



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

A G E N D A

I-AJENDA

DATE / DATUM / UMHLA : 30 SEPTEMBER / SEPTEMBER
2020
VENUE / PLEK / INDAWO : VIRTUAL
TIME / TYD / IXESHA : 11:00

MUNICIPALITY / MUNISIPALITEIT / UMASIPALA WE-OVERSTRAND

Office of the Municipal
Manager
Municipal Offices
HERMANUS

25 September / Septemba 2020

NOTICE TO ALL ALDERMEN & COUNCILLORS

ORDINARY MEETING OF THE OVERSTRAND MUNICIPAL COUNCIL

NOTICE IS HEREBY GIVEN that, due to the Covid-19 Lockdown, an **ORDINARY MEETING** of the **OVERSTRAND MUNICIPAL COUNCIL** will be held by means of a virtual platform on **WEDNESDAY, 30 SEPTEMBER 2020** at **11:00**, of which the agenda will be available on the Overstrand Website (www.overstrand.gov.za).

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

C GROENEWALD
MUNICIPAL MANAGER

KENNISGEWING AAN ALLE RAADSHERE & RAADSLEDE

GEWONE VERGADERING VAN DIE OVERSTRAND MUNISIPALE RAAD

KENNIS GESKIED HIERMEE dat, weens die Covid-19 grendeltydperk, 'n **GEWONE VERGADERING** van die **OVERSTRAND MUNISIPALE RAAD** gehou sal word by wyse van 'n virtuele platform op **WOENSDAG, 30 SEPTEMBER 2020** om **11:00**, welke agenda op die Overstrand Webtuiste (www.overstrand.gov.za) beskikbaar sal wees.

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

C GROENEWALD
MUNISIPALE BESTUURDER

ISAZISO ESIYA KUBO BONKE OOCEBAKHULU NOOCEBA

INTLANGANISO YESIQHELO YEBHUNGA LIKAMASIPALA WE-OVERSTRAND

OKU KUKWAZISA ukuba, ngenxa yokuvakwa okubangelwe yintsolongwana i-COVID-19, **INTLANGANISO YESIQHELO yeBHUNGA LIKAMASIPALA WE-OVERSTRAND**, iyakubanjwa ngeqonga elibonakalisayo ngo**LWESITHATHU, Umhla we 30 SEPTEMBER 2020 ngeye-11:00**. I-ajenda iya kufumaneka yona kwiwebhusayithi ye-Overstrand (www.overstrand.gov.za).

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

C GROENEWALD
UMPHATHI KAMASIPALA

AGENDA/...

1. **OPENING**

2. **APPLICATIONS FOR LEAVE OF ABSENCE**

3. **CONFIRMATION OF MINUTES**
 - 3.1 Minutes of an **Ordinary Meeting** of the **Council** held on **Wednesday, 26 August 2020** at 11:00

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

5. CONSIDERATION OF RECOMMENDATIONS MADE BY THE EXECUTIVE MAYOR TO COUNCIL, IN TERMS OF SECTION 160(2) OF THE CONSTITUTION, 1996, AND SECTION 59(1)(a) OF THE LOCAL GOVERNMENT: MUNICIPAL SYSTEMS ACT 2000 (ACT 32 OF 2000)

REMARK

Please note that the following recommendations contained in this agenda are subject to confirmation or amendment by the Executive Mayor in view of the fact that the **compilation of the Council agenda** was done before the Mayoral Committee of 30 September 2020 had formally sat.

