



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

A G E N D A

I-AJENDA

DATE / DATUM / UMHLA : 25 APRIL / APRELI 2018

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

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

TIME / TYD / IXESHA : 11:00

MUNICIPALITY / MUNISIPALITEIT / UMASIPALA WE-OVERSTRAND

Office of the Municipal
Manager
Municipal Offices
HERMANUS

20 April / Apreli 2018

NOTICE TO ALL ALDERMEN & COUNCILLORS

ORDINARY MEETING OF THE OVERSTRAND MUNICIPAL COUNCIL

NOTICE IS HEREBY GIVEN that an **ORDINARY MEETING** of the **OVERSTRAND MUNICIPAL COUNCIL** will be held in the **Banqueting Hall, Civic Centre, Hermanus**, on **WEDNESDAY, 25 APRIL 2018** at **11:00** to consider the business set forth in the subjoined agenda.

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 WORD HIERMEE GEGEE dat 'n **GEWONE VERGADERING** van die **OVERSTRAND MUNISIPALE RAAD** gehou sal word in die **Banketsaal, Burgersentrum, Hermanus**, op **WOENSDAG, 25 APRIL 2018** om **11:00** om die sake op meegaande sakelys te bespreek.

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 intlanganiso **YESIQHELO yeBHUNGA LIKAMASIPALA WE-OVERSTRAND**, iza kuba se **Banqueting Hall, kwiZiko LoLUNTU, eHermanus** ngo**LWESITHATHU, Umhla we 25 APRELI 2018** ngeye-**11:00** ukuqwalasela imicimbi ekule ajenda iqhotyoshelwe apha.

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, 28 March 2018** 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 25 April 2018 had formally sat.

5.1

HERMANUS, A PORTION OF ERF 4565: LEASE AGREEMENT WITH HERMANUS SQUASH AND TENNIS CLUB : DEVIATION FROM PARAGRAPH 20 OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015

(ITEM 2, PAGE 41 : INFRASTRUCTURE & PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 25 APRIL 2018)

RECOMMENDATION TO THE COUNCIL:

that the deviation from paragraph 20 of the Administration of Immovable Property Policy in order to renew the current lease agreement with Hermanus Squash and Tennis Club for a further period of 12 (TWELVE) months without following a public participation process, **be approved.**

RESPONSIBLE OFFICIAL :	M ERASMUS
TARGET DATE FOR IMPLEMENTATION :	1 JULY 2018
TARGET DATE TO INFORM APPLICANT :	19 MAY 2018
TARGET DATE TO INFORM OBJECTOR :	N/A

5.2

STANFORD, ERF 547: CONSENT TO THE REMOVAL OF CONDITIONS E(1)(A) – (B) AND E(2) FROM TITLE DEED NUMBER T69599/2003

(ITEM 4, PAGE 54 : INFRASTRUCTURE & PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 25 APRIL 2018)

RECOMMENDATION TO THE COUNCIL:

1. that the removal of conditions E(1)(a), (b) and E(2) as contained in Title Deed number T69599/2003 due to it having lapsed, **be approved**; and
2. that the Municipal Manager be authorised to sign the required Deeds Office documents for the removal of above mentioned conditions.

RESPONSIBLE OFFICIAL :**A LE ROUX****TARGET DATE FOR IMPLEMENTATION:****23 MAY 2018****TARGET DATE TO INFORM APPLICANT:****2 MAY 2018****TARGET DATE TO INFORM OBJECTOR:****N/A**

5.3

**HERMANUS, A PORTION OF ERF 4771 HERMANUS: LEASE AGREEMENT WITH BEVERLY & PAUL MARK LEWIN :
DEVIATION FROM PARAGRAPH 20.1(B) OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO ENTER INTO A FURTHER LEASE AGREEMENT WITH BEVERLY & PAUL MARK LEWIN WITHOUT FOLLOWING A PUBLIC PARTICIPATION PROCESS**

