

DRAKENSTEIN MUNICIPALITY

MINUTES: EXECUTIVE MAYOR AND MAYORAL COMMITTEE

ORDINARY MEETING HELD IN THE COUNCIL CHAMBERS, FIRST FLOOR, CIVIC CENTRE, BERG RIVER BOULEVARD, PAARL ON WEDNESDAY, 20 MAY 2009 AT 10:00

1PRESENT: The Executive Mayor, Clr C M Manuel (Chairperson) (part of meeting)

The Executive Deputy Mayor, Clr M W Nothnagel

Councillors: A Bekeer
J T Basson
S Davids
H Douman
T M Kompela
A M Petersen
A B Sishuba; and
M J Le Hoe

Officials: Dr S T Kabanyane (Municipal Manager)
T Matthee
K Mrali
C Petersen
Dr P Naidoo
L Coetzee and
A Marais

ABSENT: Councillor: B Vos



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1. CONFIRMATION OF MINUTES

The minutes of the following meetings of the Executive Mayor and Mayoral Committee were confirmed as correct:-

- i) Special meeting held on 4 May 2009;
- ii) Ordinary meeting held on 6 May 2009; and
- iii) Confidential meeting held on 6 May 2009.

2. ANNOUNCEMENTS BY THE EXECUTIVE MAYOR

No announcements were made.

3. LEAVE ARRANGEMENT AND NON-AVAILABILITY OF SENIOR MANAGEMENT

Mr K Mrali will be out of office on Council business on 22 May 2009.

4. SALGA NATIONAL MEMBERS ASSEMBLY: 10 –11 JUNE 2009: EAST LONDON

RESOLVED

that the Executive Mayor, the Speaker and Clr J Muller, together with the Municipal Manager be delegated to attend the assembly.

Meeting:	EM&MC – 20/05/2009	Submitted by Directorate:	The Municipal Manager
Ref No:	2/6/6/4; 12/1/2	Author/s:	Dr ST Kabanyane
Doc No:		Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

5. RENEWAL OF LEASE AGREEMENT: DEPARTMENT OF PUBLIC WORKS: ERF 2006, PAARL (SOUTH AFRICAN POLICE DOG UNIT)

RESOLVED

that it be recommended to Council that approval in principle be granted for the renewal of the lease agreement in respect of Erf 2006, in extent 703m² to the National Department of Public Works (RSA), subject to the normal lease conditions as well as the following further conditions:-

- 1. the property will be leased at a rental of R4 270-80 per month, excluding VAT, which amount will escalate with 8% per annum;

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2. the lease will endure for a period of 2 years, with the option to renew;
3. all administrative and legal requirements be adhered to;
4. the lease be advertised in the press for possible objections or counter offers; and
5. the matter be re-submitted for final approval after advertisement in the press.

Meeting: Ref No: Doc No:	EM&MC – 20/05/2009 15/4/1 (2006)P 4025/09	Submitted by Directorate: Author/s: Referred from:	Corporate Governance A V Marais
PARAGRAPH:	ACTION:	RESPONSIBLE DEPT:	DUE DATE:

6. SALE OF OLD KITCHEN BUILDINGS A – D BLOCKS, MBEKWENI: ERVEN 350, 4593, 4624 AND 518, MBEKWENI

RESOLVED

that it be recommended to Council that the direct sale of Erven 350, 4593, 4624 and 518, Mbekweni to the respective churches be approved in principle, subject to the following conditions:-

1. the land be sold at the reduced selling price to be determined once a valuation has been obtained;
2. the applicants be responsible for all costs related to the transaction;
3. the sale of land be published for public comment/objection and that a final report thereafter be re-submitted to Council for final approval;
4. the rezoning of Erf 350, Mbekweni from residential to institutional be for the purchasers' account;
5. a reversionary clause be registered against the title of the property;
6. the relevant applicants be required to pay all outstanding rent before, or at least at registration of transfer;
7. all administrative and legal requirements be adhered to; and
8. the direct sale of the properties be approved due to the fact that the churches have been using the properties for the past ±26 years.

