municipal Planning Tribunal and the Authorised Official, the Municipal Manager's membership of the Municipal Planning Tribunal be terminated forthwith;
2. that the Director : Infrastructure and Planning be appointed as Chairperson and the Director : Community Services as Deputy Chairperson of the Municipal Planning Tribunal; and
3. that the Director : Management Services be appointed as the fifth member of the Municipal Planning Tribunal.

**RESPONSIBLE OFFICIAL :****R KUCHAR****TARGET DATE FOR IMPLEMENTATION :****13 DECEMBER 2017**

**5.12**

**MONTHLY REPORT TO COUNCIL ON SUPPLY CHAIN MANAGEMENT (SCM)  
POLICY: PARAGRAPH 36, 16(1)(b) AND 17(1)(c) FOR OCTOBER 2017**

**(ITEM 5, PAGE 1 : MAYORAL COMMITTEE MEETING :  
29 NOVEMBER 2017)**

**RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

1. that the deviations from the procurement processes, approved in terms of the delegated authority for October 2017, **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 October 2017, **be noted**.

**RESPONSIBLE OFFICIAL :**

**C LE ROUX**

**TARGET DATE FOR IMPLEMENTATION :**

**TO BE NOTED**

**5.13**

**AMENDMENTS TO THE 2017/2018 SUPPLY CHAIN MANAGEMENT POLICY**

**(ITEM 6, PAGE 7 : MAYORAL COMMITTEE MEETING :  
29 NOVEMBER 2017)**

**RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

that the amended Supply Chain Management Policy for 2017/2018 **be adopted.**

**RESPONSIBLE OFFICIAL :**

**C LE ROUX**

**TARGET DATE FOR IMPLEMENTATION :**

**1 DECEMBER 2017**

**5.14**

**WRITING OFF OF NON-TECHNICAL WATER AND ELECTRICITY LOSSES**

**(ITEM 7, PAGE 78 : MAYORAL COMMITTEE MEETING :  
29 NOVEMBER 2017)**

**RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

1. that the non-technical electricity losses to the value of R4 002 006 for the 2016/17 financial year be written off; and
2. that the non-technical water losses to the value of R2 210 719 for the 2016/17 financial year be written off.

**RESPONSIBLE OFFICIAL :**

**BA KING**

**TARGET DATE FOR IMPLEMENTATION :**

**30 NOVEMBER 2017**

**5.15**

**RENEWAL OF THE LEASE AGREEMENT BETWEEN OVERSTRAND MUNICIPALITY (THE LESSEE) AND THE OVERBERG DISTRICT MUNICIPALITY (THE LESSOR) FOR THE LETTING OF A PORTION OF PORTION 79 (A PORTION OF PORTION 1) OF THE FARM AFDAKSRIEVER NO. 575**

**(ITEM 8, PAGE 85 : MAYORAL COMMITTEE MEETING : 29 NOVEMBER 2017)**

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

**THE MEETING RESUMED AT 12:15**

**RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

1. that Council takes cognisance of the response received from Overberg District Municipality to the request for comments, representations, views and recommendations in respect of the renewal of the lease agreement between Overstrand Municipality as the lessee and Overberg District Municipality in respect of a portion of Portion 79 (a portion of Portion 1) of the farm Afdaksrivier no. 575, in terms of the enabling provisions of Section 33 of the Local Government: Municipal Finance Management Act 2003 (Act 56 of 2003);
2. that Council determines that Overstrand Municipality will secure a significant capital investment and derive a significant economic financial benefit from the renewal of the lease agreement;
3. that Council approves the renewed lease agreement; and
4. that Council authorises the Municipal Manager to sign a renewal of the lease agreement on behalf of Overstrand Municipality, if necessary.

**RESPONSIBLE OFFICIALS :**

**H BLIGNAUT  
J VAN TAAK**

**TARGET DATE FOR IMPLEMENTATION :**

**1 JULY 2017**

**TARGET DATE TO INFORM APPLICANT :**

**N/A**

**TARGET DATE TO INFORM OBJECTOR :**

**N/A**

## 5.16

**ADJUSTMENTS BUDGET 2017/2018 (WESTERN CAPE ADJUSTED ESTIMATES, 2017)****(ITEM 9, PAGE 125 : MAYORAL COMMITTEE MEETING : 29 NOVEMBER 2017)****RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

