



**ORDINARY MEETING OF THE MAYORAL
COMMITTEE**

**GEWONE VERGADERING VAN DIE
BURGEMEESTERSKOMITEE**

**INTLANGANISO YESIQHELO YEKOMITI
KASODOLOPHU**

MINUTES / NOTULE /

IMIZUZU

DATE / DATUM / UMHLA : 28 NOVEMBER / NOVEMBA 2018

**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 28 NOVEMBER 2018, AT 10:00**

PRESENT: Councillors were present as per attached attendance register.

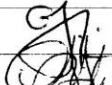
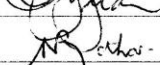

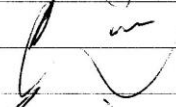
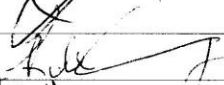


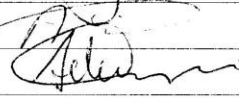

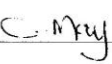
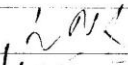


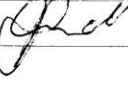
OFFICIALS PRESENT: Mr C Groenewald, Municipal Manager
Ms S Reyneke-Naudé, Director : Finance
Mr N Michaels, Director : Protection Services
Mr S Müller, Director : Infrastructure & Planning
Mr X Kosi, Acting Director : LED
Mr H Blignaut, Deputy Director : Engineering Services
Mr F Myburgh, Senior Manager : Gansbaai Administration
Ms E Hooneberg, Senior Manager : Income
Mr G Smit, Manager : Social Development
Mr L Smith, Chief: Fire & Rescue & Disaster Management
Ms M Erasmus, Administrative Officer : Property Administration
Ms H van Tonder, Manager : Council Support Services
Ms R Steenekamp, Media & Social Media Liaison Officer
ICT
Ms G Erasmus, Clerk : Auditorium
Ms S Swart: Administrative Officer : Council Support Services
Ms D Laing, Relief Clerk : Grade 2

ALSO PRESENT: Members of the Public

MINUTES/.....

OVERSTRAND MUNICIPALITY
ATTENDANCE REGISTER

MAYORAL COMMITTEE MEETING
28 NOVEMBER 2018

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

Cllr A Komani opened with prayer. The Municipal Manager, Mr C Groenewald, read the convening notice .

2. APPLICATIONS FOR LEAVE OF ABSENCE

None

3. CONFIRMATION OF MINUTES

- 3.1 Minutes of an **Ordinary Meeting** of the **Mayoral Committee** held on **Wednesday, 31 October 2018 at 10:00**

RESOLVED

that the Minutes of an **Ordinary Meeting** of the **Mayoral Committee** held on **Wednesday, 31 October 2018 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) OCTOBER 2018**

8/2/2

C Le Roux

(028) 313 8107

Corporate Head Office

9 November 2018

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 October 2018.

RECOMMENDATION TO THE COUNCIL:

1. that the deviations from the procurement processes, approved in terms of the delegated authority for October 2018, **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 October 2018, **be noted**.

RESPONSIBLE OFFICIAL :

C LE ROUX

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

6.
PROPOSED AMENDMENT OF CONTRACT SC 878/2010: OPERATION OF THE GANSBAAI LANDFILL SITE AND PUBLIC DROP-OFF FACILITIES IN GREATER GANSBAAI AND STANFORD

8/2/1/SC878/2010

H Blignaut

(028) 313 5047

Hermanus Administration

13 November 2018

EXECUTIVE SUMMARY

The purpose of this report is to provide the necessary information and motivation for the proposed amendment of Contract Number SC878/2010: Operation of the Gansbaai Landfill Site and Public Drop-Off Facilities in Greater Gansbaai and Stanford, in terms of the enabling provisions of Section 116(3) of the Local Government: Municipal Finance Management Act 2003 (Act No. 56 of 2003) (MFMA), to enable Council to make an informed decision whether to consent to the amendment of the contract.

RECOMMENDATION TO THE COUNCIL:

1. that **cognisance be taken** of the reasons for the proposed amendment of Contract SC878/2010 for the Operation of the Gansbaai Landfill Site and Public Drop-Off Facilities in Greater Gansbaai and Stanford, in terms of the enabling provisions of Section 116(3) of the Local Government: Municipal Finance Management Act 2003 (Act 56 of 2003), and that the amendment **be consented to**; and
2. that **cognisance be taken** that no recommendations or representations were received from the local community by the closing date of 25 October 2018.

