

# 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, 28 APRIL 2010 AT 10:00.

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**PRESENT:** The Executive Mayor, Clr C M Manuel (Chairperson) 1  
The Executive Deputy Mayor, Clr M W Nothnagel

**Councillors:** J T Basson  
A Bekeer  
S Davids  
H Douman  
T M Kompela  
A M Petersen; and  
A B Sishuba  
BE Vos

**Officials:** Dr S T Kabanyane (Municipal Manager)  
Mr T Matthee (Executive Director: Social Services)  
Mr K Mrali (Executive Director: Corporate Governance)  
Dr P Naidoo (Executive Director: Strategic Services)  
Mr C Mapeyi (Acting Executive Director: Financial Services)  
Mr G S Du Plessis (Acting Executive Director: Infrastructure and Planning)  
Mr A Marais (Head: Corporate Services) and  
Mr K Gordon (Manager: Administrative Services)

**ABSENT: Councillors:** MJ Le Hoe

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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**:

- 1.1 Ordinary meeting held on 14 April 2010
- 1.2 Special meeting held on 19 April 2010

**2. ANNOUNCEMENTS BY THE EXECUTIVE MAYOR**

1. **Kungsbacka**

The Executive Mayor reported that the visit to Kungsbacka that was postponed due to volcanic ash over Europe would now take place from 5-13 May 2010. The same delegates as previously approved would go.

2. **Salga National Members Assembly**

The Executive Mayor reported that due to the Kungsbacka visit the delegation to attend the Salga National Members Assembly would be as follows:

- 1. The Speaker;
- 2. Councillor A Bekeer;
- 3. Councillor S Sambokwe;
- 4. Councillor T Kompela; and
- 5. Dr P Naidoo

**3. LEAVE ARRANGEMENTS AND NON-AVAILABILITY OF SENIOR MANAGEMENT**

The following leave arrangements were announced:

- 1. 5-13 May 2010: Municipal Manager and Mr T Matthee, (Kungsbacka visit)  
Mr L Coetzee: Acting Municipal Manager
- 2. 7-9 May 2010 and 11-12 May: Dr P Naidoo
- 3. 10-14 May 2010: Mr K Mrali
- 4. 28-30 April 2010: Mr C Petersen (Attending a course)

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**4. NURTURING YOUNG LEADERS**

**RESOLVED**

that an amount of R30 000 for funding of the project be made available from the Nation Building vote number: 43-05-1-55-565-00 subject thereto that the Municipal Manager consult with the Drakenstein Youth Council on this matter and also include Councillor T Kompela and the Social Services Directorate in the programme.

Meeting: EM&MC – 28/04/2010 Ref No: 17/19/7 Col No: 52817		Submitted by Directorate: Municipal Manager Author/s: L Nojozi Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Implement decision	<u>RESPONSIBLE DEPT:</u> Office of the Municipal Manager (L Nojozi)	<u>DUE DATE:</u>

**5. PERFORMANCE AUDIT COMMITTEE CHARTER**

**RESOLVED**

that it be recommended to Council that the Performance Audit Committee Charter be approved.

Meeting: EM&MC – 28/04/2010 Ref No: 5/12/2/1 Col No: 52796		Submitted by Directorate: Strategic Services Author/s: Dr P Naidoo Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Submit to Council	<u>RESPONSIBLE DEPT:</u> Admin	<u>DUE DATE:</u>

**6. PROPOSED LEASE OF PORTION OF ERF 12319 WELLINGTON FOR GARDENING PURPOSES: BREYTENBACH CULTURAL CENTRE**

**RESOLVED**

that this matter be held over pending a site visit by the portfolio holder and relevant officials.

