

DRAKENSTEIN MUNICIPALITY

MINUTES OF A SPECIAL MEETING OF THE MUNICIPAL COUNCIL HELD IN THE COUNCIL CHAMBERS, FIRST FLOOR, CIVIC CENTRE, BERG RIVER BOULEVARD, PAARL ON MONDAY, 28 FEBRUARY 2011 AT 14:00.

PRESENT: Councillors (see attached schedule)

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



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1. CONSIDERATION OF APPLICATIONS BY COUNCILLORS FOR LEAVE OF ABSENCE FROM COUNCIL/COMMITTEE MEETINGS

The following applications for leave of absence were approved:-

Clr P J von Wielligh	-	28 February 2011
Clr G H Ford	-	28 February 2011
Clr C Meyer	-	28 February 2011
Clr W A Petersen	-	28 February 2011
Clr A Bekeer	-	28 February 2011

2. STATEMENTS AND COMMUNICATIONS BY THE SPEAKER

None.

3. 1st DRAFT IDP REVIEW REPORT – 2011/2012

A replacement for paragraph 6 of the report, was tabled.

UNANIMOUSLY RESOLVED

1. that the first draft IDP Review Report for the 2011/2012 financial year be adopted; and
2. that the program for public comments on the draft IDP/ Budget for the 2011/2014 financial years be noted.

Meeting: Council – 28/2/2011 Ref no: 2/2/5 Coll no: 100532	Submitted by Directorate: Strategic Services Author/s: G Ndolela Referred from: EM&MC-23/02/2011		
<u>CLAUSE:</u>	<u>ACTION:</u> Implement decision	<u>RESPONSIBLE DEPT:</u> ED: Strategic Services	<u>DUE DATE:</u>

4. PROPOSED DRAFT MEDIUM TERM CAPITAL AND OPERATIONAL BUDGET 2011/2012 – 2013/2014

The DA indicated that they took note of the proposed draft MTREF Budget and that they would comment later thereon. Questions were raised about various matters such as the increase in external loans, depreciation on assets, the proposed tariffs as well as the allocation for office furniture. After discussion it was

UNANIMOUSLY RESOLVED

1. that the Draft MTREF Operational and Capital Budget for the three years 2011-2014 be approved and released for public comment;

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2. that the proposed tariffs be approved and released for public comment;
3. that the proposed changes to the Budget-related policies be approved and released for public comment; and
4. that the Municipal Annual Budgets, MTREF and Supporting Tables be noted.

Meeting: Council – 28/2/2011 Ref no: 2/2/5 Coll no: 100532		Submitted by Directorate: Financial Services Author/s: C Petersen Referred from: EM&MC-23/02/2011	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Implement decision	<u>RESPONSIBLE DEPT:</u> ED: Financial Services	<u>DUE DATE:</u>

5. CLOSURE REZONING AND ALIENATION OF UNUSED PORTION OF HUGUENOT BYPASS (MAIN ROAD 301), PAARL

UNANIMOUSLY RESOLVED

that paragraph 4 of Council's resolution 7.8 dated 28 July 2010 be amended to read as follows:-

“4 that the property be disposed at R300 000 (VAT excl), subject to the normal selling conditions and the following further conditions:-“

Meeting: Council – 28/2/2011 Ref no: 15/4/1 (13086)P Coll no: 99778		Submitted by Directorate: Corporate Governance Author/s: N Marais Referred from: EM&MC-09/02/2011	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Implement decision	<u>RESPONSIBLE DEPT:</u> Corporate Gov (Properties)	<u>DUE DATE:</u>

6. PROPOSED LEASE AND ALIENATION OF PORTIONS OF ERVEN 1547, 8574 AND 8576 PAARL: VAN DER LINGEN SQUARE

UNANIMOUSLY RESOLVED

1. that the alienation of Portions A, B and C of Erven 1547, 8574 and 8576 Paarl at R1 000/m² (VAT excl) to Messrs Van Der Lingen Properties (Pty) Ltd for consolidation with Erf 8931 Paarl be approved in principle subject to the normal selling conditions, including the following conditions:
 - 1.1 the subdivision of Portions A, B and C, measuring 78m², 37m² and 131m² of Erven 8574, 1547 and 8576 Paarl respectively and the consolidation thereof with Erf 8931 Paarl;
 - 1.2 the closure and rezoning of Portion A from Public Place (reserved for parking) to general Business Purposes;

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- 1.3 the closure and rezoning of Portions B and C from Public Road to General Business Purposes;
 - 1.4 all effected municipal services must be relocated at the cost of the applicant; and
 - 1.5 all costs involved in the transaction, including survey, advertising, closure, rezoning, consolidation and transfer costs, are for the account of the applicant.
2. that the abovementioned closure, rezoning and subdivision as set out in 1.1 to 1.3 above be approved;
 3. that the interim lease of the portions A, B and C of Erven 8574, 1547 and 8576 Paarl respectively (Annexure B to the departmental report), totalling an extent of 246m², until the alienation contemplated in 1 above is completed, be approved in principle at a market related rental of R2 050.00 per month (VAT excluded) for a period of eighteen months and thereafter on a month to month basis;
 4. that proposals in 1 and 3 above be properly advertised for possible objections and counter offers; and
 5. that the lease and sale of land set out above not be subject to a formal tender process since the land can only be leased/sold to the applicant as explained above.

Meeting: Special Council – 28/2/2011		Submitted by Directorate: Corporate Governance	
Ref no: 15/4/1(8931)P		Author/s: N Marais	
Coll no: 99779		Referred from: EM&MC 09/02/2011	
<u>PARAGRAPH:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>
	Implement decision	Corporate Gov (Prop)	

7. LEASE OF MBEKWENI SPORTS HALL: ESTABLISHMENT OF A FITNESS CENTRE

The DA expressed concerns about the low rental and the fact that service consumption is included in the rental. After discussion it was

UNANIMOUSLY RESOLVED

1. that final approval be granted for the lease of the Mbekweni Sport Hall to Mr E Maqwelana (or the to be registered non-profit organisation) for the purpose of a fitness centre, subject to the following conditions:
 - 1.1 that the property be leased for an initial period of two years as from 1 January 2011 at a subsidized rental of R500 per month, including municipal services, which rate will increase by 10% annually;
 - 1.2 that the applicant registers as a non-profit organisation before 31 December 2011;

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- 1.3 that the property may only be utilized for a fitness centre and related activities;
- 1.4 that the elderly, local schools and sport club be allowed free access to the facility on a basis/conditions as arranged by the applicant; and
- 1.5 that the standard conditions of lease will apply.
- 2. that the terms of the renewal of the lease agreement after the initial period, be considered when the initial period expires, based on the financial statements of the centre; and
- 3. that the possible separate metering of the Mbekweni sports hall be investigated.

Meeting: Spec Council – 28/2/2011		Submitted by Directorate: Corporate Governance	
Ref No: 17/7/2/2/1/11		Author/s: N Marais	
Doc No: 99781		Referred from: EM&MC - 9/2/2011	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Implement decision	<u>RESPONSIBLE DEPT:</u> Corporate Gov (Properties)	<u>DUE DATE:</u>

The meeting ended at 15:25.

CHAIRPERSON:

DATE:

Confirmed on with / without amendments.