RESPONSIBLE OFFICIAL :

J VAN TAAK

TARGET DATE FOR IMPLEMENTATION :

1 DECEMBER 2018

TARGET DATE TO INFORM APPLICANT :

N/A

TARGET DATE TO INFORM OBJECTOR :

N/A

7.
**LONG TERM WATER AND WASTE WATER TREATMENT OPERATIONS
MANAGEMENT CONTRACT : CONTRACT SC 1890/2018**

8/2/1/SC1890/2018

H Blignaut

(028) 313 5047

Hermanus Administration

9 November 2018

EXECUTIVE SUMMARY

A long term water and waste water treatment operations management contract, Contract SC 1890/2018 (the Contract), was awarded to Veolia Water Solutions and Technologies South Africa (Pty) Ltd (the Operator) on 4 September 2018 by the Accounting Officer, following a recommendation by the Bid Adjudication Committee on 31 August 2018.

The purpose of this report is to present Council with the long term water and waste water treatment operations management contract, and to seek Council resolution:

- To approve the Contract in its final form as it is to be executed, 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); and
- To grant to the Operator the right to use, control and manage the water and waste water treatment works as set out in the Contract, and as is required by the Municipal Asset Transfer Regulations No. R878, published in Government Gazette No. 31346 on 22 August 2008.

RECOMMENDATION TO THE COUNCIL:

1. that **cognisance be taken** 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 long term contract and the right to use the water and waste water treatment works;
2. that the right to use, control and manage the water and waste water treatment works for the contract period of 15 years to Veolia Water Solutions & Technologies (Pty) Ltd **be granted**;
3. that the determination of significant economic financial benefit from the long term contract for the Overstrand Municipality **be noted**;
4. that the long term contract for the Management of the Operation and Maintenance of the Water and Waste Water Treatment Works under the jurisdiction of Overstrand Municipality **be approved**; and

5. that the Municipal Manager **be authorised** to sign the long term contract on behalf of Overstrand Municipality.

RESPONSIBLE OFFICIAL :	H BLIGNAUT
TARGET DATE FOR IMPLEMENTATION :	8 DECEMBER 2018
TARGET DATE TO INFORM APPLICANT :	N/A
TARGET DATE TO INFORM OBJECTOR :	N/A

8.
PROPOSED AMENDMENT OF CONTRACT SC 1706/2016: OPERATION OF CELL 3 OF THE KARWYDERSKRAAL LANDFILL SITE FOR OVERSTRAND MUNICIPALITY

8/2/1/SC1706/2016

H Blignaut

(028) 313 5047

Hermanus Administration

13 November 2018

EXECUTIVE SUMMARY

The purpose of this report is to provide the necessary information and motivation for the proposed amendment of Contract Number SC1706/2016: Operation of Cell 3 of the Karwyderskraal Landfill Site for Overstrand Municipality, in terms of the enabling provisions of Section 116(3) of the Local Government: Municipal Finance Management Act 2003 (Act No. 56 of 2003) (MFMA), to enable Council to make an informed decision whether to consent to the amendment of the contract.

RECOMMENDATION TO THE COUNCIL:

1. that **cognisance be taken** of the reasons for the proposed amendment of Contract SC1706/2016 for the Operation of Cell 3 of the Karwyderskraal Landfill Site for Overstrand Municipality, in terms of the enabling provisions of Section 116(3) of the Local Government: Municipal Finance Management Act 2003 (Act 56 of 2003), and that the amendment be **consented to**; and
2. that **cognisance be taken** that no recommendations or representations were received from the local community by the closing date of 15 October 2018.

RESPONSIBLE OFFICIAL :

J VAN TAAK

TARGET DATE FOR IMPLEMENTATION :

1 JANUARY 2019

TARGET DATE TO INFORM APPLICANT :

N/A

TARGET DATE TO INFORM OBJECTOR :

N/A

9.
**SUBSIDY APPLICATION ON PROCLAIMED MAIN ROADS FOR THE PERIOD
1 JULY 2019 TO 30 JUNE 2020**

5/6/17

M Bartman

(028) 3138982

Hermanus Administration

14 November 2018

EXECUTIVE SUMMARY

The purpose of this report is to request Council's approval for the subsidy application for proclaimed main roads within Overstrand for the period 1 July 2019 to 30 June 2020.

