



**ORDINARY MEETING OF THE MAYORAL
COMMITTEE**

**GEWONE VERGADERING VAN DIE
BURGEMEESTERSKOMITEE**

**INTLANGANISO YESIQHELO YEKOMITI
KASODOLOPHU**

MINUTES / NOTULE /

IMIZUZU

**DATE / DATUM / UMHLA : 14 AUGUST / AUGUSTUS /
AGASTI 2024**

**VENUE / PLEK / INDAWO : GLASKAS,
CIVIC CENTRE,
HERMANUS**

TIME / TYD / IXESHA : 09:00

OVERSTRAND

MUNICIPALITY / MUNISIPALITEIT / U-MASIPALA

**MINUTES OF AN ORDINARY MEETING OF THE
MAYORAL COMMITTEE
HELD IN THE GLASKAS
ON 14 AUGUST 2024, AT 09:00**

PRESENT:

Councillors were present as per attached attendance register.

OFFICIALS PRESENT:

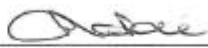

Dr D O'Neill, Municipal Manager
Ms S Reyneke-Naudé, Director : Financial Services
Mr S Swartz, Director : Community Services
Ms D Arrison, Director : Corporate Services
Mr S Müller, Chief Engineer : Infrastructure Services
Ms R Louw, Divisional Manager : Strategic Support Services
Mr R Kuchar, Divisional Manager : Town & Regional Planning
Ms A Le Roux, Divisional Manager : Property Management
Ms F Lloyd, Manager : Tourism
Mr R Fraser, Chief : Traffic
Ms S Swart, Senior Committee Officer: Corporate Services

MINUTES/.....

OVERSTRAND MUNICIPALITY
ATTENDANCE REGISTER

MAYORAL COMMITTEE MEETING

14 AUGUST 2024

ALDERMEN/COUNCILLORS	SIGNATURE
RABIE, AL	
AFRICA, F	Hybrid (Salga)
GILLION, E	Hybrid.
LERM, CH	
NTSABO, L	Hybrid (Salga)
NUTT, R	Hybrid (Salga)
WILLIAMS, S	Hybrid (Salga)

1. OPENING

The Executive Mayor, Ald A Rabie, opened the meeting and allowed a moment of silence. The Municipal Manager, Dr D O'Neill, read the convening notice.

2. APPLICATIONS FOR LEAVE OF ABSENCE

None

3. CONFIRMATION OF MINUTES**3.1 Minutes of an Ordinary Meeting of the Mayoral Committee held on Thursday, 18 July 2024 at 10:00****RESOLVED:**

that the Minutes of an **Ordinary Meeting** of the **Mayoral Committee** held on **Thursday, 18 July 2024 at 10:00, be confirmed.**

4. STATEMENTS AND COMMUNICATIONS BROUGHT FORWARD BY THE EXECUTIVE MAYOR / DEPUTY EXECUTIVE MAYOR

The Executive Mayor, Ald A Rabie, reported on the following matters:

- The debate in relation to the fraud and corruption matter – she has issued a voice note in this regard;
- Long outstanding matter that relates to Mr Anton Kruger complaining to the Premier that the Overstrand Municipality is withdrawing water from the De Bos Dam illegally, senior managers are paid illegally, the Municipality is not providing for the future in terms of sewerage; the Municipality is allowing development to take place; and that the Municipality does not attend his environmental meetings also that he has not been accepted to belong to one of the organisations in the Environmental Department;
- Complaints from Mr Errol van Staden – the Municipal Manager and the CFO are preparing a document in this regard.

5.
TOURISM MONTHLY REPORT: JUNE & JULY 2024

F Lloyd
29 July 2024

Tourism Manager

(028) 313 5022

EXECUTIVE SUMMARY

The purpose of this report is to provide and outline activities and initiatives of Tourism to promote the Overstrand. The report covers the activities for June and July 2024.

RESOLVED:

that the tourism report for June and July 2024 **be noted**.

RESPONSIBLE OFFICIAL :

F LLOYD

TARGET DATE FOR IMPLEMENTATION :

14 AUGUST 2024

6.

A PORTION OF ERF 775 FISHERHAVEN: LEASE OF MUNICIPAL PROPERTY TO POINT CARAVAN RESORT (PTY) LTD

**A Le Roux
1 July 2024**

Divisional Manager: Property Management

(028) 316 - 5623

EXECUTIVE SUMMARY

To obtain approval to enter into a lease agreement with Point Caravan Resort (Pty) Ltd in respect of municipal property, being a portion of Erf 775 Fisherhaven (2,1284 Hectares in extent) situated next to Riverside Drive, Fisherhaven, hereinafter referred to as "the Property", for a period of 25 (TWENTY-FIVE) years for the lease, development, management and maintenance of municipal property as holiday resort.