Meeting: Ref No: Doc No:	EM&MC – 20/5/2009 7/2/4/2 4021/09	Submitted by Directorate: Author/s: Referred from:	Corporate Governance A V Marais
PARAGRAPH:	ACTION: Submit to Council	RESPONSIBLE DEPT: Corp Governance (PJ)	DUE DATE:

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7. PROPOSED ALTERNATIVE CELLPHONE ARRANGEMENTS FOR MAYCO MEMBERS

Mr A Alfino from MTN attended the meeting for this item. Mr Alfino confirmed that they were aware of the problems being experienced by councillors and that it was not only limited to the Drakenstein Municipality contract. Poor reception was being experienced generally in some areas in Paarl and Wellington and in particular in the Gouda, Hermon and Saron areas. MTN submitted applications for the erection of reception towers but such applications could take up to 18 months to be finalised.

On a question of whether MTN would waive the cancellation fees should a decision be taken to cancel the contracts, Mr Alfino indicated that the request had been forwarded to their head office and that it was unlikely that the request would be acceded to. The Committee expressed the view that the formal response of MTN be awaited before this matter is further considered.

RESOLVED

that the response of MTN be awaited and a further report thereafter be submitted to the Committee.

Meeting: EM&MC – 20/05/2009		Submitted by Directorate: Corporate Governance	
Ref No: 6/3/1/2		Author/s: N Marais	
Doc No: 4019/09		Referred from:	
PARAGRAPH:	ACTION:	RESPONSIBLE DEPT:	DUE DATE:
	Further report on receipt of MTN's response	Corporate (Properties)	

8. FEEDBACK REPORT ON PUBLIC INPUTS TO DRAFT IDP/BUDGET REVIEW REPORT 2009/2010

The Committees requested that the comments on the issues raised during the public engagements as well as the written submissions received, be included in the report to Council.

RESOLVED

1. that the report be noted; and
2. that the comments on the issues raised during the public engagements as well as the written submissions be included in the report to be submitted to Mayco and Council.

Meeting: EM&MC – 20/05/2009		Submitted by Directorate: Strategic Services	
Ref No: 2/2/5		Author/s:	
Doc No: 3946/09		Referred from:	
PARAGRAPH:	ACTION:	RESPONSIBLE DEPT:	DUE DATE:
	Submit to Council	Corp Governance (PJ)	

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9. CITIZEN EXCELLENCE AWARDS

RESOLVED

1. that the Citizen Excellence Awards be approved in principle; and
2. that a further report be submitted on the role of the service provider.

Meeting: EM&MC – 20/05/2009		Submitted by Directorate: Strategic Services	
Ref No: 3/1		Author/s:	
Doc No: 3969/09		Referred from:	
PARAGRAPH:	ACTION: Further report	RESPONSIBLE DEPT: Executive Director: Strategic Services	DUE DATE:

10. REPLACEMENT OF ANNUAL REPORT OVERSIGHT COMMITTEE MEMBER

RESOLVED

that it be recommended to Council that the DA be allowed to nominate a councillor to replace Mr N D du Toit on the Oversight Committee.

Meeting: EM&MC – 20/05/2009		Submitted by Directorate: Strategic Services	
Ref No: 9/1/2		Author/s:	
Doc No: 3947/09		Referred from:	
PARAGRAPH:	ACTION: Submit to Council	RESPONSIBLE DEPT: Corp Governance (PJ)	DUE DATE:

11. SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN: THIRD QUARTER REPORT

The Committee requested that Portfolio holders should discuss the SDBIP report with the relevant Executive Directors in order to clarify aspects in the report.

RESOLVED

that it be recommended to Council that the Third Quarter SDBIP Report be noted.

Meeting: EM&MC – 20/05/2009		Submitted by Directorate: Financial Services	
Ref No: 5/2/6		Author/s:	
Doc No: 3948/09		Referred from:	
PARAGRAPH:	ACTION: Submit to Council	RESPONSIBLE DEPT: Corp Governance (PJ)	DUE DATE:

12. CREDIT RATING: DRAKENSTEIN MUNICIPALITY

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RESOLVED

that the report be noted.

