SPECIAL MEETING OF THE COUNCIL

SPESIALE VERGADERING VAN DIE RAAD

INTLANGANISO EKHETHEKILEYO YEBHUNGA

MINUTES / NOTULE /

IMIZUZU

DATE / DATUM / UMHLA :	**29 JULY / JULIE / JULAYI 2026** **BANQUETING HALL,** **CIVIC CENTRE,** **HERMANUS**
TIME / TYD / IXESHA :	**10:00**

OVERSTRAND

MUNICIPALITY / MUNISIPALITEIT / U-MASIPALA

MINUTES OF A **SPECIAL** MEETING OF THE **COUNCIL**
HELD IN THE BANQUETING HALL ON
29 JULY 2026, AT **10:00**

PRESENT:	Councillors were present as per attached attendance register.
OFFICIALS PRESENT:	Dr D O'Neill, Municipal Manager Ms D Arrison, Director : Corporate Services Mr D Adonis, Director : Municipal Public Safety Mr D Louw, Chief Financial Officer Ms R Louw, Divisional Manager : Strategic Support Services Mr B King, Divisional Manager : Financial Accounting Mr R Kuchar, Divisional Manager : Town & Spatial Planning Ms A Le Roux, Divisional Manager : Property Management Mr H Blignaut, Principal Engineer : Civil Infrastructure Planning Mr D Hendriks, Principal Engineer Mr A Gcotyelwa, Manager : Integrated Human Settlements and Development Ms H van Tonder, Manager : Administrative Support Services Mr A Ford, Manager : Community Liaison (Hangklip/Kleinmond) Mr A Lekay, Senior Clerk Mr C Solomons, Technical Support Ms C Fisher, Chief Clerk Ms S Swart, Senior Committee Officer
ALSO PRESENT:	Members of the Public

MINUTES/….

OVERSTRAND MUNICIPALITY
ATTENDANCE REGISTER

SPECIAL COUNCIL MEETING : 29 JULY 2026

ALDERMEN/COUNCILLORS	SIGNATURE
AFRICA, F	APOLOGY
BANDEZA, V	
BEYI, S	
BRICE, KD	
COETZEE, DP	
COHEN, G	
DE CONING, CA	
DEES, RM	
ELS, T	
FOURIE, SH	
GILLION, E	
GRIMBEEK, MD	
KLAAS, AG	
KOMANI, AS	
LERM, CH	
LOMBARD, H	
NGQANDANA, K	
NOMATITI, M	
NOMBULA, BG	
NQINATA, NNT	Absent
NTSABO, L	
NUTT, R	
RESANDT, CT	
SIHLAHLA, M	Apology
TAFU-NWONKWO, CC	
VAN STADEN, JA	
WILLIAMS, SH	

1. OPENING

The Speaker, Ald G Cohen, opened the meeting and welcomed councillors back after the recess. The Municipal Manager, Dr D O'Neill, read the notice convening the meeting and Cllr R Nutt opened the meeting with prayer.

2. APPLICATIONS FOR LEAVE OF ABSENCE

Ald F Africa
Cllr M Sihlahla

RESOLVED:

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

Ald N Nqinata

RESOLVED:

that it be noted that **Ald N Nqinata** was **absent without leave**. Speaker to start proceedings with the Minister of Local Government regarding this matter.

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

- The Speaker, Ald G Cohen, afforded Cllr R Nutt the opportunity to introduce Ms L Koopman, an Overstrand Municipality employee, to the meeting. Ms Koopman was congratulated and acknowledged on the writing and publication of her book *Hope Found Lea*, whereafter she addressed the meeting.
- The Speaker, Ald G Cohen, extended the agenda by adding supplementary Items 4.15 and 4.16 and changed the order of business for the two confidential items to be dealt with at the end of the meeting.
- The Speaker, Ald G Cohen, informed council that the Executive Mayor, Municipal Manager and himself will attend a Salga Provincial Members Assembly meeting next week. Council approved this.
- The Speaker, Ald G Cohen, informed Council that another recess will be announced at the August 2026 Council meeting.
- The Executive Mayor, Ald A Klaas, was afforded the opportunity to address Council on various issues, among others the appointment of the Director: Community Services, the Milkwood Festival, investors in Overstrand and water security.