RESOLVED:

that the item **be referred to Council.**

RESPONSIBLE OFFICIAL :

M ERASMUS

TARGET DATE FOR IMPLEMENTATION :

17 SEPTEMBER 2024

TARGET DATE TO INFORM APPLICANT :

17 SEPTEMBER 2024

7.

**A PORTION OF ERF 5327 AND A PORTION OF 4831, HERMANUS (DE MOND):
LEASE OF MUNICIPAL PROPERTY TO POINT CARAVAN RESORT (PTY) LTD****SW van der Merwe Senior Town Planner : Town & Spatial Planning****26 July 2024****(028) 313 – 8900**

EXECUTIVE SUMMARY

To obtain approval to:

- a) enter into a lease agreement with Point Caravan Resort (Pty) Ltd in respect of municipal property, being a portion of Erf 5327, Hermanus ($\pm 0,70$ ha in extent) and a portion of Erf 4831 Hermanus ($\pm 9,94$ ha in extent) (total lease area of $\pm 10,64$ ha) situated south east of Seventeenth Avenue, Hermanus and south of the R43 towards Stanford, here, hereinafter referred to as “the Property”, for a lease period of 45 (FOURTY-FIVE) years for the lease and development of municipal property as a public resort; and
- b) Deviate from paragraph 40 of the Administration of Immovable Property Policy to fix the annual escalation rate of the rental to be received at 8% (EIGHT PERCENT).

RESOLVED:that the item **be referred to Council.****RESPONSIBLE OFFICIAL :****S VAN DER MERWE****TARGET DATE FOR IMPLEMENTATION :****17 SEPTEMBER 2024****TARGET DATE TO INFORM APPLICANT :****17 SEPTEMBER 2024**

**8.
TIME SCHEDULE FOR THE 2025/26 INTEGRATED DEVELOPMENT PLAN (IDP)
REVIEW AND BUDGET PROCESS**

**RG Louw Divisional Manager: Strategic Support Services
29 July 2024**

(028) 313 8071

EXECUTIVE SUMMARY

The purpose of this report is present the time schedule for the Integrated Development Plan (IDP) review process as well as the compilation of the Budget for the 2025/26 financial year. This time schedule will be for the 3rd review of the current 5-year amended IDP (2022/2027) approved on 31 May 2022.

RECOMMENDATION TO THE COUNCIL:

that the schedule of key dates for the 2025/26 compilation of an Integrated Development Plan (IDP) review and Budget process **be noted**.

RESPONSIBLE OFFICIALS :

**RG LOUW
BA KING**

TARGET DATE FOR IMPLEMENTATION :

6 SEPTEMBER 2024

The Executive Mayor, Ald A Rabie, requested that the Municipal Manager report on the progress of Quarter 1 at the next Mayoral Committee meeting, especially with regards to capital projects.

PORTFOLIO COMMITTEE :

MUNICIPAL PUBLIC SAFETY

Chairperson :

Ald L Ntsabo

Committee Members :

**Cllrs H Lombard, S Fourie,
C Tafu-Nwonkwo & M Grimbeek**

**1.
MONTHLY MONITORING REPORT FOR THE PERIOD 01 MAY – 31 MAY 2024:
DIRECTORATE: MUNICIPAL PUBLIC SAFETY**

**NJ Micheals
19 June 2024**

Director: Municipal Public Safety

(028) 313 8054

EXECUTIVE SUMMARY

To report on the functioning and activities of the Directorate: Municipal Public Safety for the period 01 May – 31 May 2024.

RESOLVED:

that the Monthly Monitoring Report of the functioning and activities of the Directorate: Municipal Public Safety for the period 01 May to 31 May 2024, **be noted**.

RESPONSIBLE OFFICIAL :

NJ MICHAELS

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

**2.
MONTHLY MONITORING REPORT FOR THE PERIOD 01 JUNE – 30 JUNE 2024:
DIRECTORATE: MUNICIPAL PUBLIC SAFETY**

**NJ Micheals
19 June 2024**

Director: Municipal Public Safety

(028) 313 8054

EXECUTIVE SUMMARY

To report on the functioning and activities of the Directorate: Municipal Public Safety for the period 01 June – 30 June 2024.

RESOLVED:

that the Monthly Monitoring Report of the functioning and activities of the Directorate: Municipal Public Safety for the period 01 June to 30 June 2024, **be noted**.

RESPONSIBLE OFFICIAL :

NJ MICHAELS

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

**3.
QUARTERLY MONITORING REPORT FOR THE PERIOD 01 APRIL – 30 JUNE
2024: DIRECTORATE: MUNICIPAL PUBLIC SAFETY**

**NJ Micheals
19 June 2024**

Director: Municipal Public Safety

(028) 313 8054

EXECUTIVE SUMMARY

To report on the functioning and activities of the Directorate: Municipal Public Safety for the period 01 April – 30 June 2024.

