

DRAKENSTEIN MUNICIPALITY

MINUTES OF AN ORDINARY MEETING OF THE MUNICIPAL COUNCIL HELD IN THE COUNCIL CHAMBERS, FIRST FLOOR, CIVIC CENTRE, BERG RIVER BOULEVARD, PAARL ON WEDNESDAY, 28 JULY 2010 AT 14:00.

PRESENT: Councillors (see attached schedule)

Senior Officials:	Dr S T Kabanyane	(Municipal Manager)
	Mr C Petersen	(Executive Director: Financial Services)
	Mr T Matthee	(Executive Director: Social Services)
	Mr G Fouldien	(Acting Executive Director: Strategic Services)
	Mr L Coetzee	(Executive Director: Infrastructure & Planning)
	Mr A Marais	(Acting Executive Director: Corporate Governance)
	Mr K Gordon	(Manager: Administrative Services)



APPROVED	2/8/10
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MINUTES: COUNCIL/RAAD/IBHUNGA
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1. CONSIDERATION OF APPLICATIONS BY COUNCILLORS FOR LEAVE OF ABSENCE FROM COUNCIL/COMMITTEE MEETINGS

OORWEGING VAN AANSOEKE DEUR RAADSLEDE VIR VERLOF VAN AFWESIGHEID VAN RAAD/KOMITTEEVERGADERINGS

The following applications for leave of absence were approved:-

Clr W A Petersen	-	28 July 2010
Clr S Kika	-	28 July 2010
Clr P J von Wielligh	-	11 – 22 August 2010
Clr J T Basson	-	18 – 20 August 2010

2. CONFIRMATION OF MINUTES / BEKRAGTING VAN NOTULE

The following minutes of the Municipal Council was **confirmed as correct**:-

26 May 2010 (Ordinary)
26 May 2010 (Special)

3. MINUTES: COMMITTEE MEETINGS / NOTULES: KOMITTEEVERGADERINGS

Noted.

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

VERKLARINGS EN MEDEDELINGS DEUR DIE UITVOERENDE BURGEMEESTER/UITVOERENDE ONDERBURGEMEESTER

1. The Executive Mayor and Executive Deputy Mayor expressed their appreciation to the 2010 World Cup Committee for the successful hosting of the Public Viewing Areas. A special word of appreciation was expressed towards the general public, particular for the fact that no incidents happened at the PVA.
2. The Executive Mayor also congratulated the Speaker on getting married.

5. STATEMENTS AND COMMUNICATIONS BY THE SPEAKER

VERKLARINGS EN MEDEDELINGS DEUR DIE SPEAKER

The Speaker congratulated councillors who celebrated their birthdays during June and July.

6. STATUTORY MATTERS / STATUTÊRE SAKE

No matters were submitted.

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7. CONSIDERATION OF REPORTS BY THE EXECUTIVE MAYOR AND MAYORAL COMMITTEE
OORWEGING VAN VERSLAE DEUR DIE UITVOERENDE BURGEMEESTER EN BURGEMEESTERSKOMITEE

7.1 REPORT AND RECOMMENDATIONS TO COUNCIL, FROM PERFORMANCE AUDIT COMMITTEE MEETING HELD ON 26 MAY 2010
VERSLAG EN AANBEVELINGS AAN DIE RAAD VAN PRESTASIE OUDITKOMITEE VERGADERING GEHOU OP 26 MEI 2010
INGXELO KUNYE NENCEBISO KWI BHUNGA , EVELA KWIKOMITI YOPHENGULULO LOKUSEBENZA EYAYIBANJWE NGOHLA WE 26 MEYI 2010

This item was considered with item 17.13 hereof.

Meeting: Council – 28/07/2010	Submitted by Directorate: Strategic Services		
Ref No: 3/3/1/3/13	Author/s: N G Ndolela		
Col No: 54847	Referred from: 9/6/2010		
<u>CLAUSE:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

7.2 MUNICIPAL COUNCILLORS PENSION FUND (MCPF)
MUNISIPALE RAADSLEDE PENSIOENFONDS (MRPF)
I MUNICIPAL COUNCILLORS PENSION FUND (MCPF)

UNANIMOUSLY RESOLVED

that the agreement with ABSA Bank with regard to Pension Backed Housing Loans, be approved.

Meeting: Council – 28/07/2010	Submitted by Directorate: Corporate Governance		
Ref No: 3/8/4	Author/s: N Matolengwe		
Col No: 55043	Referred from: 9/6/2010		
<u>CLAUSE:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>
	Implement decision	ED: Corporate Governance (HR)	

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7.3	EXTENSION OF BANK TENDER (NEDBANK): FSI 1/2007
	VERLENGING VAN BANKDIENSTE TENDER (NEDBANK): FSI 1/2007
	UKWANDISWA KWETHENDA YEBANKI(NEDBANK): FSI 1/2007

UNANIMOUSLY RESOLVED

that the decision of the Bid Adjudication Committee to extend the banking services contract with Nedbank for another two years, **be noted**.