RECOMMENDATION TO THE COUNCIL:

that the subsidy application to be submitted to the Provincial Department of Roads and Transport for proclaimed main roads in Overstrand for the 2019/20 financial year to the amount of R240 000, **be supported.**

RESPONSIBLE OFFICIAL :

M BARTMAN

TARGET DATE FOR IMPLEMENTATION :

NOVEMBER 2019

10.

2nd ADJUSTMENTS BUDGET 2018/2019 (UNFORESEEN AND UNAVOIDABLE EXPENDITURE, GRANT FUNDING ROLL-OVERS APPROVED AND THE WESTERN CAPE ADJUSTED ESTIMATES, 2018)

5/1/1/20-2018/2019

BA King

(028) 313 8154

Corporate Head Office

23 November 2018

EXECUTIVE SUMMARY

Report prepared in terms of section 28(2)(b),(c) & (e) of the Local Government: Municipal Finance Management Act, 2003 (MFMA) for the appropriation of unforeseen and unavoidable expenditure, grant funding roll-overs approved and the Western Cape Adjusted Estimates, 2018.

RECOMMENDATION TO THE COUNCIL:

1. that, in terms of section 28(2)(b) & (c) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the 2nd Adjustments Budget (Unforeseen and Unavoidable Expenditure, Grant Funding Roll-overs Approved and the Western Cape Adjusted Estimates, 2018) 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

3. that the roll-over approval letters received from the National and Provincial Treasuries, regarding capital roll-over projects, **be noted**.

RESPONSIBLE OFFICIAL :

B KING

TARGET DATE FOR IMPLEMENTATION :

7 DECEMBER 2018

11.
**REVISED SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)
FOR 2018/19**

9/1/2/5

R Louw

(028) 313 8071

Corporate Head Office

13 November 2018

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 :

3 DECEMBER 2018

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**

1.
WRITING OFF OF IRRECOVERABLE DEBT

5/17/1

EM Hooneberg
22 October 2018

(028) 313 8149

Corporate Head Office

EXECUTIVE SUMMARY

The purpose of the report is to request Council to approve the writing off of debt that has become irrecoverable.

RECOMMENDATION TO THE COUNCIL:

that the irrecoverable debt to the value of R286 176.06 as listed below, **be written off** as bad debt:

A	First time write off – Indigent Households	R 28 069.90
B	Indigent water leakages irrecoverable	R251 673.78
C	Other Irrecoverable Debt (refer par 6.2.3)	R 6 432.38
	TOTAL	R286 176.06

RESPONSIBLE OFFICIAL :

EM HOONEBERG

TARGET DATE FOR IMPLEMENTATION :

7 DECEMBER 2018

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**

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

PORTFOLIO COMMITTEE :

**PROTECTION SERVICES,
ECONOMIC DEVELOPMENT & TOURISM**

Chairperson :

Cllr E Gillion

Committee Members :

**Cllrs C Resandt, G Cohen,
V Macotha & C Tafu-Nwonko**

PORTEFEULJEKOMITEE :

**BESKERMINGSDIENSTE,
EKONOMIESE ONTWIKKELING & TOERISME**

Voorsitter :

Rdl E Gillion

Komiteelede :

**Rdle C Resandt, G Cohen,
V Macotha & C Tafu-Nwonko**

1.
**ECONOMIC, SOCIAL AND TOURISM DEVELOPMENT QUARTERLY REPORT :
JULY – SEPTEMBER 2018**

9/1/2/2

S Madikane

(028) 313 8066

Corporate Head Office

23 October 2018

EXECUTIVE SUMMARY

The purpose of this report is to submit the Local Economic Development and Tourism activities in the months July – Sept 2018 for cognisance.

RESOLVED:

that the 1st quarterly report (July – Sept 2018) of the Directorate: Local Economic Development, **be noted**.

RESPONSIBLE OFFICIALS :

**X KOSI
F LLOYD
G SMIT**

TARGET DATE FOR IMPLEMENTATION :

IMMEDIATELY

2.

AMENDMENTS TO SECTION 1 AND SECTION 7 OF THE OVERSTRAND MUNICIPALITY PARKING MANAGEMENT BY-LAW 2015

17/3/2/1

L Wallace

(028) 313 5031

Hermanus Administration

5 November 2018

EXECUTIVE SUMMARY

In order to cater for changing circumstances and in an attempt to refine the Parking Management By-law with regard to “**disabled parking**”; “**disabled person**”; “**handheld device**” and “**Pay and Display parking spaces**” it was decided to propose amendments to the By-law.

