



**ORDINARY MEETING OF THE MAYORAL
COMMITTEE**

**GEWONE VERGADERING VAN DIE
BURGEMEESTERSKOMITEE**

**INTLANGANISO YESIQHELO YEKOMITI
KASODOLOPHU**

A G E N D A

I-AJENDA

**DATE / DATUM / UMHLA : 26 SEPTEMBER / SEPTEMBER
2022
BANQUETING HALL,
CIVIC CENTRE
HERMANUS**

TIME / TYD / IXESHA : 10:00

MUNICIPALITY / MUNISIPALITEIT / UMASIPALA WE-OVERSTRAND

Office of the Municipal
Manager
Municipal Offices
HERMANUS

21 September 2022

NOTICE TO ALL ALDERMEN AND COUNCILLORS

NOTICE IS HEREBY GIVEN that an **ORDINARY MEETING** of the **MAYORAL COMMITTEE** will be held in the **BANQUETING HALL, CIVIC CENTRE, HERMANUS** on **MONDAY, 26 SEPTEMBER 2022** at **10:00** to consider the items set out in the attached agenda.

D O'NEILL
MUNICIPAL MANAGER

21 September 2022

KENNISGEWING AAN ALLE RAADSHERE EN RAADSLEDE

KENNIS WORD HIERMEE GEGEE dat 'n **GEWONE VERGADERING** van die **BURGEMEESTERSKOMITEE** gehou sal word in die **BANKETSAAL, BURGERSENTRUM, HERMANUS** op **MAANDAG, 26 SEPTEMBER 2022** om **10:00** vir oorweging van die items op die meegaande agenda.

D O'NEILL
MUNISIPALE BESTUURDER

21 Septemba 2022

ISAZISO ESIYA KUBO BONKE OOCEBAKHULU NOOCEBA

INTLANGANISO YESIQHELO YEKOMITI KASODOLOPHU WE-OVERSTRAND

OKU KUKWAZISA ukuba intlanganiso **YESIQHELO yeKOMITI KASODOLOPHU**, iza kuba se **I-BANQUETING HALL, kwiZiko, eHERMANUS** Umvulo **UMHLA, 26 SEPTEMBER 2022** ngeye-**10:00** ukuqwalasela imicimbi ekule ajenda iqhotyoshelwe apha.

D O'NEILL
UMPHATHI KAMASIPALA

AGENDA/...

OVERSTRAND MUNICIPALITY

MAYORAL COMMITTEE MEETING

26 September 2022

INDEX

<u>ITEM</u>	<u>PAGE NUMBER</u>
1. OPENING	
2. APPLICATIONS FOR LEAVE OF ABSENCE	
3. STATEMENTS AND COMMUNICATIONS BROUGHT FORWARD BY THE EXECUTIVE MAYOR/DEPUTY EXECUTIVE MAYOR	
4. CONFIRMATION OF MINUTES	
5. APPOINTMENT OF THE JOINT AUDIT AND PERFORMANCE AUDIT COMMITTEE (JAPAC) CHAIRPERSON	1
 PROTECTION SERVICES PORTFOLIO:	
1. OVERSTRAND MUNICIPALITY VEHICLE & EQUIPMENT MAINTENANCE AND REPLACEMENT POLICY FOR FIRE & EMERGENCY SERVICES, DISASTER MANAGEMENT AND SECURITY SERVICES	1
2. POLICY FOR CREATING AND MAINTAINING FIRE WISE VACANT ERVEN IN URBAN AND SUBURBAN AREAS OF THE OVERSTRAND MUNICIPALITY	55
3. MONTHLY MONITORING REPORT FOR THE PERIOD 01 – 30 JUNE 2022: DIRECTORATE: PROTECTION SERVICES	80
4. MONTHLY MONITORING REPORT FOR THE PERIOD 01 – 31 JULY 2022: DIRECTORATE: PROTECTION SERVICES	90

