



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

A G E N D A

I-AJENDA

DATE / DATUM / UMHLA : 28 APRIL / APRELI 2021
VENUE / PLEK / INDAWO : VIRTUAL
TIME / TYD / IXESHA : 11:00

MUNICIPALITY / MUNISIPALITEIT / UMASIPALA WE-OVERSTRAND

Office of the Municipal
Manager
Municipal Offices
HERMANUS

23 April / Apreli 2021

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, 28 APRIL 2021 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).

D O'NEILL
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, 28 APRIL 2021 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).

D O'NEILL
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 28 APRELI 2021 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).

D O'NEILL
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, 31 March 2021** 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 28 April 2021 had formally sat.

5.1

A PORTION OF THE REMAINDER OF FARM NO. 581 ONRUSTRIVIER (A KIOSK SITUATED AT THE ONRUS CARAVAN PARK): PARTIAL REBATE ON RENTAL LEVIED, MR A SALES

(ITEM 4, PAGE 156 : INFRASTRUCTURE & PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 28 APRIL 2021)

RECOMMENDATION TO THE COUNCIL:

that a full rebate of the rental for January 2021 and a partial rebate of the rental for February 2021 payable by Mr A Sales to a total amount of R1,062.69 (ONE THOUSAND AND SIXTY TWO RAND AND SIXTY NINE CENTS) (VAT excluded), **be approved.**

RESPONSIBLE OFFICIAL :

**M ERASMUS
E HOONEBERG**

TARGET DATE FOR IMPLEMENTATION :

30 MAY 2021

TARGET DATE TO INFORM APPLICANT :

14 MAY 2021

TARGET DATE TO INFORM OBJECTOR :

N/A

**5.2
RENEWABLE ENERGY****(ITEM 5, PAGE 161 : INFRASTRUCTURE & PLANNING PORTFOLIO -
MAYORAL COMMITTEE MEETING : 28 APRIL 2021)****RECOMMENDATION TO THE COUNCIL:**

1. that Council takes cognisance of the support received from the Provincial Department of Local Government through the Sustainable Infrastructure Development and Financial Facility (SIDAFF), and the Provincial Department of Economic Development and Tourism through the Municipal Energy Resilience Project (MER);
2. that Council approves that the municipality transition its energy supply, where feasible, to low carbon and renewable sources, in compliance with the revised Regulations on New Generation Capacity and all other relevant legislation, by:
 - (a) Continuing with the Small Scale Embedded Generation program;
 - (b) Developing renewable energy sources;
 - (c) Procuring renewable energy from Independent Power Producers; and
 - (d) Making the municipality's electrical network available to compliant and approved energy producers and energy traders to wheel energy over the municipal electrical network.
3. that Council mandates the Municipal Manager to enter into any and all required agreements to effect the above, subject to compliance with all relevant and applicable legislation;
4. that Council approves the use of the Overstrand Municipality's electrical distribution network by ENPOWER TRADING (PTY) LTD, for wheeling electrical energy over the network, at an agreed fee, to be calculated and taken up in Council's Tariff list in future, with the volume of distribution capacity to be agreed in a Use of System Agreement and a Joint Operating Agreement, as may be amended from time to time; and
5. that the approval in 4 above is on condition that ENPOWER TRADING (PTY) LTD will not have the exclusive use of the municipal distribution network, and that other energy wheeling and/or energy trading customers be offered a similar opportunity when required.

RESPONSIBLE OFFICIAL :

S MULLER

TARGET DATE FOR IMPLEMENTATION :

**ONGOING
IMPLEMENTATION OF
RENEWABLE ENERGY
INITIATIVES**

5.3

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, MARCH 2021

(ITEM 5, PAGE 1 : MAYORAL COMMITTEE MEETING : 28 APRIL 2021)

RECOMMENDATION TO THE COUNCIL:

1. that the deviations from the procurement processes, approved in terms of the delegated authority for March 2021, **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 March 2021, **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 March 2021, **be noted**.

