



**ORDINARY MEETING OF THE MAYORAL
COMMITTEE**

**GEWONE VERGADERING VAN DIE
BURGEMEESTERSKOMITEE**

**INTLANGANISO YESIQHELO YEKOMITI
KASODOLOPHU**

MINUTES / NOTULE /

IMIZUZU

**DATE / DATUM / UMHLA : 27 FEBRUARY / FEBRUARIE /
FEBHRUWARI 2019**

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

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

TIME / TYD / IXESHA : 10:00

OVERSTRAND

MUNICIPALITY / MUNISIPALITEIT / U-MASIPALA

**MINUTES OF AN ORDINARY MEETING OF THE MAYORAL
COMMITTEE HELD IN THE BANQUETING HALL, CIVIC CENTRE,
HERMANUS, ON 27 FEBRUARY 2019, AT 10:00**

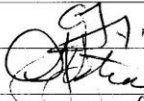

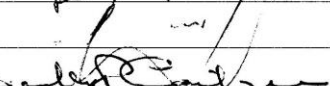

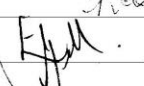


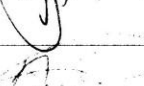
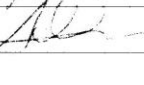


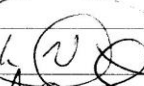

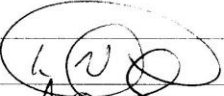

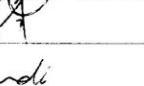


PRESENT: Councillors were present as per attached attendance register.

OFFICIALS PRESENT: Mr C Groenewald, Municipal Manager
Ms S Reyneke-Naudé, Director : Finance
Mr R Williams, Director : Community Services
Mr S Madikane, Director : LED
Ms D Arrison, Director : Management Services
Mr N Michaels, Director : Protection Services
Mr S Müller, Director : Infrastructure & Planning
Mr H Blignaut, Deputy Director : Engineering Services
Ms A le Roux, Manager : Property Administration
Mr R Kuchar, Senior Manager : Town Planning
Ms H van Tonder, Manager : Council Support Services
Ms R Louw, Senior Manager : Strategic Services
Mr B King, Senior Manager : Financial Services
Mr G Smit, Manager : Social Development
Mr L Smith, Chief: Fire & Rescue & Disaster Management
Ms N Zweni, Manager : Communication
Ms S Swart: Administrative Officer : Council Support Services
ICT
Ms G Erasmus, Clerk : Auditorium
Ms M de Villiers : Mayoral Committee Secretary

MINUTES/.....

OVERSTRAND MUNICIPALITY
ATTENDANCE REGISTER

MAYORAL COMMITTEE MEETING
27 FEBRUARY 2019

ALDERMAN/COUNCILLORS	SIGNATURE
AFRICA, F	
BOTHA, D	
BOTHA-GUTHRIE, N	
BRICE, KD	
COETSEE, A	
COETZEE, DP	
COHEN, G	
DE CONING, CA	
GILLION, E	
KALOLO, SV	
KOMANI, AS	
KRIGE, F	
NQINATA, NNT	
MACOTHA, VC	
MAY, C	
MOLEFE, B	
MSWELI, X	
NTSABO, L	
OPPERMAN, M	
ORBAN, J	
PUNGUPUNGU, V	
RESANDT, C	
SAPEPA, NM	
TAFU-NWONKWO, CC	
TEBELE, S	

1. OPENING

The Executive Mayor, Ald D Coetzee, opened with prayer. The Municipal Manager, Mr C Groenewald, read the notice convening the meeting.

2. APPLICATIONS FOR LEAVE OF ABSENCE

None

3. CONFIRMATION OF MINUTES

- 3.1 Minutes of an **Ordinary Meeting** of the **Mayoral Committee** held on **Wednesday, 28 November 2018 at 10:00**

RESOLVED:

that the Minutes of an **Ordinary Meeting** of the **Mayoral Committee** held on **Wednesday, 28 November 2018 at 10:00, be confirmed.**

- 3.2 Minutes of a **Special Meeting** of the **Mayoral Committee** held on **Tuesday, 22 January 2019 at 10:00**

RESOLVED:

that the Minutes of a **Special Meeting** of the **Mayoral Committee** held on **Tuesday, 22 January 2019 at 10:00, be confirmed.**

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

None

5.
**MONTHLY REPORT TO COUNCIL ON SUPPLY CHAIN MANAGEMENT (SCM)
POLICY: PARAGRAPH 36, 16(1)(b) AND 17(1)(c) : JANUARY 2019**

8/2/2

C Le Roux

(028) 313 8107

Corporate Head Office

06 February 2019

EXECUTIVE SUMMARY

The purpose of this report is to inform Council of all deviations from the Supply Chain Management Policy, approved by the delegated authority in terms of Paragraph 36 of the Supply Chain Management Policy, as well as approvals in terms of Paragraph 16(1)(b) and 17(1)(c) for January 2019.

RECOMMENDATION TO THE COUNCIL:

1. that the deviations from the procurement processes, approved in terms of the delegated authority for January 2019, **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 January 2019, **be noted**.

RESPONSIBLE OFFICIAL :

C LE ROUX

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

6.
APPLICATION FOR FUNDING: VARIOUS PROJECTS WITHIN THE OVERSTRAND MUNICIPAL AREA

5/6/1/3

S Madikane

(028) 313 8066

Corporate Head Office

05 February 2019

EXECUTIVE SUMMARY

The department of Rural Development and Land Reform approved an allocation of R10 500 000 [Ten Million five hundred thousand only] for various projects within the Overstrand Municipality. As a requirement to funding the department requires financial commitment for co-funding and a Council Resolution to ensure readiness to roll-out the project.