LOCAL ECONOMIC DEVELOPMENT PORTFOLIO:

No reports were received for this Portfolio

<u>ITEM</u>	<u>PAGE NUMBER</u>
INVESTMENT & INFRASTRUCTURE PORTFOLIO:	
1. TOWN & SPATIAL PLANNING REPORT WITH REGARD TO APPLICATIONS CONSIDERED IN TERMS OF DELEGATED AUTHORITY: MAY 2022 – JUNE 2022	1
2. NOTICE OF INTENTION TO EXEMPT ALL WESTERN CAPE MUNICIPALITIES FROM CERTAIN PROVISIONS OF THE WESTERN CAPE LAND USE PLANNING ACT, 2014 (ACT 3 OF 2014) IN TERMS OF SECTION 60(1) THEREOF	81
3. TOWN PLANNING: CONCERNS IN RESPECT OF SPECIFIC RESORTS IN THE OVERSTRAND MUNICIPALITY	91
4. A PORTION OF REMAINDER ERF 243 HERMANUS SITUATED IN SWARTDAM ROAD (ROAD RESERVE): RENEWAL OF LEASE TO BLUEBIRD TRIO (PTY) LTD T/A NISSAN HERMANUS	107
5. A PORTION OF ERF 533 FRANSKRAALSTRAND (SITUATED IN ROUSSOUW STREET, FRANSKRAAL): 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	115
6. PARTIAL AMENDMENT OF MAYORAL COMMITTEE RESOLUTION DATED 28 OCTOBER 2021 FOR THE LEASE OF A PORTION OF ERF 1969 PEARLY BEACH (SITUATED AT 1969 CHURCH STREET, ELOXULWENI, PEARLY BEACH) TO FLOWER VALLEY CONSERVATION TRUST	124
7. UNREGISTERED ERF 4459 GANSBAAI (SITUATED IN BOEGOE STREET IN BEVERLY HILLS: RENEWAL OF LEASE OF MUNICIPAL PROPERTY TO S.H.A.R.E	128
8. A PORTION OF REMAINDER ERF 1237 HERMANUS (ROAD RESERVE), ADJACENT TO ERF 6215 HERMANUS (214 MAIN ROAD): LEASE OF MUNICIPAL PROPERTY TO GIOIA, RE & Y	137
9. PARTIAL AMENDMENT OF MAYORAL COMMITTEE RESOLUTION DATED 25 MARCH 2020 FOR THE LEASE OF A PORTION OF ERF 5514 BETTY'S BAY (SITUATED IN MOOIITSIG, BETTY'S BAY) TO CHILD WELFARE SOUTH AFRICA (KLEINMOND)	146
10. TOWN & SPATIAL PLANNING REPORT WITH REGARD TO APPLICATIONS CONSIDERED IN TERMS OF DELEGATED AUTHORITY: JUNE 2022 – JULY 2022	154
11. ERF 5768 KLEINMOND SITUATED AT 119 TENTH AVENUE: RENEWAL OF LEASE TO KIDSCAN! AFTER SCHOOL CARE AND LEARNING CENTRE	261

