

## 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, 17 FEBRUARY 2010 AT 10:00

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

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

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

**ABSENT:** Councillors: S Davids (Apology)  
M J Le Hoe (Apology)  
B E Vos

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**1. CONFIRMATION OF MINUTES**

The minutes of the Special Executive Mayor and Mayoral Committee meeting held on 3 February 2010 was **confirmed as correct** subject to the following amendment:

**“9. IMPLEMENTATION REPORT OF EXTERNAL BURSARY APPLICATION (MAYORAL BURSARY) FOR 2009/2010 FINANCIAL YEAR**

**RESOLVED**

1. *that the report **be noted**;*
2. *that an amount of R500 000 be budgeted for the provision of external bursaries in the 2010/2011 financial year;*
3. *that the Bursary Policy be reviewed to also make provision for the allocation of external bursaries for the following categories:-*
  - 3.1 *Soft skills training*
  - 3.2 *Grade 9 applicants who wish to enroll at FET Colleges; and*
4. *that in future reports provision be made in the breakdown list of applicants for the inclusion of a separate column for the number of urban and rural applicants.”*

Meeting: EM&MC – 17/02/2010		Submitted by Directorate:	
Ref No:		Author/s:	
Doc No:		Referred from:	
<b>PARAGRAPH:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
	Implement decision	HR Manager	

**2. ANNOUNCEMENTS BY THE EXECUTIVE MAYOR**

The Executive Mayor announced that the launch of the De Poort Heritage Centre in Paarl will take place on Saturday, 20 February 2010 and invited all councillors to attend the event.

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

The Municipal Manager announced that the Executive Director: Social Service, Mr T Mathee, will be attending a workshop on 22 and 23 February 2010.

**4. MINUTES OF PORTFOLIO COMMITTEES**

**RESOLVED**



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<b>PARAGRAPH:</b>	<b>ACTION:</b> Implement decision	<b>RESPONSIBLE DEPT:</b> Executive Director: Social Services	<b>DUE DATE:</b>
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**7. LAND FOR CEMETERY – PARYS: ERF 15279, LANGENHOVEN AVENUE**

**RESOLVED**

1. that the Municipality proceed at risk with the EIA, Survey and Planning aspects related to the development of the new cemetery on Erf 15279, Paarl
2. that approval be granted for the proposed expansion of Parys cemetery on a pilot site for the re-use of graves older than 50 years; and
3. that funds be made available for the above-mentioned from Vote 46-20-405-204-00- (Development of new cemetery).

Meeting:	EM&MC – 17/02/2010	Submitted by Directorate:	Social Services
Ref No:	16/7/11/1/1	Author/s:	
Doc No:	50203	Referred from:	
<b>PARAGRAPH:</b>	<b>ACTION:</b> Implement decision	<b>RESPONSIBLE DEPT:</b> Executive Director: Social Services	<b>DUE DATE:</b>

**8. LEASE AGREEMENT: MONTE CHRISTO MINISTRIES, ERF 10186, PAARL**

**RESOLVED**

1. that the report **be noted**;
2. that permission be granted to revoke the existing notarial lease agreement with Monte Christo Ministries;
3. that a new lease be drafted with Monte Christo Ministries indicating changes to certain clauses as set out in the report; and
4. that the proposals contained in Option 2 (Annexure 4 to the departmental report) which provides for a site area of 3.9 hectare for the development of the Multi-Purpose Centre, be approved.

Meeting:	EM&MC – 17/02/2010	Submitted by Directorate:	Social Services
Ref No:	17/15/3/1/2 x 15/4/1 (10186) P	Author/s:	
Doc No:	50078	Referred from:	
<b>PARAGRAPH:</b>  2 & 3 4	<b>ACTION:</b> Implement decision Implement decision	<b>RESPONSIBLE DEPT:</b> Manager: Estate and Properties Executive Director: Social Services	<b>DUE DATE:</b>

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**9. USE OF ZANDDRIFT SPORTS GROUNDS: CANSA: 20 – 21 MARCH 2010**

**RESOLVED**

that permission be granted to the Cancer Association of South Africa to hire the Zanddrift Sports Grounds from Saturday, 20 March 2010 to Sunday, 21 March 2010 for a day and night event to host the Relay for Life event.

Meeting: EM&MC – 17/02/2010		Submitted by Directorate: Social Services	
Ref No: 17/7/2/2/1/1		Author/s:	
Doc No: 50305		Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>
	Inform Cansa	Executive Director: Social Services	

**10. PAARL 2010 INTERIM REPORT**

**RESOLVED**

that the report **be noted**.

Meeting: EM&MC – 17/02/2010		Submitted by Directorate:	
Ref No: 17/7/3/2		Author/s:	
Doc No: 50264		Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

**11. SOCCEREX 2009: NON-ATTENDANCE**

**RESOLVED**

that the expenditure incurred in respect of the 2009 Soccerex Exhibition in Johannesburg, be condoned.