RECOMMENDATION TO THE COUNCIL:

1. that the approved projects by the Department of Rural Development and Land Reform **be noted** and **supported** for implementation;
2. that the Municipal Manager signs the Memorandum of Understanding as an intent to enter into a funding agreement with the department; and
3. that the services of a service provider be procured to provide project management services to fast track implementation within the set timelines.

RESPONSIBLE OFFICIAL :

G SMIT

TARGET DATE FOR IMPLEMENTATION :

IMMEDIATELY

7.
LONG TERM CONTRACT FOR THE OPERATION OF THE GANSBAAI LANDFILL SITE AND THE STANFORD AND PEARLY BEACH PUBLIC DROP OFF FACILITIES FOR A CONTRACT PERIOD ENDING 30 NOVEMBER 2032

8/3/1/SC1892/2018

H Blignaut

(028) 313 5047

Gansbaai Administration

13 February 2019

EXECUTIVE SUMMARY

A new long term contract for the operation of the Gansbaai Landfill Site and the Stanford and Pearly Beach Public Drop-Off facilities for a contract period ending 30 November 2032 (Contract SC1892/2018) was awarded to Enviroserv Waste Management (Pty) Ltd. on 4 December 2018 by the Accounting Officer, following a recommendation by the Bid Adjudication Committee on 30 November 2018.

The purpose of this report is to present Council with a summary of the long term contract, and to seek Council resolution to approve the contract, and to authorise the Municipal Manager to sign the contract as is required by section 33 of the Local Government: Municipal Finance Management Act, Act no. 56 of 2003 (MFMA).

RECOMMENDATION TO THE COUNCIL:

1. that Council **take cognisance** of the fact that no response was received from the public or any other stakeholder following the invitation for comments, representations, views and recommendations in respect of the proposed long term contract between Overstrand Municipality and Enviroserv Waste Management (Pty) Ltd for the operation of the Gansbaai Landfill Site, in terms of the enabling provisions of Section 33 of the Local Government: Municipal Finance Management Act 2003 (Act 56 of 2003);
2. that the significant economic financial benefit from the long term contract for the municipality **be noted**;
3. that the long term contract for the Operation of the Gansbaai Landfill Site and Public Drop-Off Facilities at Stanford and Pearly Beach **be approved**; and
4. that the Municipal Manager be authorised to sign the long term contract on behalf of Overstrand Municipality.

RESPONSIBLE OFFICIALS :

H BLIGNAUT
J VAN TAAK

TARGET DATE FOR IMPLEMENTATION :

1 MARCH 2019

8.
REPORT ON THE PROPOSED 3RD ADJUSTMENTS BUDGET FOR 2018/2019

5/1/1/20 – 2018/19

BA King

(028) 313 8154

Corporate Head Office

21 February 2019

EXECUTIVE SUMMARY

Report prepared in terms of section 28(2)(b) to (g) and section 29(1) of the Local Government: Municipal Finance Management Act, 2003 (MFMA) for the 3rd adjustments budget proposals emanating from the mid-year review and various adjustments identified on the operating and capital budgets and unforeseen and unavoidable expenditure, which must be approved by Council in terms of legislation.

RECOMMENDATION TO THE COUNCIL:

1. that, in terms of section 28(2)(b) to (g) and section 29(1) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the 3rd Adjustments Budget for 2018/2019 **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 :

28 FEBRUARY 2019

**9.
REVISED SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)
FOR 2018/19**

9/1/2/5

RG Louw

(028) 313 8071

Corporate Head Office

8 February 2019

EXECUTIVE SUMMARY

The purpose of this report is to submit a revised Service Delivery and Budget Implementation Plan (SDBIP) for 2018/19 to Council for approval.

RECOMMENDATION TO COUNCIL:

1. that the revised SDBIP for 2018/19 **be approved**; and
2. that the revised SDBIP for 2018/19 **be made public**.

RESPONSIBLE OFFICIAL :

R LOUW

TARGET DATE FOR IMPLEMENTATION :

4 MARCH 2019

PORTFOLIO COMMITTEE :

FINANCE

Chairperson :

Cllr R de Coning

Committee Members :

**Cllrs L Ntsabo, G Cohen,
S Tebele, X Msweli and B Molefe**

PORTEFEULJEKOMITEE :

FINANSIES

Voorsitter :

Rdl R de Coning

Komiteelede :

**Rdle L Ntsabo, G Cohen,
S Tebele, X Msweli and B Molefe**

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

PORTFOLIO COMMITTEE :

MANAGEMENT SERVICES

Chairperson :

Cllr A Komani

Committee Members :

**Ald M Sapepa, Ald N Botha-Guthrie,
Cllrs M Opperman & N Nqinata**

PORTEFEULJEKOMITEE :

BESTUURSDIENSTE

Voorsitter :

Rdl A Komani

Komiteelede :

**Rdh M Sapepa, Rdh N Botha-Guthrie,
Rdle M Opperman & N Nqinata**

1.
AMENDMENTS AND ADDITIONS TO THE DELEGATION OF POWERS AND DUTIES: MUNICIPAL MANAGER: HUMAN RESOURCES

2/5/3

D Arrison

(028) 313 8004

Corporate Head Office

14 January 2019

EXECUTIVE SUMMARY

The purpose of the report is to obtain approval for amendments and additions to the Municipal Manager's delegations of powers and duties conferred on him.

RECOMMENDATION TO THE COUNCIL:

that the amendments and additions to the Municipal Manager's delegations of powers and duties conferred on him, **be approved**.