RECOMMENDATION TO THE COUNCIL:

that, in terms of section 11(3)(e) and (m) of the Local Government: Municipal Systems Act No 32 of 2000, the Amendments to the Parking Management By-law 2015, as provided for in Annexure A to the report which served before the Portfolio Committee for Protection Services on 20 November 2018 and the Executive Mayor on 28 November 2018, **be adopted**.

RESPONSIBLE OFFICIAL :**N MICHAELS****TARGET DATE FOR IMPLEMENTATION :****DATE OF PROMULGATION IN
GOVERNMENT GAZETTE**

3.

QUARTERLY MONITORING REPORT FOR THE PERIOD JULY TO SEPTEMBER 2018 : DIRECTORATE : PROTECTION SERVICES

5/20

N Michaels

(028) 313 8054

Corporate Head Office

25 October 2018

EXECUTIVE SUMMARY

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

RESOLVED:

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

RESPONSIBLE OFFICIAL :**N MICHAELS****TARGET DATE FOR IMPLEMENTATION :****1 DECEMBER 2018**

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.

OPERATIONAL PLAN: HOLIDAY SEASON: 2018/2019

2/1

R Williams

(028) 313 8029

Hermanus Administration

18 October 2018

EXECUTIVE SUMMARY

The purpose of the report is to inform Council of the operational plan to be implemented in order to ensure that the Directorate: Community Services effectively manages and maintains bathing beaches, caravan parks, camping sites and other public facilities that will be visited and utilised by large numbers of visitors during the period from 01 December 2018 until 13 January 2019.

RESOLVED:

that the content of the Operational Plan: Holiday Season: 2018/2019, which is to be executed by the Directorate: Community Services, **be noted**.

RESPONSIBLE OFFICIAL :**AREA AND OPERATIONAL
MANAGERS AND MANAGER:
CORPORATE PROJECTS****TARGET DATE FOR IMPLEMENTATION :****1 DECEMBER 2018**

**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: SEPTEMBER 2018 –
OCTOBER 2018**

15/3/11

**R van Antwerp
22 October 2018**

(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 21 September 2018 – 22 October 2018.

RESOLVED:

that cognisance be taken of the town planning applications disposed of by the Authorised Official in terms of SPLUMA for the period 21 September 2018 – 22 October 2018:

Spatial Land Use Management Act (SPLUMA) Approvals

1.	Portions 61 and 63 of Baardscheerders Bosch 213	28 September 2018
2.	Erf 8344, Hermanus	28 September 2018
3.	Erf 4255, Hermanus	28 September 2018
4.	Erf 2474, Gansbaai	28 September 2018
5.	Portion 224 of Benguela Cove 575	28 September 2018
6.	Erf 4986, Onrustrivier	28 September 2018
7.	Erf 739, De Kelders	8 October 2018
8.	Farm 357 Bredasdorp	8 October 2018
9.	Erf 4410, Betty's Bay	15 October 2018
10.	Erf 9148, Zwelihle	19 October 2018
11.	Erf 169, Fisherhaven	19 October 2018
12.	Erven 1627 and 1628, Franskraal	19 October 2018
13.	Erf 2076, Pearly Beach	19 October 2018
14.	Erf 515, Pearly Beach	19 October 2018
15.	Portion 177 of the farm Baardskeerdersbos No. 213	19 October 2018

RESPONSIBLE OFFICIAL :

R VAN ANTWERP

TARGET DATE FOR IMPLEMENTATION :

12 DECEMBER 2018

TARGET DATE TO INFORM APPLICANT :

N/A

TARGET DATE TO INFORM OBJECTOR :

N/A

2.

HERMANUS, ERF 9515 ZWELIHLE: DEVIATION FROM PARAGRAPHS 18 AND 24 OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO ENTER INTO A FURTHER LEASE AGREEMENT WITH PEMZO CONTRUCTION CC

7/2/3/1

M Erasmus
9 October 2018

(028) 316-3724

Hermanus Administration

EXECUTIVE SUMMARY

To obtain approval from the Executive Mayor to enter into a further lease agreement with Pemzo Construction CC in respect of Erf 9515 Zwelihle for the purpose of the management, leasing, sub-letting, supervising and maintaining of the property for business purposes; and

To obtain approval from Council for the deviation from paragraph 18 and 24 of the Administration of Immovable Property Policy of 2015 allowing the Municipality to enter into a further lease agreement with Pemzo Construction CC in respect of Erf 9515 Zwelihle for the purpose of the management, leasing, sub-letting, supervising and maintaining of the property for business purposes without following a competitive process.