RESOLVED:

that the Quarterly Monitoring Report of the functioning and activities of the Directorate: Municipal Public Safety for the period 01 April to 30 June 2024, **be noted**.

RESPONSIBLE OFFICIAL :

NJ MICHAELS

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

**4.
WORKING PLAN FOR CLEARING OF MUNICIPAL PROPERTY**

**N Michaels
22 July 2024**

Director: Municipal Public Safety

(028) 313 8054

EXECUTIVE SUMMARY

The purpose of this report is to table a Draft Working Plan for the clearing of Municipal Property across the Overstrand jurisdiction.

RESOLVED:

that the item **be referred to the next Mayoral Committee** meeting, with the Draft Working Plan for the clearing of municipal property attached to the item.

RESPONSIBLE OFFICIAL :

L SMITH

TARGET DATE FOR IMPLEMENTATION :

1 SEPTEMBER 2024

PORTFOLIO COMMITTEE :

PLANNING & DEVELOPMENT

Chairperson :

Cllr C Lerm

Committee Members :

**Cllr M Nomatiti, Ald R de Coning,
Cllrs M Sihlahla & V Bandeza**

**1.
TOWN & SPATIAL PLANNING REPORT WITH REGARD TO APPLICATIONS
CONSIDERED IN TERMS OF DELEGATED AUTHORITY: MAY 2024 – JULY 2024**

**R Kuchar
16 July 2024**

Divisional Manager: Town & Spatial Planning

(028) 313 8900

EXECUTIVE SUMMARY

To report on applications disposed of by the Authorised Official and Municipal Planning Tribunal in terms of the Spatial Land Use Management Act (SPLUMA) during the period from 6 May 2024 – 6 July 2024.

RESOLVED:

that cognisance be taken of the town planning applications disposed of by the Authorised Official in terms of SPLUMA for the period 6 May 2024 – 6 July 2024:

- | | | |
|-----|---|--------------|
| 1. | Portion 2 (Romans Baai) of the Farm Klip Fonteyn, No. 711, Caledon Division, Overstrand Municipal Area | 6 May 2024 |
| 2. | Erf 2189, 70 Ninth Street, Voëlklip | 17 May 2024 |
| 3. | Erf 3540, 240 Eleventh Street, Voëlklip | 17 May 2024 |
| 4. | Erf 2924, 7 Franken Street, Gansbaai | 20 May 2024 |
| 5. | Erf 2386, 5 Una Drive, Betty's Bay | 20 May 2024 |
| 6. | Erf 3283, 6 Arum Street, Onrustrivier | 20 May 2024 |
| 7. | Erf 1496, Lynx Road, Vermont | 21 May 2024 |
| 8. | Erf 415, 12 Du Toit Street, Stanford | 21 May 2024 |
| 9. | Remainder of Erf 2354, 42 Krige Street, Onrustrivier | 21 May 2024 |
| 10. | Erf 11018, 5 Church Street, Westcliff, Hermanus | 22 May 2024 |
| 11. | Erf 356, 29 Arcadia Street, Pearly Beach | 24 May 2024 |
| 12. | Erf 524, 26 Meyer Street, Franskraal | 24 May 2024 |
| 13. | Erf 127, 6 Mossel Street, Van Dyksbaai (Kleinbaai) | 30 May 2024 |
| 14. | Erf 3181, 34 Tenth Avenue, Voëlklip, Hermanus | 30 May 2024 |
| 15. | Erf 571, 10 King Street and Erf 573, 10a King Street, Stanford | 30 May 2024 |
| 16. | Erf 915, 32 Dahlia Street, (Blompark), Gansbaai | 6 June 2024 |
| 17. | Portion 33 (A Portion of Portion 1) of the Farm Wortel Gat No. 723, Caledon Division, Overstrand Municipal Area | 7 June 2024 |
| 18. | Portion 4 of the Farm Oude Bosch No. 637, Division Caledon, Overstrand Municipal Area | 7 June 2024 |
| 19. | Erf 2106, Pearly Beach (Pearly Beach Holiday Resort) | 7 June 2024 |
| 20. | Erf 2397, 110 Eleventh Street and Erf 10566, 109 Tenth Street, Voëlklip, Hermanus | 7 June 2024 |
| 21. | Erf 5234, 46 Camdebo Avenue, Kleinmond | 12 June 2024 |
| 22. | Erf 4929, 39 Church Street, Westcliff, Hermanus | 12 June 2024 |
| 23. | Erf 5228, 20 Protea Street, Onrustrivier | 20 June 2024 |
| 24. | Erf 5057, Kidbrooke Retirement Village, Onrustrivier | 20 June 2024 |