ALD L NTSABO LEFT THE MEETING AT 10:17 WITH PERMISSION FROM THE SPEAKER

4. CONSIDERATION OF REPORTS

4.1
HERMANUS BULK WATER SUPPLY: PROPOSED DESALINATION PROJECT: STATUS QUO ASSESSMENT AND NEEDS ANALYSIS

S Muller **Chief Engineer: Infrastructure Services**
3 July 2026 **(028) 313 8019**

EXECUTIVE SUMMARY

The purpose of this report is to provide the necessary information to Council with regards to the need to augment the bulk water supply to Hermanus and to resolve on the way forward following an assessment undertaken in terms of section 78(1) of the Municipal Systems Act.

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

1. that Council notes and confirms the following:

   (a) the need to augment bulk supply to Hermanus in order to ensure continuous service delivery;

   (b) the project scoping to address the need, namely a desalination project with an off-take arrangement and interface with third parties where environmentally sound and feasible;

   (c) the capacity constraint to fund the project in Council's current capital budget process;

   (d) the national and provincial policy imperatives to undertake supply side diversification as effectively and efficiently as possible, including desalination;

   (e) that the project is a support activity and does not impact the existing structures of the water services delivery mechanism currently serving the community (an internal department mechanism);

   (f) the views received from organised labour and that there is no impact on existing employees in the municipal services delivery mechanism structure; and

   (g) the project will have a positive economic impact in that it will create new jobs; new skills and will address the supply-side bulk capacity requirements.

2. that, following assessment of the criteria in S78(1) of the Municipal Systems Act No. 32 of 2000, Council resolves to:

   (a) continue in terms of S78(2) to deliver water and sanitation services by way of an internal mechanism structured as an internal department;

   (b) explore the feasibility of implementing the augmentation of bulk supply by way of desalination; and

   (c) authorise the Chief Engineer: Infrastructure Services:

      (i) to register the Municipality's intention to explore the option of a public private partnership with National Treasury and the Water Partnerships Office;

      (ii) to nominate and authorise the Project Officer;

      (iii) to continue to engage with DPWI regarding access to the site identified for the desalination project; and

      (iv) to report back to Council with the Feasibility study in terms of S120(6) of the Local Government: Municipal Finance Management Act.

RESPONSIBLE OFFICIAL : **S MULLER**
H BLIGNAUT

TARGET DATE FOR IMPLEMENTATION : **1 AUGUST 2026**

4.2
GRANT AGREEMENT – DEVELOPMENT BANK OF SOUTHERN AFRICA LIMITED

S Muller **Chief Engineer: Infrastructure Services**
30 June 2026 **(028) 313 8019**

EXECUTIVE SUMMARY

The purpose of this report is to provide the necessary information and motivation regarding grant funding to be received for project preparation for the planned Hermanus seawater desalination plant from the Development Bank of Southern Africa Limited (DBSA) and to authorise the Municipal Manager to sign the Memorandum of Agreement.

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

1. that Council approves the Project, accepts the Grant and project support from the DBSA, and supports the implementation of the Project;

2. that Council approves the terms of, and the transactions contemplated by the Grant Agreement provided by the DBSA to the benefit of the Municipality, and approves the execution of the Grant Agreement by the Municipality; and

3. that the Municipal Manager be authorised and mandated to sign the Grant Agreement on behalf of the Municipality, and to sign and/or despatch all documents and notices (including any Disbursement Request) to be signed and/or despatched by the Municipality under or in connection with the Agreement.