RESOLVED:

1. that the renewal of the lease of municipal property, being Erf 9515 Zwelihle, to Pemzo Construction CC for the purpose of the management, leasing, sub-letting, supervising and maintaining of the property for business purposes for a period of 3 (THREE) years from 1 October 2018 at the monthly rental amount of R22,015.69 (TWENTY TWO THOUSAND AND FIFTEEN RAND AND SIXTY NINE CENTS) (VAT excluded) until such time as the 2 rooms are repaired after which the full rental in the amount of R25,684.98 (TWENTY FIVE THOUSAND SIX HUNDRED AND EIGHTY FOUR RAND AND NINETY EIGHT CENTS) (VAT excluded) will be levied per month in terms of the Administration of Immovable Property Policy of the Overstrand Municipality, **be approved**;
2. that the abovementioned approval be subject to:
 - (a) Council approving a deviation from paragraphs 18 and 24 of the Administration of Immovable Property Policy of 2015;
 - (b) a public participation process being followed; and
 - (c) if any objections to the renewal of the lease agreement are received, the matter be referred back to the Executive Mayor for consideration.

RECOMMENDATION TO THE COUNCIL:

1. that the deviation from paragraph 18 of the Administration of Immovable Property Policy in order to renew the current lease agreement with Pemzo Construction CC for a further period of 3 (THREE) years without following a competitive process, **be approved**; and
2. that the deviation from paragraph 24 of the Administration of Immovable Property Policy in order to renew the current lease agreement with Pemzo Construction CC without having a new market related valuation being done, **be approved**.

RESPONSIBLE OFFICIAL :**M ERASMUS****TARGET DATE FOR IMPLEMENTATION :****31 DECEMBER 2018****TARGET DATE TO INFORM APPLICANT :****17 DECEMBER 2018****TARGET DATE TO INFORM OBJECTOR :****N/A**

3.

**HERMANUS: A PORTION OF THE REMAINDER OF ERF 243, ROTARY WAY:
LEASE OF MUNICIPAL PROPERTY TO ALTECH FLEETCALL**

7/2/3/1

N Liebenberg

(028) 316-3724

Hermanus Administration

11 October 2018

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement for a period of 9 (NINE) years and 11 (ELEVEN) months with Atlech Fleetcall in respect of municipal property, being a portion of the remainder of Erf 243, situated next to Rotary Way, Hermanus ($\pm 3\text{m}^2$ 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, Rotary Way Hermanus ($\pm 3\text{m}^2$ in extent), to Altech Fleetcall for telecommunication base station and related purposes at the rental amount of R3,364.97 (THREE THOUSAND THREE HUNDRED AND SIXTY FOUR RAND AND NINETY SEVEN CENTS) (VAT Excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months as from 1 July 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:

21 DECEMBER 2018

TARGET DATE TO INFORM APPLICANT:

12 DECEMBER 2018

TARGET DATE TO INFORM OBJECTOR:

N/A

4.

GANSBAAI: A PORTION OF THE REMAINDER OF ERF 210: LEASE OF MUNICIPAL PROPERTY TO APOSTOLIC FAITH MISSION GANSBAAI

7/2/3/1

N Liebenberg

(028) 316-3724

Hermanus Administration

8 October 2018

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement for a period of 9 (NINE) years and 11 (ELEVEN) months with Apostolic Faith Mission Gansbaai in respect of municipal property, being a portion of the remainder of Erf 210 Gansbaai ($\pm 620\text{m}^2$ in extent), for parking purposes.

RESOLVED:

1. that the lease of municipal property, being a portion of the remainder of Erf 210 Gansbaai ($\pm 620\text{m}^2$ in extent), to Apostolic Faith Mission Gansbaai for the purposes of additional parking at the rental amount of R140.00 (ONE HUNDRED AND FORTY RAND) (VAT excluded) per month for a period of 9 (NINE) years and 11 (ELEVEN) months as from 1 October 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:****21 DECEMBER 2018****TARGET DATE TO INFORM APPLICANT:****12 DECEMBER 2018****TARGET DATE TO INFORM OBJECTOR:****N/A**

5.