Meeting: EM&MC – 17/02/2010		Submitted by Directorate:	
Ref No: 17/7/3/2		Author/s:	
Doc No: 50264		Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

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**12. REQUEST FOR AUTHORITY TO PLACE TENDER / PROPOSAL CALL: WORLD CUP VIEWING AREA**

**RESOLVED**

that the proposed tender/proposal call document for the 2010 FIFA World Cup public viewing area, be approved.

Meeting: Ref No: Doc No:	EM&MC – 17/02/2010 17/7/3/2 50263	Submitted by Directorate: Author/s: Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Advertise tender	<u>RESPONSIBLE DEPT:</u> Executive Director: Corporate Governance	<u>DUE DATE:</u>

**13. PROGRESS REPORT: ERF 1591, PAARL (CORNER OF DERKSEN AND LOOP STREETS)**

**RESOLVED**

1. that the content of the progress report **be noted**; and
2. that a further progress report be submitted once the Provincial Minister's decision on the appeal against the refusal to allow demolition of the building, has been received.

Meeting: Ref No: Doc No:	EM&MC – 17/02/2010 15/4/1 (1591) P 50312	Submitted by Directorate: Author/s: Referred from:	Infrastructure & Planning D Delaney EM&MC – 21/01/2010
<u>PARAGRAPH:</u>	<u>ACTION:</u> Submit progress report	<u>RESPONSIBLE DEPT:</u> Executive Director: Infrastructure & Planning	<u>DUE DATE:</u>

**14. STATUS REPORT: EMPTY BUILDING: ERF 12746, 63 LANTANA STREET, PAARL**

**RESOLVED**

1. that the content of the report be **noted**; and
2. that the necessary processes be followed in terms of section 11 of the National Building Regulations and Building Standards Act, 1977 (Act no. 103 of 1977).

Meeting: Ref No: Doc No's:	EM&MC – 17/02/2010 5/4/1 (12746) P 50256	Submitted by Directorate: Author/s: Referred from:	Infrastructure & Planning D Delaney EM&MC – 13/01/2010
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<b>PARAGRAPH:</b>	<b>ACTION:</b> Implement decision	<b>RESPONSIBLE DEPT:</b> Executive Director: Infrastructure & planning	<b>DUE DATE:</b>
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**15. PROGRESS REPORT: FORMAL QUESTIONS BY CLR J F LE ROUX REGARDING UNAUTHORIZED BUILDING ERECTED ON ERF 6392, WELLINGTON OF MR G SMITH**

**RESOLVED**

1. that the contents of the report be **noted**; and
2. that further legal processes be instituted should Mr Smith not remove the lapa within the prescribed time.

Meeting: Ref No: Doc No:	EM&MC – 17/02/2010 15/4/1 (6392) W 7864/09	Submitted by Directorate: Author/s: Referred from:	Infrastructure & Planning D Delaney EM&MC – 03/11/2009
<b>PARAGRAPH:</b>	<b>ACTION:</b> Implement decision	<b>RESPONSIBLE DEPT:</b> Executive Director: Infrastructure & planning	<b>DUE DATE:</b>

**16. APPLICATION FOR CONSENT USE AND DEPARTURE: FARM 849/5 (KING PROTEA, RONWE), PAARL DIVISION**

**RESOLVED**

1. that the following approvals be granted:-
  - 1.1 in terms of regulation 4.6 of the Scheme Regulations made in terms of section 8 of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985) and promulgated at PN 1048/1988 for a Consent Use: Tourist Facilities to allow for the legal operation of a conference facility/function venue, with a capacity of 100 people, together with a kitchen and laundry as subservient uses on the premises, as indicated on the Site Plan (Annexure B to the departmental report);
  - 1.2 in terms of regulation 4.6 of the Scheme Regulations made in terms of section 8 of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985) and promulgated at PN 1048/1988 for a Consent Use: Tourist facilities to allow for the legal operation of a coffee shop that will seat a maximum of 80 people and will incorporate the sale of handmade crafts and homegrown flowers as an associated, subservient use, as indicated on the Site Plan (Annexure B to the departmental report);
  - 1.3 in terms of regulation 4.6 of the Scheme Regulations made in terms of section 8 of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985) and promulgated at PN 1048/1988 for a Consent Use to allow for the conversion of four former labourers' cottages into four additional dwelling units for the

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purpose of overnight accommodation, as indicated on the Site Plan (Annexure B to the departmental report);

