



**ORDINARY MEETING OF THE MAYORAL
COMMITTEE**

**GEWONE VERGADERING VAN DIE
BURGEMEESTERSKOMITEE**

**INTLANGANISO YESIQHELO YEKOMITI
KASODOLOPHU**

MINUTES / NOTULE /

IMIZUZU

**DATE / DATUM / UMHLA : 14 FEBRUARY / FEBRUARIE /
FEBHRUWARI 2023**

**VENUE / PLEK / INDAWO : BANQUETING HALL,
CIVIC CENTRE, HERMANUS**

TIME / TYD / IXESHA : 10:17

OVERSTRAND

MUNICIPALITY / MUNISIPALITEIT / U-MASIPALA

**MINUTES OF AN ORDINARY MEETING OF THE
MAYORAL COMMITTEE
HELD IN THE BANQUETING HALL
ON 14 FEBRUARY 2023, AT 10:17**

PRESENT:

Councillors were present as per attached attendance register.

OFFICIALS PRESENT:


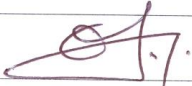


Mr D O'Neill, Municipal Manager
Ms S Reyneke-Naudé, Director : Finance
Mr N Michaels, Director : Protection Services
Mr S Madikane, Director : LED
Ms D Arrison, Director : Management Services
Ms A Le Roux, Acting Director : Infrastructure & Planning
Mr J Solomons, Acting Director : Community Services
Mr T Steenberg, Deputy Director : Operational Services
Mr R Kuchar, Senior Manager : Town & Spatial Planning
Ms H van Tonder, Manager : Council Support Services
Ms F Lloyd, Manager : Tourism
Mr T Louw, Technical Support : Auditorium
Ms S Swart: Administrative Officer : Council Support Services

MINUTES/.....

OVERSTRAND MUNICIPALITY
ATTENDANCE REGISTER

MAYORAL COMMITTEE MEETING

14 FEBRUARY 2023

ALDERMAN/COUNCILLORS	SIGNATURE
RABIE, AL	
AFRICA, F	
GILLION, E	
LERM, CH	Apology - India trip.
NTSABO, L	Apology - Salga
NUTT, R	

1. OPENING

The Executive Mayor, Ald A Rabie, opened the meeting and allowed a moment of silence.

2. APPLICATIONS FOR LEAVE OF ABSENCE

**Cllr L Ntsabo
Cllr C Lerm**

RESOLVED:

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

The Executive Mayor, Ald A Rabie, requested that it be minuted that Cllr C Lerm is currently on a trip to India at his own cost.

3. CONFIRMATION OF MINUTES**3.1 Minutes of an Ordinary Meeting of the Mayoral Committee held on Wednesday, 16 November 2022 at 10:15****RESOLVED:**

that the Minutes of an **Ordinary Meeting** of the **Mayoral Committee** on **Wednesday, 16 November 2022 at 10:15, be confirmed.**

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

The Executive Mayor, Ald A Rabie, informed the Committee that an OMAF meeting is scheduled for 23 February 2023.

**5.
REGISTRATION OF GANSBAAI SPACES FOR SPORT AS A THUSONG
SATELLITE CENTRE**

**GGSmit
3 February 2023**

Manager: Social Development

(028) 313 8035

EXECUTIVE SUMMARY

On 1 February 2023, the social development department accompanied the Provincial Department of Local Government Thusong programme (the department) on a site visit in Gansbaai to assess the viability of establishing a Satellite Thusong at the Spaces for Sport (the venue) in Gansbaai.

Considering the location of the venue, the services available in the Spaces for Sport zone, government services already being provided at the venue, and the nature of the building, the department deemed the venue ideal for the establishment of a satellite Thusong.

The department proposed that the venue be registered as a satellite Thusong with the National Department of Public Service and Administration as soon as possible and to extend or build next to the building in the existing style to make provision for two to three offices and a boardroom in the next three years with a e-Centre.

RECOMMENDATION TO THE COUNCIL:

that the proposal to register Spaces for Sport as a satellite Thusong **be approved.**

RESPONSIBLE OFFICIAL :

G SMIT

TARGET DATE FOR IMPLEMENTATION :

1 MARCH 2023

6.
STATUS OF THE PUBLIC LAUNCHING SITES (PLS): OVERSTRAND MUNICIPAL AREA

T Steenberg
31 January 2023

Deputy Director: Operational Services

(028) 313 8982

EXECUTIVE SUMMARY

The purpose of this report is to inform Council

- of the status of Public Launching Sites (PLS) registered for management by Overstrand Municipality, and
- to consider the review of PLS to be de-registered by the Department of Environmental Affairs and Development Planning (DEA & DP).

RESOLVED:

that the item **be withdrawn** in order for it to be discussed at the next TMT meeting and **resubmitted** to Council thereafter for a final decision.

RESPONSIBLE OFFICIAL :

TP STEENBERG

TARGET DATE FOR IMPLEMENTATION :

1 MARCH 2023

PORTFOLIO COMMITTEE :

PROTECTION SERVICES

Chairperson :

Cllr L Ntsabo

Committee Members :

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

1.
QUARTERLY MONITORING REPORT FOR THE PERIOD 01 OCTOBER – 31 DECEMBER 2022: DIRECTORATE: PROTECTION SERVICES

NJ Michaels
16 January 2023

Director: Protection Services

(028) 313 8054

EXECUTIVE SUMMARY

To report on the functioning and activities of the Directorate: Protection Services for the period 01 October - 31 December 2022.

RESOLVED:

1. that the Quarterly Monitoring Report of the functioning and activities of the Directorate: Protection Services for the period 01 October – 31 December 2022, **be noted**; and
2. that the ringfencing of the Protection Services Department's income be investigated to assist this department regarding the extension of the staff component in order to generate more revenue.

RESPONSIBLE OFFICIAL :

NJ MICHAELS

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

PORTFOLIO COMMITTEE :

LOCAL ECONOMIC DEVELOPMENT

Chairperson :

Ald E Gillion

Committee Members :

**Ald D Coetzee, Cllrs R Nutt,
S Silo, R Dees**

**1.
LED AND SOCIAL DEVELOPMENT QUARTERLY REPORT : OCT – DEC 2022**

**S Madikane
24 January 2023**

Director: Economic and Social Development

(028) 313 8066

EXECUTIVE SUMMARY

The report is to provide Council with information regarding programs in the implementation of social and economic projects. The report covers October/November/December 2022 regarding services rendered to the community. The efforts form part of the recovery process and are geared to assist with access to livelihoods and opportunities. Since the dawn of Covid 19 putting restrictions to human movement, thus impacting negatively on the economy, we have witnessed improvement in the popularity of the destination leading to the recovery of the economy and increased consumption of goods and services.