HERMANUS: A PORTION OF ERF 243 BEHIND ERF 7157: LEASE OF MUNICIPAL PROPERTY TO HERMANUS ANIMAL WELFARE SOCIETY

7/2/3/1

W Murtz

(028) 316-3724

Hermanus Administration

8 October 2018

EXECUTIVE SUMMARY

To obtain approval to enter into a further lease agreement for a period 9 (NINE) years and 11 (ELEVEN) months with the Hermanus Animal Welfare Society in respect of municipal property, being a portion of Erf 243 behind Erf 7157 Hermanus ($\pm 400\text{m}^2$ in extent) situated behind 4A Steenbras Street in the Industrial Area, for the purpose of exercising the dogs from the shelter.

RESOLVED:

1. that the lease of municipal property, being a portion of Erf 243 behind Erf 7157 Hermanus ($\pm 400\text{m}^2$ in extent) to Hermanus Animal Welfare Society for the purposes of exercising the dogs from the shelter at the rental amount of R140.00 (ONE HUNDRED AND FORTY 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**; 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 :

W MURTZ

TARGET DATE FOR IMPLEMENTATION :

31 DECEMBER 2018

TARGET DATE TO INFORM APPLICANT :

14 DECEMBER 2018

TARGET DATE TO INFORM OBJECTOR :

N/A

6.

GANSBAAI, A PORTION OF REMAINDER OF ERF 210: DEVIATION FROM PARAGRAPHS 18, 20.1(b) AND 24 OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO ENTER INTO A FUTURE TEMPORARY LEASE AGREEMENT WITH GANSBAAI PERDERY KLUB

7/2/3/1

M Erasmus

(028) 316-3724

Hermanus Administration

11 October 2018

EXECUTIVE SUMMARY

To obtain approval from the Executive Mayor to enter into a further lease agreement with Gansbaai Perdery Klub, hereinafter referred to as “the Lessee” in respect of a portion of the remainder of Erf 210 Gansbaai for the purpose of stabling/keeping horses;

To obtain approval from Council for the deviation from paragraph 18 and 24 of the Administration of Immovable Property Policy of 2015 allowing the Municipality to enter into a further lease agreement with the Lessee in respect of a portion of the remainder of Erf 210 Gansbaai for the purpose of stabling/keeping horses without following a competitive bidding process; and

To obtain approval from Council for the 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 the Lessee in respect of a portion of the remainder of Erf 210 Gansbaai for the purpose of stabling/keeping horses without following a public participation process.

RESOLVED:

1. that the renewal of the lease of municipal property, being a portion of the remainder of Erf 210 Gansbaai, to Gansbaai Perdery Klub for the purpose of stabling/keeping horses for a period of 12 (TWELVE) months from 1 November 2018 at the rental amount of R729.22 (SEVEN HUNDRED AND TWENTY NINE RAND AND TWENTY TWO CENTS) (VAT excl) for the year), **be approved**; and
2. that the abovementioned approval be subject to Council approving a deviation from paragraphs 18, 20.1(b) and 24 of the Administration of Immovable Property Policy of 2015.

RECOMMENDATION TO THE COUNCIL:

1. that the deviation from paragraph 18 of the Administration of Immovable Property Policy in order to renew the current lease agreement with Gansbaai Perdery Klub for a further period of 12 (TWELVE) months without following a competitive process, **be approved**;

2. that the deviation from paragraph 20.1(b) of the Administration of Immovable Property Policy in order to renew the current lease agreement with Gansbaai Perdery Klub without following a public participation process, **be approved**; and
3. that the deviation from paragraph 24 of the Administration of Immovable Property Policy in order to renew the current lease agreement with Gansbaai Perdery Klub without having a new market related valuation being done, **be approved**.