RESPONSIBLE OFFICIAL : **H BLIGNAUT**
CFO

TARGET DATE FOR IMPLEMENTATION : **1 AUGUST 2026**

4.3
ANNUAL STOCK TAKING FOR 2025/2026: MUNICIPAL STORES

C Roets **Manager: Fleet & Logistics Management**
15 July 2026 **(028) 313 8951**

EXECUTIVE SUMMARY

The purpose of this report is to inform Council of the annual stock-take conducted:

On Thursday 25 June 2026 at:

Gansbaai Store (08h30 to 13h00)
Kleinmond Store (13h45 to 16h30)

On Friday 26 June 2026 at:

Hermanus Store: (08h30 to 16h30)

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

1. that the deficit stock be accounted against the appropriate vote numbers and permission granted to correct stock values;

2. that the redundant stock as recorded on 30 June 2026 be written off; and

3. that the stock as recorded on 30 June 2026 be taken as the starting balance of the 2026/2027 stock register.

RESPONSIBLE OFFICIAL: **C ROETS**

TARGET DATE FOR IMPLEMENTATION: **15 AUGUST 2026**

4.4
SIGNED PERFORMANCE AGREEMENTS OF THE MUNICIPAL MANAGER AND SECTION 56 (DIRECTORS) APPOINTEES FOR 2026/27

RG Louw **Divisional Manager: Strategic Support Services**
07 July 2026 **(028) 313 8071**

EXECUTIVE SUMMARY

The purpose of this report is for Council to note the signed performance agreements of the Municipal Manager and Section 56 (Directors) appointees for the 2026/27 financial year.

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

that the signed performance agreements of the Municipal Manager and Section 56 (Directors) appointees for 2026/27 **be noted**.

RESPONSIBLE OFFICIAL : **RG LOUW**

TARGET DATE FOR IMPLEMENTATION : **NOTED**

4.5
A PORTION OF ERF 830 HERMANUS, KNOWN AS "BIENTANG'S CAVE RESTAURANT": APPROVING OF WINDING DOWN LEASE AGREEMENT WITH BIENTANG SE GROT (PTY) LTD

A Le Roux **Divisional Manager: Property Management**
1 July 2026 **(028) 316 5623**

EXECUTIVE SUMMARY

To obtain approval from Council to deviate from paragraph 4 (payment of application fee) and paragraph 18 (competitive bidding process) of the Administration of Immovable Property Policy (as approved by Council on 25 November 2015) in order to enter into a direct winding down lease agreement for a period of 3 (THREE) months from 1 July 2026 with Bientang se Grot (Pty) Ltd (hereinafter referred to as "Bientang") in respect of a portion of Erf 830 Hermanus (±450m^2 in extent) (the "Property") for the purpose of managing the restaurant known as Bientang's Cave Restaurant & Wine Bar.

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

that the deviation from paragraph 4 (payment of application fee) and paragraph 18 (competitive bidding process) of the Administration of Immovable Property Policy in order for the Municipality to enter into a direct winding down lease agreement for a period of 3 (THREE) months from 1 July 2026 with Bientang se Grot (Pty) Ltd in respect of a portion of Erf 830 Hermanus (±450m^2 in extent) for the purpose of managing the restaurant known as Bientang's Cave Restaurant & Wine Bar, **be approved**.

RESPONSIBLE OFFICIAL :	**A LE ROUX** **J WILKINSON**
TARGET DATE FOR IMPLEMENTATION :	**13 AUGUST 2026**
TARGET DATE TO INFORM APPLICANT :	**13 AUGUST 2026**
TARGET DATE TO INFORM OBJECTOR:	**N/A**

4.6
AMENDMENT TO THE PREFERENTIAL PROCUREMENT POLICY

C Le Roux Divisional Manager: Supply Chain Management
13 July 2026 (028) 313 8107

EXECUTIVE SUMMARY

The purpose of this item is to approve the amendments to the Supply Chain Management (SCM) Policy to give effect to the practical application of the SCM Policy.

RESOLVED (SUPPORTED BY 23 COUNCILLORS):

1. that the amended Preferential Procurement Policy for 2026/2027 **be approved**; and

2. that the policy **be implemented** with immediate effect.