Meeting: EM&MC – 28/04/2010 Ref No: 15/4/1 (12319)W Doc No: 52810		Submitted by Directorate: Corporate Governance Author/s: N Marais Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Arrange site visit	<u>RESPONSIBLE DEPT:</u> Corporate Governance (Properties)	<u>DUE DATE:</u>

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**7. APPLICATION FOR THE AMENDMENT OF THE URBAN STRUCTURE PLAN FOR THE CAPE METROPOLITAN AREA: VOLUME 4: PAARL/WELLINGTON (“GUIDE PLAN”): ERF 10001 WELLINGTON**

**RESOLVED**

1. that the Western Cape Provincial Government 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 “Industrial Development” with regard to Erf 10001 Wellington; and
2. that all relevant documentation as mentioned in the departmental report be made available to Provincial Government: Western Cape to enable final decision-making.

<b>Meeting:</b> EM&MC – 28/04/2010 <b>Ref No:</b> 5/4/1 (10001) W <b>Doc No’s:</b> 10246/09, 10247/09, 10246/09, 10250/09, 10154/09, 10011/09, 9987/09, 9896/09, 9849/09, 9507/09, 9317/09, 9191/09, 9205/09, 9824/09, 8708/09, 8651/09, 8551/09, 8515/09, 7936/09, 7853/09, 7869/09, 6764/09 & 6545/09		<b>Submitted by Directorate:</b> Infrastructure & Planning <b>Author/s:</b> H Louw <b>Referred from:</b>	
<b>PARAGRAPH:</b>	<b>ACTION:</b> Inform parties	<b>RESPONSIBLE DEPT:</b> Admin (HB)	<b>DUE DATE:</b>

**8. APPLICATION FOR LAND USE DEPARTURE: ERF 21197 PAARL (LONG STREET)**

**RESOLVED**

1. that approval be granted in terms of section 15(1)(b) of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985) for a departure of the western lateral building line on Erf 21197 Paarl from 1.5m to 0.0m for the purpose of erecting a garage and carport, as indicated on the abstract of the submitted plan (Annexure B to the departmental report);
2. that the approval granted in paragraph 1 above, be subject to the following condition:-
  - 2.1 The new boundary wall must be painted and reasonably maintained by the owner of Erf 21197 Paarl;
3. that the objector, Ms M Stroebel, be informed of her right of appeal in terms of section 44 of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985); and

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4. that the comments in paragraph 5 of the departmental report (“TOWN PLANNING ASSESSMENT”) be regarded as Council’s reason for it’s decision.

Meeting: EM&MC – 28/04/2010 Ref No: 5/4/1 (21197) P Doc No’s: 52811		Submitted by Directorate: Infrastructure & Planning Author/s: W Alexander Referred from:	
<b>PARAGRAPH:</b>	<b>ACTION:</b>  Inform parties	<b>RESPONSIBLE DEPT:</b>  Admin (HB)	<b>DUE DATE:</b>

**9. APPLICATION FOR AMENDMENT OF CONDITIONS: ERF 27459 PAARL**

**RESOLVED**

that this matter be held over pending an inspection of the property.

Meeting: EM&MC – 28/04/2010 Ref No: 5/4/1 (27459) P Doc No’s: 1531/09, 2549/09, 5131/09, 8277/09 & 8566/09		Submitted by Directorate: Infrastructure & Planning Author/s: C Cupido Referred from:	
<b>PARAGRAPH:</b>	<b>ACTION:</b>  Arrange inspection	<b>RESPONSIBLE DEPT:</b>  Head of Department: Planning	<b>DUE DATE:</b>

**10. APPLICATION FOR PERMANENT LAND USE DEPARTURE: ERF 23575 PAARL**

**RESOLVED**

1. that approval be granted in terms of section 15(1)(b) of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985), for the encroachment of the 1,5m western lateral building line on Erf 23575 Paarl to 0m for the erection of a second dwelling unit as indicated on the abstract of the building plan (Annexure B to the departmental report);
2. that construction only commences after the final written approval of the said building plan by Council;
3. that the new common dwelling/boundary be painted and be reasonably maintained by the owner of Erf 23575 Paarl;
4. that the comments in paragraph 4 of the departmental report “TOWN PLANNING ASSESSMENT” be regarded as Council’s reason for its decision; and

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5. that the objectors, Mr and Mrs Penderis be informed of their right of appeal in terms of section 44 of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985).