Meeting: EM&MC – 20/05/2009		Submitted by Directorate: Financial Services	
Ref No: 5/5/4		Author/s: C M Petersen	
Doc No: 3944/09		Referred from:	
PARAGRAPH:	ACTION:	RESPONSIBLE DEPT:	DUE DATE:

13. EXTERNAL LOAN

RESOLVED

1. that it be recommended to Council that a loan of only R61 628 587,00 over a ten year period be taken up with the Development Bank of Southern Africa, to cover cost of capital projects in the 2008/2009 financial year;
2. that the remaining R36 456 000,00 be funded from own sources; and
3. that the Municipal Manager, Dr S T Kabanyane and the Director: Financial Services, Mr C M Petersen be authorized to sign the loan agreement as well as all other documents pertaining thereto on behalf of the Municipality.

Meeting: EM&MC – 20/05/2009		Submitted by Directorate: Financial Services	
Ref No: 7/1/3/2/10		Author/s:	
Doc No: 3970/09		Referred from:	
PARAGRAPH:	ACTION:	RESPONSIBLE DEPT:	DUE DATE:
	Submit to Council	Corp Governance (PJ)	

13. (A) GRANTS 2008/2009 FINANCIAL YEAR / SKENKINGS 2008/2009 FINANSIËLE JAAR

RESOLVED

that a sub-committee of the Executive Mayor, Clr J T Basson and Clr T Kompela be constituted to evaluate the applications and make a recommendation regarding the allocation of grants to the Committee.

Meeting: EM&MC – 20/05/2009		Submitted by Directorate: Financial Services	
Ref No: 5/13/1/1		Author/s:	
Doc No:		Referred from:	
PARAGRAPH:	ACTION:	RESPONSIBLE DEPT:	DUE DATE:
	Arrange Sub-Committee	Admin (IE)	

14. STATUS REPORT ON THE FINANCES OF THE JAMBOREE PROGRAM: OCTOBER 2008 TO FEBRUARY 2009

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RESOLVED

1. that the report be noted;
2. that a final report on the Jamboree Program be submitted to the Committee including the names of the municipal officials involved and the number of beneficiaries reached during the project.

Meeting:	EM&MC – 20/05/2009	Submitted by Directorate:	Social Services
Ref No:	2/6/8	Author/s:	JGP Rhod
Doc No:	3875/09	Referred from:	
PARAGRAPH:	ACTION:	RESPONSIBLE DEPT:	DUE DATE:
	Follow up report	Executive Director: Social Services	

15. REQUEST FOR TRAVEL AND SUBSISTENCE ALLOWANCE FOR MEMBERS OF THE PAARL MOUNTAIN ADVISORY BOARD

RESOLVED

that the matter be referred back and that a report be submitted on the remuneration of all Advisory Committees.

Meeting:	EM&MC – 20/05/2009	Submitted by Directorate:	Social Services
Ref No:	3/3/1/3/8/1	Author/s:	A B van der Merwe
Doc No:	3902	Referred from:	
PARAGRAPH:	ACTION:	RESPONSIBLE DEPT:	DUE DATE:
	Submit report	Head: Corporate Services	

16. WARD PROJECTS 2008/09: AMENDMENT – WARD 28

RESOLVED

The view was expressed that the airconditioning earmarked for the library at Sonop Primary should rather be installed at the library in the Ascension Church, which provides broader access to the surrounding community than the school. The library at the Church is also operating as a satellite for Drakenstein Library.

RESOLVED

1. that the following amended Ward Projects for Ward 28 be approved:-
 - 1.1 Airconditioner – Ronwe Library – R8 000
 - 1.2 Awareness Workshops – HIV/Aids and TB – R8 000
 - 1.3 Skills Training: Computer Literacy – R10 000
 - 1.4 Farm Watch – R12 000
 - 1.5 Airconditioner, Burglar Bars and Related

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Work: Ascension Church Library

– R20 000

2. that the Office of the Speaker consult with the Ward Committee/Ward Councillor regarding 1.5 above.