RESPONSIBLE OFFICIAL : C LE ROUX

TARGET DATE FOR IMPLEMENTATION : IMMEDIATELY

4.7
MONTHLY REPORT TO COUNCIL ON THE SUPPLY CHAIN MANAGEMENT (SCM) POLICY FOR JUNE 2026

C Le Roux **Divisional Manager: Supply Chain Management**
03 July 2026 **(028) 313 8107**

EXECUTIVE SUMMARY

The purpose of this report is to inform Council of procurement by the delegated authority in terms of the Supply Chain Management Policy for June 2026.

THE AFRICAN NATIONAL CONGRESS REQUESTED A CAUCUS AT 10:26

THE MEETING RESUMED AT 10:43

THE AFRICAN NATIONAL CONGRESS REQUESTED ANOTHER CAUCUS AT 10:43

ALD L NTSABO REJOINED THE MEETING AT 10:55

THE MEETING RESUMED AT 11:00

RESOLVED (SUPPORTED BY 22 COUNCILLORS):

1. that the deviations from the procurement processes, approved in terms of the delegated authority for June 2026, **be noted**;

2. that the awards made in terms of Paragraph 17(1)(c), approved in terms of the delegated authority for June 2026, **be noted**;

3. that the awards made through the Bid Committee system and formal written price quotations for June 2026, **be noted**; and

4. that all other activities undertaken and outcomes achieved in the implementation of the Overstrand Municipality's Supply Chain Management Policy for June 2026, **be noted**.

RESPONSIBLE OFFICIAL : C LE ROUX

TARGET DATE FOR IMPLEMENTATION : TO BE NOTED

CLLRS C TAFU-NWONKWO AND B NOMBULA WERE NOT PRESENT WHEN THE ABOVE ITEM WAS APPROVED.

4.8
SUPPLY CHAIN MANAGEMENT IMPLEMENTATION REPORT – 2025/2026: 4th QUARTER: 01 APRIL 2026 TO 30 JUNE 2026

C Le Roux Divisional Manager: Supply Chain Management
08 July 2026 (028) 313 8107

EXECUTIVE SUMMARY

In terms of Paragraph 6(3) of Overstrand Municipality's Supply Chain Management Policy, the Municipal Manager must, within 10 days of the end of each quarter, submit a report on the implementation of the Supply Chain Management Policy to the Executive Mayor.

RESOLVED (SUPPORTED BY 24 COUNCILLORS):

that the activities undertaken, and outcomes achieved in the implementation of the Overstrand Municipality's Supply Chain Management Policy for the 4th Quarter of 2025/2026 **be noted**.

RESPONSIBLE OFFICIAL : C LE ROUX

TARGET DATE FOR IMPLEMENTATION : TO BE NOTED

4.9
ANNUAL SUPPLY CHAIN MANAGEMENT IMPLEMENTATION REPORT IN TERMS OF PARAGRAPH 6(2)(a) OF THE POLICY: 2025/2026

C Le Roux **Divisional Manager: Supply Chain Management**
17 July 2026 **(028) 313 8107**

EXECUTIVE SUMMARY

The Local Government: Municipal Finance Management Act, No. 56 of 2003 (MFMA), requires the municipality to have and implement a Supply Chain Management (SCM) Policy which gives effect to the provisions of Part 1 of Chapter 11 of the Act that deals with 'Supply Chain Management'.

On 30 May 2005, the Municipal Supply Chain Management Regulations were promulgated. The Overstrand Municipality's Supply Chain Management Policy was approved in terms of these Regulations by Council on 25 June 2008.

Although the MFMA prohibits a Councilor from being a member of a bid committee or any other committee evaluating or approving quotations or tenders, Council has an oversight role to ensure that the accounting officer implements all supply chain management activities in accordance with this policy. For the purposes of such oversight, Council's Supply Chain Management Policy, Paragraph 6(2)(a) requires that the Accounting Officer must "within 30 days of the end of each financial year, submit a report on the implementation of the policy to the Council of the municipality."

CLLR S WILLIAMS, MMC FOR THE FINANCIAL SERVICES PORTFOLIO, REQUESTED THAT PARAGRAPH 6.15 IN THE ABOVE REPORT BE AMENDED, OMITTING THE WORDS "AND IRREGULAR EXPENDITURE".