RESPONSIBLE OFFICIAL :

**L BUCCHIANERI
H VAN TONDER**

TARGET DATE FOR IMPLEMENTATION :

12 MARCH 2019

PORTFOLIO COMMITTEE :

**PROTECTION SERVICES, ECONOMIC DEVELOPMENT
& TOURISM**

Chairperson :

Cllr E Gillion

Committee Members :

**Cllrs C Resandt, G Cohen,
V Macotha & C Tafo-Nwonkwo**

PORTEFEULJEKOMITEE :

**BESKERMINGSDIENSTE, EKONOMIESE
ONTWIKKELING & TOERISME**

Voorsitter :

Rdl E Gillion

Komiteelede :

**Rdle C Resandt, G Cohen,
V Macotha & C Tafo-Nwonkwo**

1.
QUARTERLY MONITORING REPORT FOR THE PERIOD OCTOBER TO
DECEMBER 2018: DIRECTORATE: PROTECTION SERVICES

5/20

N J Michaels

(028) 313 8054

Corporate Head Office

19 February 2019

EXECUTIVE SUMMARY

To report on the functioning and activities of the Directorate: Protection Services for the period October to December 2018.

RESOLVED:

that the Quarterly Monitoring Report of the functioning and activities of the Directorate: Protection Services for the period October to December 2018, **be noted**.

RESPONSIBLE OFFICIAL :

N J MICHAELS

TARGET DATE FOR IMPLEMENTATION :

1 MARCH 2019

**2.
ECONOMIC AND SOCIAL DEVELOPMENT AND TOURISM QUARTERLY
REPORT: OCTOBER - DECEMBER 2018**

9/1/2/2

S Madikane

(028) 313 8066

Corporate Head Office

25 January 2019

EXECUTIVE SUMMARY

The purpose of this report is to submit the Local Economic, Social Development and Tourism activities for the months October – December 2018 for cognisance.

RESOLVED:

that the 2nd quarterly report (October – December 2018) of the Directorate: Economic and Social Development and Tourism, be noted.

RESPONSIBLE OFFICIALS :

**X KOSI
F LLOYD
G SMIT**

TARGET DATE FOR IMPLEMENTATION :

IMMEDIATELY

PORTFOLIO COMMITTEE :

COMMUNITY SERVICES

Chairperson :

Cllr F Africa

Committee Members :

**Cllrs J Orban, C May,
V Pungupungu & S Kalolo**

PORTEFEULJEKOMITEE :

GEMEENSKAPSDIENSTE

Voorsitter :

Rdl F Africa

Komiteelede :

**Rdle J Orban, C May,
V Pungupungu & S Kalolo**

1.
BENEFICIARY APPROVALS: 378 HOUSING PROJECT, HAWSTON

17/5/4/1

FW Frans/R Williams
24 January 2019

(028) 313 8144

Hermanus Administration

EXECUTIVE SUMMARY

This report is to inform the Executive Mayor of the progress to date of beneficiaries on the 378 housing project for Hawston.

RESOLVED:

that the progress report with regard to the beneficiary subsidy status in the Hawston project **be noted**.

RESPONSIBLE OFFICIAL:

FW FRANS

TARGET DATE FOR IMPLEMENTATION:

N/A

**2.
TRANSFER: OVERSTRAND MUNICIPALITY TO NAZADINE J. LAKAY: ERF 5500,
MOOIUITSIG BETTY'S BAY**

17/5/4/1

FW Frans

(028) 3138144

Hermanus Administration

22 January 2019

EXECUTIVE SUMMARY

This report is to request the Council to grant permission to transfer Erf 5500, Mooiuitsig, Betty's Bay, to Nazadine J Lakay.

RECOMMENDATION TO THE COUNCIL:

1. that permission be granted to transfer Erf 5500, Betty's Bay to Ms Nazadine Jillion Lakay;
2. that the aforementioned consent to transfer be subject to Ms N Lakay accepting full responsibility for the outstanding municipal services account in respect of Erf 5500, Betty's Bay; and
3. that the aforementioned consent to transfer be subject to a usufruct being granted in favour of the minor son, Rydall Reagan May, until the age of 18 years.

RESPONSIBLE OFFICIAL :

FW FRANS

TARGET DATE FOR IMPLEMENTATION :

1 MARCH 2019

**PORTFOLIO COMMITTEE :
INFRASTRUCTURE & PLANNING**

Chairperson :

Cllr K Brice

Committee Members :

**Cllrs D Botha, F Krige,
S Tebele & V Pungupungu**

**PORTEFEULJEKOMITEE :
INFRASTRUKTUUR & BEPLANNING**

Voorsitter :

Rdl K Brice

Komiteelede :

**Rdle D Botha, F Krige,
S Tebele & V Pungupungu**

**1.
TOWN- & SPATIAL PLANNING REPORT WITH REGARD TO APPLICATIONS
CONSIDERED IN TERMS OF DELEGATED AUTHORITY: OCTOBER 2018 –
JANUARY 2019**

15/3/11

**R van Antwerp
10 January 2019**

(028) 313 8039

Hermanus Administration

EXECUTIVE SUMMARY

To report on applications disposed of by the Authorised Official in terms of the Spatial Land Use Management Act (SPLUMA) during the period from 23 October 2018 – 10 January 2019.