5.1

COVID-19: EXEMPTION FROM PAYING PARKING FEES OF EIGHT LARGE VESSELS PARKED AT THE KLEINBAAI PUBLIC LAUNCHING SITE (PLS)

(ITEM 2, PAGE 8 : COMMUNITY SERVICES PORTFOLIO - MAYORAL COMMITTEE MEETING : 30 SEPTEMBER 2020)

RECOMMENDATION TO THE COUNCIL:

that the exemption from the payment of rental for the months of April 2020, May 2020, June 2020, July 2020 and August 2020 for the tenants of the eight parking bays for large vessels at Kleinbaai PLS, **be approved.**

RESPONSIBLE OFFICIAL :

F MYBURGH

TARGET DATE FOR IMPLEMENTATION :

1 OCTOBER 2020

5.2

**COVID-19 FINANCIAL RELIEF ARRANGEMENTS
EXEMPTION FROM PAYMENT OF RENTAL FOR THE MONTHS OF JULY 2020,
AUGUST 2020 AND SEPTEMBER 2020 – SPECIFIC TENANTS****(ITEM 7, PAGE 150 : INFRASTRUCTURE & PLANNING PORTFOLIO -
MAYORAL COMMITTEE MEETING : 30 SEPTEMBER 2020)****RECOMMENDATION TO THE COUNCIL:**

that the exemption from the payment of rental for the months July 2020, August 2020 and September 2020 in relation to the tenants of the Municipality as indicated on Annexure A to the item, **be approved**.

RESPONSIBLE OFFICIAL :**R MARINUS
E HOONEBERG****TARGET DATE FOR IMPLEMENTATION :****31 OCTOBER 2020****TARGET DATE TO INFORM APPLICANT :****9 OCTOBER 2020****TARGET DATE TO INFORM OBJECTOR :****N/A**

5.3

ERF 3160, 97 LEEUBEKKIE STREET, BLOMPARK, GANSBAAI: REZONING AND CONSENT USE: MESSRS INTERACTIVE TOWN AND REGIONAL PLANNING ON BEHALF OF F ABRAHAMS

(ITEM 9, PAGE 168 : INFRASTRUCTURE & PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 30 SEPTEMBER 2020)

RECOMMENDATION TO THE COUNCIL:

that the application to deviate from the Overstrand Spatial Development Framework, 2006 as well as the Growth Management Strategy, 2010 in order to permit a commercial land use in terms of Section 10(1) of the Overstrand Municipality By-Law on Municipal Land Use Planning, 2015 in terms of the provisions of Section 22(2) of the Spatial Planning Land Use Management Act, **be approved.**

RESPONSIBLE OFFICIAL :	SW VAN DER MERWE
TARGET DATE FOR IMPLEMENTATION :	14 OCTOBER 2020
TARGET DATE TO INFORM APPLICANT :	14 OCTOBER 2020
TARGET DATE TO INFORM OBJECTORS :	N/A

5.4

REPORT OF THE JOINT AUDIT AND PERFORMANCE AUDIT COMMITTEE (JAPAC) TO THE OVERSTRAND MUNICIPAL COUNCIL

(ITEM 5, PAGE 1 : MAYORAL COMMITTEE MEETING : 30 SEPTEMBER 2020)

RECOMMENDATION TO THE COUNCIL:

that the report from the JAPAC to the Overstrand Municipal Council **be noted**.

RESPONSIBLE OFFICIAL :

DC VAN DER HEEVER

TARGET DATE FOR IMPLEMENTATION :

30 SEPTEMBER 2020

5.5

ICT SYSTEMS SECURITY POLICY

**(ITEM 6, PAGE 16 : MAYORAL COMMITTEE MEETING :
30 SEPTEMBER 2020)**

RECOMMENDATION TO THE COUNCIL:

that the ICT Systems Security Policy **be approved.**

RESPONSIBLE OFFICIAL :

C JOHNSON

TARGET DATE FOR IMPLEMENTATION :

SEPTEMBER 2020

5.6**AMENDMENT TO THE 2020/2021 CUSTOMER CARE, CREDIT CONTROL AND DEBT COLLECTION POLICY****(ITEM 7, PAGE 34 : MAYORAL COMMITTEE MEETING : 30 SEPTEMBER 2020)****RECOMMENDATION TO THE COUNCIL:**

that the Customer Care, Credit Control and Debt Collection Policy be amended retrospectively from 1 July 2020 by adding the following to paragraph 6.8.1. (c(iii)) of the Customer Care, Credit Control and Debt Collection Policy, to read as follows:

