

**AGENDA of the
Portfolio Committee: Infrastructure & Planning
19 November 2019
(Also the agenda for the Mayoral Committee Meeting: 27 November 2019)**

**13.
ERF 2416 BETTY'S BAY, WRITE BACK OF AMOUNTS LEVIED ON MUNICIPAL
ACCOUNT: BETTY'S BAY RATEPAYERS ASSOCIATION**

7/2/3/2

A le Roux

Manager: Property Administration

10 October 2019

(028) 316-3724

1. Executive Summary

The purpose of the report is to request Council to approve the:

temporary suspension of rental and municipal services levied for the period 1 January 2019 to 31 March 2019 due to the fact that the Crassula Hall was used as a collection point and distribution centre during the Betty's Bay fire outbreak in December 2018 and January 2019, preventing the Betty's Bay Ratepayers Association full access to the facility therefore the write back of an amount of R2, 711.09 (TWO THOUSAND SEVEN HUNDRED AND ELEVEN RAND AND NINE CENTS) (VAT excluded) representing municipal services, insurance charges and rental levied and paid by the Betty's Bay Ratepayers Association for the period 1 January 2019 to 31 March 2019.

2. Service Delivery and Budget Implementation Plan - IGNITE

Directorate Finance
Department Revenue

3. Compliance with Strategic Priorities

Provision of democratic, accountable and ethical governance
Provision and maintenance of municipal services

4. Delegated Authority

None

5. Legal Requirements

Administration of Immovable Property Policy of the Overstrand Municipality, as amended

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6. Background/Discussion/Evaluation/Conclusion

Background

Betty's Bay Ratepayers Association has a lease agreement with Overstrand Municipality for the lease of the Crassula Hall on Erf 2416 Betty's Bay for the purpose of recreational and related activities for a period of 9 (NINE) years and 11 (ELEVEN) months, which commenced on 1 November 2015 and will expire on 30 September 2025. They are currently paying a monthly rental in the amount of R146.51 (ONE HUNDRED AND FORTY SIX RAND AND FIFTY ONE CENTS) (VAT excluded).

Discussion/Evaluation

In December 2018 and January 2019 the Overstrand area experienced various outbreaks of veld fires, of which Betty's Bay experienced one of the most disastrous fires in years.

The Betty's Bay Volunteer Fire Fighters, which are a part of the Betty's Bay Ratepayers Association, provided vital services to the various fire fighters for the period from January 2019 to March 2019 during which time 11,540 hot meals were provided to the fire fighters. The Crassula Hall was further used as a collection point and distribution centre of numerous items for relief of the number of victims of the fire which devastated many homes in Betty's Bay.

On 8 September 2019 Mr Adrian de Kock, on behalf of Betty's Bay Ratepayers Association, requested a reimbursement for the municipal services and rental levied to their municipal account for the period 1 January 2019 to 31 March 2019 as well as the electricity purchased for this period as the Betty's Bay Ratepayers Association could not use the Crassula Hall in terms of their lease agreement.

The charges to the municipal account during this period were as follows (VAT exclusive):

• Refuse	R 493.05
• Water Basic	R 387.42
• Water Infrastructure	R 71.58
• Water Usage	R 386.10
• Sewerage Basic	R 345.27
• Sewerage Infrastructure	R 39.09
• Sewerage Usage	R 290.30
• Lease	R 420.99
• Insurance	<u>R 277.29</u>

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- **Total** **R2,711.09**

The following amounts represent the prepaid electricity bought from Eskom (VAT inclusive):

- 03/01/2019 R 300.00
- 05/01/2019 R 500.00
- 07/01/2019 R 300.00
- 11/01/2019 R 500.00
- 14/01/2019 R1,000.00
- 21/01/2019 R 500.00
- 05/02/2019 R 500.00
- **Total** **R3,600.00**

It should be noted that the electricity was purchased directly from ESKOM.

Mr Adrian de Kock, on behalf of Betty's Bay Ratepayers Association, further requested a reimbursement in the amount of R700.00 (SEVEN HUNDRED RAND) representing a loss of income. However, this claim could not be supported with documentation as no receipts are issued in this regard.