RESOLVED:

that cognisance be taken of the town planning applications disposed of by the Authorised Official in terms of SPLUMA for the period 23 October 2018 – 10 January 2019:

Spatial Land Use Management Act (SPLUMA) Approvals

1.	Erf 6416, Mount Pleasant	24 October 2018
2.	Erf 10317, Hermanus	24 October 2018
3.	Erf 783, Pringle Bay	24 October 2018
4.	Farm Weltevrede No 764	24 October 2018
5.	Erf 900, Vermont	24 October 2018
6.	Erven 4075 and 4771, Hermanus	25 October 2018
7.	Portion 20 of Farm 711	25 October 2018
8.	Erf 566, Stanford	5 November 2018
9.	Erf 4583, Onrustrivier	5 November 2018
10.	Erf 5854, Hermanus	5 November 2018
11.	Erf 3785, Onrustrivier	5 November 2018
12.	Erf 329, Pearly Beach	5 November 2018
13.	Erf 3288, Onrustrivier	12 November 2018
14.	Erf 8446, Zwelihle	12 November 2018
15.	Erf 2282, Stanford	12 November 2018
16.	Erf 2142, Hermanus	12 November 2018
17.	Remainder Erf 2303 and Erf 2505, Hermanus	19 November 2018
18.	Portions 50 and 51 of farm Wolven Gat No. 297	19 November 2018
19.	Erf 1190, Franskraal	19 November 2018
20.	Erf 2604, Pearly Beach	19 November 2018
21.	Erf 5500, Hermanus	26 November 2018
22.	Erf 1061, Vermont	26 November 2018
23.	Erf 3790, Kleinmond	26 November 2018
24.	Erf 2812, Gansbaai	26 November 2018

MINUTES OF THE MAYORAL COMMITTEE MEETING**27 FEBRUARY 2019**

25.	Erf 505, Sandbaai	26 November 2018
26.	Erf 2173, Vermont	26 November 2018
27.	Erf 764, Vermont	26 November 2018
28.	Erf 8274, Hemel & Aarde, Hermanus	26 November 2018
29.	Erf 4711, Kleinmond	27 November 2018
30.	Erf 2634, Sandbaai	27 November 2018
31.	Erf 8, Pearly Beach	29 November 2018
32.	Erf 739, Hermanus	29 November 2018
33.	Erf 4358, Betty's Bay	29 November 2018
34.	Erven 4453 & 4410, Hermanus	29 November 2018
35.	Erf 4056, Kleinmond	29 November 2018
36.	Erf 3431, Kleinmond	29 November 2018
37.	Erf 2987, Onrustrivier	30 November 2018
38.	Erf 4831, Hermanus	5 December 2018
39.	Erf 504, Fisherhaven	12 December 2018
40.	Portions of the farm Benguela Cove 575	12 December 2018
41.	Erf 2035, Onrustrivier	12 December 2018
42.	Erf 5065, Kleinmond	12 December 2018
43.	Erf 753, Hermanus	12 December 2018
44.	Erf 1174, Hermanus	12 December 2018
45.	Erf 846, Stanford	13 December 2018
46.	Erf 1021, Stanford	13 December 2018
47.	Erf 1180, Stanford	13 December 2018
48.	Erf 5692, Hermanus	14 December 2018
49.	Erf 8, Hermanus	14 December 2018
50.	Erf 2428, Onrustrivier	14 December 2018
51.	Erf 4261, Kleinmond	14 December 2018
52.	Erven 3340 and 3341, Onrustrivier	14 December 2018
53.	Portion 6 of the farm Benguela Cove 575	14 December 2018

Municipal Planning Tribunal

1.	Erf 113, De Kelders	1 November 2018
2.	Portion 2 of the farm Langkloof No. 725	1 November 2018
3.	Erf 1, Sandbaai	1 November 2018
4.	Erf 4013, Betty's Bay	29 November 2018
5.	Erven 1154, 1157 and 1300, De Kelders	29 November 2018

RESPONSIBLE OFFICIAL :**R VAN ANTWERP****TARGET DATE FOR IMPLEMENTATION :****13 MARCH 2019****TARGET DATE TO INFORM APPLICANT :****N/A****TARGET DATE TO INFORM OBJECTOR :****N/A**

2.
STANFORD, A PORTION OF ERF 294 : LEASE OF MUNICIPAL PROPERTY TO VODACOM (PTY) LTD

7/2/3/1

M Erasmus

(028) 316-3724

Hermanus Administration

7 January 2019

EXECUTIVE SUMMARY

To obtain approval from the Executive Mayor to enter into a further lease agreement with Vodacom (Pty) Ltd, hereinafter referred to as "Vodacom" in respect of a portion of Erf 294 Stanford for the purpose of a telecommunications base station and related purposes.

RESOLVED:

1. that the lease of municipal property, being a portion of Erf 294 Stanford ($\pm 80\text{m}^2$ in extent), to Vodacom (Pty) Ltd for telecommunication base station and related purposes at the rental amount of R5,148.00 (FIVE THOUSAND ONE HUNDRED AND FORTY EIGHT RAND) (VAT Excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months as from 1 February 2019 in terms of the Administration of Immovable Property Policy of the Overstrand Municipality, **be approved;**
2. that the abovementioned approval subject to a public participation process being followed; and
3. 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 2019.

RESPONSIBLE OFFICIAL:

M ERASMUS

TARGET DATE FOR IMPLEMENTATION:

1 APRIL 2019

TARGET DATE TO INFORM APPLICANT:

12 APRIL 2019

TARGET DATE TO INFORM OBJECTOR:

N/A

3. TRANSFER OF A PORTION OF THE REMAINDER OF ERF 241 HERMANUS, ADJACENT TO ERF 239 HERMANUS, ($\pm 248\text{m}^2$ IN EXTENT) TO DG JORDAAN

7/2/3/2

N Liebenberg

(028) 316 - 3724

Hermanus Administration

7 January 2019

EXECUTIVE SUMMARY

To obtain final approval for the transfer of a portion of the Remainder of Erf 241 Hermanus adjacent to Erf 239 Hermanus ($\pm 248\text{m}^2$ in extent), to the owner of Erf 239 Hermanus, being DG Jordaan.