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

5.4

**SUPPLY CHAIN MANAGEMENT IMPLEMENTATION REPORT – 2020/2021:
3rd QUARTER: 1 JANUARY 2021 – 31 MARCH 2021**

**(ITEM 6, PAGE 26 : MAYORAL COMMITTEE MEETING : 28 APRIL
2021)**

RECOMMENDATION TO THE COUNCIL:

that the activities undertaken and outcomes achieved in the implementation of the Overstrand Municipality's Supply Chain Management Policy for the 3rd Quarter of 2020/2021 **be noted**.

RESPONSIBLE OFFICIAL :

C LE ROUX

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

5.5

QUARTERLY BANK ACCOUNT WITHDRAWALS IN TERMS OF SECTION 11(4) OF THE MFMA FOR THE QUARTER ENDED MARCH 2021

(ITEM 7, PAGE 77 : MAYORAL COMMITTEE MEETING : 28 APRIL 2021)

RECOMMENDATION TO THE COUNCIL:

that the consolidated quarterly report in respect of Bank Account Withdrawals in terms of Section 11(4) of the MFMA for the quarter ended March 2021, **be noted**.

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

5.6**BUDGET REPORT FOR THE QUARTER ENDED MARCH 2021****(ITEM 8, PAGE 80 : MAYORAL COMMITTEE MEETING : 28 APRIL 2021)****RECOMMENDATION TO THE COUNCIL:**

that the budget report for the quarter ended March 2021, prepared as part of the financial reporting obligations arising from the Local Government: Municipal Finance Management Act, 2003 and additional information, **be noted**.

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

5.7**SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)
THIRD QUARTERLY REPORT: JANUARY- MARCH 2021****(ITEM 9, PAGE 129 : MAYORAL COMMITTEE MEETING : 28 APRIL
2021)****RECOMMENDATION TO THE COUNCIL:**

that the content of the report for the third quarter of the 2020/21 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**

5.8

REPORT ON THE PROPOSED 3RD ADJUSTMENTS BUDGET FOR 2020/2021

(ITEM 10, PAGE 166 : MAYORAL COMMITTEE MEETING : 28 APRIL 2021)

RECOMMENDATION TO THE COUNCIL:

1. that, in terms of section 28(2)(g) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the 3rd Adjustments Budget 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

RESPONSIBLE OFFICIAL :

BA KING

TARGET DATE FOR IMPLEMENTATION :

1 MAY 2021

**5.9
REVISED SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)
FOR 2020/21**

**(ITEM 11, PAGE 256 : MAYORAL COMMITTEE MEETING : 28 APRIL
2021)**

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 :

TO BE NOTED

5.10

SC1675B/2016: UPGRADE, MAINTENANCE AND SUPPORT OF OVERSTRAND MUNICIPALITY'S RADIO FREQUENCY NETWORK FOR A CONTRACT PERIOD ENDING 30 JUNE 2023

(ITEM 12, PAGE 331 : MAYORAL COMMITTEE MEETING : 28 APRIL 2021)

RECOMMENDATION TO THE COUNCIL:

1. that **cognisance be taken** of the reasons for the proposed amendment of SC1675B/2016: Upgrade, Maintenance and Support of Overstrand Municipality's Radio Frequency Network for a contract period ending 30 June 2023, in terms of the enabling provisions of Section 116(3) of the Local Government: Municipal Finance Management Act 2003 (Act 56 of 2003), and that the amendment be consented to;
2. that **cognisance be taken** that no recommendations or representations were received from the local community by closing date, 17 March 2018; and
3. that the contract will terminate on the 30 June 2023.

RESPONSIBLE OFFICIAL :**C JOHNSON
C ROETS****TARGET DATE FOR IMPLEMENTATION :****1 MAY 2021**

5.11

A SATELLITE THUSONG FOR THE GREATER GANSBAAI AREA

(ITEM 13, PAGE 344 : MAYORAL COMMITTEE MEETING : 28 APRIL 2021)

RECOMMENDATION TO THE COUNCIL:

that the need for a satellite Thusong for the greater Gansbaai area **be supported**.

RESPONSIBLE OFFICIAL :

G SMIT

TARGET DATE FOR IMPLEMENTATION :

1 JULY 2021

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)