Meeting:	Council – 28/07/2010	Submitted by Directorate:	Financial Services
Ref No:	15/4/1	Author/s:	C Mapeyi
Col No:	53687	Referred from:	9/6/2010
CLAUSE:	ACTION:	RESPONSIBLE DEPT:	DUE DATE:

7.4	LAND SWOP: PORTIONS OF FARM 1254, ERF 8383, ERF 8384 AND ERF 8385 PAARL WITH REMAINDER FARM NEWTON 361 PAARL
	GROND OMRUILING: GEDEELTE VAN PLAAS 1254, ERF 8383, ERF 8384 EN ERF 8385 PAARL MET RESTANT VAN PLAAS NEWTON 361 PAARL
	ISANANISO SOMHLABA: ISIQEPHU SEFAMA 1254, ERF 8383, ERF 8384 KUNYE 8385 E PAARL KUNYE NENTSALELA YEFAMA ENEWTOWN 361 EPAARL

UNANIMOUSLY RESOLVED

1. that the land swop between Tresso Trading and the municipality as indicated on the plan (Annexure A1 and A2 to the departmental report) be approved, subject to the following conditions:-
 - 1.1 Since Erven 8383, 8384 and 8385 are situated within a critical biodiversity area and heritage landscape, only a high –density residential development be considered;
 - 1.2 The developer also must accommodate prospective property buyers from the Municipal Gap housing waiting list on the swapped municipal properties under the Finance, linked individual subsidy programme (FLISP);
 - 1.3 The selling price for the most expensive housing units should not exceed R350 000.00 (based on the current costs);
 - 1.4 The serviced sites must be sold;
 - 1.5 The developer must submit further information on the development proposal for the group housing erf;
 - 1.6 The overflow canal that is to be filled and developed, must be directed/ replaced on a route around the proposed development;

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- 1.7 The applicant takes note that the Aurora erven cannot be developed as yet because of water and sewerage capacity problems;
 - 1.8 The applicant takes note that the erven can only be developed after the completion of the bulk water main between Wellington and the new Newton reservoir and including the new reservoir;
 - 1.9 Before the land swap on Erf 1254 Paarl can be finalized, a water use licence must be obtained from the Department of Water Affairs for the portion below the 1:100 year flood line that is to be in-filled and developed;
 - 1.10 The proposed overflow diversion around the development must be included in the amended EIA and water use licence application;
 - 1.11 Once the land swap application has been approved and if there are any changes to the density, amended reports must be submitted (bulk services, ITA, EIA etc.);
 - 1.12 A plan for the services must be submitted for approval and only with permission of the council can it be installed;
2. that Tresso Trading pay to Council the amount of R566 000 (VAT excluded) for the land swap;
 3. that the land use application only be considered after the land swap has been formally approved;
 4. that transfer of the relevant portions of land be considered as a package and only be registered once conditions 1.6-1.12 have been complied with to the satisfaction of the Municipality, and the necessary land use rights have been granted; and
 5. that the transaction be subject to a suspensive condition that all development rights be granted and service capacity issues be addressed within two years from date of sale.

Meeting:	Council – 28/07/2010	Submitted by Directorate:	Corporate Governance
Ref No:	7/2/4/2 x 15/4/1 (1254)P	Author/s:	N C Marais
Col No:	55080	Referred from:	9/6/2010
<u>CLAUSE:</u>	<u>ACTION:</u> Implement decision	<u>RESPONSIBLE DEPT:</u> ED: Corporate Governance (Properties)	<u>DUE DATE:</u>

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7.5 PROPOSED CLOSURE, REZONING AND ALIENATION OF UNBUILT PORTION OF AUBURN STREET, PAARL
VOORGESTELDE SLUITING, HERSONERING EN VERVREEMDING VAN ONBEBOUDE GEDEELTE VAN AUBURNSTRAAT, PAARL
ISINDULULO ZOKUVALA, UKUCANDA KWAKHONA KUNYE NOKUGUQULA KWECEBA ELINGEKOKHIWA LE AUBURN STREET EPAARL

UNANIMOUSLY RESOLVED

1. that approval be granted for the subdivision, closure, rezoning from road to single residential purposes, and the sale of a ± 14m² portion of Auburn street at R 225/m² to the adjacent owner of Erf 6801 Paarl, subject to the following conditions of sale:-
 - 1.1 that the portion of land closed be consolidated with Erf 6801 Paarl. The registration of the consolidated property must be done simultaneously with the registration of the portion of land to be closed; and
 - 1.2 that the applicant be responsible for all costs involved in the transaction, including advertisement, Surveyor-General Status Report, survey, consolidation and registration of the property.