(ITEM 5, PAGE 71 : INFRASTRUCTURE & PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 25 APRIL 2018)

RECOMMENDATION TO THE COUNCIL:

that the deviation from paragraph 20.1(b) of the Administration of Immovable Property Policy in order to renew the current lease agreement with Beverly and Paul Mark Lewin for a further period of 1 (ONE) year without following a public participation process, **be approved.**

RESPONSIBLE OFFICIAL :	M ERASMUS
TARGET DATE FOR IMPLEMENTATION :	15 MAY 2018
TARGET DATE TO INFORM APPLICANT :	26 APRIL 2018
TARGET DATE TO INFORM OBJECTOR :	N/A

5.4**HERMANUS: PORTIONS OF ERF 249 AND 832 HERMANUS, WRITE-BACK OF AMOUNTS RAISED, MACHIEL ADRIAAN DE KLERK****(ITEM 6, PAGE 79 : INFRASTRUCTURE & PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 25 APRIL 2018)****RECOMMENDATION TO THE COUNCIL:**

that the write-back of the arrear municipal account of Machiel Adriaan de Klerk for the leasing of a portion of Erf 249 and a portion of Erf 832 Hermanus, also known as the Market Square Stalls, in the amount of R221,667.03 (TWO HUNDRED AND TWENTY ONE THOUSAND SIX HUNDRED AND SIXTY SEVEN RAND AND THREE CENTS) for the period up to 30 June 2016, being the period where he at least had occupation of 13 of the 36 stalls, **be approved.**

RESPONSIBLE OFFICIAL :**A LE ROUX
E HOONENBERG****TARGET DATE FOR IMPLEMENTATION :****25 APRIL 2018****TARGET DATE TO INFORM APPLICANT :****N/A****TARGET DATE TO INFORM OBJECTOR :****N/A**

5.5

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

**(ITEM 5, PAGE 1 : MAYORAL COMMITTEE MEETING : 25 APRIL
2018)**

RECOMMENDATION TO THE COUNCIL:

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

RESPONSIBLE OFFICIAL :

C LE ROUX

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

5.6**SUPPLY CHAIN MANAGEMENT IMPLEMENTATION REPORT – 2017/2018:
3rd QUARTER: 01 JANUARY TO 31 MARCH 2018****(ITEM 6, PAGE 7 : MAYORAL COMMITTEE MEETING : 25 APRIL
2018)****RECOMMENDATION TO THE COUNCIL:**

that **cognisance be taken** of the activities undertaken and outcomes achieved in the implementation of the Overstrand Municipality's Supply Chain Management Policy for the 3rd Quarter of 2017/2018.

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

5.7**BUDGET REPORT FOR THE QUARTER ENDED MARCH 2018****(ITEM 7, PAGE 19 : MAYORAL COMMITTEE MEETING : 25 APRIL 2018)****RECOMMENDATION TO THE COUNCIL:**

that the budget report for the quarter ended March 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**

5.8**QUARTERLY BANK ACCOUNT WITHDRAWALS NOT IN TERMS OF AN APPROVED BUDGET FOR THE QUARTER ENDED MARCH 2018****(ITEM 8, PAGE 71 : MAYORAL COMMITTEE MEETING : 25 APRIL 2018)****RECOMMENDATION TO THE COUNCIL:**

that the consolidated quarterly report in respect of Bank Account Withdrawals not in terms of an Approved Budget for the quarter ended March 2018, **be noted**.

RESPONSIBLE OFFICIAL :**BA KING****TARGET DATE FOR IMPLEMENTATION :****TO BE NOTED**

5.9**SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)****THIRD QUARTERLY REPORT: JANUARY- MARCH 2018****(ITEM 9, PAGE 74 : MAYORAL COMMITTEE MEETING : 25 APRIL 2018)****RECOMMENDATION TO THE COUNCIL:**

that the content of the report for the third quarter of the 2017/18 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**

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)