RESOLVED:

1. that the Second Quarter, October – December 2022 report be noted;
2. that the recommendations outlined for way forward in the report on request for land by the traditional group be approved; and
3. that the application for Farm 652/0 in Stanford be noted.

RESPONSIBLE OFFICIAL :

**X KOSI
G SMIT**

TARGET DATE FOR IMPLEMENTATION :

28 FEBRUARY 2023

PORTFOLIO COMMITTEE :

INVESTMENT & INFRASTRUCTURE

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: AUGUST 2022 –
DECEMBER 2022**

**R Kuchar
3 January 2023**

Senior 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 1 August 2022 – 1 December 2022.

RESOLVED:

that cognisance be taken of the town planning applications disposed of by the Authorised Official in terms of SPLUMA for the period 1 August 2022 – 1 December 2022:

- | | | |
|-----|--|-------------------|
| 1. | Erf 1292, 25 Edward Road, Pringle Bay | 2 August 2022 |
| 2. | Erf 204, 33 Park Road, Fisherhaven, Hermanus | 10 August 2022 |
| 3. | Portion Of Erf 2715 & Erf 3463 , Betty's Bay | 16 August 2022 |
| 4. | Erf 4022, 281 Fourth Street, Voëlklip, Hermanus | 16 August 2022 |
| 5. | ERF 1739, Sectional Title Unit 9, Watsonia Park Development, 49 Long Street Sandbaai, Hermanus | 18 August 2022 |
| 6. | ERF 4294, 286 Fifth Street, Voëlklip, Hermanus | 18 August 2022 |
| 7. | Farm No. 764, Weltevrede, Stanford | 18 August 2022 |
| 8. | Erf 9921, 34 Fernkloof Drive, Hermanus Heights, Hermanus | 19 August 2022 |
| 9. | Erf 648, 55 Main Road, Northcliff, Hermanus | 23 August 2022 |
| 10. | Erf 1169, Christine Crescent, Franskraal | 23 August 2022 |
| 11. | Erf 3529, 19 Old Main Road, Onrustrivier, Hermanus | 29 August 2022 |
| 12. | Erf 4913 (A Portion of Erf 341) And Remainder Erf 341, 5 Rocklands Road and Westcliff Road 24, Westcliff, Hermanus | 30 August 2022 |
| 13. | Erf 1827, 1 Hemel-En-See Avenue and Erf 1962, 9 Sienna Street, Vermont, Hermanus | 12 September 2022 |
| 14. | Erf 527, 3 Marine Drive, Westcliff | 12 September 2022 |
| 15. | Erf 4779 & 2603, 127 Eight Street, Voëlklip, Hermanus | 16 September 2022 |
| 16. | Erf 1773, 2 Jurgens Street, Pearly Beach, Gansbaai | 16 September 2022 |
| 17. | Erf 4894, 29 7th Street, Kleinmond | 16 September 2022 |
| 18. | Erf 4577, 7 Magnolia Street, Northcliff, Hermanus | 22 September 2022 |
| 19. | Erf 4324, 59 Fourth Avenue, Kleinmond | 22 September 2022 |
| 20. | Erf 7314, 8 Protea Road, Eastcliff, Hermanus | 27 September 2022 |
| 21. | Erf 3114, 23 Df Strauss Street, Kleinmond | 28 September 2022 |
| 22. | Erf 4310, 61 5th Avenue, Kleinmond | 28 September 2022 |

MINUTES OF THE MAYORAL COMMITTEE MEETING**14 FEBRUARY 2023**

23.	Erf 987, 30 Moffat Street, Eastcliff, Hermanus	29 September 2022
24.	Erf 9902, 223 Eleventh Street, Voëlklip, Hermanus	29 September 2022
25.	Erf 4773, 53 13th Avenue, Kleinmond	29 September 2022
26.	Erf 11166, 10 Church Street, Westcliff, Hermanus	10 October 2022
27.	Erf 3109, 68 Seaview Drive, Betty's Bay	10 October 2022
28.	Erf 4951, 70 Botriver Road, Kleinmond	10 October 2022
29.	Portion 18 Of The Farm No. 679, Paapjes Valley	10 October 2022
30.	Erf 3676, 36 Myrica Road, Betty's Bay	10 October 2022
31.	Erf 1746, Corner Of Main Road And Long Street, Sandbaai	10 October 2022
32.	Erf 688, 12 Barbara Road, Pringle Bay	13 October 2022
33.	Erf 6868, 27 Nerina Street, Extension 6, Kleinmond	13 October 2022
34.	Erf 1450, 1 Little Swift Close, Vermont	24 October 2022
35.	Erf 8183, 1 Sandpiper Street Hemel-En-Aarde Estate, Hermanus	24 October 2022
36.	Erf 5959, 13 Melkhout Avenue, Kleinmond	24 October 2022
37.	Erf 5092, 11 Serruria Circle, Betty's Bay	24 October 2022
38.	Erf 4001, 101 Diastella Road, Betty's Bay	24 October 2022
39.	Erf 317, 16 Roella Street, Rooi Els	24 October 2022
40.	Erf 5196, 2 Cambedo Avenue, Kleinmond	24 October 2022
41.	Erf 9823, 61 Marine Drive, Hermanus	24 October 2022
42.	Erf 6584, 95 Twelfth Avenue, Kleinmond	28 October 2022
43.	Erf 3627, 237 Sixth Street, Voëlklip, Hermanus	1 November 2022
44.	Erf 311, 13 Roella Street, Rooi Els	3 November 2022
45.	Erf 1879, 22 Sepia Avenue, Vermont And Erf 1880, 20 Sepia Avenue, Vermont	3 November 2022
46.	Erf 4683, 5 Second Avenue, Kleinmond	7 November 2022
47.	Erf 6199, 18 Reservoir Street, Voëlklip, Hermanus	24 November 2022
48.	Erf 5433, 45 Fourth Street, Voëlklip, Hermanus	25 November 2022
49.	Erf 142, 26 Kabeljou Street, Van Dyksbaai (Kleinbaai)	28 November 2022
50.	Portion 31 of The Farm Klipfonteyn No 711, Caledon Division	29 November 2022
51.	Erf 2297, Galjoen Street, Pearly Beach (Pearly Beach Resort)	29 November 2022
52.	Portion 158 of The Farm Baardskeerdersbos No. 213, Bredasdorp Division	30 November 2022

that cognisance be taken of the town planning applications disposed of by the Municipal Planning Tribunal in terms of SPLUMA that took place on 27 October 2022, 30 November 2022, 12 November 2022 and 15 December 2022:

1.	Erf 1449, Lynx Road, Vermont	1 September 2022
2.	Erf 3266, 21 Main Road, Onrustrivier	1 September 2022
3.	Erf 6114, 49 6th Street, Voëlklip, Hermanus	1 September 2022
4.	Erf 210 Gansbaai	13 October 2022
5.	Erf 2099, Melkhout Street, Pearly Beach	13 October 2022

6. Erf 4156, 5 Village Lane, Hemel & Aarde Village, 13 October 2022
Onrustrivier
7. Erf 668, 56 China Marais Avenue, Fisherhaven 10 November 2022
8. Erf 5559, 243 Fifth Street, Voëlklip, Hermanus 10 November 2022

RESPONSIBLE OFFICIAL :

L SMUTS

TARGET DATE FOR IMPLEMENTATION :

7 MARCH 2023

2.