- 1.4 in terms of Section 15(1)(b) of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985) for a temporary land use departure (5 years) to allow for the legal operation of a hair and beauty salon ( $\pm 60\text{m}^2$  in extent) on the premises, as indicated on the Site Plan (Annexure B to the departmental report);
2. that the approvals granted in paragraphs 1.1 to 1.4 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 Adherence to the conditions laid down by the Department of Agriculture: Western Cape in its letter 20/9/2/5/4/835 dated 12 January 2009 (Annexure D to the departmental report);
  - 2.2 Adherence to the conditions laid down by the Department of Transport and Public Works in its letter 13/3/5/1-10/121 (Taak 17250) dated 21 October 2009 (Annexure E to the departmental report);
  - 2.3 Adherence to the conditions laid down by the Cape Winelands District Municipality: Health Department in its letter dated 17 March 2009 (Annexure F to the departmental report);
  - 2.4 Adherence to the conditions laid down by Drakenstein Municipality: Civil Engineering Services Department in its memorandum 15/4/1 (F849/5) P (3734) dated 29 December 2009 (Annexure G to the departmental report);
  - 2.5 Adherence to the following condition laid down by Drakenstein Municipality's Electrical Services Department:-
    - 2.5.1 Any service alterations/additions that may be required will be for the account of the owner/applicant;
  - 2.6 Adherence to the following conditions from a planning point of view:-
    - 2.6.1 The approval applies only to the consent uses and departure in question and shall not be construed as authority to depart from any other legal prescriptions or requirements;
    - 2.6.2 Any amendments to the application will be subject to the relevant approval(s);
    - 2.6.3 The large hospitality component must employ the services of at least some resident/local farm labourers, in order to widen the skills base of local people and to include them into the tourism economy of the region;
    - 2.6.4 A minimum area of  $\pm 17\text{ha}$  of the farm must remain exclusively for agricultural usage;
    - 2.6.5 Adequate parking must be provided in close proximity to the respective proposed uses, and should not encroach onto areas currently used for agriculture;

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- 2.6.6 No new structures are to be erected or existing buildings converted without the final written approval of building plans by Council;
- 2.6.7 The approved temporary departure will be valid for a period of 5 years. Any application for extension of this period should therefore be submitted prior to the expiry date of the approval; and
3. that the right of the farm workers not be affected.

Meeting: EM&MC – 17/02/2010 Ref No: 15/4/1 (F849/5) P Doc No's: 10341/08, 543/09, 584/09, 670/09, 1408/09, 2398/09, 3404/09, 3704/09, 5518/09, 6089/09, 9131/09 & 9396/09		Submitted by Directorate: Infrastructure & Planning Author/s: C Cupido Referred from:	
<b>PARAGRAPH:</b>	<b>ACTION:</b> Inform parties	<b>RESPONSIBLE DEPT:</b> Admin (HB)	<b>DUE DATE:</b>

**17. APPLICATION FOR PERMANENT LAND USE DEPARTURES: ERF 3917, PAARL**

**RESOLVED**

- 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 3917, Paarl to 0m, Paarl for the erection of a carport as indicated on the abstract of the building plan (Annexure B to the departmental report);
- that construction only commences, after the approval of the said building plan by Council;
- that the comments contained in paragraph 4 of the departmental report “**TOWN PLANNING ASSESSMENT**” be regarded as Council’s reasons for its decision; and
- that the objector be informed of his right to appeal in terms of section 44 of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985).

Meeting: EM&MC – 17/02/2010 Ref No: 15/4/1 (3917) P Doc No: 50255		Submitted by Directorate: Infrastructure & Planning Author/s: R Mowzer Referred from:	
<b>PARAGRAPH:</b>	<b>ACTION:</b> Inform Parties	<b>RESPONSIBLE DEPT:</b> Admin (HB)	<b>DUE DATE:</b>

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**18. APPLICATION FOR REMOVAL OF RESTRICTIONS, URBAN STRUCTURE PLAN (“GUIDE PLAN”) AMENDMENT, REZONING, DEPARTURES, AMENDMENT OF CONDITION, SUBDIVISION AND CLOSURE OF A PUBLIC PLACE: PORTION OF PARK ERF 6829 AND ERF 6843, PAARL**