RECOMMENDATION TO THE COUNCIL:

1. that the transfer of a portion of the Remainder of Erf 241 Hermanus (adjacent to Erf 239 Hermanus), $\pm 248\text{m}^2$ in extent, to the owner of the adjoining Erf, DG Jordaan, at an amount of R327.40/m² (THREE HUNDRED AND TWENTY SEVEN RAND AND FORTY CENTS) (PER SQUARE METRE) (VAT excluded), **be approved;**
2. that it be noted that a condition of transfer will be that the said portion of the remainder of Erf 241 Hermanus must be consolidated with the adjoining property of DG Jordaan, being Erf 239 Hermanus;
3. that the transfer of the said portion of the remainder of Erf 241 Hermanus be subject to obtaining the necessary closure, subdivision, rezoning and consolidation approvals;
4. that a condition be registered in the title deed of the said portion of Remainder of Erf 241 Hermanus to be transferred that no structures of any kind (excluding a boundary wall or fence) may be erected on the said portion of Remainder of Erf 241 Hermanus;
5. that all the costs pertaining to the transaction, e.g. application cost, valuation cost, advertisement, subdivision, closure of portion of public road, consolidation, rezoning, registration of transfer in the Deeds Office and related costs, etc. be paid by the Purchaser, DG Jordaan;
6. that the Purchaser will be responsible for the cost for the relocation of the existing electrical cables situated on the said portion of Remainder of Erf 241 Hermanus to the satisfaction of the Municipality; and

7. that it be noted that the Municipal property herewith transferred is not required for the provision of basic municipal services in terms of the provisions of paragraph 5 of Council's Administration of Immovable Property Policy and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003).

RESPONSIBLE OFFICIAL : **N LIEBENBERG**

TARGET DATE FOR IMPLEMENTATION : **3 APRIL 2019**

TARGET DATE TO INFORM APPLICANT: **13 MARCH 2019**

TARGET DATE TO INFORM OBJECTOR: **N/A**

4.

HERMANUS: UNREGISTERED ERF 12273 (A PORTION OF ERF 243) HERMANUS SITUATED IN MOUNT PLEASANT: RENEWAL OF LEASE OF MUNICIPAL PROPERTY TO THE RATHFELDER FAMILY CHARITABLE TRUST

7/2/3/1

**M Erasmus
10 January 2019**

(028) 316-3724**Hermanus Administration**

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement with The Rathfelder Family Charitable Trust, hereinafter referred to as "The Trust" in respect of unregistered Erf 12273 (a portion of Erf 243) Hermanus (571m² in extent), situated in Angelier Street, Mount Pleasant, for the purpose of a managing an Aftercare Facility and related activities.

RESOLVED:

that the item **be referred back**.

RESPONSIBLE OFFICIAL:**M ERASMUS****TARGET DATE FOR IMPLEMENTATION:****1 APRIL 2019****TARGET DATE TO INFORM APPLICANT:****12 APRIL 2019****TARGET DATE TO INFORM OBJECTOR:****N/A**

5.

HERMANUS, A PORTION OF ERF 775 FISHERHAVEN: RENEWAL OF LEASE OF MUNICIPAL PROPERTY TO LAKE MARINA YACHT AND BOAT CLUB

7/2/3/1

M Erasmus

(028) 316-3724

Hermanus Administration

14 January 2019

EXECUTIVE SUMMARY

To consider the objection received against the renewal of the lease agreement with Lake Marina Yacht and Boat Club and obtain final approval to enter into a further lease agreement with Lake Marina Yacht and Boat Club, hereinafter referred to as "LMYCB", in respect of a portion of Erf 775 Fisherhaven ($\pm 14,200\text{m}^2$ in extent), situated next to the slipway in Riverside Drive, Fisherhaven, for the purpose of managing the Lake Marina Yacht and Boat Club as well as operating 39 caravan sites for members and related activities.

RESOLVED:

1. that the objection received from Mr Gelderblom against the renewal of the lease agreement, **be dismissed**, as the objection is adequately addressed; and
2. that the renewal of the lease of municipal property, being a portion of Erf 775 Fisherhaven, to Lake Marina Yacht and Boat Club for the purpose of managing the Lake Marina Yacht and Boat club as well as operating 39 caravan sites for members and related activities for a period of 18 (EIGHTEEN) months backdated from 1 January 2019 at the rental amount of R13,412.08 (THIRTEEN THOUSAND FOUR HUNDRED AND TWELVE RAND AND EIGHT CENTS) (VAT excluded) for the period January 2019 to June 2019 and a rental amount of R29,506.58 (TWENTY NINE THOUSAND FIVE HUNDRED AND SIX RAND AND FIFTY EIGHT CENTS) (VAT excluded) for the period from July 2019 to June 2020, be approved.

RESPONSIBLE OFFICIAL:**M ERASMUS****TARGET DATE FOR IMPLEMENTATION:****1 APRIL 2019****TARGET DATE TO INFORM APPLICANT:****12 APRIL 2019****TARGET DATE TO INFORM OBJECTOR:****N/A**

6.

GANSBAAI, A PORTION OF ERF 2022 GANSBAAI SITUATED IN MASAKHANE: RENEWAL OF LEASE OF MUNICIPAL PROPERTY TO GOOD HOPE EARLY CHILDHOOD DEVELOPMENT CENTRE

7/2/3/1

**M Erasmus
9 January 2019****(028) 316-3724****Hermanus Administration****EXECUTIVE SUMMARY**

To obtain approval to enter into a further lease agreement with Good Hope Early Childhood Development Centre, hereinafter referred to as "Good Hope", in respect of a portion of Erf 2022 Gansbaai ($\pm 101\text{m}^2$ in extent), situated in Thandabuntu Street, Masakhane, for the purpose of a managing the Good Hope Early Childhood Development Centre and related activities.