MINUTES OF THE MAYORAL COMMITTEE MEETING**14 AUGUST 2024**

25.	Erf 8717, 3 Kort Street, Kleinmond	21 June 2024
26.	Erf 1716, 2 Plover Place, Fisante Crescent, Vermont	21 June 2024
27.	Erf 810, 165 Main Road, Northcliff, Hermanus	25 June 2024
28.	Erf 210, 9 Kabeljou Street, Van Dyksbaai (Kleinbaai)	25 June 2024
29.	Erf 464, 25 Ingang Street, De Kelders	25 June 2024
30.	Erven 23, 52-55, 202-205, 334, 383 And 532, Gansbaai	27 June 2024
31.	Erf 3765, 22 Sherwood Drive, Onrustrivier	28 June 2024
32.	Erf 674, 1 Moore Street and Erf 1000, 3 Moore Street, Stanford	28 June 2024

that cognisance be taken of the town planning applications disposed of by the Municipal Planning Tribunal in terms of SPLUMA that took place on 30 May and 27 June 2024:

1.	Erf 3770, 1 Nerine Crescent, Betty's Bay	30 May 2024
2.	Erf 363, 6 Central Road, Pringle Bay	30 May 2024
3.	Portion 156 of Farm Hangklip No. 559, Division Caledon, Overstrand Municipal Area	27 June 2024
4.	Portion 231 of the Farm Afdaks Rivier No. 575, Benguela Cove, A Division of Caledon, Overstrand Municipal Area	27 June 2024
5.	Erf 876, 16 Frieda Road, Pringle Bay	27 June 2024
6.	Erf 2908, 51 Atlantic Drive, Onrustrivier	27 June 2024

RESPONSIBLE OFFICIAL :**L TAYLOR****TARGET DATE FOR IMPLEMENTATION :****4 SEPTEMBER 2024****TARGET DATE TO INFORM APPLICANT :****N/A****TARGET DATE TO INFORM OBJECTOR :****N/A**

2.

A PORTION OF REMAINDER ERF 243 HERMANUS (OLIFANTSBERG, ROTARY WAY): DEVIATION FROM PARAGRAPH 18 OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO ENTER INTO A FURTHER LEASE AGREEMENT WITH ESKOM HOLDINGS SOC LTD

A Le Roux

Divisional Manager: Property Administration

1 July 2024

(028) 316-5623

EXECUTIVE SUMMARY

To obtain approval from the Executive Mayor to enter into a further lease agreement with Eskom Holdings SOC Ltd (“ESKOM”) for a period of 9 (NINE) years and 11 (ELEVEN) months in respect of a portion of Remainder Erf 243 Hermanus, $\pm 2,85\text{m}^2$ (APPROXIMATELY TWO COMMA EIGHT FIVE SQUARE METRES) in extent, situated on the Olifantsberg, Rotary Way, Hermanus, hereinafter referred to as “the Property”, to retain the equipment on the mast and space in the building for telecommunication purposes; and

To obtain approval from Council for the deviation from paragraph 18 of the Administration of Immovable Property Policy (as approved by Council on 25 November 2015) allowing the Municipality to enter into a direct lease agreement with ESKOM in respect of the Property for equipment on the mast and space in the building for telecommunication purposes, without following a competitive process.

RESOLVED:

1. that the lease of municipal property, being a portion of Remainder Erf 243 Hermanus ($\pm 2,85\text{m}^2$ in extent), to Eskom Holdings SOC Ltd to retain equipment on the mast and space in the building for telecommunication purposes at the rental amount of R4,282.49 (FOUR THOUSAND TWO HUNDRED AND EIGHTY-TWO RAND AND FORTY-NINE CENTS) (VAT Excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months from 1 September 2023 in terms of the Administration of Immovable Property Policy of the Overstrand Municipality, **be approved**; and
2. that the rental amount mentioned in 1 above escalate every year on the 1st of July in accordance with the tariffs stipulated in the Annual Budget as approved by Council, the next escalation to be on 1 July 2024.

RECOMMENDATION TO THE COUNCIL:

that the deviation from paragraph 18 of the Administration of Immovable Property Policy allowing a direct lease to Eskom Holdings SOC Ltd to retain equipment on the mast and space in the building for telecommunication purposes, **be approved.**

RESPONSIBLE OFFICIAL :	R OCTOBER
TARGET DATE FOR IMPLEMENTATION :	28 AUGUST 2024
TARGET DATE TO INFORM APPLICANT :	4 SEPTEMBER 2024
TARGET DATE TO INFORM OBJECTOR :	N/A

3.