Meeting: Ref No: Col No:	EM&MC – 28/04/2010 15/4/1 (23575) P 52814	Submitted by Directorate: Author/s: Referred from:	Infrastructure & Planning R Mowzer
<b>PARAGRAPH:</b>	<b>ACTION:</b> Inform parties	<b>RESPONSIBLE DEPT:</b> Admin (HB)	<b>DUE DATE:</b>

**11. APPLICATION FOR CONSENT USE: ERF 6672 PAARL**

**RESOLVED**

1. that approval be granted in terms of clause 18 of the Paarl Zoning Scheme Regulations for a Consent Use on Erf 6672 Paarl for a Place of Assembly in order to allow for an entertainment area ( $\pm 15m^2$ ) for the keeping of 5 limited pay-out gambling machines as part of the existing bar facility, excluding all other permissible entertainment devices and/or machines;
2. that the approval granted in paragraph 1 above be subject to the following conditions in terms of section 42(1) of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985):-
  - 2.1 The development of the property be in accordance with the proposed site plan (Annexure B to the departmental report);
  - 2.2 No alterations to the building are to be erected without the approval of building plans by Council;
  - 2.3 Adherence to the following condition laid down by the Electrical Services Department (Drakenstein Municipality):-
    - 2.3.1 Any electrical services extensions or alterations will be for the account of the owner/applicant;
  - 2.4 Adherence to the conditions laid down by Cape Winelands District Municipality: Health Department in its letter 15/2/6/1 dated 14 April 2010 (Annexure G to the departmental report);
3. that the objector, Shatel CC be informed of their right of appeal in terms of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985); and

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4. that the comments in paragraph 5 (Planning Comment) of the departmental report be regarded as Council's reasons for its decision.

Meeting: EM&MC – 28/04/2010		Submitted by Directorate: Infrastructure & Planning	
Ref No: 5/4/1 (6672) P		Author/s: H Louw	
Doc No's: 4572/06, 10340/08, 5232/09 & 5234/09		Referred from:	
<b>PARAGRAPH:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
	Inform parties	Admin (HB)	

**12. APPROVAL OF APPLICATIONS FOR SUBSIDY: WATER AND SANITATION SERVICES TO FARM WORKER HOUSES: FOLLOW-UP REPORT**

**RESOLVED**

1. that the subsidy scheme amounts be increased to the monetary values as indicated below and that the scheme rules still apply for the applicants for subsidy grants as per the current scheme;

<b>PROPOSED NEW SUBSIDY SCHEME AMOUNTS FOR UPGRADING OF RURAL SERVICES: FARM WORKERS HOUSING</b>			
<b>No</b>	<b>Description of Subsidy amount</b>	<b>Present Amount</b>	<b>Proposed Amount</b>
1.	Running water for sink in kitchen	R1 000.00 / dwelling	R2 000.00/ dwelling*
2.	Adding a bathroom with flush toilet to dwelling unit	R4 000.00 / dwelling	R7 000.00/dwelling*
3.	Flush toilet only	R1 600.00 / dwelling	R3 000.00/dwelling*
4.	Supply a dry sanitary facility (VIP) only	R1 000.00 / dwelling	R3 000.00/dwelling*
5.	Hot water	R1 000.00 / dwelling	R2 000.00/dwelling**
6.	Maximum subsidy per farm/year	R25 000.00/farm/year	R45 00.00/farm/year*
7.	Maximum subsidy per farm dwelling	R5 000.00/farm dwelling	R9 000.00/farm *dwelling

\*Same as Cape Winelands District Municipality Subsidy Scheme

\*\*Proposed subsidy amount by Drakenstein Municipality: that the provision of a conservancy tank and pipe work to form part of the installation of a bathroom with a flush toilet to a dwelling (R7000/ dwelling)

2. that the landowner only pay the subsidy amount after the successful completion of the work and that no phased or interim payment being made to the landowners. That the Civil Engineering department ensures, through follow-up inspections at approved properties, that no subsidies are paid out before a completion certificate is issued, and the owner signs an agreement, in which he/she accepts all the subsidy scheme conditions and period, set out to complete the work;
3. that the present agreement be applicable for all landowners which guaranteed that the facility be used as a farm worker dwelling for at least five years. The landowner must also maintain the facilities for that period;

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4. that the new subsidy amounts be made applicable to all the applications received and already approved by the committee as from 1<sup>st</sup> July 2009; and
5. that the upgrading of current infrastructure systems be considered on a adhoc basis and that proper guidelines for this be developed by the CES department.