<u>ITEM</u>	<u>PAGE NUMBER</u>
12. APPROVAL FOR THE ALIENATION AND TRANSFER OF SEVERAL PORTIONS OF LAND TO THE DEPARTMENT OF TRANSPORT AND PUBLIC WORKS (WESTERN CAPE) FOR THE UPGRADE OF TRUNK ROAD 28/2 BETWEEN STANFORD AND GANSBAAI	269
13. OVERSTRAND MUNICIPALITY: HEMEL & AARDE VALLEY RURAL DEVELOPMENT AREA (RDA)	312
COMMUNITY SERVICES PORTFOLIO:	
1. BENEFICIARIES: INTEGRATED RESIDENTIAL DEVELOPMENT PROGRAMME IRDP: 150 ERVEN, SITE C1, SWARTDAM ROAD, ZWELIHLE	1
2. BENEFICIARIES: INTEGRATED RESIDENTIAL DEVELOPMENT PROGRAMME IRDP: 544 ERVEN, BLOMPARK, GANSBAAI	6
3. STATUS OF THE PUBLIC LAUNCHING SITES (PLS): OVERSTRAND MUNICIPAL AREA	11
MANAGEMENT SERVICES PORTFOLIO:	
1. TELEPHONE POLICY AMENDMENT	1
FINANCE AND TOURISM PORTFOLIO:	
1. MONTHLY REPORT TO COUNCIL ON SUPPLY CHAIN MANAGEMENT (SCM) POLICY: PARAGRAPH 36, 16(1)(b) AND 17(1)(c) FOR AUGUST 2022	1
2. TOURISM REPORTS: JULY & AUGUST 2022	16

1. OPENING

2. APPLICATIONS FOR LEAVE OF ABSENCE

3. CONFIRMATION OF MINUTES

3.1 Minutes of an **Ordinary Meeting** of the **Mayoral Committee** held on **Monday, 25 July 2022** at 10:00

3.2 Minutes of a **Special Meeting** of the **Mayoral Committee** held on **Monday, 29 August 2022** at 10:00

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

- Digital Archiving

5. APPOINTMENT OF THE JOINT AUDIT AND PERFORMANCE AUDIT COMMITTEE (JAPAC) CHAIRPERSON

3/2/3/12

DC Van Der Heever

Chief Audit Executive

12 September 2022

(028) 313 5035

1. Executive Summary

The purpose of this report is to obtain approval for the appointment of Mr P Strauss as the chairperson of Joint Audit and Performance Audit Committee (JAPAC). During the special council meeting held on 29 August 2022, Council unanimously resolved to appoint the current Audit Committee members of the Overberg District Municipality as the members of Overstrand Municipality's JAPAC.

2. Service Delivery and Budget Implementation Plan - IGNITE

Office of the Municipal Manager
Internal Audit Services

3. Compliance with Strategic Priority

Provision of democratic, accountable and ethical governance

4. Delegated Authority

None

5. Legal Requirements

Section 166 of the Local Government: Municipal Finance Management Act, No 56 of 2003

Regulation 14(4)(a) of the Municipal Planning and Performance Regulations
Overstrand Municipality Joint Audit and Performance Audit Committee Charter
Overstrand Municipality's Joint Audit and Performance Audit Committee Charter

6. Background/Discussion

Section 166 (1) of the Municipal Finance Management Act (MFMA) prescribes that each municipality must have an audit committee and subsection (5) requires that the council of the municipality must appoint the members of the audit committee. Furthermore, the MFMA prescribes that one of the members must be appointed as the chairperson of the committee. The afore-mentioned provision is also postulated at paragraph 3.2 of the JAPAC Charter to the extent that Council shall appoint one of the members as the chairperson of the committee.

During the special council meeting held on 29 August 2022, Council unanimously resolved to appoint the current Audit Committee members of the Overberg District Municipality as the members of Overstrand Municipality's JAPAC. The members are:

Mr P Strauss
Mr T Blok
Mr C Pieterse
Mr D Smith

It is noteworthy to mention that the Council of the Overberg District Municipality has appointed Mr P Strauss as the chairperson of its Audit and Performance Audit Committee and he is currently serving in this capacity.

7. Financial Implications

None

8. Staff Implications

None

9. Comments from other Departments, Divisions and Administrations

None

10. Annexure

None

RECOMMENDATION TO THE COUNCIL:

that Council appoint Mr P Strauss as chairperson of the Joint Audit and Performance Audit Committee (JAPAC) of Overstrand Municipality.

RESPONSIBLE OFFICIAL :**DC VAN DER HEEVER****TARGET DATE FOR IMPLEMENTATION :****28 SEPTEMBER 2022**