RESOLVED (SUPPORTED BY 24 COUNCILLORS):

1. that the Supply Chain Management Implementation Report for the 2025/2026 financial year submitted in terms of Paragraph 6(2)(a) of the Supply Chain Management Policy, **be noted**;

2. that, following the provisions of Paragraph 6(2)(a) of the Supply Chain Management Policy, **the report be made public** in accordance with Section 21A of the Local Government: Municipal Systems Act, No. 32 of 2000; and

3. that the schedules of Deviations, Minor Breaches and Irregular Expenditure **be disclosed** as a note to the Annual Financial Statements for the 2025/2026 financial year.

RESPONSIBLE OFFICIAL :	**C LE ROUX**
TARGET DATE FOR IMPLEMENTATION :	**31 AUGUST 2026**

4.10
QUARTERLY BANK ACCOUNT WITHDRAWALS IN TERMS OF SECTION 11(4) OF THE MFMA FOR THE QUARTER ENDED JUNE 2026

BA King **Divisional Manager: Financial Accounting**
20 June 2026 **(028) 313 8154**

EXECUTIVE SUMMARY

Report prepared as part of the financial reporting obligations arising from section 11(4) of the Local Government: Municipal Finance Management Act, 2003 (MFMA).

RESOLVED (SUPPORTED BY 24 COUNCILLORS):

that the consolidated quarterly report in respect of Bank Account Withdrawals in terms of Section 11(4) of the MFMA for the quarter ended June 2026, **be noted**.

RESPONSIBLE OFFICIAL : **BA KING**

TARGET DATE FOR IMPLEMENTATION : **TO BE NOTED**

4.11
BUDGET REPORT AND SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP) FOR THE QUARTER ENDED JUNE 2026

BA King Divisional Manager: Financial Accounting
21 July 2026 (028) 313 8154

EXECUTIVE SUMMARY

Report prepared as part of the reporting obligations arising from section 52(d) of the Local Government: Municipal Finance Management Act, 2003 (MFMA).

RESOLVED (SUPPORTED BY 24 COUNCILLORS):

that the budget report and service delivery and budget implementation plan for the quarter ended June 2026, prepared as part of the reporting obligations arising from the Local Government: Municipal Finance Management Act, 2003 and additional information, **be noted**.

RESPONSIBLE OFFICIALS : **BA KING**
RG LOUW

TARGET DATE FOR IMPLEMENTATION : **TO BE NOTED**

4.12
APPOINTMENT OF A SELECTION PANEL FOR THE RECRUITMENT AND SELECTION PROCESS FOR THE APPOINTMENT OF A CHIEF ENGINEER: INFRASTRUCTURE SERVICES

D Arrison **Director: Corporate Services**
13 July 2026 **(028) 313 8001**

EXECUTIVE SUMMARY

The purpose of this report is for Council to appoint a selection panel for the recruitment and selection process and for recommendations for the appointment of a Chief Engineer: Infrastructure Services.

RESOLVED (SUPPORTED BY 24 COUNCILLORS):

that a selection panel for the recruitment and selection process and for recommendations to Council in the appointment of a Chief Engineer: Infrastructure Services, be constituted as follows:

- Dr Dean O'Neill, Municipal Manager – Chairperson;
- Cllr Clinton Lerm, MMC for Infrastructure Services;
- Ald R de Coning, Member of the Infrastructure Services Portfolio; and
- A visiting Specialist from a Municipality in the Western Cape, to be approached by the Municipal Manager.

RESPONSIBLE OFFICIAL : **D ARRISON**

TARGET DATE FOR IMPLEMENTATION : **IMMEDIATELY**

4.13
SECONDMENT : DR DEAN O'NEILL TO GEORGE MUNICIPALITY AS ACTING MUNICIPAL MANAGER

This item was distributed under separate cover.

In terms of Section 20(1) of the Local Government: Municipal Systems Act, No 32 of 2000, read with Rule 17 of the Overstrand Municipality's By-law on Rules of Order for Internal Arrangements, this item was considered "in committee".