Meeting: Council – 28/07/2010	Submitted by Directorate: Corporate Governance		
Ref No: 7/2/4/2 X 15/4/1 (6801)P	Author/s: N C Marais		
Col No: 55082	Referred from: 9/6/2010		
<u>CLAUSE:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>
	Implement decision	ED: Corporate Governance (Properties)	

7.6 APPLICATION FOR PUBLIC ROAD CLOSURE, ALIENATION, AMENDMENT OF SUBDIVISIONAL PLAN AND AMENDMENT OF CONDITIONS OF APPROVAL RELATING TO A PREVIOUS APPLICATION FOR PUBLIC ROAD CLOSURE, REZONING AND SUBDIVISION OF ERVEN 484, 585 AND 592 PAARL (PREVIOUSLY KNOWN AS HONEYDEW FARM)
AANSOEK OM PUBLIEKE PAD SLUITING, VERVREEMDING, WYSIGING VAN ONDERVERDELINGSPLAN EN WYSIGING VAN VOORWAARDES VAN GOEDKEURING IN VERBAND MET 'N VORIGE AANSOEK VIR PUBLIEKE PAD SLUITING, HERSONERING EN ONDERVERDELING VAN ERWE 484, 585 EN 592 PAARL (VOORHEEN BEKEND AS HONEYDEW PLAAS)
ISICELO SOKUVALWA NGENDLELA KAWONKE WONKE UKUGUQULWA KWEPLANI SECANDELWANO KUNYE NOKULUNGISWA KWENKQUBO YESIVUMELWANO ESIMALUNGA NESIQIBO SAPHAMBILI SOKUVALWA KWENDLELA, UKWAHLULWA KWAKHONA KUNYE NECANDELWANO LIKA ERVEN 484,585 KUNYE 592 E PAARL(YAYI NONEYDEW FARM NGAPHAMBILI)

UNANIMOUSLY RESOLVED

1. that the following approvals be granted:
 - 1.1 in terms of section 14 of the Local Government: Municipal Finance Management Act, 2003 (Act No 56 of 2003) and Council's Policy for the Management and Disposal of Assets, for alienation of a

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portion of Koning Street, in extent $\pm 1735\text{m}^2$ at R10/m² (VAT excluded);

- 1.2 in terms of section 127(1) of the Municipal Ordinance, 1974 (Ord 20 of 1974) for the closure of a portion of Koning Street (which stretches eastwards from Boegoe Street and measuring $\pm 1735\text{m}^2$ in extent), as indicated on the detail proposal plan (Annexure B to the departmental report);
 - 1.3 in terms of sections 30(1) and 42(3)(a) of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985) for the following Subdivisional Plan amendments and amendment of conditions of approval relating to the Executive Mayor and Mayoral Committee resolution of 16 October 2007 under item 13:-
 - 1.3.1 Amendment of the Subdivisional Plan to amend the following approved Unregistered portions of Koning Street and Crystal Street from Public Road to Private Road and to incorporate the widening of Aandblom Street and Boegoe Street into the development, as indicated on the detail proposal plan (Annexure B to the departmental report):-
 - (a) Portion of Erf 29116 Paarl (unmade Koning Street extension and Aandblom Street widening);
 - (b) Erf 29118 Paarl (unmade Koning Street extension); and
 - (c) Portion of Erf 29120 Paarl (unmade Koning Street and Crystal Street extensions and Boegoe Street widening);
 - 1.3.2 Amendment of the approved unregistered Erven 29125 and 29128 Paarl from Public Open Space to Private;
 - 1.3.3 the suspension of various conditions of approval laid down by internal and external parties relating to extension/ upgrading of Koning Street and Aandblom Street, as well as instituting certain traffic calming measures therein;
2. that the approvals granted in paragraph 1 above be subject to the following conditions in terms of section 42(3) of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985):-
- 2.1 adherence to the conditions laid down by the Department of Public Works and Transport (Roads Infrastructure) in its letter 13/3/5/1-10/120 (Job 17249) dated 4 December 2009 (Annexure H to the departmental report);
 - 2.2 adherence to the conditions laid down by Drakenstein Municipality's Civil Engineering Services Department (Annexure L to the departmental report);
 - 2.3 the contents of paragraph 8 (PLANNING COMMENT) of the departmental report, be regarded as the reasons for Council's decision; and

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3. that the following objectors being D Rossouw, T A Williams, P Erasmus, M Basson, N Lombard, A Smit, W Esterhuizen, J Du Toit, C Williams, J Boshoff, LED Kock, TC Hanekom, L van der Burgh, JS Prins, T Cronje, G Knoetze, G Endley, J Roodt, D de Villiers, KC Morton and J Visser, be informed of their rights of appeal in terms of the Land Use Planning Ordinance, 1985 (Ord 15 of 85).