A PORTION OF ERF 280 DE KELDERS (SITUATED IN EILAND STREET, DE KELDERS): DEVIATION FROM PARAGRAPH 18 OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO ENTER INTO A FURTHER LEASE AGREEMENT WITH VODACOM (PTY) LTD

**A Le Roux
22 December 2022**

Manager: Property Administration

(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 Vodacom (Pty) Ltd ("Vodacom") in respect of a portion of Erf 280 De Kelders, $\pm 4\text{m}^2$ (APPROXIMATELY FOUR-SQUARE METRES) in extent, situated in Eiland Street, De Kelders, hereinafter referred to as "the Property", for the purpose of a temporary mast 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 Vodacom in respect of the Property for a temporary mast for telecommunication purposes, without following a competitive process.

RESOLVED:

1. that the lease of municipal property, being a portion of Erf 280 De Kelders ($\pm 4\text{m}^2$ in extent), to Vodacom (Pty) Ltd for a temporary mast for telecommunication purposes at the rental amount of R73.91/m² (SEVENTY-THREE RAND AND NINETY-ONE CENTS PER SQUARE METRE) (VAT excluded) which amounts to R295.64 (TWO HUNDRED AND NINETY-FIVE RAND AND SIXTY-FOUR CENTS) (VAT excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months from 1 May 2022 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 2022.

RECOMMENDATION TO THE COUNCIL:

that the deviation from paragraph 18 of the Administration of Immovable Property Policy allowing a direct lease to Vodacom (Pty) Ltd, **be approved**.

RESPONSIBLE OFFICIAL :	R OCTOBER
TARGET DATE FOR IMPLEMENTATION :	15 MARCH 2023
TARGET DATE TO INFORM APPLICANT :	30 MARCH 2023
TARGET DATE TO INFORM OBJECTOR :	N/A

3.

**A PORTION OF ERF 453 FRANSKRAALSTRAND (PUBLIC OPEN SPACE)
(CORNER OF VEAL AND ZIERVOGEL STREET): LEASE OF MUNICIPAL
PROPERTY TO FRANSKRAAL NEIGHBOURHOOD WATCH****A Le Roux Senior Manager: Property Administration
6 December 2022****(028) 316 5623**

EXECUTIVE SUMMARY

To obtain approval to enter into a lease agreement with Franskraal Neighbourhood Watch, hereinafter referred to as “the Applicant”, in respect of municipal property, being a portion of Erf 453 Franskraalstrand (public open space) (±600m² in extent) situated on the corner of Veal and Ziervogel Street, Franskraalstrand, hereinafter referred to as “the Property”, for a period of 9 (NINE) years and 11 (ELEVEN) months for the development and use of a control office.

RESOLVED:

1. that the lease of municipal property, being a portion of Erf 453 Franskraalstrand (±600m² in extent), to the Franskraal Neighbourhood Watch for the development and use as a control office at the rental amount of R167.83 (ONE HUNDRED AND SIXTY SEVEN RAND AND EIGHTY THREE CENTS) (VAT excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months in terms of the Administration of Immoveable 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 annual tariff list, the next escalation to be on 1 July 2023.

RESPONSIBLE OFFICIAL :**W MURTZ****TARGET DATE FOR IMPLEMENTATION :****31 MARCH 2023****TARGET DATE TO INFORM APPLICANT :****17 MARCH 2023**

4.

ERF 2037 GANSBAAI SITUATED AT 22 CHRIS HANI CRESCENT, MASAKHANE, GANSBAAI: DEVIATION FROM PARAGRAPH 20.1(b) OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO ENTER INTO A FURTHER LEASE AGREEMENT WITH TAKALANE BABY CARE

A Le Roux

Senior Manager: Property Administration

19 December 2022

(028) 316 5623

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement with Takalane Baby Care, hereafter referred to as "Takalane", in respect of municipal property, Erf 2037 Gansbaai (624m² in extent), situated at 22 Chris Hani Crescent, Masakhane, Gansbaai hereafter referred to as "the Property", for a period of 12 (TWELVE) months for the purpose of operating the Takalane crèche and related activities, and

To obtain approval from Council for the deviation from paragraph 20.1(b) 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 Takalane in respect of the Property for the purpose of operating the Takalane crèche and related activities without following a public participation process.

RESOLVED:

1. that the renewal of the lease of municipal property, being Erf 2037 Gansbaai (624m² in extent), to Takalane Baby Care, for the purpose of operating the Takalane creché and related activities for a period of 12 (TWELVE) months at a rental amount of R167.84 (ONE HUNDRED AND SIXTY SEVEN RAND AND EIGHTY FOUR CENTS) (VAT excluded) per month from 1 December 2022 in terms of the Administration of Immovable Property Policy of the Overstrand Municipality, **be approved**;
2. that the rental amount mentioned in 1 above escalate annually on 1 July in accordance with the tariffs stipulated in the Annual Budget as approved by Council, the first escalation to be on 1 July 2023; and
3. that any further application for renewal be subject to the condition that Takalane complete the registration process of the facility with the Department of Basic Education, to stabilise their finances and to resolve the compliance issues within a period of 12 (TWELVE) months.

RECOMMENDATION TO THE COUNCIL:

that the deviation from paragraph 20.1(b) of the Administration of Immovable Property Policy in order to renew for a short-term period the current lease agreement with Takalane Baby Care for a period of 12 (TWELVE) months without following a public participation process, **be approved**.

RESPONSIBLE OFFICIAL :	R OCTOBER
TARGET DATE FOR IMPLEMENTATION :	15 MARCH 2023
TARGET DATE TO INFORM APPLICANT :	30 MARCH 2023
TARGET DATE TO INFORM OBJECTOR :	N/A

**5.
RECISSION OF COUNCIL RESOLUTION DATED 24 MAY 1995 FOR THE
AUTOMATIC RENEWAL FOR PERIODS OF SIX MONTHS - LEASES FOR SEMI-
PERMANENT STANDS ON A PORTION OF ERF 207 GANSBAAI (GANSBAAI
CARAVAN PARK)**

**A Le Roux
3 January 2023**

Senior Manager: Property Administration

(028) 316 - 5623

EXECUTIVE SUMMARY

To obtain approval for the rescission of Council resolution dated 24 May 1995 in respect of the automatic renewal for periods of 6 (SIX) months of leases for semi-permanent stands on a portion of Erf 207 Gansbaai (Gansbaai Caravan Park).