RESOLVED:

1. that the lease of municipal property, being a portion of Erf 2022 Gansbaai ($\pm 101\text{m}^2$ in extent), situated in Masakhane, to Good Hope Early Childhood development Centre for the purposes of managing an Early Childhood Development Centre and related purposes at the rental amount of R140.00 (ONE HUNDRED AND FORTY RAND) (VAT Excluded) per month for a further period of 3 (THREE) years as from 1 April 2018 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 2019.

RESPONSIBLE OFFICIAL:**M ERASMUS****TARGET DATE FOR IMPLEMENTATION:****1 APRIL 2019****TARGET DATE TO INFORM APPLICANT:****12 APRIL 2019****TARGET DATE TO INFORM OBJECTOR:****N/A**

7.

HERMANUS: IN PRINCIPLE APPROVAL FOR THE DIRECT ALIENATION OF ERF 2350 AND A PORTION OF ERF 2352 VERMONT, TO THE AUVERGNE HOMEOWNERS ASSOCIATION

7/2/3/2

**M Erasmus
11 January 2019****(028) 316 - 3724****Hermanus Administration**

EXECUTIVE SUMMARY

To obtain approval in principle for the direct alienation of Erf 2350 Vermont (63m² in extent) and a portion of Erf 2352 Vermont (±2,100m² in extent) to Auvergne Homeowners Association.

RECOMMENDATION TO THE COUNCIL:

1. that the direct alienation of Erf 2350 Vermont (63m² in extent) and a portion of Erf 2352 Vermont (±2,100m² in extent) to the adjoining homeowners association, being Auvergne Homeowners Association, at an amount of R68,000 (SIXTY EIGHT THOUSAND RAND) (VAT excluded) for Erf 2350 Vermont and an amount of R92.46/m² (NINETY TWO RAND AND FORTY SIX CENTS) (PER SQUARE METRE) (VAT excluded) for a portion of Erf 2352 Vermont, be **approved in principle**;
2. that it be noted that the direct alienation is possible as the said properties can be classified as a non-viable property;
3. that, subject to the approval in 1 above, a public participation process be followed at the cost of the Applicant/Purchaser;
4. that the alienation of said properties be subject to a suspensive condition that the Applicant/Purchaser obtains approval for the closure of the public road and public open space, subdivision of Erf 2352 Vermont and rezoning of the properties;
5. that a condition be included in the Deed of Sale that should the Municipality need to install services beneath the properties in the future they will have the right to do so with prior written notice to the Applicant/Purchaser;
6. that the relevant conditions stipulated by the Senior Manager: Operational Services be included in the Deed of Sale;
7. that all the costs pertaining to the transaction, e.g. application cost, valuation cost, subdivision, closure of portion of public road and public open space, rezoning, transfer and related costs, advertisements, etc., be paid by the Applicant/Purchaser; and

8. that it be noted that the Municipal property herewith envisaged to be alienated is not required for the provision of basic municipal services in terms of the provisions of paragraph 5 of Council's Administration of Immovable Property Policy and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003).

RESPONSIBLE OFFICIAL :

M ERASMUS

TARGET DATE FOR IMPLEMENTATION :

20 MARCH 2019

TARGET DATE TO INFORM APPLICANT:

13 MARCH 2019

TARGET DATE TO INFORM OBJECTOR:

N/A

8.

**HERMANUS: A PORTION OF THE REMAINDER OF ERF 243, ROTARY WAY:
LEASE OF MUNICIPAL PROPERTY TO MAX INTERNET TECHNOLOGIES CC T/A
MAXITEC**

7/2/3/1

**M Erasmus
7 January 2019**

(028) 316-3724**Hermanus Administration**

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement for a period of 9 (NINE) years and 11 (ELEVEN) months with Max Internet Technologies CC t/a Maxitec in respect of municipal property, being a portion of the remainder of Erf 243 Hermanus, situated next to Rotary Way ($\pm 1\text{m}^2$ in extent), for telecommunications base station and related purposes.

RESOLVED:

1. that the lease of municipal property, being a portion of the remainder of Erf 243 Hermanus ($\pm 1\text{m}^2$ in extent), to Max Internet Technologies CC t/a Maxitec for telecommunication base station and related purposes at the rental amount of R253.91 (TWO HUNDRED AND FIFTY THREE RAND AND NINETY ONE CENTS) (VAT Excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months as from 1 December 2018 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 2019.

RESPONSIBLE OFFICIAL:**M ERASMUS****TARGET DATE FOR IMPLEMENTATION:****1 APRIL 2019****TARGET DATE TO INFORM APPLICANT:****12 APRIL 2019****TARGET DATE TO INFORM OBJECTOR:****N/A**

9.

HERMANUS: A PORTION OF ERF 257 HERMANUS SITUATED IN MOUNT PLEASANT: RENEWAL OF LEASE OF MUNICIPAL PROPERTY TO CHILD WELFARE SOUTH AFRICA: HERMANUS

7/2/3/1

**N Liebenberg
9 January 2019**

(028) 316-3724**Hermanus Administration**

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement with Child Welfare South Africa: Hermanus for a further period of 3 (THREE) years in respect of municipal property, being a portion of Erf 257 Hermanus ($\pm 659\text{m}^2$ in extent), situated in Heide Street, Mount Pleasant, for the purpose of managing the Vrolike Vinkies Early Childhood Development Centre.