- (iii) the customer applied only once in a cycle of 30 months for a discount and, in the instance where a customer experiences a second leak within the 30 months period, the customer may apply on the same conditions as for a first leak in 30 months on the prescribed form within 60 days after the leak has been repaired, which application will only be regarded as a valid application on condition that the customer installs a flow restrictor meter at cost of the customer. In the instance where a customer experience a second leak within the 30 months period as mentioned in above, the customer may apply on the prescribed form within 60 days after the leak has been repaired, which application will only be regarded as a valid application if the customer is prepared to convert to a flow restrictor meter at cost of the customer.

RESPONSIBLE OFFICIAL :**E HOONEBERG****TARGET DATE FOR IMPLEMENTATION :****30 SEPTEMBER 2020**

5.7

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, AUGUST 2020

(ITEM 8, PAGE 61 : MAYORAL COMMITTEE MEETING : 30 SEPTEMBER 2020)

RECOMMENDATION TO THE COUNCIL:

1. that the deviations from the procurement processes, approved in terms of the delegated authority for August 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 August 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 August 2020, **be noted**

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

5.8

A PORTION OF UNREGISTERED ERF 12212 HERMANUS (SITUATED IN MUSSEL ROAD, HERMANUS): DEVIATION FROM PARAGRAPHS 4, 26 AND 41 OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 TO WAIVE THE APPLICATION FEE, THE COSTS PERTAINING TO THE APPLICATION PROCESS, ANY RENTAL PAYABLE AND GENERAL CONDITIONS

(ITEM 9, PAGE 75 : MAYORAL COMMITTEE MEETING : 30 SEPTEMBER 2020)

RECOMMENDATION TO THE COUNCIL:

that the deviation from paragraphs 4, 26, and 41 of the Administration of Immovable Property Policy of 2015 in order for the Municipality to enter into a memorandum of agreement with Hermanus Public Protection NPC for the use of a portion of a room in the Fire Brigade Service Building situated on unregistered Erf 12212 Hermanus, for the establishment and operating of a control room in order to render the Hermanus Special Rating Area supplementary services to the community, **be approved.**

RESPONSIBLE OFFICIAL :**L SMITH****TARGET DATE FOR IMPLEMENTATION :****16 OCTOBER 2020****TARGET DATE TO INFORM APPLICANT :****16 OCTOBER 2020**

5.9

**REPORT ON THE PROPOSED SPECIAL ADJUSTMENTS BUDGET (COVID-19)
FOR 2020/2021****(ITEM 10, PAGE 81 : MAYORAL COMMITTEE MEETING :
30 SEPTEMBER 2020)****RECOMMENDATION TO THE COUNCIL:**

1. that, in terms of section 28(2)(b) to (g) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the Special Adjustments Budget (COVID-19) for 2020/2021 **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; and

3. that the letter from the Department of Human Settlements regarding the reduction in the DOHS Grant be noted.

RESPONSIBLE OFFICIAL :

BA KING

TARGET DATE FOR IMPLEMENTATION :

5 OCTOBER 2020

5.10**REVISED SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)
FOR 2020/21****(ITEM 11, PAGE 182 : MAYORAL COMMITTEE MEETING :
30 SEPTEMBER 2020)****RECOMMENDATION TO THE COUNCIL:**

1. that the revised SDBIP for 2020/21 **be approved**;
2. that the amendments to the Top Layer SDBIP for 2020/21 **be approved**; and
3. that the revised SDBIP for 2020/21 **be made public**.

RESPONSIBLE OFFICIAL :**RG LOUW****TARGET DATE FOR IMPLEMENTATION :****5 OCTOBER 2020**

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

7. CONSIDERATION OF NOTICES OF MOTIONS / QUESTIONS

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

8. CONSIDERATION OF MOTIONS OF EXIGENCY (IF ANY)