RESOLVED:

that the item **be withdrawn**.

RESPONSIBLE OFFICIAL:

A LE ROUX

TARGET DATE FOR IMPLEMENTATION:

29 MARCH 2023

TARGET DATE TO INFORM APPLICANT:

N/A

TARGET DATE TO INFORM OBJECTOR:

N/A

6.

APPLICATION TO PURCHASE: A PORTION OF REMAINDER ERF 1253 HERMANUS, ADJACENT TO ERF 1300 HERMANUS (262 MAIN ROAD, EASTCLIFF) (COMMONAGE) – DM & L KIRSCH

A Le Roux

Senior Manager: Property Administration

23 November 2022

(028) 316 - 5623

EXECUTIVE SUMMARY

To consider the application received from DM & L Kirsch (the owners of Erf 1300 Hermanus) to purchase municipal property, being a portion of Remainder Erf 1253 Hermanus ($\pm 114\text{m}^2$ in extent), adjacent to Erf 1300 Hermanus, situated at 262 Main Road, Hermanus in Eastcliff.

RECOMMENDATION TO THE COUNCIL:

that the application to purchase a portion of Remainder Erf 1253 Hermanus ($\pm 114\text{m}^2$ in extent), adjacent to Erf 1300 Hermanus, by the owners of the adjoining Erf 1300 Hermanus, DM & L Kirsch, **not be approved** on the following reasons:

- (a) Parking for guest houses must be situated on the property owner's own property as per the requirements of the land use scheme;
- (b) The Property is a commonage/public area and the subdivision (cutting) of the portion of the Property into smaller pieces for private use is considered undesirable;
- (c) Parking on the proposed area must remain for public use as this parking area is a direct access to the cliff path; and
- (d) The alienation cannot be considered since the buying out of parking will reserve these parking bays for private use.

RESPONSIBLE OFFICIAL:

W MURTZ

TARGET DATE FOR IMPLEMENTATION:

31 MARCH 2023

TARGET DATE TO INFORM APPLICANT:

17 MARCH 2023

TARGET DATE TO INFORM OBJECTOR:

N/A

7.

IN PRINCIPLE APPROVAL FOR THE DIRECT ALIENATION OF A PORTION OF REMAINDER ERF 243 HERMANUS, ADJACENT TO ERF 6667 HERMANUS, SITUATED ON THE CORNER OF BALFOUR STREET AND HOSPITAL ROAD, WESTCLIFF, HERMANUS, TO VON ZEUNER PROPERTIES (PROPRIETARY) LIMITED

**A Le Roux
12 January 2023**

Manager: Property Administration

(028) 316 - 5623

EXECUTIVE SUMMARY

To obtain approval in principle for the direct alienation of a portion of Remainder Erf 243 Hermanus ($\pm 380\text{m}^2$ in extent) adjacent to Erf 6667 Hermanus, situated on the Corner of Balfour Street and Hospital Road, Westcliff, Hermanus, to the owner of the adjoining property, Von Zeuner Properties (Proprietary) Limited for parking purposes.

RECOMMENDATION TO THE COUNCIL:

1. that the direct alienation of a portion of Remainder Erf 243 Hermanus ($\pm 380\text{m}^2$ in extent) adjacent to Erf 6667 Hermanus, situated on the corner of Balfour Street and Hospital Road, Westcliff, Hermanus, to the owner of the adjoining 6667 Hermanus, Von Zeuner Properties (Proprietary) Limited, for parking purposes, at an amount of R145.53/m² (one hundred forty-five rand and fifty-three cents 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 Remainder Erf 243 Hermanus 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 Remainder Erf 243 Hermanus must be consolidated with the adjoining property of Von Zeuner Properties (Proprietary) Limited, being Erf 6667 Hermanus, simultaneous with the registration of the transfer;
5. that the purchaser registers a servitude in favour of the Municipality for the sewer lines on the Property against the title deed of the Property, at its own cost, simultaneous with the registration of the transfer;
6. that a condition be registered against the title deed of the to be consolidated property that the portion of property envisaged to be transferred may only be used for parking purposes and no structures, excluding a boundary fence or wall, may be erected thereon;

7. that the alienation of said portion of Remainder Erf 6667 Hermanus be subject to a suspensive condition that the applicant/purchaser obtains approval for all the required land use rights, which may include, the closure of public open space, rezoning, subdivision and consolidation;
8. that all the costs pertaining to the transaction, e.g. application costs, valuation costs, closure of public open space, rezoning, subdivision and consolidation, advertisement and the related costs, etc. be paid by the Applicant/purchaser, Von Zeuner Properties (Proprietary) Limited; and
9. 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:**R MARINUS****TARGET DATE FOR IMPLEMENTATION:****14 MARCH 2023****TARGET DATE TO INFORM APPLICANT:****7 MARCH 2023****TARGET DATE TO INFORM OBJECTOR:****N/A**

8.

A PORTION OF REMAINDER ERF 249 HERMANUS: RENEWAL OF LEASE OF MUNICIPAL PROPERTY TO LIANE FLORENCE FREW (CURRENTLY DAL-ITALIA DELI & COFFEE SHOP) SITUATED AT 13 ABERDEEN STREET, HERMANUS)

**A Le Roux
15 December 2022**

Manager: Property Administration

(028) 316 5623

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement with Liane Florence Frew, hereinafter referred to as “the Applicant”, in respect of a portion of Remainder Erf 249 Hermanus ($\pm 12\text{m}^2$ in extent), hereinafter referred to as “the Property”, situated at 13 Aberdeen Street, Northcliff, Hermanus for a period of 9 (NINE) years and 11 (ELEVEN) months for the placing of tables and chairs in front of the restaurant on the sidewalk, for restaurant seating purposes.

RESOLVED:

1. that the lease of municipal property, being a portion of Remainder Erf 249 Hermanus ($\pm 12\text{m}^2$ in extent), to L F Frew, for the placing of tables and chairs for restaurant seating purposes at a rental amount of R33.91/m² (THIRTY-THREE RAND AND NINETY-ONE CENTS) (VAT excluded) per square metre per month for a period of 9 (NINE) years and 11 (ELEVEN) months from 1 December 2022 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 annually on 1 July in accordance with the tariffs stipulated in the Annual Budget as approved by Council, next escalation to be on 1 July 2023.