RESOLVED:

1. that the lease of municipal property, being a portion of Erf 257 Hermanus ($\pm 659\text{m}^2$ in extent), to Child Welfare South Africa: Hermanus for the purpose of managing Vrolike Vinkies Early Childhood Development Centre at the rental amount of R140.00 (ONE HUNDRED AND FORTY RAND) (VAT excluded) per month for a further period of 3 (THREE) years as from 1 November 2018 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 2019.

RESPONSIBLE OFFICIAL:**N LIEBENBERG****TARGET DATE FOR IMPLEMENTATION:****27 MARCH 2019****TARGET DATE TO INFORM APPLICANT:****13 MARCH 2019****TARGET DATE TO INFORM OBJECTOR:****N/A**

10.

HERMANUS: ERF 9212 HERMANUS, SITUATED IN ZWELIHLE: LEASE OF MUNICIPAL PROPERTY TO SIYAKHA COMMUNITY EDUCARE CENTRE AND ENRICHMENT PROJECT

7/2/3/1

**N Liebenberg
7 January 2019**

(028) 316-3724**Hermanus Administration****EXECUTIVE SUMMARY**

To obtain approval to enter into a further lease agreement for a period of 3 (THREE) years with Siyakha Community Educare Centre and Enrichment Project in respect of municipal property, being Erf 9212 Hermanus, situated in Mbeki Street, Zwelihle (681m² in extent), for the purpose of operating and managing a centre for Early Childhood Development.

RESOLVED:

1. that the lease of municipal property, being Erf 9212 Hermanus, situated in Zwelihle (681m² in extent), to Siyakha Community Educare Centre and Enrichment Project for the purpose of operating and managing a centre for Early Childhood Development at the rental amount of R140.00 (ONE HUNDRED AND FORTY RAND) (VAT excluded) per month for a further period of 3 (THREE) years as from 1 May 2018 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 2019.

RESPONSIBLE OFFICIAL:**N LIEBENBERG****TARGET DATE FOR IMPLEMENTATION:****27 MARCH 2019****TARGET DATE TO INFORM APPLICANT:****13 MARCH 2019****TARGET DATE TO INFORM OBJECTOR:****N/A**

11.

HERMANUS, ALIENATION OF UNREGISTERED ERF 1936 (A PORTION OF REMAINDER OF ERF 314) ZWELIHLE: AMENDMENT OF IN PRINCIPLE APPROVAL FOR DIRECT ALIENATION AS WELL AS TRANSFER TO THE WESTERN CAPE GOVERNMENT (DEPARTMENT OF TRANSPORT AND PUBLIC WORKS)

7/2/3/2

**M Erasmus & A le Roux
10 January 2019**

(028) 316-3724**Hermanus Administration**

EXECUTIVE SUMMARY

To obtain approval for the amendment of paragraph 1 of the Council Resolution dated 28 May 2014 in order to remove the reference to the amount payable by the Western Cape Government (Department of Transport and Public Works) as there is no longer a library building situated on the said property for which a replacement value is payable; and

to obtain final approval for the transfer of unregistered Erf 1936 (a portion of Remainder of Erf 314) Zwelihle ($\pm 1,7683$ hectare in extent), to the Western Cape Government (Department of Transport and Public Works), hereinafter referred to as the "Department".

RECOMMENDATION TO THE COUNCIL:

1. that paragraph 1 of the Council Resolution dated 28 May 2014 be amended to read as follows:

that the alienation of a portion of Remainder of Erf 314 Zwelihle ($\pm 1,7683$ ha in extent) directly to the Western Cape Government (Department of Transport and Public Works) by means of a donation in order for the Western Cape Department of Education to utilise same as an extension to the grounds of Qhayiya Secondary School, **be approved in principle**;
2. that the transfer of unregistered Erf 1936 (a portion of Remainder of Erf 314) Zwelihle ($\pm 1,7683$ ha in extent) to the Western Cape Government (Department of Transport and Public Works) by means of a donation to the Western Cape Department of Education (Department of Transport and Public Works), **be approved**; and
3. that it be noted that the Municipal property herewith transferred is not required for the provision of basic municipal services in terms of the provisions of paragraph 5 of Council's Administration of Immovable Property Policy and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003).

RESPONSIBLE OFFICIAL :	M ERASMUS
TARGET DATE FOR IMPLEMENTATION :	3 APRIL 2019
TARGET DATE TO INFORM APPLICANT:	13 MARCH 2019
TARGET DATE TO INFORM OBJECTOR:	N/A

12.

HERMANUS: IN PRINCIPLE APPROVAL FOR THE DIRECT ALIENATION OF A PORTION OF THE REMAINDER OF ERF 313 ZWELIHLE, ADJACENT TO ERF 5 ZWELIHLE, TO LT MBOYIYA

7/2/3/2

**N Liebenberg
7 January 2019**

(028) 316 - 3724**Hermanus Administration**

EXECUTIVE SUMMARY

To obtain approval in principle for the direct alienation of a portion of the Remainder of Erf 313 Zwelihle ($\pm 229\text{m}^2$ in extent) adjacent to Erf 5 Zwelihle, to the owner of Erf 5 Zwelihle, being LT Mboyiya.