Meeting:	EM&MC – 20/05/2009	Submitted by Directorate:	Social Services
Ref No:	2/2/5	Author/s:	A Abrahams
Doc No:	3977/09	Referred from:	
PARAGRAPH:	ACTION:	RESPONSIBLE DEPT:	DUE DATE:
	Implementation of ward project	Executive Director: Social Services	

17. APPLICATION FOR THE AMENDMENT OF THE URBAN STRUCTURE PLAN FOR THE CAPE METROPOLITAN AREA: VOLUME 4: PAARL/WELLINGTON (“GUIDE PLAN”): ERF 8425 AND PORTION OF ERF 19863, PAARL

RESOLVED

- that the Provincial Government: Western Cape as the decision-making authority, be informed that Council is in support of the amendment of the Urban Structure Plan for the Cape Metropolitan Area: Volume: 4: Paarl/Wellington from “Agricultural Purposes” to “Urban Development” with regards to the application property, comprising Erf 8425 and a Portion of Erf 19863, Paarl, as indicated on the proposed development plan (Annexure B to the departmental report);
- that all relevant documentation as mentioned in the departmental report be made available to the Provincial Government: Western Cape to enable final decision-making;
- that with regard to the detailed land use planning application to follow, the applicant takes note, that no transfer of any development portion will be permitted by the municipality, prior to the acceptable relocation of farm workers currently housed on the application properties; and
- that a detailed relocation programme be compiled in association with the farm workers and submitted to Council as part of the detailed land use application.

Meeting:	EM&MC – 20/05/2009	Submitted by Directorate:	Infrastructure & Planning
Ref No:	15/4/1 (8425)P	Author/s:	H Louw
Doc No:	7629/08, 5995/08, 4937/08, 4550/08 3783/08, 2398/08, 1087/08, 6984/07, 6613/07, 6571/07, 6267/07, 4826/07	Referred from:	EM & MC & 04/03/2009
PARAGRAPH:	ACTION:	RESPONSIBLE DEPT:	DUE DATE:
	Inform Prov. Admin	Admin (HB)	

18. OUTSTANDING MATTERS

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RESOLVED

that the report be noted.

(The Executive Mayor requested that she be excused at this stage and the Executive Deputy Mayor took over the Chair).

19. URGENT MATTERS

19.1 PROPOSED MEDIUM TERM CAPITAL AND OPERATIONAL BUDGET 2009/10 – 2011/2012

RESOLVED

that it be recommended to Council that the following be approved:-

1. The consolidated three year operational budget:-

Total Operating Budget	2009/2010	2010/2011	2011/2012
	R940 718 702	R1 105 233 733	R1 260 300 840

2. The consolidated three year capital budget:-

EXPENDITURE	Proposed Budget 2009/2010	Proposed Budget 2010/2011	Proposed Budget 2011/2012	Total Budget For 3 Years
Projected Budget	95,000,000	100,000,000	100,000,000	295,000,000
Soccer World Cup 2010	5,000,000	0	0	5,000,000
Backlogs	85,000,000	85,000,000	85,000,000	255,000,000
Ad –hoc Secured Funding	77,934,000	88,993,000	102,360,000	269,287,000
Carry Overs	28,145,330	0	0	28,145,330
TOTAL CAPITAL BUDGET	291,079,330	273,993,000	287,360,000	852,432,331
<u>FUNDING OF CAPITAL</u>				
CRR - Own funds	107,188,021	100,000,000	100,000,000	307,188,021
New External Loan	85,000,000	85,000,000	85,000,000	255,000,000
Existing External Loans	8,520,307	0	0	8,520,307
Grants and Subsidies	90,371,002	88,993,000	102,360,000	281,724,002
TOTAL CAPITAL BUDGET - FUNDING	291,079,330	273,993,000	287,360,000	852,432,330

3. that the following proposed tariffs be approved:-

- (a) Proposed tariff increases for the medium term:-

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Percentage Increases on Tarriffs	Proposed Tariff Increase		
	2009/2010	2010/2011	2011/2012
Water	10.00%	10.00%	10.00%
Sanitation	7.50%	7.50%	7.50%
Refuse Removal	7.50%	7.50%	7.50%
Electricity	31.00%	30.00%	30.00%
Sundry Tariff	7.50%	7.50%	7.50%