Meeting:	Council – 28/07/2010	Submitted by Directorate:	Corporate Governance
Ref No:	7/2/4/2 X 15/4/1 (484)P	Author/s:	N C Marais
Col No:	55083	Referred from:	9/6/2010
<u>CLAUSE:</u>	<u>ACTION:</u> Implement decision	<u>RESPONSIBLE DEPT:</u> ED: Corporate Governance (HB)	<u>DUE DATE:</u>

7.7 SALE OF OLD KITCHEN BUILDINGS:A-D BLOCKS MBEKWENI: ERVEN 350, 4593, 4624 AND 518 MBEKWENI
VERKOOP VAN OU KOMBUIS GEBOUE: A-D BOKKE MBEKWENI: ERWE 350, 4593, 4624 EN 518 MBEKWENI
IINTENGISO YEZAKHIWO ZAMAKHITSHI AMADALA: KWIBLOKO A-D EMBEKWENI: ERVEN 350, 4595, 4624 KUNYE 518 EMBEKWENI

UNANIMOUSLY RESOLVED

1. that Erf 350 Mbekweni be sold to the Order of Ethiopian Church at R24 000, (excluding VAT), on condition that the property be rezoned from Residential to Institutional at the purchaser's cost;
2. that Erf 4593 Mbekweni be sold to the United Methodist Church of South Africa at R18 000, (excluding VAT);
3. that Erf 4624 Mbekweni be sold to the African Ethiopian Baptist Church at R18 000, (excluding VAT);
4. that Erf 518 Mbekweni be sold to the Congregational Church at R18 000, (excluding VAT);
5. that the relevant applicants be required to pay all outstanding rent before, or at least at, registration of transfer;
6. that the rezoning of Erf 350 Mbekweni from residential to institutional be for the purchasers's account;
7. that a reversionary clause be registered against the title of the properties;
8. that all administrative and legal requirements be adhered to;
9. that the applicants be responsible for all costs related to the transaction; and

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10. that the churches take responsibility for any informal structures on the sites and that a meeting with the churches be arranged in this regard.

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Ref No:		Author/s:	
Col No:		Referred from: 9/6/2010	
<u>CLAUSE:</u>	<u>ACTION:</u> Implement decision	<u>RESPONSIBLE DEPT:</u> ED: Corporate Governance (Properties)	<u>DUE DATE:</u>

7.8	CLOSURE, REZONING AND ALIENATION OF UNUSED PORTION OF HUGUENOT BYPASS (MAIN ROAD 301) PAARL
	SLUITING, HERSONERING EN VERVREEMDING VAN ONGEBRUIKTE GEDEELTE VAN HUGENOTE VERBYPAD (HOFPAD 301) PAARL
	UKUVALWA, UKUCANDWA KWAKHONA KUNYE NOKUGUQULWA KWECEBA LOMHLABA ELINGASETYENZISWAYO LE HUGUENOT BYBASS (MAIN ROAD) EPAARL

UNANIMOUSLY RESOLVED

1. that approval be granted for the alienation, subdivision and closure of a portion of road reserve (±1195m²) portion of Erf 13086 Paarl;
2. that the portion of road to be closed be rezoned from Public Street to Industrial Purposes;
3. that a Consent Use be granted for a Public Garage on the portion of land to be closed;
4. that the property be disposed at R935 000 (VAT excl), subject to the normal selling conditions and the following further conditions:-
 - 4.1 that the portion of land closed must be consolidated with Erf 13087 Paarl and the consolidated property must be registered;
 - 4.2 that a 5 meter building line on Main Road 301 will be applicable for the consolidated property;
 - 4.3 that the developer will be responsible for all costs involved in the transaction, including advertisement, Surveyor-General Status Report, survey, consolidation and registration costs;
 - 4.4 that all new roads/streets or motor vehicle access points will be the responsibility of the developer;
 - 4.5 that entrance will only be allowed from Huguenot By Pass. No exit will be allowed onto Huguenot By Pass;
 - 4.6 that all new stormwater networks will be the responsibility of the developer;

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- 4.7 that any alterations to the existing road network will be the responsibility of the developer, including design, approval and construction of any traffic control and/ or traffic calming as required;
- 4.8 that it be noted that water connections to the consolidated property is available at actual cost;
- 4.9 that the existing water connection at Ambagsvallei Street must be extended westwards to include the consolidated property;
- 4.10 that it be noted that sewerage connection is available at actual cost;
- 4.11 that the developer is responsible for the funding of all connections to the bulk services and all internal works;
- 4.12 that all works where applicable shall be constructed to at least the minimum municipal standards.
5. that conditions 4.5 to 4.12 be valid until 31 March 2012. If no construction has commenced after the last mentioned date (excluding preparatory work or site clearance) all the studies carried out for the proposed development need to be updated and revised accordingly. This shall include compliance with the latest legislation, amended legislation, latest or amended standards and revised master planning;
6. that a pre-emptive right in favour of Council be registered against the portion, should the purchaser intend to sell the land before development thereof; and
7. that the provision of a taxi rank for Wellington taxis and shelter for taxi commuters at Huguenot Station be investigated;

Meeting:	Council – 28/07/2010	Submitted by Directorate:	Corporate Governance
Ref No:	16/3/6/4	Author/s:	N C Marais
Col No:	53684	Referred from:	9/6/2010
<u>CLAUSE:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>
	Implement decision	ED: Corporate Governance (Properties)	

7.9 PROPOSED ADOPTION OF SYSTEM OF DELEGATIONS FOR DRAKENSTEIN MUNICIPALITY
VOORGESTELDE AANNAME VAN DELEGASIE STELSEL VIR DRAKENSTEIN MUNISIPALITEIT
ISINDULULO SOKUMILISELA INKQUBO YOKUNIKEZELA AMAGUNYA KUMASIPALA WASEDRAKENSTEIN

The DA requested that time frames for reporting on delegations from Council to officials be included in the System of Delegations and that this item be referred to the next Council meeting.