RESPONSIBLE OFFICIAL :

R OCTOBER

TARGET DATE FOR IMPLEMENTATION :

31 MARCH 2023

TARGET DATE TO INFORM APPLICANT :

15 MARCH 2023

TARGET DATE TO INFORM OBJECTOR :

N/A

9.

A PORTION OF REMAINDER ERF 1253 HERMANUS (OPEN SPACE SITUATED IN EASTCLIFF): DEVIATION FROM PARAGRAPH 18 OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO ENTER INTO A FURTHER LEASE AGREEMENT WITH VODACOM (PTY) LTD

**A Le Roux
19 December 2022**

Manager: Property Administration

(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 Vodacom (Pty) Ltd ("Vodacom") in respect of a portion of Remainder Erf 1253 Hermanus, $\pm 4\text{m}^2$ (APPROXIMATELY FOUR-SQUARE METRES) in extent, situated in Eastcliff, hereinafter referred to as "the Property", for the purpose of a temporary mast 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 Vodacom in respect of the Property for a temporary mast for telecommunication purposes, without following a competitive process.

RESOLVED:

1. that the lease of municipal property, being a portion of Remainder Erf 1253 Hermanus ($\pm 4\text{m}^2$ in extent), to Vodacom (Pty) Ltd for a temporary mast for telecommunication purposes at the rental amount of R77.39/m² (SEVENTY-SEVEN RAND AND THIRTY-NINE CENTS PER SQUARE METRE) (VAT excluded) which amounts to R309.56 (THREE HUNDRED AND NINE RAND AND FIFTY-SIX CENTS) (VAT excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months from 1 November 2022 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 2023.

RECOMMENDATION TO THE COUNCIL:

that the deviation from paragraph 18 of the Administration of Immovable Property Policy allowing a direct lease to Vodacom (Pty) Ltd, **be approved**.

RESPONSIBLE OFFICIAL :	R OCTOBER
TARGET DATE FOR IMPLEMENTATION :	15 MARCH 2023
TARGET DATE TO INFORM APPLICANT :	30 MARCH 2023
TARGET DATE TO INFORM OBJECTOR :	N/A

10.

A PORTION OF ERF 10572, A CLOSED PORTION OF GOLF STREET, HERMANUS: SERVITUDE RIGHT OF WAY IN FAVOUR OF THE OWNERS OF ERF 1272 HERMANUS, THE EDC HOUSE TRUST

A Le Roux

Senior Manager: Property Administration

2 November 2022

(028) 316 5623

EXECUTIVE SUMMARY

To obtain approval for a servitude right of way over municipal property, being a portion of Erf 10572 Hermanus, a closed portion of Golf Street, Hermanus (hereinafter referred to as "the Property") in favour of the owners of Erf 1272 Hermanus, Hermanus being the EDC House Trust.

RECOMMENDATION TO THE COUNCIL:

that a servitude right of way over municipal property, being a portion of Erf 10572 Hermanus, a closed portion of Golf Street, Hermanus in favour of the owners of Erf 1272 Hermanus at a market related price, **be approved.**

RESPONSIBLE OFFICIAL :**M ERASMUS****TARGET DATE FOR IMPLEMENTATION :****31 MARCH 2022****TARGET DATE TO INFORM APPLICANT :****31 MARCH 2022****TARGET DATE TO INFORM OBJECTOR :****N/A**

11.

ERF 490 ZWELIHLE SITUATED AT 32 LOBA STREET, ZWELIHLE: RENEWAL OF LEASE TO MASIZAKHE EDUCARE CENTRE**A Le Roux****Senior Manager: Property Administration****19 December 2022****(028) 316 5623****EXECUTIVE SUMMARY**

To obtain approval to enter into a further lease agreement with Masizakhe Educare Centre, hereafter referred to as "Masizakhe", in respect of municipal property, Erf 490 Zwelihle (858m² in extent), situated at 32 Loba Street, Zwelihle, hereafter referred to as "the Property", for a period of 9 (NINE) years and 11 (ELEVEN) months for the purpose of operating the Masizakhe Educare Centre.

RESOLVED:

1. that the renewal of the lease of municipal property, being Erf 490 Zwelihle (858m² in extent), to Masizakhe Educare Centre, for the purpose operating the Masizakhe Educare Centre for a period of 9 (NINE) years and 11 (ELEVEN) months at a rental amount of R167.84 (ONE HUNDRED AND SIXTY SEVEN RAND AND EIGHTY FOUR CENTS) (VAT excluded) per month from 1 October 2022 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 annually on 1 July in accordance with the tariffs stipulated in the Annual Budget as approved by Council, the first escalation to be on 1 July 2023.

RESPONSIBLE OFFICIAL :**R OCTOBER****TARGET DATE FOR IMPLEMENTATION :****15 MARCH 2023****TARGET DATE TO INFORM APPLICANT :****30 MARCH 2023****TARGET DATE TO INFORM OBJECTOR :****N/A**

12.

ERVEN 127, 129 AND A PORTION OF ERF 823 ZWELIHLE (SITUATED AT 46 LUSIBA STREET, ZWELIHLE): RENEWAL OF LEASE TO LUKHANYO PRIMARY SCHOOL

A Le Roux**Senior Manager: Property Administration****13 December 2022****(028) 316 - 5623**

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement with Lukhanyo Primary School (hereinafter referred to as "Lukhanyo") in respect of Erven 127, 129 and a portion of Erf 823 Zwelihle (jointly ±590m² in extent), situated at 46 Lusiba Street, Zwelihle (hereinafter referred to as "the Property"), for a period of 9 (NINE) years and 11 (ELEVEN) months for the purpose of operating and managing a Grade R Education Centre.

RESOLVED:

1. that the renewal of the lease of municipal properties, being erven 127, 129 and a portion of Erf 823 Zwelihle (jointly ±590m² in extent), to Lukhanyo Primary School for the purpose of a Grade R Education Centre at the rental amount of R167.83 (ONE HUNDRED AND SIXTY-SEVEN RAND AND EIGHTY-THREE CENT) (VAT excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months as from 17 October 2022 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 annually on 1 July in accordance with the tariffs stipulated in the Annual Budget as approved by Council, the first escalation to be on 1 July 2023.

RESPONSIBLE OFFICIAL :**R OCTOBER****TARGET DATE FOR IMPLEMENTATION :****15 MARCH 2023****TARGET DATE TO INFORM APPLICANT :****30 MARCH 2023**

13.