A PORTION OF REMAINDER FARM NO. 581 ONRUSTRIVIER (NEXT TO BERGHOF ESTATE, ONRUSTRIVIER): DEVIATION FROM PARAGRAPH 18 OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO ENTER INTO A FURTHER LEASE AGREEMENT WITH MAST SERVICES (PTY) LTD

A Le Roux

Divisional Manager: Property Management

1 July 2024

(028) 316-5623

EXECUTIVE SUMMARY

To obtain approval from the Executive Mayor to enter into a further lease agreement for a period of 9 (NINE) years and 11 (ELEVEN) months with Mast Services (Pty) Ltd ("Mast Services") in respect of a portion of Remainder Farm no. 581 Onrustrivier, ±70,7m² (APPROXIMATELY SEVENTY COMMA SEVEN SQUARE METRES) in extent, situated next to Berghof Estate, Onrustrivier, hereinafter referred to as "the Property", for the purpose of retaining the existing mast and related infrastructure for telecommunication purposes; and

To obtain approval from Council for the deviation from paragraph 18 of the Administration of Immovable Property Policy (as approved by Council on 25 November 2015) allowing the Municipality to enter into a direct renewal lease agreement with Mast Services in respect of the Property to retain an existing mast for telecommunication purposes, without following a competitive process.

RESOLVED:

1. that the lease of municipal property, being a portion of Remainder Farm No. 581 Onrustrivier (±70,7m² in extent), to Mast Services (Pty) Ltd to retain an existing mast and related infrastructure for telecommunication purposes at the rental amount of R81.74/m² (EIGHTY ONE RAND AND SEVENTY FOUR CENTS) (VAT excluded) per square metre per month which amounts to R5,779.02 (FIVE THOUSAND SEVEN HUNDRED AND SEVENTY NINE RAND AND TWO CENTS) (VAT excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months from 1 March 2024 in terms of the Administration of Immovable Property Policy of the Overstrand Municipality, **be approved**; and
2. that the rental amount mentioned in 1 above escalate every year on the 1st of July in accordance with the tariffs stipulated in the Annual Budget as approved by Council, the next escalation to be on 1 July 2024.

RECOMMENDATION TO THE COUNCIL:

that the deviation from paragraph 18 of the Administration of Immovable Property Policy allowing a direct lease to Mast Services (Pty) Ltd of a portion of Remainder Farm No. 581 Onrustvler ($\pm 70,7\text{m}^2$ in extent), to retain an existing mast and related infrastructure for telecommunication purposes, **be approved**.

RESPONSIBLE OFFICIAL :	R OCTOBER
TARGET DATE FOR IMPLEMENTATION :	28 AUGUST 2024
TARGET DATE TO INFORM APPLICANT :	4 SEPTEMBER 2024
TARGET DATE TO INFORM OBJECTOR :	N/A

4.

PARTIAL AMENDMENT OF THE RESOLUTION TAKEN BY THE EXECUTIVE MAYOR DURING A MAYORAL COMMITTEE MEETING DATED 13 FEBRUARY 2023 FOR THE LEASE OF A PORTION OF REMAINDER ERF 1253 HERMANUS (OPEN SPACE SITUATED IN EASTCLIFF) TO VODACOM (PTY) LTD

**A Le Roux
1 July 2024**

Divisional Manager: Property Management

(028) 316 - 5623

EXECUTIVE SUMMARY

To obtain approval for the amendment of paragraph 1 of the resolution taken by the Executive Mayor during the Mayoral Committee Meeting dated 28 February 2023 to change the property description from a portion of Remainder Erf 1253 Hermanus to a portion of Remainder Erf 4771 Hermanus and to replace the locality map which was included in the report that served at the Mayoral Committee Meeting.

RESOLVED:

that the amendment of paragraph 1 of the Executive Mayor's Resolution taken at a Mayoral Meeting on 28 February 2023 to reflect the municipal property as a portion of Remainder Erf 4771 Hermanus ($\pm 4\text{m}^2$ in extent) with the amended locality map, **be approved.**

RESPONSIBLE OFFICIAL :

R OCTOBER

TARGET DATE FOR IMPLEMENTATION :

28 AUGUST 2024

TARGET DATE TO INFORM APPLICANT :

4 SEPTEMBER 2024

TARGET DATE TO INFORM OBJECTOR :

N/A

5.

A PORTION OF ERF 2022 GANSBAAI, ±100M² IN EXTENT, SITUATED AT 11 THANDABUNTU STREET, MASAKHANE, GANSBAAI: CESSION OF LEASE AGREEMENT FROM ART-I-KAPA UBULUMKO TRUST TO MASAKHANE PROJECT

**A Le Roux
3 July 2024**

Divisional Manager: Property Management

(028) 316 - 5623

EXECUTIVE SUMMARY

To obtain approval to cede the lease agreement between the Overstrand Municipality and Art-I-Kapa Ubulumko Trust, (hereinafter referred to as “Art-i-Kapa”) to Masakhane Project (hereinafter referred to as “the Applicant”) for the remainder of the lease period of 9 (NINE) years and 11 (ELEVEN) months in respect of a portion of Erf 2022 Gansbaai, ±100m² in extent, situated at 11 Thandabantu Street, Masakhane (hereinafter referred to as “the Property”), for the purpose of providing training in subjects such as numeracy, literacy, computer skills, health subjects and the core subject of clothing manufacturing.