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UNANIMOUSLY RESOLVED

that this item be held over for the next Council meeting and that time frames for reporting on delegations to officials by Council be included in the System of Delegations.

Meeting:	Council – 28/07/2010	Submitted by Directorate:	Corporate Governance
Ref No:	2/4/B	Author/s:	N C Marais
Col No:	57156	Referred from:	14/7/2010
<u>CLAUSE:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>
	Formulate time frames	HOD: Corporate	

7.10 ALLOCATION OF COUNCIL OWNED PROPERTIES IN MBEKWENI FOR BUSINESS, CHURCH OR WELFARE PURPOSES
TOEKENNING VAN RAADSBEHEERDE EIENDOMME IN MBEKWENI VIR BESIGHEDE-, KERK- OF WELSYNDOELEINDES
ULWABIWO LWEPROPATI YEBHUNGA EMBEKWENI ISENZELWA USHISHINO, ICAWE OKANYE IMIBUTHO YENTLALONTLE

UNANIMOUSLY RESOLVED

1. that approval be granted in terms of section 14 of the Local Government: Municipal Finance Management Act, 2003 (Act No 56 of 2003), for the alienation of the following erven in Mbekweni, to be disposed of per public tender for the following purposes:-

1.1 Annexure A1

Erven 4898 – 4902 for business purposes; and
Erven 4903 – 4910 to be consolidated and used as a business hive.

1.2 Annexure B1

Erf 2695: for business purposes.

1.3 Annexure C1

Erf 4135: for church/worship purposes (land use applications to be done by successful tenderer).

1.4 Annexure D

Erf 3719: for welfare or social purposes (land use applications to be done by successful tenderer);

Erf 3723: for business purposes;

Erf: 3724: for business purposes;

Erf 3725 and 3726: to be consolidated and used for crèches (land use applications to be done by successful tenderer);

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Erf 3727 and 3728: to be consolidated and used for welfare or social purposes, subject to the condition that the necessary land use applications be made by the successful tenderer;

Erf 3729: for church/worship purposes (land use applications to be done by successful tenderer);

Erf 3779: for church/ worship purposes (land use applications to be done by successful tenderer); and

Erf 3780: for welfare or social purposes, subject to the condition that the necessary land use applications be made by the successful tenderer;

2. that the following erven be reserved/rezoned for parking purposes:
Annexure A1
 Erf 4897
Annexure B1
 Erf 2687
 Erven 2691 – 2693; and
3. that the LED Section investigate external funding options for the proposed business hive in 1.1 above.

Meeting: Ref No: Col No:	Council – 28/07/2010 7/2/4/2 57157	Submitted by Directorate: Author/s: Referred from:	Corporate Governance N C Marais 14/7/2010
<u>CLAUSE:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>
1-2 3	Implement decision Investigate funding	ED: Corporate Governance (Prop) Strategic Services (LED)	

7.11 DEVIATION FROM, AND RATIFICATION OF MINOR BREACHES OF PROCUREMENT PROCESSES
AFWYKINGS VAN EN RATIFIKASIE VAN MINDERE VERBREKINGS VAN VERKRYINGSPROSSESE
UKWAPHULELA NOKULUNGISWA NOKWAPHULWA KWENKQUBO ZOKUFUMANA

UNANIMOUSLY RESOLVED

that the report **be noted**.

Meeting: Ref No: Col No:	Council – 28/07/2010 8/1/B 57164	Submitted by Directorate: Author/s: Referred from:	Financial Services D Jacobs 14/7/2010
<u>CLAUSE:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

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7.12 QUARTERLY REPORT ON THE IMPLEMENTATION OF SCM SYSTEM OF DRAKENSTEIN MUNICIPALITY
KWARTAALVERSLAG OOR DIE IMPLEMENTERING VAN VOORSIENINGSKANAAL-BESTUURSTELSEL VIR DRAKENSTEIN MUNISIPALITEIT
INGXELO YEKOTA EKUMILISWENI KWENKUBO YE SCM KUMASIPALA WASEDRAKENSTEIN

UNANIMOUSLY RESOLVED

that the report on the implementation of Council's approved Supply Chain Management policy **be noted**.