APPLICATION TO PURCHASE: A PORTION OF REMAINDER ERF 243 HERMANUS (A SERVICES AREA BETWEEN PRILLEWITZ STREET AND SWARTDAM ROAD, HERMANUS)

A Le Roux

Senior Manager: Property Administration

22 November 2022

(028) 316 - 5623

EXECUTIVE SUMMARY

To consider the request to purchase a portion of Remainder Erf 243 Hermanus ($\pm 5000\text{m}^2$ in extent), a services area situated between Prillewitz Street and Swartdam Road, Hermanus.

RECOMMENDATION TO THE COUNCIL:

that the sale of a portion of Remainder Erf 243 Hermanus ($\pm 5,000\text{m}^2$ in extent), a services area between Prillewitz Street and Swartdam Road, **not be approved** as the Property is used and needed for municipal services and earmarked for future municipal services.

RESPONSIBLE OFFICIAL:**W MURTZ****TARGET DATE FOR IMPLEMENTATION:****31 MARCH 2023****TARGET DATE TO INFORM APPLICANT:****17 MARCH 2023****TARGET DATE TO INFORM OBJECTOR:****N/A**

14.

ZWELIHLE: EXCHANGE TRANSFERS: ERVEN 584 AND 244 ZWELIHLE, ERVEN 794 AND 798 ZWELIHLE AND REQUEST FOR THE DEBT ON THE ACCOUNTS OF THE ERVEN TO BE WRITTEN OFF

A Le Roux
31 August 2022

Senior Manager: Property Administration

(028) 316-5623

EXECUTIVE SUMMARY

To obtain approval from Council to pay the transfer costs to assist with the:

- (a) exchange transfer of Erven 794 and 798 Zwelihle; and
- (b) exchange transfer of Erven 584 and 244 Zwelihle;

To obtain approval from Council to write off all debt in relation to Erven 794 and 798, 584 and 244, to be able to attend to the above transfers for which rate clearance certificates will be needed.

RECOMMENDATION TO THE COUNCIL:

1. that it **be approved** that the Municipality attends to and bears all the cost relating to the exchange/rectification transfer of Erven 794 and 798 Zwelihle;
2. that it **be approved** that the Municipality attends to and bears all the cost relating to the exchange/rectification transfer of Erven 244 and 584 Zwelihle; and
3. that the writing off of the levies, administrative charges, penalties, etc. on the accounts and handed over accounts up to 19 January 2023 amounting to, plus any subsequent charges up to the date of registration in the Deeds Office, for the following erven, **be approved**:

Erf nr.	Account nr.		Amount
• 794	201007940009 (current account)	R	1,809.83
• 798	201007980005 (current account)	R	27,880.64
• 798	900000284054 (handed over)	R	9,616.22
• 798	900000346954 (handed over)	R	6,726.11
• 798	900000433289 (handed over)	R	8,320.02
• 798	900000465886 (handed over)	R	3,487.37
• 798	900000487680 (handed over)	R	2,070.34
• 798	900000509924 (handed over)	R	4,553.32
• 798	900000639564 (handed over)	R	20,626.83
• 798	900000672099 (handed over)	R	8,069.69
• 798	900000697968 (handed over)	R	3,926.51
• 798	900000709708 (handed over)	R	3,508.23

•	798	900000722046 (handed over)	R	3,749.04
•	798	900000734315 (handed over)	R	3,243.64
•	584	201005840006 (current account)	R	6,202.56
•	244	201002440009 (current account)	R	10,472.18
•	244	900000280531 (handed over)	R	57,884.38
•	244	900000440979 (handed over)	R	6,754.72
•	244	900000465855 (handed over)	R	2,636.42
•	244	900000487570 (handed over)	R	3,892.70
•	244	900000514337 (handed over)	R	3,483.27
•	244	900000538597 (handed over)	R	7,694.40
•	244	900000576663 (handed over)	R	4,884.50
•	244	900000603884 (handed over)	R	6,763.75
•	244	900000615720 (handed over)	R	7,025.48
•	244	900000637153 (handed over)	R	8,861.25
•	244	900000645394 (handed over)	R	4,575.76
•	244	900000680955 (handed over)	R	5,473.61
•	244	900000704552 (handed over)	R	4,955.61
•	244	900000730469 (handed over)	R	4,889.58
		Total (subsequent charges to be added)	R	<u>254,037.96</u>

RESPONSIBLE OFFICIALS :

**A GCOTYELWA
E HOONEBERG
A LE ROUX**

TARGET DATE FOR IMPLEMENTATION :

IN PROGRESS

TARGET DATE TO INFORM APPLICANT :

31 MARCH 2023

TARGET DATE TO INFORM OBJECTOR :

N/A

15.

A PORTION OF REMAINDER ERF 3011 ONRUSTRIVIER, ADJACENT TO ERF 3010 ONRUSTRIVIER (SITUATED IN BEACH ROAD): LEASE OF MUNICIPAL PROPERTY TO HOLTZHAUSEN, JA

A Le Roux Senior Manager: Property Administration
13 December 2022

(028) 316 5623

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement with Mr. Johannes Andries Holtzhausen, (hereinafter referred to as "the Applicant") for a period of 9 (NINE) years and 11 (ELEVEN) months in respect of municipal property, being a portion of Remainder Erf 3011 Onrustrivier adjacent to Erf 3010 Onrustrivier, ($\pm 85,5\text{m}^2$ in extent) (hereinafter referred to as "the Property"), situated in Beach Road, Onrustrivier, for the purpose of maintaining a water tank and pump in the water reservoir situated on municipal property.

RESOLVED:

1. that the lease of municipal property, being a portion of Remainder Erf 3011 Onrustrivier ($\pm 85,5\text{m}^2$ in extent), to J A Holtzhausen for the purpose of maintaining a water tank and pump in a water reservoir at the rental amount of R540.49 (FIVE HUNDRED AND FORTY RAND AND FORTY NINE CENTS) (VAT excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months from 1 December 2022 in terms of the Administration of Immoveable 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 consumer price index (all items), the next escalation to be on 1 July 2023.

RESPONSIBLE OFFICIAL :

R OCTOBER

TARGET DATE FOR IMPLEMENTATION :

15 MARCH 2023

TARGET DATE TO INFORM APPLICANT :

30 MARCH 2023

16.

APPLICATION TO PURCHASE: A PORTION OF PORTION 3 OF THE FARM NO 566 CALEDON REGIONAL DISTRICT, ADJACENT TO ERF 191 HAWSTON (191 MARINE DRIVE, HAWSTON) – B & AC GARDINER

A Le Roux

Senior Manager: Property Administration

14 December 2022

(028) 316 - 5623

EXECUTIVE SUMMARY

To consider the application received from B & AC Gardiner (the owners of Erf 191 Hawston) for the direct alienation of municipal property, being a portion of portion 3 of the Farm No 566 Caledon Regional District, adjacent to Erf 191 Hawston, situated at 191 Marine Drive, Hawston.