RESOLVED:

that the cession of the lease agreement for municipal property, being a portion of Erf 2022 Gansbaai, ±100m² in extent, from Art-I-Kapa Ubulumko Trust to Masakhane Project, **be approved.**

RESPONSIBLE OFFICIAL:

R OCTOBER

TARGET DATE FOR IMPLEMENTATION:

28 AUGUST 2024

TARGET DATE TO INFORM APPLICANT:

4 SEPTEMBER 2024

TARGET DATE TO INFORM OBJECTOR:

N/A

**6.
IN PRINCIPLE APPROVAL FOR THE ALIENATION OF ERF 40 ZWELIHLE
SITUATED ON THE CORNER OF LUSIBA STREET AND PONOANI STREET,
ZWELIHLE BY MEANS OF A COMPETITIVE PROCESS**

**A Le Roux
10 July 2024**

Divisional Manager: Property Management

(028) 316 - 5623

EXECUTIVE SUMMARY

To obtain in principle approval for the alienation of Erf 40 Zwelihle (1,272m² in extent) is situated on the corner of Lusiba Street and Ponoani Street, Zwelihle, for Community purposes.

RESOLVED:

that the item **be referred back** and resubmitted at the next Portfolio Committee meeting.

RESPONSIBLE OFFICIAL:

W MURTZ

TARGET DATE FOR IMPLEMENTATION:

6 SEPTEMBER 2024

7.

PARTIAL AMENDMENT OF MAYORAL COMMITTEE RESOLUTION DATED 10 APRIL 2024 FOR THE LEASE OF A PORTION OF REMAINDER ERF 1253 HERMANUS (SITUATED IN LORD ROBERTS ROAD, EASTCLIFF) TO HERMANUS PRE-PRIMARY AND BABEL & KRABEL AFTERCARE

**A Le Roux
1 July 2024**

Divisional Manager: Property Management

(028) 316 - 5623

EXECUTIVE SUMMARY

To obtain approval for the replacement of the locality map indicating the lease area, included in the Mayoral Committee's Report which served before the Mayoral Committee on 10 April 2024.

RESOLVED:

that, in order to indicate the correct lease area, the replacement of the locality map in the Executive Mayor's Report which served before the Mayoral Committee on 10 April 2024 for approval, **be noted**.

RESPONSIBLE OFFICIAL :

R OCTOBER

TARGET DATE FOR IMPLEMENTATION :

28 AUGUST 2024

TARGET DATE TO INFORM APPLICANT :

4 SEPTEMBER 2024

TARGET DATE TO INFORM OBJECTOR :

N/A

8.

A PORTION OF REMAINDER OF FARM NR 562 SITUATED OUTSIDE KLEINMOND: SERVITUDE RIGHT OF WAY IN FAVOUR OF THE OWNER OF PORTION 126 OF FARM NR 559 SITUATED OUTSIDE KLEINMOND

**A Le Roux
5 July 2024**

Divisional Manager: Property Management

(028) 316 - 5623

EXECUTIVE SUMMARY

To obtain approval for a servitude right of way over municipal property, being a portion of Remainder Farm Nr 562 situated outside Kleinmond (hereinafter referred to as "the Property") in favour of the owner of Portion 126 of Farm Nr 559 situated outside Kleinmond being Mr GF Fourie.

RECOMMENDATION TO THE COUNCIL:

that a servitude right of way over Municipal property, being a portion of Remainder Farm Nr 562, situated outside Kleinmond in favour of the owners of portion 126 of Farm Nr 559, situated outside Kleinmond on the R44 provincial road, at a market related price of R30.00/m² (THIRTY RAND PER SQUARE METRE), **be approved.**

RESPONSIBLE OFFICIAL :

M ERASMUS

TARGET DATE FOR IMPLEMENTATION :

17 SEPTEMBER 2024

TARGET DATE TO INFORM APPLICANT :

17 SEPTEMBER 2024

TARGET DATE TO INFORM OBJECTOR :

N/A

9.

A PORTION OF ERF 3476 BETTY'S BAY: SERVITUDE RIGHT OF WAY IN FAVOUR OF THE OWNER OF ERF 3477 BETTY'S BAY**A Le Roux
5 July 2024****Divisional Manager: Property Management****(028) 316 - 5623**

EXECUTIVE SUMMARY

To obtain approval for a servitude right of way over municipal property, being a portion of Erf 3476 Betty's Bay (hereinafter referred to as "the Property") in favour of the owner of Erf 3477 Betty's Bay, Ms R Nel.