Meeting: Council – 28/07/2010	Submitted by Directorate: Financial Services
Ref No: 8/1/1	Author/s: D Jacobs
Col No: 57162	Referred from: 14/7/2010
<u>CLAUSE:</u>	<u>ACTION:</u>
	<u>RESPONSIBLE DEPT:</u>
	<u>DUE DATE:</u>

7.13 REPORT AND RECOMMENDATIONS TO COUNCIL FROM THE PERFORMANCE AUDIT COMMITTEE MEETING HELD ON 26 MAY 2010
VERSLAG EN AANBEVELINGS AAN DIE RAAD VAN DIE PRESTASIE OUDITKOMITEE VERGADERING GEHOU OP 26 MEI 2010
INGXELO NESINDULULO YENTLANGANISO YOMHLA WE 26 MEYI 2010 KWIBHUNGA EVELA KWIKOMITI YOPHENGULULO INDLELA YOKUSEBENZA

The Chairperson of the Performance Audit Committee, Mr B Sewell, attended the meeting for this item and briefed Council on the key aspects of the report and recommendations.

UNANIMOUSLY RESOLVED

1. Item number 2.3
 - 1.1 that the proposal of the Chief Audit Executive for additional staff be noted and be considered during the budget processes; and
 - 1.2 that the direct reporting line of the Chief Audit Executive (CAE) to the Municipal Manager be approved.
2. Item 2.4
 - 2.1 that from 1 July 2010 the Human Resources Section provide expert and prompt services to line management, for effective individual performance management processes to be phased-in through various departments.
3. Item 2.5
 - 3.1 that the building of an effective public participation in the IDP and performance management reporting processes be enhanced; and

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- 3.2 that the representativeness and functioning of all Ward Committees be strengthened.

Meeting: Council – 28/07/2010 Ref No: 3/3/1/3/13 Col No: 57074		Submitted by Directorate: Strategic Services Author/s: Dr P Naidoo Referred from: 14/7/2010	
<u>CLAUSE:</u> 1-3 2	<u>ACTION:</u> Implement decision Implement decision	<u>RESPONSIBLE DEPT:</u> ED: Strategic Services ED: Corporate Governance (HR)	<u>DUE DATE:</u>

7.14 RENUMERATION FOR PERFORMANCE AUDIT COMMITTEE
VERGOEDING VIR PRESTASIE OUDITKOMITEE
INTLAWULO KWEKOMITI YOPHUNGULULO LWENDLELA YOKUSEBENZA

UNANIMOUSLY RESOLVED

1. that the National Treasury daily rates be used to remunerate the members of the Audit Committee for full-daily sessions including training, conferences, seminars and any other full day sessions other than normal Audit Committee meetings, i.e R2 745 for the Chairperson and R1 666 for ordinary members;
2. that half of a daily rate be paid if a session last for less than 6 hours; and
3. that other travelling and out of pocket expenses be paid as per the approved Travelling and Subsistence Policy.

Meeting: Council – 28/07/2010 Ref No: 3/3/1/3/13 Col No: 57074		Submitted by Directorate: Strategic Services Author/s: Dr P Naidoo Referred from: 14/7/2010	
<u>CLAUSE:</u>	<u>ACTION:</u> Implement decision	<u>RESPONSIBLE DEPT:</u> ED: Strategic Services	<u>DUE DATE:</u>

7.15 QUARTERLY PERFORMANCE REPORTING (PERFORMANCE MANAGEMENT SYSTEM)
KWARTAALLIKSE PRESTASIE VERSLAG (PRESTASIEBESTUURSTELSEL)
INGXELO YEKOTA YOKUSEBENZA(PERFORMANCE MANAGEMENT SYSTEM)

UNANIMOUSLY RESOLVED

that the Quarterly Performance Reporting Template be approved for implementation.

Meeting: Council – 28/07/2010 Ref No: 3/3/1/3/13 Col No: 57074		Submitted by Directorate: Strategic Services Author/s: Dr P Naidoo Referred from: 14/7/2010	
<u>CLAUSE:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

**MINUTES: COUNCIL/RAAD/IBHUNGA
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7.16 IDP/BUDGET PROCESS AND ACTION PLAN 2010/2011
GOP/BEGROTINGSPROSES EN AKSIEPLAN 2010/2011
INKQUBO YE IDP/UHLAHLA LWABIWO MALI KUNYE NEPLANI YOKUSEBENZA KA 2010/2011

UNANIMOUSLY RESOLVED

1. that the Draft IDP/Budget Process Plan for the 2010/2011 financial year be adopted;
2. that the final IDP/Budget Process Plan be released for public notice; and
3. that the Directorate: Strategic Services arrange a session before the Process Plan is to be released for public notice to discuss the format, roles and responsibilities of different role-players relating to this matter.