RECOMMENDATION TO THE COUNCIL:

that the direct alienation of a portion of portion 3 of the Farm No 566 Caledon Regional District described as Property A ($\pm 200\text{m}^2$ in extent) and Property B ($\pm 200\text{m}^2$ in extent), adjacent to Erf 191 Hawston, to the owners of the adjoining Erf 191 Hawston, B & AC Gardiner, **not be approved** on the following reasons:

- (a) The Property is zoned Agriculture Zone 1 and forms part of a protected buffer area and coastal protection zone and is outside of the urban edge; and
- (b) The undesirability of subdividing portion 3 of the Farm No 566 Caledon Regional District to create a single non-viable property for 1 (ONE) individual purchase application where a viable property can be created.

RESPONSIBLE OFFICIAL:**W MURTZ****TARGET DATE FOR IMPLEMENTATION:****31 MARCH 2023****TARGET DATE TO INFORM APPLICANT:****17 MARCH 2023****TARGET DATE TO INFORM OBJECTOR:****N/A**

17.

HAWSTON: IN PRINCIPLE APPROVAL FOR THE ALIENATION OF ERF 230 HAWSTON (SITUATED IN LINCOLN CLOSE, HAWSTON), 634m² IN EXTENT, BY MEANS OF A COMPETITIVE PROCESS

A Le Roux

Senior Manager: Property Administration

28 November 2022

(028) 316-5623

EXECUTIVE SUMMARY

To obtain in principle approval for the alienation of Erf 230 Hawston, 634m² (six hundred and thirty-four square metres) in extent (the "Property"), for residential purposes by means of a competitive process.

RECOMMENDATION TO THE COUNCIL:

1. that the alienation of Erf 230 Hawston (634m² in extent) by means of a competitive process for residential purposes at a market related price **be approved in principle**;
2. that all the costs pertaining to the transaction, for example the transfer costs, water, sewer and electricity connections and the section 14 advertisement, but excluding the valuation costs, be paid by the successful bidder/purchaser; and
3. that it is hereby confirmed by Council 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 approved by Council on 25 November 2015 and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003).

RESPONSIBLE OFFICIAL :

R MARINUS

TARGET DATE FOR IMPLEMENTATION :

14 MARCH 2023

TARGET DATE TO INFORM APPLICANT :

7 MARCH 2023

TARGET DATE TO INFORM OBJECTOR :

N/A

18.

IN PRINCIPLE APPROVAL FOR THE ALIENATION OF REMAINDER ERF 4324 KLEINMOND (SITUATED AT 59 FOURTH AVENUE, KLEINMOND), 564M² IN EXTENT, BY MEANS OF A COMPETITIVE PROCESS

A Le Roux

Senior Manager: Property Administration

27 September 2022

(028) 316-5623

EXECUTIVE SUMMARY

To obtain in principle approval for the alienation of Remainder Erf 4324 Kleinmond, 564m² (FIVE HUNDRED AND SIXTY-FOUR SQUARE METRES) in extent (the "Property"), for residential purposes by means of a competitive process.

RECOMMENDATION TO THE COUNCIL:

1. that the alienation of Remainder Erf 4324 Kleinmond (564m² in extent) for residential purposes by means of a competitive process at a market related price **be approved in principle;**
2. that all the costs pertaining to the transaction, for example the transfer costs, water, sewer and electricity connections and the section 14 advertisement, but excluding the valuation costs, be paid by the successful bidder/purchaser; and
3. that it is hereby confirmed by Council 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 approved by Council on 25 November 2015 and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003).

RESPONSIBLE OFFICIAL :

M ERASMUS

TARGET DATE FOR IMPLEMENTATION :

31 MARCH 2023

TARGET DATE TO INFORM APPLICANT :

N/A

TARGET DATE TO INFORM OBJECTOR :

N/A

19.

KLEINMOND: IN PRINCIPLE APPROVAL FOR THE ALIENATION OF ERF 6559 KLEINMOND (SITUATED ON THE CORNER OF HEIDE STREET AND PROTEA AVENUE, PROTEADORP), 575M² IN EXTENT, BY MEANS OF A COMPETITIVE PROCESS

**A Le Roux
28 November 2022**

Manager: Property Administration

(028) 316-5623

EXECUTIVE SUMMARY

To obtain in principle approval for the alienation of Erf 6559 Kleinmond, 575m² (five hundred and seventy-five square metres) in extent (the "Property"), for residential purposes by means of a competitive process.

RECOMMENDATION TO THE COUNCIL:

1. that the alienation of Erf 6559 Kleinmond, 575m² (five hundred and seventy-five square metres) in extent for residential purposes by means of a competitive process at a market related price **be approved in principle;**
2. that the successful bidder registers a 3m servitude along the Eastern boundary of the property as well as a servitude on the Western side of the property in favour of the Municipality for the sewer and water lines against the title deed of the Property, at its own cost, simultaneous with the registration of the transfer;
3. that all the costs pertaining to the transaction, for example the transfer costs, water, sewer and electricity connections and the section 14 advertisement, but excluding the valuation costs, be paid by the successful bidder/purchaser; and
4. that it is hereby confirmed by Council 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 approved by Council on 25 November 2015 and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003).

RESPONSIBLE OFFICIAL :

R MARINUS

TARGET DATE FOR IMPLEMENTATION :

14 MARCH 2023

TARGET DATE TO INFORM APPLICANT :

7 MARCH 2023

TARGET DATE TO INFORM OBJECTOR :

N/A

20.

KLEINMOND: IN PRINCIPLE APPROVAL FOR THE ALIENATION OF ERF 3300 KLEINMOND (SITUATED AT 45 JS MARAIS STREET, KLEINMOND), 595m² IN EXTENT, AND ERF 3724 KLEINMOND (SITUATED AT 52 PALMIET ROAD, KLEINMOND), 595m² IN EXTENT BY MEANS OF A COMPETITIVE PROCESS

7/2/3/2

A Le Roux

Senior Manager: Property Administration

28 November 2022

(028) 316-5623

EXECUTIVE SUMMARY

To obtain in principle approval for the alienation of Erven 3300 and 3274 Kleinmond (both are respectively 595m² in extent) (the "Properties"), for residential purposes by means of a competitive process.

RECOMMENDATION TO THE COUNCIL:

1. that the alienation of Erf 3300 Kleinmond (595m² in extent) and Erf 3724 Kleinmond (595m² in extent) for residential purposes by means of a competitive process at a market related price **be approved in principle**;
2. that all the costs pertaining to the transaction, for example the transfer costs, water, sewer and electricity connections and the section 14 advertisement, but excluding the valuation costs, be paid by the successful bidder/purchaser; and
3. that it is hereby confirmed by Council 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 approved by Council on 25 November 2015 and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003).