(b) Proposed tariffs for property rates:-

Increases on Tariffs - Property Rates	Proposed Tariff Increase (Rand Value)		
	2009/2010	2010/2011	2011/2012
Residential	0.00490	0.00527	0.00566
Agricultural Land	0.00123	0.00132	0.00142
Industrial and Commercial sites	0.00822	0.00884	0.00950
Government Property	0.01243	0.01336	0.01436
Golf Greens	0.00123	0.00132	0.00142
Improvements for Sport purposes (amateur)	0.00368	0.00396	0.00425

4. that the Annual Budget of the municipality for the financial year 2009/10 and indicative for the two projected outer years 2010/11 and 2011/12 be approved as set out in the following schedules:-
 - (a) Operating revenue by source reflected in schedule 1.
 - (b) Operating expenditure by vote reflected in schedule 2.
 - (c) Capital expenditure by vote reflected in schedule 3.
 - (d) Capital Funding by source reflected in schedule 4.
5. that the property rates as reflected in the tariff book of 2009/10 and any other municipal tax reflected in the tariff book of 2009/10 be approved for the budget year 2009/10;
6. that the tariffs and charges reflected in the tariff book of 2009/10 be approved for the budget year 2009/10;
7. that the Integrated Development Plan Review Report 2009/2010 (IDP 2007 –2012) be adopted; and
8. that the amended Indigent Policy be approved.

Ref No: 5/2/2 (2009/10) x 2/2/5 Doc No: 4150/09; 3946/09 Author/s: C Petersen Submitted by Dept: Financial Services		Meeting: Action: Referred from: Spec Council - 27/05/2009	
PARAGRAPH:	ACTION: Submit to Council	RESPONSIBLE DEPT: Corp Governance (PJ)	DUE DATE:

20. IMPLEMENTATION OF SCARE SKILLS ALLOWANCES

(See confidential minutes.)

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ADDITIONAL ITEMS

21. SUPPORT FOR THE AL-AZHAR CYCLE TOUR

RESOLVED

that only the standard in-kind support be provided to the A1-Azhar Boland Cycle Tour as well as the costs for the hiring of Faure Stadium (R396.00) and the cleaning of the Stadium (R2 400) to be paid from a vote identified by the LED Section.

Meeting: EM&MC – 20/05/2009		Submitted by Directorate: Strategic Services	
Ref No: 17/3/2/6/4 x 17/7/2/2/1		Author/s: G Fouldien	
Doc No: 4061/09		Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>
	Inform Applicant	Admin (LP)	

22. PROGRESS REPORT: LED UNIT

RESOLVED

1. that the report be noted;
2. that further progress reports be submitted with regard to the Afriglass project, the CBD Development, Paarl Waterfront Development and on an alternative venue for the Paarl Festival of Lights; and
3. that a report also be submitted on progress made with regard to the Flagging of the town and the applications for the erection of billboards.

Meeting: EM&MC – 20/05/2009		Submitted by Directorate: Strategic Services	
Ref No: 15/7/B		Author/s: G Fouldien	
Doc No: 4068/09		Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>
2	Further report on projects	Executive Director: Strategic Services	
3	Report on Flagging application	Executive Director: Infrastructure and Planning	

23. COST OF IN-KIND SUPPORT TO CULTIVARIA

RESOLVED

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that the report be noted.

Meeting: Ref No: Doc No:	EM&MC – 20/05/2009 11/2/3 4066/09	Submitted by Directorate: Author/s: Referred from:	Strategic Services G Fouldien
<u>PARAGRAPH:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

25 MONTHLY REPORT – APRIL 2009: PLANNING

Noted.

Meeting: Ref No: Doc No:	EM&MC - 20/05/2009	Submitted by Directorate: Author/s: Referred from:	Infrastructure & Planning D Delaney
<u>CLAUSE:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

26 QUARTERLY REPORT: 1 OCTOBER 2008 – 31 DECEMBER 2008: COMMUNITY SERVICES – PARKS SECTION

Noted.

Meeting: Ref No: Doc No:	EM&MC - 20/05/2009	Submitted by Directorate: Author/s: Referred from:	Social Services A Abrahams
<u>CLAUSE:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

The meeting ended at 13:17

CHAIRPERSON:

DATE:

Confirmed on with/without amendments.

PJ/am
20/5/2009