Meeting: EM&MC –28/04/2010	Submitted by Directorate: Infrastructure & Planning		
Ref No: 16/4/6	Author/s: A Kowalewski		
Doc No 52811	Referred from:		
<b>PARAGRAPH:</b>	<b>ACTION:</b> Implement decision	<b>RESPONSIBLE DEPT:</b> Executive Director: Infrastructure and Planning	<b>DUE DATE:</b>

**13. NAMIBIA TOURISM EXHIBITION: 2-5 JUNE 2010 (WINDHOEK)**

**RESOLVED**

1. that the participation at the Namibian Tourism Show to be held from 2-5 June 2010 **be approved**;
2. that the delegation attending the Namibian Tourism Expo consist of:  
  
the Executive Mayor;  
Municipal Manager;  
LED Portfolio Councillor; Councillor H Douman  
Councillor A Bekeer  
Executive Director: Strategic Services;  
LED & Tourism Manager; and  
1 Tourism Officer.
3. that Municipal transport be utilized to transport the delegation to Namibia, except for the Executive Mayor and Municipal Manager who will travel by air.

Meeting: EM&MC – 28/04/2010	Submitted by Directorate: Strategic Services		
Ref No: 10/1/8	Author/s: G Fouldien		
Col NO: 52862	Referred from:		
<b>PARAGRAPH:</b>	<b>ACTION:</b> Implement decision	<b>RESPONSIBLE DEPT:</b> LED: Manager	<b>DUE DATE:</b>

**14. COOPERATIVE SUPPORT PROGRAMME**

**RESOLVED**

that this matter be referred to a next meeting of the Committee.

Meeting: EM&MC –28/04/2010	Submitted by Directorate: Strategic Services		
Ref No: 15/7/3	Author/s: G Fouldien		
Col NO: 52863	Referred from:		
<b>PARAGRAPH:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>

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**15. URGENT MATTERS**

**15.1 INDABA 2010: DURBAN CONVENTION CENTRE**

The enclosed report of the Paarl 2010 Committee was tabled and considered.

**RESOLVED**

that Councillor A M Petersen, Mr T Koopman and Mr M Mafila be included in the delegation to Indaba 2010 in Durban to be held on 8-12 May 2010.

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Meeting: Ref No: Col NO:		Submitted by Directorate: Author/s: Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Make further arrangements	<u>RESPONSIBLE DEPT:</u> Office of the Executive Director: Corporate Governance	<u>DUE DATE:</u>

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**15.2 DE ORANJE CAMPING: URGENT LOBBYING INTERVENTION**

The enclosed report of the Paarl 2010 Committee was tabled and considered. Mr T Koopman also made a presentation on the Oranje Camping initiative.

**RESOLVED**

1. that the Deputy Mayor, Councillor A M Petersen; the Municipal Manager and Mr T Koopman visit the Netherlands from 12-21 May 2010 to make final arrangements with De Oranje Camping initiative; and
  2. that an official or councillor from the Cape Winelands District Municipality be invited to accompany the delegation.
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<b>Meeting:</b> <b>Ref No:</b> <b>CoI NO:</b>		<b>Submitted by Directorate:</b> <b>Author/s:</b> <b>Referred from:</b>	
<b>PARAGRAPH:</b>	<b>ACTION:</b> Make further arrangements	<b>RESPONSIBLE DEPT:</b> Office of the Executive Director: Corporate Governance	<b>DUE DATE:</b>

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**15.3 EASTERN CAPE EX-MINERS**

See Confidential minutes.

The meeting ended at 11:50

**CHAIRPERSON:** .....

**DATE:** .....

Confirmed on ..... with/without amendments.

***KG/rs***  
***28/04/2010***