RESPONSIBLE OFFICIAL :

M ERASMUS

TARGET DATE FOR IMPLEMENTATION :

31 DECEMBER 2018

TARGET DATE TO INFORM APPLICANT :

22 OCTOBER 2018

TARGET DATE TO INFORM OBJECTOR :

N/A

7.
PROPOSED AREA AND STREET NAMES: HAWSTON IRDP HOUSING DEVELOPMENT

Erf 1, Hawston

A Jacobs

(028) 313 5075

Hermanus Administration

28 November 2018

EXECUTIVE SUMMARY

The Executive Mayor approved the Land Use Planning application (Subdivision, Departure, Rezoning and Amendment of the Overstrand Growth Management Strategy) for the Hawston Integrated Residential Housing Project on a portion of Erf 1 Hawston, on 27 July 2016. A report for the approval of a proposed area name and street names for the new development was submitted to the Mayoral Committee during February 2018 but was referred back until the Street Naming Policy was adopted.

The street naming policy has since been approved and adopted and therefore resubmission of the proposed area and street names are now made.

RESOLVED:

1. that the proposed area name for the new development in Hawston, namely Hawston Heights, **be approved**; and
2. that the proposed street names of streets in Hawston Heights, as listed below b, **be approved**.

NO	NAME	NO	NAME
1.	GAHL	15.	DREYER
2.	MEYER	16.	JOHNSON
3.	DUNSTON	17.	MATINKA
4.	MARAIS	18.	CAMPHER
5.	MAREE	19.	SAMUELS
6.	CLOETE	20.	FARO
7.	HESS	21.	RUITERS
8.	POOLE	22.	BARENDS
9.	GILLION	23.	SWARTZ
10.	SLABBERT	24.	RYNAARD
11.	BUCCHIANERI	25.	JEPHTA
12.	WILLIAMS	26.	SETIRA
13.	NASSEN	27.	OCTOBER
14.	DYNAARD	28.	BREWELL

RESPONSIBLE OFFICIAL :

A JACOBS

TARGET DATE FOR IMPLEMENTATION :

28 NOVEMBER 2018

**8.
HERMANUS AFFORDABLE HOUSING: RESCINDING OF APPROVAL TO ALLOW
FOR SERVICED SITES AND BNG HOUSING**

17/5/5/2/18

A Jacobs

(028) 313 5075

Hermanus Administration

15 October 2018

EXECUTIVE SUMMARY

The report on the Hermanus Affordable Housing Project served before Council on 25 October 2017. The development was aimed at the creation of affordable housing opportunities in close proximity to existing work and business opportunities whilst simultaneously integrating the low-income (BNG) and affordable housing categories. It aimed to achieve this goal through the following:

- Integration of BNG housing in Swartdam Road Site C2 with lower category Finance Linked Individual Subsidy Programme (FLISP) and GAP housing in Swartdam Road Site C1;
- Provision of middle-income affordable housing by integrating Mount Pleasant Village (sportsfield site) with Mount Pleasant BNG housing (Site B); and
- Provision of higher income affordable housing known as Mount Pleasant Heights in upper Mount Pleasant.

The model would have ensured the provision of affordable housing to all. The project is specifically aimed at targeting those households falling within the affordable housing market, meaning those earning between R3 501.00 – R25 000.00 per month. DoHS provided a contribution of R10 000 000 to kick-start the project and the proposal was that the funds be used to reduce finance charges. The R10 million funding would be recovered over the development period and paid into the Municipality's Housing Development Fund (HDF) to promote future housing needs in the affordable market.

The project was approved by Council at the afore-mentioned meeting.

During the week of 26 March 2018, civil unrest erupted in Zwelihle which sporadically continued to occur for a period of time. Shortly after the Zwelihle protests, the Mount Pleasant area also followed suit. It was clear that the same type of issues and concerns were raised by both these communities. It should also be noted that similar issues were raised during protests in Hawston, Masakhane and Stanford which occurred round about the same time.

In discussions with the communities during these periods, it came to light that they do not support the affordable housing project due to a number of reasons relating to the affordability aspect, location of the units in Zwelihle, and the sizes of the houses and plots.

The purpose of this report is therefore to rescind some of Council's decisions taken at its meeting held on 25 October 2017 and present the following proposal for approval:

- That the 22 sites in Lower Mount Pleasant be made available as serviced sites to qualifying beneficiaries;
- That a re-layout be done on the 17 sites in Upper Mount Pleasant and also be made available as serviced sites to qualifying beneficiaries,
- That the 150 affordable housing sites along Swartdam Road, Zwelihle be used for the development of BNG housing for qualifying beneficiaries on the housing demand database; and
- That the Memorandum of Agreement and Deed of Sale between the Municipality and Developer / Implementing Agent be cancelled as a result of the cancellation of the project.