RESPONSIBLE OFFICIAL :

R MARINUS

TARGET DATE FOR IMPLEMENTATION :

14 MARCH 2023

TARGET DATE TO INFORM APPLICANT :

7 MARCH 2023

21.

ERF 2649 BETTY'S BAY: DEVIATION FROM PARAGRAPH 26 OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO ENTER INTO A LEASE AGREEMENT WITH THE DEPARTMENT OF TRANSPORT AND PUBLIC WORKS AT A FIXED ESCALATION RATE

A Le Roux

Senior Manager: Property Administration

23 November 2022

(028) 316 5623

EXECUTIVE SUMMARY

To obtain approval from Council for the deviation from paragraph 26 of the Administration of Immovable Property Policy of 2015 allowing the Municipality to enter into a lease agreement with a fixed escalation rate with the Department of Transport and Public Works (hereinafter referred to as "DTPW"), in respect of the lease of space in a building on a portion of Erf 2649 Betty's Bay for the purpose of operating a health care clinic to serve the community of Betty's Bay.

RECOMMENDATION TO THE COUNCIL:

that the deviation from paragraph 26 of the Administration of Immovable Property Policy of 2015 in order for the lease amount to escalate every year on 1 July with a fixed percentage of 5%; **be approved.**

RESPONSIBLE OFFICIAL :

R MARINUS

TARGET DATE FOR IMPLEMENTATION :

14 MARCH 2023

TARGET DATE TO INFORM APPLICANT :

7 MARCH 2023

TARGET DATE TO INFORM OBJECTOR :

N/A

PORTFOLIO COMMITTEE :

COMMUNITY SERVICES

Chairperson :

Cllr R Nutt

Committee Members :

**Ald K Brice, Cllrs S Williams,
S Silo, K Ngqandana**

1.

STATUS OF THE PUBLIC LAUNCHING SITES (PLS): OVERSTRAND MUNICIPAL AREA**T Steenberg****Deputy Director: Operational Services****31 January 2023****(028) 313 8982**

EXECUTIVE SUMMARY

The purpose of this report is to inform Council

- of the status of Public Launching Sites (PLS) registered for management by Overstrand Municipality, and
- to consider the review of PLS to be de-registered by the Department of Environmental Affairs and Development Planning (DEA & DP).

THIS ITEM WAS REFERRED BACK TO BE DISCUSSED AT THE NEXT TMT MEETING AND RESUBMITTED TO COUNCIL

RESPONSIBLE OFFICIAL :**TP STEENBERG****TARGET DATE FOR IMPLEMENTATION :****1 MARCH 2023**

**PORTFOLIO COMMITTEE :
MANAGEMENT SERVICES**

Chairperson :

Cllr F Africa

Committee Members :

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

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

PORTFOLIO COMMITTEE :

FINANCE & TOURISM

Chairperson :

Ald A Rabie

Committee Members :

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

1.
**MONTHLY REPORT TO COUNCIL ON SUPPLY CHAIN MANAGEMENT (SCM)
POLICY: PARAGRAPH 36, 16(1)(b) AND 17(1)(c) FOR JANUARY 2023**

C Le Roux
02 February 2023

Deputy Director: Finance & SCM

(028) 313 8107

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, approvals in terms of Paragraph 16(1)(b) and 17(1)(c) for January 2023.

RECOMMENDATION TO THE COUNCIL:

1. that the deviations from the procurement processes, approved in terms of the delegated authority for January 2023, **be noted**;
2. that the awards made in terms of Paragraph 16(1)(b) and 17(1)(c), approved in terms of the delegated authority for January 2023, **be noted**; and
3. that the awards made through the Bid Committee system, and formal written price quotations in excess of R30 000 and all price quotations below R30 000 for January 2023, **be noted**.

RESPONSIBLE OFFICIAL :

C LE ROUX

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

**2.
AMENDMENT TO THE INDIGENT POLICY****SG Reyneke-Naude
30 January 2023****Director: Finance****(028) 313 8040**

EXECUTIVE SUMMARY

The purpose of this report is to recommend an adjustment to the Indigent Policy in order to address risks (invalid indigent debtors) related to households automatically qualifying for an Indigent subsidy.

RECOMMENDATION TO THE COUNCIL:

that the amended Indigent policy be approved and implemented from 1 March 2023.

RESPONSIBLE OFFICIAL :**EM HOONEBERG****TARGET DATE FOR IMPLEMENTATION :****01 MARCH 2023**

3.**TOURISM QUARTERLY REPORT : OCT – DEC 2022****S Madikane****Director: Economic and Social Development****31 January 2023****(028) 313 8066**

EXECUTIVE SUMMARY

The report is to provide Council with information regarding programs in the implementation of interventions. The report covers October/November/December 2022 regarding services rendered towards improving tourism offerings in the Overstrand. The efforts form part of the recovery process and are geared to ignite the economy through increasing feet in the area. The increase in human movement, impacts positively on the economy, the municipality has witnessed improvement in the popularity of the destination leading to the recovery of the economy and increased consumption of goods and services.

RESOLVED:

that the Second Quarter Report for October – December 2022 **be noted**.

RESPONSIBLE OFFICIAL :**F LLOYD****TARGET DATE FOR IMPLEMENTATION :****IMMEDIATELY**

**4.
TOURISM MONTHLY REPORT: DECEMBER 2022 & JANUARY 2023**

**F Lloyd
23 January 2023**

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 December 2022 and January 2023.

RESOLVED:

that the monthly tourism reports for December 2022 and January 2023 **be noted**.

RESPONSIBLE OFFICIAL :

F LLOYD

TARGET DATE FOR IMPLEMENTATION :

IMMEDIATELY

**5.
MEMORANDUM OF UNDERSTANDING: INTERGOVERNMENTAL
CO-ORDINATION – MANAGEMENT OF DANGER POINT LIGHTHOUSE**

**F Lloyd
6 February 2023**

Tourism Manager

(028) 313 5022

EXECUTIVE SUMMARY

The purpose of this memorandum is to provide and outline an understanding with Transnet regarding the promotion of tourism and SMME development at the Danger Point Lighthouse. This understanding will form the basis of a working agreement and a Memorandum of Understanding with Transnet.

The Executive Mayor, Ald A Rabie, requested that this item be referred to council.

RECOMMENDATION TO THE COUNCIL:

that a Joint Management Committee be established and comments on the Memorandum of Understanding be pursued.

RESPONSIBLE OFFICIAL :

F LLOYD

TARGET DATE FOR IMPLEMENTATION :

1 MARCH 2023

The meeting adjourned at 11:57

DATE

DR. A RABIE - EXECUTIVE MAYOR