Meeting: Council – 28/07/2010	Submitted by Directorate: Strategic Services
Ref No: 2/2/5	Author/s: N G Ndolela
Col No: 57161	Referred from: 14/7/2010
CLAUSE:	ACTION: arrange session
	RESPONSIBLE DEPT: ED: Strategic Services
	DUE DATE:

7.17 PROPOSED ACCESS SERVITUDE OVER ERF 3995 PAARL (OLD MUSLIM CEMETERY) IN FAVOUR OF ERF 28640 PAARL – NON PAREILLE STREET
VOORGESTELDE TOEGANG SERWITUUT OOR ERF 3995 PAARL (OU MOSLEM BEGRAAFPLAAS) TEN GUNSTE VAN ERF 28640 PAARL – NON PAREILLESTRAAT
INGXELO: ISINDULULO SOKUNGENA KU ERF 3995 EPAARL(OLD MUSLIM CEMETERY) IVUMELA UERF 28640 EPAARL – HAYI E PAREILLE STREET

UNANIMOUSLY RESOLVED

1. that the application for a 4 meter wide servitude right of way over Erf 3995 Paarl in favour of Erf 28640 Paarl be approved, subject to the normal conditions for servitudes as well as the following conditions:-
 - 1.1 the proposal be advertised for possible objections;
 - 1.2 the owner of Erf 28640 Paarl be responsible for all costs involved in the transaction, including advertisement, survey and registration costs; and
 - 1.3 an amount of R20 000-00 be payable to the municipality as compensation upon registration of the servitude right of way.

Meeting: Council – 28/07/2010	Submitted by Directorate: Corporate Governance
Ref No: 7/2/4/2	Author/s: N Marais
Col No: 50866	Referred from: 3/3/2010
CLAUSE:	ACTION: Implement decision
	RESPONSIBLE DEPT: ED: Corporate Governance (Prop)
	DUE DATE:

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8. MATTERS FOR CONSIDERATION/INFORMATION
SAKE VIR OORWEGING/INLIGTING

None.

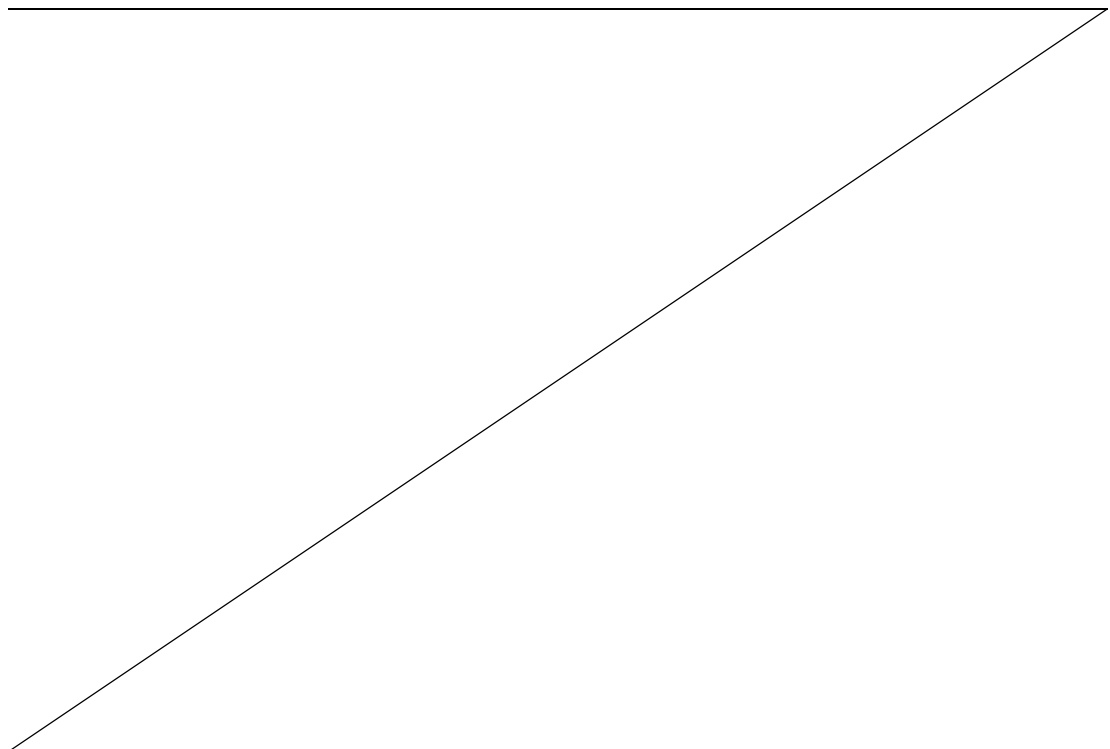
9. CONSIDERATION OF REPORTS, COMMUNICATIONS, PETITIONS AND APPLICATIONS DEALING WITH MATTERS OF URGENCY BY THE MUNICIPAL MANAGER

OORWEGING VAN VERSLAE, MEDELINGS, VERSOEKSKRIFTE EN AANSOEKE IN VERBAND MET DRINGENDE SAKE VOORGELË DEUR DIE MUNISIPALE BESTUURDER

9.1 LETTER FROM MUNICIPAL COUNCILLORS PENSION FUND

The enclosed letter from the Municipal Councillors Pension Fund was tabled. Questions were raised as to the representation at the Western Cape Meeting and the Municipal Manager undertook to clarify that with the MCPF.

Noted.