Conclusion

As a sign of goodwill from the side of the Municipality, taking into consideration the fact that Betty's Bay Ratepayers Association could not use Erf 2416 Betty's Bay for the purposes as stated in their lease agreement and the inconvenience and loss of income suffered and further due to the service they provided to the community during the period 1 January to 31 March 2019, it is recommended that Council approve the:

write back in the amount of R2,711.09 (TWO THOUSAND SEVEN HUNDRED AND ELEVEN RAND AND NINE CENTS) (VAT excluded) representing municipal services, insurance charges and rental levied and paid by the Betty's Bay Ratepayers Association for the period 1 January 2019 to 31 March 2019.

7. Financial Implications

An amount of R2,711.09 (TWO THOUSAND SEVEN HUNDRED AND ELEVEN RAND AND NINE CENTS) (VAT excluded) representing municipal services, insurance charges and rental levied and paid by the Betty's Bay Ratepayers Association for the period 1 January 2019 to 31 March 2019 is to be written back.

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8. Staff Implications

None

9. Comments from other Departments, Divisions and Administrations

Senior Manager: Kleinmond Administration: Mr D Lakey – (028) 271 8413

“I can confirm that the Ratepayers Association did not have free use of the Crussula Hall between January to March 2019 as a result of the Betty’s Bay fires and the hall serving as a collection point and distribution centre during this period.”

10. Annexures

Annexure A: Locality plan of lease area

Annexure B: Breakdown of charges and payments

RECOMMENDATION TO THE COUNCIL:

1. that the temporary suspension of rental and charges for municipal services for the period 1 January 2019 to 31 March 2019, due to the fact that the Crassula Hall was used as a collection point and distribution centre during the Betty’s Bay fire outbreak in December 2018 and January 2019, **be approved**; and
2. that an amount of R2,711.09 (TWO THOUSAND SEVEN HUNDRED AND ELEVEN RAND AND NINE CENTS) (VAT excluded) representing municipal services charges, insurance charges and rental levied and paid by the Betty’s Bay Ratepayers Association for the period 1 January 2019 to 31 March 2019, **be written back**.

RESPONSIBLE OFFICIAL :

N LIEBENBERG

TARGET DATE FOR IMPLEMENTATION :

11 DECEMBER 2019

TARGET DATE TO INFORM APPLICANT :

N/A

TARGET DATE TO INFORM OBJECTOR :

N/A

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A le Roux

Manager: Property Administration

10 October 2019

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THIS MATTER SERVED BEFORE THE JOINT PORTFOLIO COMMITTEE ON 19 NOVEMBER 2019, WHICH COMMITTEE RECOMMENDED AS FOLLOWS:

RECOMMENDATION TO THE COUNCIL:

1. that the temporary suspension of rental and charges for municipal services for the period 1 January 2019 to 31 March 2019, due to the fact that the Crassula Hall was used as a collection point and distribution centre during the Betty's Bay fire outbreak in December 2018 and January 2019, **be approved**; and
2. that an amount of R2,711.09 (TWO THOUSAND SEVEN HUNDRED AND ELEVEN RAND AND NINE CENTS) (VAT excluded) representing municipal services charges, insurance charges and rental levied and paid by the Betty's Bay Ratepayers Association for the period 1 January 2019 to 31 March 2019, **be written back**.

RESPONSIBLE OFFICIAL :

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ANNEXURE B

Month	Rental, Insurance & Municipal Services (VAT excl.)	Rental, Insurance & Municipal Services (VAT incl.)	Payments Received (VAT incl.)
25/01/2019	R 678.23	R 766.09	R 0.00
20/02/2019	R 0.00	R 0.00	R 766.09
25/02/2019	R1,340.54	R1,527.74	R 0.00
20/03/2019	R 0.00	R 0.00	R1,527.74
26/03/2019	R 692.32	R 782.29	R 0.00
20/04/2019	R 0.00	R 0.00	R 782.29
Total	R2,711.09	R3,076.12	R3,076.12