RECOMMENDATION TO THE COUNCIL:

1. that the direct alienation of a portion of the Remainder of Erf 313 Zwelihle (adjacent to Erf 5 Zwelihle), $\pm 229\text{m}^2$ in extent, to the owner of the adjoining Erf, LT Mboyiya, at an amount of R74.00/m² (SEVENTY FOUR RAND) (PER SQUARE METRE) (VAT excluded) be **approved in principle**;
2. that it be noted that the direct alienation is possible as the said portion of the Remainder of Erf 313 Zwelihle can be classified as a non-viable property;
3. that, subject to the approval in 1 above, a public participation process be followed at the cost of the Applicant/purchaser;
4. that it be noted that a condition for the alienation will be that the said portion of the Remainder of Erf 313 Zwelihle must be consolidated with the adjoining property of LT Mboyiya, being Erf 5 Zwelihle;
5. that the alienation of said portion of the Remainder of Erf 313 Zwelihle be subject to a suspensive condition that the Applicant/purchaser obtains approval for the closure of the public road, subdivision, rezoning and consolidation;
6. that all the costs pertaining to the transaction, e.g. application cost, valuation cost, subdivision, closure of portion of public road, consolidation, rezoning, transfer and related costs, advertisements, etc., be paid by the Applicant/purchaser; and
7. that it be noted that the Municipal property herewith envisaged to be alienated is not required for the provision of basic municipal services in terms of the provisions of paragraph 5 of Council's Administration of Immovable Property Policy and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003).

RESPONSIBLE OFFICIAL :	N LIEBENBERG
TARGET DATE FOR IMPLEMENTATION :	20 MARCH 2019
TARGET DATE TO INFORM APPLICANT:	13 MARCH 2019
TARGET DATE TO INFORM OBJECTOR:	N/A

13.

GANSBAAI, A PORTION OF ERF 1969 PEARLY BEACH SITUATED IN ELOXULWENI: RENEWAL OF LEASE OF MUNICIPAL PROPERTY TO FLOWER VALLEY CONSERVATION TRUST

7/2/3/1

**M Erasmus
8 January 2019****(028) 316-3724****Hermanus Administration****EXECUTIVE SUMMARY**

To obtain approval to enter into a further lease agreement with Flower Valley Conservation Trust, hereinafter referred to as "FVCT" in respect of a portion of Erf 1969 Pearly Beach ($\pm 385\text{m}^2$ in extent), situated in Disa Street, Eloxulweni, for the purpose of a managing an Early Childhood Development Centre and related activities.

RESOLVED:

1. that the lease of municipal property, being a portion of Erf 1969 Pearly Beach ($\pm 385\text{m}^2$ in extent), situated in Eloxulweni, to Flower Valley Conservation Trust for the purposes of managing an Early Childhood Development Centre and related purposes at the rental amount of R140.00 (ONE HUNDRED AND FORTY RAND) (VAT Excluded) per month for a further period of 3 (THREE) years as from 1 April 2018 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 2019.

RESPONSIBLE OFFICIAL:**M ERASMUS****TARGET DATE FOR IMPLEMENTATION:****1 APRIL 2019****TARGET DATE TO INFORM APPLICANT:****12 APRIL 2019****TARGET DATE TO INFORM OBJECTOR:****N/A**

14.
PROPOSED URBAN EXTENSION OF BUFFELJAGSBAAI

Farm 340, Division Bredasdorp
 17/5/5/3/4

P Roux

(028) 313 8039

Hermanus Administration

16 January 2019

EXECUTIVE SUMMARY

To convey the result of the finding of the recent public participation process and to report on the process going forward for the proposed urban extension of Buffeljagsbaai and to obtain Council's approval for the proposed urban extension of the Buffeljagsbaai settlement.

RECOMMENDATION TO THE COUNCIL:

1. that the Status Quo Report of Buffeljagsbaai as compiled by the Overberg Professional Resource Team be noted;
2. that the comments received from the Overstrand Municipality's Environmental Section and Department of Environmental Affairs and Development Planning be noted;
3. that the comments received from the property owners of Buffeljagsbaai be noted; and
4. that the amendment of the Buffeljagsbaai Urban Edge Extension Plan in a north-east direction unto selected portion of the Farm 340 to accommodate an urban extension area of approximately 1,7 ha subject to detailed planning, **be approved.**

RESPONSIBLE OFFICIAL:

P ROUX

TARGET DATE FOR IMPLEMENTATION:

13 MARCH 2018

TARGET DATE TO INFORM APPLICANT:

N/A

TARGET DATE TO INFORM OBJECTOR:

N/A

**15.
REQUEST FOR DISCOUNT OR EXEMPTION TO PAY FEES FOR ZONING
CERTIFICATES : CHILD WELFARE SOUTH AFRICA**

5/5/R

H Olivier

(028) 313 8900

Hermanus Administration

24 January 2019

EXECUTIVE SUMMARY

To obtain approval for discount or exemption to pay for Zoning Certificates for six (6) properties of Child Welfare Hermanus, being as follows:

- Erf 6729, Malva Street, Mount Pleasant, - Ilse Graude, Child Welfare Head Office
- Erf 7964, 49 Freesia Street, Mount Pleasant - Lighthouse Foster Home
- Part of Erf 1142 (but billed as Erven 402 and 427), 402 Church Street and School Street, Hawston – Jubilee Haven Foster Home
- Erf 76, 76 Petros Ntlapo Street, Zwelihle – Ikhaya le Zibusiso Foster Home
- Erf 6466, 28 Angelier Street, Mount Pleasant – Rotary Haven Early Childhood Development Centre
- Erf 257, 30 Heide Street, Mount Pleasant – Vrolike Vinkies Early Childhood Development Centre

RECOMMENDATION TO THE COUNCIL:

that the application submitted by Child Welfare Hermanus for exemption to pay fees for five (5) zoning certificates, which amounts to R1 460-00, **be approved**.

RESPONSIBLE OFFICIAL :

H OLIVIER

TARGET DATE FOR IMPLEMENTATION :

13 MARCH 2019

TARGET DATE TO INFORM APPLICANT :

13 MARCH 2019

TARGET DATE TO INFORM OBJECTOR :

N/A

The meeting adjourned at 10:25

DATE

D COETZEE – EXECUTIVE MAYOR