Meeting:	Council – 28/07/2010	Submitted by Directorate:	
Ref No:	3/3/1/5	Author/s:	
Col No:	58658	Referred from:	
<u>CLAUSE:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

MINUTES: COUNCIL/RAAD/IBHUNGA
28 JULY 2010

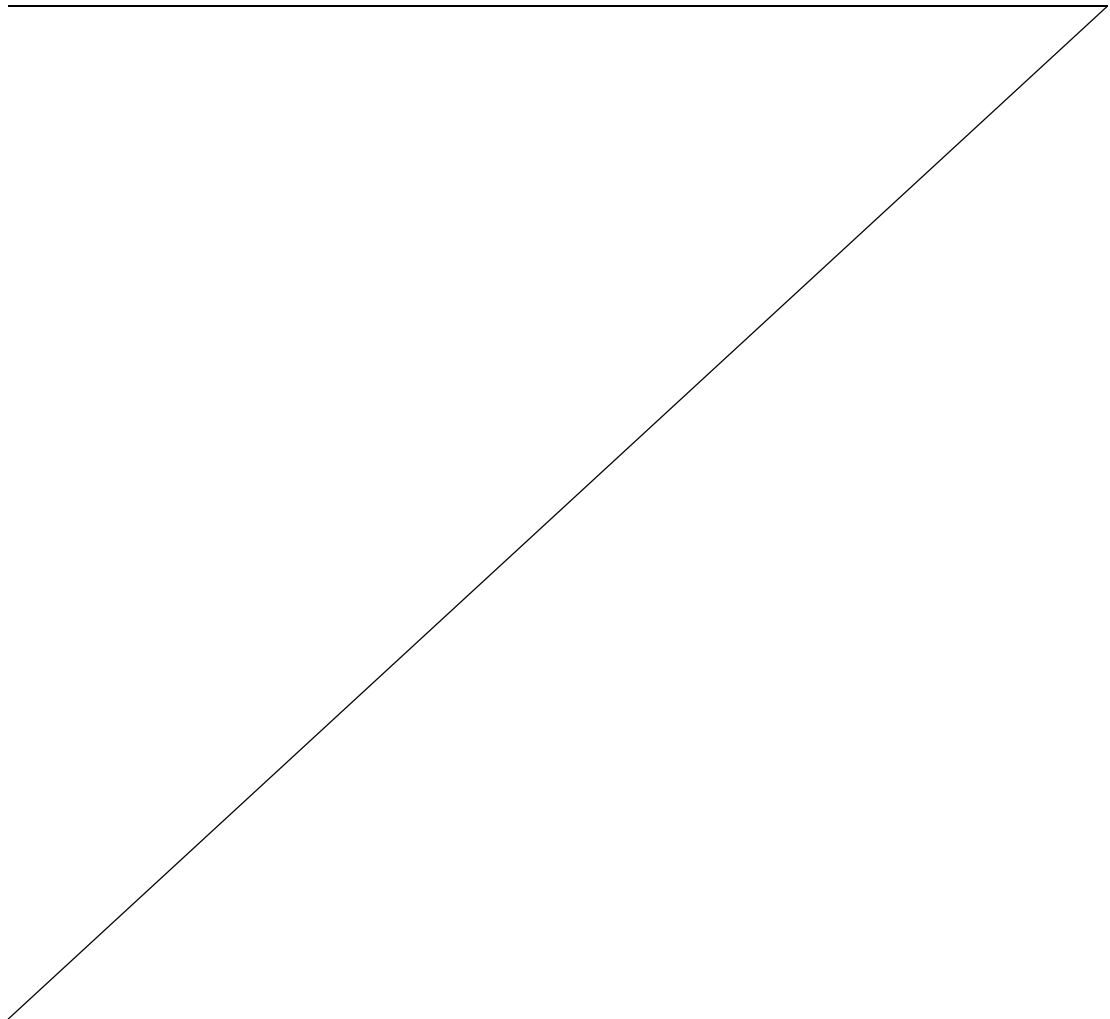
10. CONSIDERATION OF NOTICES OF MOTIONS AND NOTICES OF QUESTIONS
OORWEGING VAN KENNISGEWINGS VAN MOSIES EN KENNISGEWINGS VAN VRAE

10.1 MOTION OF QUESTIONS: VARIOUS ISSUES

The Municipal Manager submitted the enclosed response to the questions raised in the motion.

UNANIMOUSLY RESOLVED

that the response of the Municipal Manager **be noted**.



Meeting: Ref No: Col No:	Council – 28/07/2010	Submitted by Directorate: Author/s: Referred from:	
<u>CLAUSE:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

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11. SUPPLEMENTARY AGENDA (IF ANY)
AANVULLENDE AGENDA (INDIEN ENIGE)

No items were submitted.

IN-COMMITTEE

12. CONSIDERATION OF CONFIDENTIAL MATTERS
OORWEGING VAN VERTROULIKE SAKE

12.1 CONFIRMATION OF CONFIDENTIAL MINUTES: 26 MAY 2010

The Confidential Minutes of 26 May 2010 was confirmed as correct.

The meeting ended at 15:33.

CHAIRPERSON:

DATE:

Confirmed on with / without amendments.