The resolutions under this item shall be minuted in a separate minute book in terms of section 20(1) of the Local Government: Municipal Systems Act, No 32 of 2000 read with Rule 17 of the Overstrand Municipality's By-law on Rules of Order for Internal Arrangements.

THIS MATTER WAS DEALT WITH AT THE END OF THE MEETING.

4.14
WRITE-OFF OF SEWER CHARGES

This item was distributed under separate cover.

In terms of Section 20(1) of the Local Government: Municipal Systems Act, No 32 of 2000, read with Rule 17 of the Overstrand Municipality's By-law on Rules of Order for Internal Arrangements, this item was considered "in committee".

The resolutions under this item shall be minuted in a separate minute book in terms of section 20(1) of the Local Government: Municipal Systems Act, No 32 of 2000 read with Rule 17 of the Overstrand Municipality's By-law on Rules of Order for Internal Arrangements.

THIS MATTER WAS DEALT WITH AT THE END OF THE MEETING

4.15
REPORT ON THE PROPOSED ADJUSTMENTS BUDGET (ROLL-OVERS) FOR 2026/2027

BA King **Divisional Manager: Financial Accounting**
22 July 2026 **(028) 313 8154**

EXECUTIVE SUMMARY

Report prepared in terms of section 28(2)(e) of the Local Government: Municipal Finance Management Act, 2003 (MFMA) for the rollover of capital projects in progress at the end of the 2025/2026 financial year.

RESOLVED (SUPPORTED BY 24 COUNCILLORS):

1. that, in terms of section 28(2)(e) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the Adjustments Budget (Roll-overs) for 2026/2027 **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

3. that the changes (adjusted financial figures and service delivery indicators) to the Service Delivery and Budget Implementation Plan (SDBIP) for 2026/2027 be approved; and

4. that the revised SDBIP for 2026/2027 **be made public**.

RESPONSIBLE OFFICIAL : **BA KING**
RG LOUW

TARGET DATE FOR IMPLEMENTATION : **1 AUGUST 2026**

4.16
CONTRACT NO. SC2581/2025: PROPOSED AMENDMENT OF CONTRACT: UPGRADING OF MOUNT PLEASANT SPORTS GROUNDS, HERMANUS (PHASE 1)

D Hendriks **Principal Engineer**
19 July 2026 **(028) 313 5059**

EXECUTIVE SUMMARY

The purpose of this report is to provide the necessary information and motivation on the proposed amendment of Contract SC2581/2025: Upgrading of Mount Pleasant Sports Ground in Hermanus (Phase 1), ending 29 September 2026, in terms of the enabling provisions of Section 116(3) of the Local Government: Municipal Finance Management Act, Act No. 56 of 2003 (MFMA), to enable Council to make an informed decision whether to consent to the amendment of the contract.

RESOLVED (SUPPORTED BY 24 COUNCILLORS):

1. that cognisance be taken that no recommendations or representations were received from the local community by closing date of 10 July 2026; and

2. that **cognisance be taken** of the reasons for the proposed amendment of Tender no. **SC 2581/2025** for the **Upgrading of Mount Pleasant Sports Ground in Hermanus (Phase 1)** for a Contract Period ending 29 September 2026, in terms of the enabling provisions of Section 116(3) (a) & (b) of the Local Government: Municipal Finance Management Act 2003 (Act 56 of 2003), and that the amendment be consented to.

RESPONSIBLE OFFICIAL : D HENDRIKS

TARGET DATE FOR IMPLEMENTATION : 1 AUGUST 2026

THE MEETING STOOD DOWN AT 11:19 TO ALLOW THE PUBLIC AND OFFICIALS TO LEAVE THE BANQUETING HALL

THE MEETING RESUMED AT 11:30 AND CONFIDENTIAL ITEMS 4.13 AND 4.14 WERE THEN DEALT WITH *IN COMMITTEE*

(THE MUNICIPAL MANAGER, DR D O'NEILL, WAS NOT PRESENT DURING THE CONSIDERATION OF ITEM 4.13)

The meeting adjourned at 11:55

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DATE

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THE SPEAKER – G COHEN