



SPECIAL MEETING OF THE COUNCIL

SPEZIALE VERGADERING VAN DIE RAAD

INTLANGANISO EKHETHEKILEYO YEBHUNGA

MINUTES / NOTULE /

IMIZUZU

DATE / DATUM / UMHLA : 13 OCTOBER / OKTOBER /
OKTOBHA 2021

VENUE / PLEK / INDAWO : VIRTUAL

TIME / TYD / IXESHA: 14:00

OVERSTRAND

MUNICIPALITY / MUNISIPALITEIT / U-MASIPALA

MINUTES OF THE SPECIAL COUNCIL MEETING HELD BY MEANS OF A VIRTUAL PLATFORM ON 13 OCTOBER 2021, AT 14:00

PRESENT:

Councillors were present as per attached attendance register.

OFFICIALS PRESENT:

Mr D O'Neill, Municipal Manager
Ms D Arrison, Director : Management Services
Mr R Williams, Director : Community Services
Ms S Reyneke-Naudé, Director : Finance
Mr N Michaels, Director : Protection Services
Mr S Müller, Director : Infrastructure & Planning
Mr L Smit, Senior Manager : Fire & Disaster
Management & Security
Mr F Myburgh, Senior Manager : Gansbaai
Administration
Mr D Lakey, Senior Manager : Kleinmond
Administration
Ms H van Tonder, Manager : Council Support
Services
Ms N Zweni, Manager : Communication
Ms R Steenekamp, Media & Social Media Liaison
Officer
Ms S Swart, Administrative Officer : Council
Support Services

MINUTES/....

OVERSTRAND MUNICIPALITY
ATTENDANCE REGISTER

SPECIAL COUNCIL MEETING
13 OCTOBER 2021

ALDERMEN/COUNCILLORS	SIGNATURE
AFRICA, F	✓
BOTHA, D	✓
BRICE, KD	✓
COETSEE, A	✓
COETZEE, DP	✓
COHEN, G	✓
DE CONING, CA	✓
GILLION, E	✓
KALOLO, SV	✓
KOMANI, AS	✓
KRIGE, F	✓
NQINATA, NNT	✓
MHANA, M	✓
MAY, C	C. May ✓
MOLEFE, B	✓
MORGAN, H	Apology ✓
MSWELI, X	✓
NTSABO, L	✓
NUTT, R	✓
ORBAN, J	✓
PUNGUPUNGU, V	✓
RESANDT, C	✓
SAPEPA, NM	✓
TAFU-NWONKWO, CC	✓
TEBELE, S	✓


A. COETZEE

1. OPENING

The Speaker, Ald A Coetsee, opened the meeting and afforded 30 seconds of silence. The Municipal Manager, Mr D O'Neill, read the notice convening the meeting.

2. APPLICATIONS FOR LEAVE OF ABSENCE

Cllr H Morgan

RESOLVED:

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

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

The Speaker, Ald A Coetsee, requested councillors to hand in the municipal laptops, issued as tools of trade, on Wednesday, 20 October 2021, in failing to do so the cost of the equipment, after depreciation, will be deducted from their October 2021 salaries, and if handed in after 20 October 2021, the depreciated amount will be included in the November 2021 salaries.

The Speaker, Ald A Coetsee, requested that it be minuted that Cllr M Mahana did not wear the prescribed attire for council meetings, in that he did not wear a jacket and tie. The Speaker informed the meeting that it was important for Cllr Mahana to attend this meeting and he therefore condoned his failure to adhere to Rule 19A.

4. CONSIDERATION OF REPORTS**4.1****APPOINTMENT OF MEMBERS : OMBUDSMAN COMMITTEE****3/2/3/9****D Arrison****5 October 2021****Director : Management Services****(028) 313 8004**

EXECUTIVE SUMMARY

The purpose of this report is to afford Council an opportunity to establish an Ombudsman Committee in terms of sections 33 and 79 of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998) and to appoint members on the aforementioned Ombudsman Committee.

The Speaker, Ald A Coetsee, called for nominations for members of the Ombudsman Committee. Cllr S Tebele from the African National Congress, seconded by Cllr X Msweli, nominated Cllr V Pungupungu, who accepted the nomination. Cllr A Komani from the Democratic Alliance, seconded by Cllr F Africa, nominated the Speaker to be the chairperson of the Ombudsman Committee and Cllr R Nutt as a member of the Ombudsman Committee. The Speaker, Ald A Coetsee, and Cllr R Nutt both accepted the nomination.

RESOLVED (SUPPORTED BY 24 COUNCILLORS):

1. that a committee be established in terms of Section 79 of the Local Government: Municipal Structures Act 117 of 1998, to be called the Ombudsman;
2. that the Speaker **be appointed** as the Chairperson and Cllrs V Pungupungu and R Nutt as the non-executive councillors;
3. that the Ombudsman be tasked to investigate complaints from members of the public referred to it by the Executive Mayor and to make a recommendation to Council;
4. that the Ombudsman be authorised to co-opt advisory members in consultation with the Municipal Manager;
5. that the Ombudsman determine its own procedure, which must at all times adhere to the Rules of Natural Justice;
6. that matters be dealt with expeditiously; and

7. that it be noted that, in the cases of complaints against a municipal services account, any punitive actions must be kept in abeyance until such time as the Ombudsman has delivered its recommendation to Council and Council has taken a decision thereon.

RESPONSIBLE OFFICIAL :

D ARRISON

TARGET DATE FOR IMPLEMENTATION :

IMMEDIATELY

The meeting adjourned at 14.:43

DATE

THE SPEAKER – A COETSEE