RECOMMENDATION TO THE COUNCIL:

that a servitude right of way over municipal property, being a portion of Erf 3476 Betty's Bay, in favour of the owner of Erf 3477 Betty's Bay, at a market related price of R460.00/m² (FOUR HUNDRED AND SIXTY RAND PER SQUARE METRE), **be approved.**

RESPONSIBLE OFFICIAL :**M ERASMUS****TARGET DATE FOR IMPLEMENTATION :****17 SEPTEMBER 2024****TARGET DATE TO INFORM APPLICANT :****17 SEPTEMBER 2024****TARGET DATE TO INFORM OBJECTOR :****N/A**

10.

TRANSFER OF UNREGISTERED ERF 12308 HERMANUS (A CONSOLIDATION OF TWO PORTIONS OF ERF 384) (SITUATED ON THE CORNER OF CHURCH STREET AND ALBERTYN STREET, HERMANUS) TO HUNTA PROPERTY PROJECTS (PTY) LTD

**A Le Roux
1 July 2024**

Divisional Manager: Property Management

(028) 316 5623

EXECUTIVE SUMMARY

To obtain final approval for the transfer of Unregistered Erf 12308 (a consolidation of two portions of Erf 384) Hermanus (7342m² in extent), situated on the corner of Church Street and Albertyn Street, Hermanus (hereinafter referred to as “the Property”), to Hunta Property Projects (Pty) Ltd (hereinafter referred to as “the Purchaser”) for the purpose of developing medical facilities and related community facilities.

RECOMMENDATION TO THE COUNCIL:

1. that the transfer of Unregistered Erf 12308 (a consolidation of two portions of Erf 384) Hermanus (7342m² in extent), for the purpose of developing medical facilities and related community facilities to Hunta Property Projects (Pty) Ltd at an amount of R15,000,000.00 (FIFTEEN MILLION RAND) (VAT included), **be approved**;
2. that all costs pertaining to the transaction, including but not limited to, the transfer cost, water, sewer and electricity connections, the section 14 advertisement, service relocation costs and servitude registration cost (if needed), but excluding the valuation cost, be paid by the Purchaser;
3. that a condition be registered in the title deed of the Property that it may only be used for the development of medical facilities and related community facilities in accordance with the parameters set out in Tender SC2331/20022 and the deed of sale;
4. that a condition be registered in the title deed of the Property that the Purchaser shall complete the development of the Property, in the form of a building or other acceptable structure, within a period of 2 (TWO) years, starting from the date of registration of transfer of the Property in the Deeds Office. Should it become apparent that the Purchaser shall not be able to complete the development within the aforementioned 2 (TWO) year period, the Purchaser shall be entitled to request an extension of the time period within which to complete the development; and

5. that it is confirmed that Council has taken cognisance of the fact that the municipal property herewith envisaged to be alienated is not required for the provision of basic municipal services in terms of paragraph 5 of the Administration of Immovable Property Policy (2015) and section 14 of the Local Government: Municipal Finance Management Act, No 56 of 2003.

RESPONSIBLE OFFICIAL :

W MURTZ

TARGET DATE FOR IMPLEMENTATION :

28 AUGUST 2024

TARGET DATE TO INFORM APPLICANT :

4 SEPTEMBER 2024

TARGET DATE TO INFORM OBJECTOR :

N/A

11.

A PORTION OF ERF 280 DE KELDERS, A PORTION OF REMAINDER ERF 243 HERMANUS AND A PORTION OF ERF 533 FRANSKRAALSTRAND: CESSION OF LEASE AGREEMENTS FROM VODACOM (PTY) LTD TO MAST SERVICES (PTY) LTD

**A Le Roux
1 July 2024**

Divisional Manager: Property Management

(028) 316 - 5623

EXECUTIVE SUMMARY

To obtain approval to cede three lease agreements between Overstrand Municipality and Vodacom (Pty) Ltd (hereinafter referred to as "Vodacom") to Mast Services (Pty) Ltd (hereinafter referred to as ("Mast Services")) for the remainder of the initial lease periods of 9 (NINE) years and 11 (ELEVEN) months in respect of a portion of Erf 280 De Kelders, a portion of remainder Erf 243 Hermanus and a portion of Erf 533 Franskraalstrand for telecommunication and related purposes.

RESOLVED:

that the cession of the relevant lease agreements for the municipal properties below, from Vodacom (Pty) Ltd to Mast Services (Pty) Ltd, **be approved:**

- a) A portion of Erf 533 Franskraalstrand;
- b) A portion of Erf 280 De Kelders; and
- c) A portion of remainder Erf 243 Hermanus.