1. that, in terms of section 28(2)(b) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the Adjustments Budget (WC Provincial allocations and adjusted estimates) for 2017/2018 **be approved** as set out in the following schedules:

**Schedule 1:** Budgeted financial performance (revenue & expenditure by municipal vote)

**Schedule 2:** Budgeted financial performance (revenue by source & expenditure by type)

**Schedule 3:** Budgeted multi-year capital appropriations by standard classification (vote) and associated funding by source

**Schedule 4:** Budgeted financial position

**Schedule 5:** Budgeted cash flow

**Schedule 6:** Cash backed reserves and acc. surplus reconciliation

**Schedule 7:** Asset management

**Schedule 8:** Basic service delivery measurement

2. that the following schedules be noted:

**Schedule 9:** Budgeted financial performance (revenue & expenditure by standard classification)

**Schedule 10:** Budgeted capital appropriations by municipal vote

**RESPONSIBLE OFFICIAL :**

**BA KING**

**TARGET DATE FOR IMPLEMENTATION :**

**30 NOVEMBER 2017**

**5.17**

**REVISED SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)  
FOR 2017/18**

**(ITEM 10, PAGE 217 : MAYORAL COMMITTEE MEETING :  
29 NOVEMBER 2017)**

**RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

1. that the revised SDBIP for 2017/18 **be approved**;
2. that the amendments to the Departmental and Top Layer SDBIP for 2017/18 **be approved**; and
3. that the revised SDBIP for 2017/18 **be made public**.

**RESPONSIBLE OFFICIAL :**

**R LOUW**

**TARGET DATE FOR IMPLEMENTATION :**

**4 DECEMBER 2017**

**6. CONSIDERATION OF REPORTS****6.1****DEED OF SETTLEMENT : CLLR B MOLEFE****3/2/3/1****H van Tonder****(028) 313 8037****Corporate Head Office****22 November 2017**

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**EXECUTIVE SUMMARY**

The purpose of this report is to afford Council the opportunity to take note and confirm a Deed of Settlement in respect of Cllr B Molefe's failure to attend the Portfolio Committee meeting of 22 May 2017.

**RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

1. that the Deed of Settlement between Overstrand Municipality and Cllr B Molefe **be accepted**; and
2. that, in terms of Item 13(3) of the Code of Conduct for Councillors, a copy of Council's decision be forwarded to the Minister of Local Government, Environmental Affairs and Development Planning.

**RESPONSIBLE OFFICIAL :****H VAN TONDER****TARGET DATE FOR IMPLEMENTATION :****4 DECEMBER 2017**

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

- (a) The Municipal Manager, Mr C Groenewald, thanked all Councillors on behalf of the Administration for their support. He referred to current vindictive attacks by individuals and organisations on the character and competence of respected and esteemed municipal officials but assured Councillors that this will not influence the Administration to shy away from its responsibility to serve the community of the Overstrand. He wished the Executive Mayor a speedy recovery and all Councillors a well-deserved period of rest.
- (b) Cllr S Tebele, on behalf of the African National Congress, wished the Executive Mayor a speedy recovery and thanked the Speaker and Councillors for a well-organised Council. He extended his gratitude and appreciation to the Administration and wished them all a Merry Christmas and a Prosperous New Year.
- (c) The Acting Executive Mayor, Ald D Coetzee, thanked each and every Councillor for their hard work in their various communities. He extended his sincere thanks to the Municipal Manager and every member of the Administration in executing the decisions of this Council. He wished all a well-deserved recess and a Prosperous and Fruitful 2018.

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

None

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

Cllr S Tebele submitted a motion that the changing of water meters in Ward 12 be urgently postponed until a public participation process was done. He reported to Council that Cllr C Tafu-Nwonko was trapped in her house by protestors because of this project.

The Speaker recognised the urgency of the motion.

The motion was seconded by Cllr X Msweli.

**RESOLVED (SUPPORTED BY 20 COUNCILLORS):**

that the changing of water meters in Ward 12 be postponed until a public participation process was executed.

**THE ACTING EXECUTIVE MAYOR ANNOUNCED THAT WORD WAS JUST RECEIVED THAT THE EXECUTIVE MAYOR, ALD R SMITH, DOES NOT HAVE TO UNDERGO THE MEDICAL PROCEDURE AFTER ALL**

**The meeting adjourned at 12:37**

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**DATE**

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**THE SPEAKER – A COETSEE**