RECOMMENDATION TO THE COUNCIL:

1. that Council rescind decisions nr 5, 7, 8, 10, 11 and 12 on its resolution of 25 October 2017 in terms of the updated proposal and that the termination of the Hermanus Affordable Housing Project **be approved**;
2. that the proposal to develop the 150 erven serviced under the IRDP programme in Site C1, Swartdam Road, Zwelihle, as BNG housing for those potential beneficiaries on the housing demand database, **be approved**;
3. that the proposal to make the 22 sites referred to as Mount Pleasant Village in lower Mount Pleasant, available as serviced sites, **be approved**;
4. that the proposal to do a re-layout on the 17 sites referred to as Mount Pleasant Heights in upper Mount Pleasant and after Land Use Planning Approval is obtained, and making it available as serviced sites, **be approved**;
5. that all costs recovered in terms of the National Housing Code (NHC) from the sales of 22 erven referred to as Mount Pleasant Village in Lower Mount Pleasant, be paid into the Housing Development Fund (HDF) as per the conditions of the IRDP programme, **be approved**; and
6. that all costs recovered in terms of the NHC from the sales of the erven referred to as Mount Pleasant Heights in upper Mount Pleasant be paid to the Municipality, **be approved**.

RESPONSIBLE OFFICIAL :

A JACOBS

TARGET DATE FOR IMPLEMENTATION :

28 NOVEMBER 2018

TARGET DATE TO INFORM APPLICANT :

12 DECEMBER 2018

TARGET DATE TO INFORM OBJECTOR :

N/A

**9. FOUNTAIN HILL AFFORDABLE HOUSING DEVELOPMENT, GANSBAAI:
LAPSING OF MEMORANDUM OF AGREEMENT**

**Erf 210, Gansbaai
A Jacobs
25 October 2018**

(028) 313 5075

Hermanus Administration

EXECUTIVE SUMMARY

The Gansbaai GAP Project, which will be referred to as Fountain Hill development, entailed the development of 155 GAP housing sites on a portion of Erf 210, Gansbaai and was approved by Council during 2012. Project approval was obtained from the Department of Human Settlements (DoHS) during 2013 and installation of civil services was completed during 2015.

Subsequently an agreement was entered into between the Municipality and the Implementing Agent (Suppliers to All (Pty) t/a Motlekar Overstrand) for the development of the affordable housing on the properties. It was agreed that the development would be done in phases and the first phase would include the installation of electricity on 31 erven as well as construction of eleven (11) show houses.

Transfer of these 31 erven was given to the Implementing Agent upon completion of the services and show units. Since the completion of the show units in 2015, only four units have been sold and the remaining seven are leased to tenants. The agreement between the Implementing Agent and Municipality expired / lapsed during September 2017 and the Implementing Agent has now submitted a request for extension of the time period together with some development alternatives as sales are slow and not progressing as expected.

The purpose of this report is therefore to discuss the request for extension of time in terms of the expired contract and present proposed alternatives to Council.

RECOMMENDATION TO THE COUNCIL:

1. that the outstanding civil infrastructure costs due on the already transferred 20 erven remaining in Phase 1 of the Fountain Hill development, plus interest on outstanding civil infrastructure cost calculated at 2% above the Prime Rate from the due date of actual payment, payable to the Municipality within 30 days after date of the Council decision, **be approved**;
2. that the request for extension of time of the Memorandum of Agreement and indivisible Deed of Sale entered into between the Municipality and Implementing Agent for a period of 24 months, **not be approved**;

3. that all applicable bulk service contributions on the remaining 124 erven not transferred to the Implementing Agent be waived, **be approved**;
4. that all applicable land costs on the remaining 124 erven not transferred to the Implementing Agent be waived only in relation to the erven made available to beneficiaries earning between R3 501 – R7 000, **be approved**; and
5. that the proposal to make the remaining 124 erven available as serviced sites to those qualifying beneficiaries in terms of the FLISP programme, **be approved**.

RESPONSIBLE OFFICIAL :	A JACOBS
TARGET DATE FOR IMPLEMENTATION :	28 NOVEMBER 2018
TARGET DATE TO INFORM APPLICANT :	28 NOVEMBER 2018
TARGET DATE TO INFORM OBJECTOR :	N/A

The meeting adjourned at 10:24

DATE

D COETZEE – EXECUTIVE MAYOR