RESPONSIBLE OFFICIAL:

R OCTOBER

TARGET DATE FOR IMPLEMENTATION:

28 AUGUST 2024

TARGET DATE TO INFORM APPLICANT:

4 SEPTEMBER 2024

TARGET DATE TO INFORM OBJECTOR:

N/A

12.

A PORTION OF REMAINDER ERF 5462 KLEINMOND: LEASE OF MUNICIPAL PROPERTY TO GAPSPOT (PTY) LTDA Le Roux
1 July 2024

Divisional Manager: Property Administration

(028) 316 - 5623

EXECUTIVE SUMMARY

To obtain approval to enter into a lease agreement with Gapspot (Pty) Ltd in respect of municipal property, being a portion of Remainder Erf 5462 Kleinmond ($\pm 7,2$ Hectares in extent) known as the Kleinmond Caravan Park, hereinafter referred to as "the Property", for a period of 25 (TWENTY-FIVE) years for the lease, management and maintenance of municipal property as a public resort.

RESOLVED:

that the item **be referred to Council.**

RESPONSIBLE OFFICIAL :**M ERASMUS****TARGET DATE FOR IMPLEMENTATION :****17 SEPTEMBER 2024****TARGET DATE TO INFORM APPLICANT :****17 SEPTEMBER 2024****TARGET DATE TO INFORM OBJECTOR :****N/A**

THIS ITEM WAS DEALT WITH AT THE END OF THE MEETING

THE MEETING STOOD DOWN AT 10:12 IN ORDER FOR THE OFFICIALS TO LEAVE THE GLASKAS

THE MEETING RESUMED AT 10:13

13.

A PORTION OF ERF 1969 PEARLY BEACH (SITUATED ON THE CORNER OF DASI AND CHURCH STREET, ELUXOLWENI, PEARLY BEACH: PEARLY BEACH HEALTH & WELFARE ORGANISATION (FOR DOLFYNTJIES ECD)

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.

PORTFOLIO COMMITTEE :

INFRASTRUCTURE SERVICES

Chairperson :

Cllr C Lerm

Committee Members :

**Cllr M Nomatiti, Ald R de Coning,
Cllrs M Sihlahla & V Bandeza**

**NO REPORTS WERE RECEIVED BY THE SECRETARIAT
FOR INCLUSION IN THIS PORTFOLIO**

PORTFOLIO COMMITTEE :

COMMUNITY SERVICES

Chairperson :

Cllr R Nutt

Committee Members :

**Ald K Brice, Cllrs S Williams,
K Ngqandana and B Nombula**

**1.
OVERSTRAND SPORT AND RECREATION CALENDER: 2024/2025**

**A Stali
23 July 2024**

Sport and Recreation Co-ordinator

(028) 313 5030

EXECUTIVE SUMMARY

To inform Council of the activities contained in Overstrand Sport and Recreation Calendar 2024/2025 financial year. It also important to note that each activity has its unique detailed business plan (with costs) compiled during planning phase.

RESOLVED:

that the Sport and Recreation Calendar 2024/2025 **be noted**.

RESPONSIBLE OFFICIAL :

A STALI

TARGET DATE FOR IMPLEMENTATION :

1 SEPTEMBER 2024

CLLR S WILLIAMS LEFT THE MEETING AT 10:03 WITH PERMISSION FROM THE EXECUTIVE MAYOR

**PORTFOLIO COMMITTEE :
CORPORATE SERVICES**

Chairperson :

Cllr F Africa

Committee Members :

**Cllrs A Komani, C Resandt,
Ald T Nqinata & Cllr S Beyi**

1.
OVERSTRAND COLLAB CITIZEN APP REPORT : PERIOD JANUARY – JUNE 2024

**J van Asperen
04 July 2024**

**Divisional Manager: Business Architecture &
Customer Relations Management**

(028) 313 8959

EXECUTIVE SUMMARY

The purpose of this report is to provide information on the status of the Overstrand Collab Citizen App.

RESOLVED:

that the report on the Overstrand Collab Citizen App **be noted**.

RESPONSIBLE OFFICIAL :

J VAN ASPEREN

TARGET DATE FOR IMPLEMENTATION :

N/A

PORTFOLIO COMMITTEE :

FINANCIAL SERVICES

Chairperson :

Cllr S Williams

Committee Members :

**Cllrs T Els, C Lerm,
Ald T Nqinata and Cllr J van Staden**

**NO REPORTS WERE RECEIVED BY THE SECRETARIAT
FOR INCLUSION IN THIS PORTFOLIO**

The meeting adjourned at 10:18

11/09/2024
DATE


DR. A RABIE - EXECUTIVE MAYOR