**RESOLVED**

1. that the Western Cape Provincial Department of Environmental Affairs and Development Planning be informed that Council is in support of the following:-
  - 1.1 The removal of restrictive conditions 3(b), (c) and (d) contained in the Title Deed of Erf 6843, Paarl, limiting the use of the property for residential purposes only, limiting the permissible coverage to 50% and stipulating certain building lines, in order to permit the development of the property primarily for a covered loading facility, as indicated on the Site Plan (Annexure C to the departmental report);
  - 1.2 The amendment of the Urban Structure Plan for the Cape Metropolitan Area: Volume 4: Paarl/Wellington in order to change the designation of a Portion of Park Erf 6829, Paarl (Annexure D to the departmental report) and Erf 6843, Paarl from “Urban Development” to “Industrial Purposes”;
  - 1.3 The rezoning of a Portion of Park Erf 6829, Paarl (Annexure D to the departmental report) from “Public Open Space” to “Industrial Zone” and the rezoning of Erf 6843, Paarl from “Single Dwelling Residential” to “Industrial Zone”, subject to the following conditions:-
    - 1.3.1 Adherence to the conditions laid down by the Western Cape Department of Environmental Affairs and Development Planning in the Environmental Record of Decision E12/2/3/1 - B3/28 – 0341/07 dated 13 March 2008 (Annexure H to the departmental report);
    - 1.3.2 Adherence to the conditions laid down by the Western Cape Department of Transport and Public Works in their letter 13/3/5/1 – 10/55 (Job 16703) dated 15 October 2008 (Annexure I to the departmental report) and their letter PM87/53/600 (09) dated 11 November 2009 (Annexure I1 to the departmental report);
    - 1.3.3 Adherence to the conditions laid down by the Cape Winelands District Municipality: Health Services in their letter 15/4/1 (27431) P dated 22 August 2008 (Annexure J to the departmental report);
    - 1.3.4 Adherence to the conditions laid down by Drakenstein Municipality: Civil Engineering Services Department in their memorandum 15/4/1 (6829) P (3359) dated 26 September 2008 (Annexure K to the departmental report);
    - 1.3.5 Adherence to the following condition laid down by Drakenstein Municipality: Electrical Services Department:-

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- (a) Any required electrical extensions and/or alterations will be for the applicant's account;
- 1.3.6 Adherence to the following conditions from a land use planning point of view:-
- (a) The development of the property should be executed largely in line with the Site Plan (Annexure C to the departmental report);
  - (b) The height of the loading facility be restricted to 9,15m measured from the finished floor level of the existing paper store on the southern boundary to the top of the roof;
  - (c) The permissible uses be restricted primarily for a covered loading facility;
  - (d) The consolidation of the subdivided Portion B of Park Erf 6829, Erf 6843 and Erf 31203, Paarl;
  - (e) No buildings are to be erected/alterd without the prior approval of building plans by the Municipality;
  - (f) The registration of a right of way servitude in favour of Council, as indicated on the Subdivisional Plan (Annexure D to the departmental report) in order to cater for the widening of the road surface of Marsalla Street, together with an adequate pavement;
  - (g) The widening of the road surface of Marsalla Street by the applicant, at own cost and to the satisfaction of the Head: Civil Engineering Services, in order to cater for sufficient space for two way traffic passing a parked heavy vehicle as well as a 1,8m pavement;
- 1.4 Departures from the following land use restrictions, applicable to the rezoned properties mentioned in paragraph 1.3 above:
- 1.4.1 Street building lines along Marsala Street from 3m to 0m; and
  - 1.4.2 Zone building lines from 4,5m to 0m;
- 1.5 The subdivision of the rezoned Portion of Park Erf 6829, Paarl as indicated on the Subdivisional Plan (Annexure D to the departmental report), subject to the following condition:-
- 1.5.1 The consolidation of the subdivided Portion B, Erf 6843 and Erf 31203, Paarl;
- 1.6 The amendment of rezoning condition 2(b) applicable to the previously rezoned Portion of Park Erf 9174, Paarl (Annexure A to the departmental report) in order to allow for openings in the northern façade of the building; and
2. that subject to approval being granted by the Western Cape Provincial Department of Environmental Affairs and Development Planning with regard to paragraph 1 above, approval be granted as follows:-
- 2.1 The permanent closure of the rezoned Portion of Park Erf 6829, Paarl (Annexure D to the departmental report) in terms of section 137(1) of the Municipal Ordinance, 1974 (Ord 20 of 1974), subject to the following condition:-

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2.1.1 The finalisation of the closure process by the applicant.

<b>Meeting:</b> EM&MC – 17/02/2010 <b>Ref No:</b> 5/4/1 (6829) P <b>Doc No's:</b> 2039/07, 8030/07, 8523/07, 9973/07, 2374/08, 4486/08, 5445/08, 7124/08, 7141/08, 7427/08, 7333/08, 7312/08, 7577/08, 7903/08, 8174/08, 9020/08, 5544/09, 6771/09, 7315/09, 7940/09, 8256/09 & 8279/09		<b>Submitted by Directorate:</b> Infrastructure & Planning <b>Author/s:</b> H Strijdom <b>Referred from:</b>	
<b><u>PARAGRAPH:</u></b>	<b><u>ACTION:</u></b>  Inform parties	<b><u>RESPONSIBLE DEPT:</u></b>  Admin (HB)	<b><u>DUE DATE:</u></b>

**19. OPPORTUNITIES FROM SOUTH AMERICAN TRIP**

**RESOLVED**

1. that Drakenstein Municipality LED and Tourism Unit participate in the South African Explore Expo in conjunction with the Cape Winelands District Municipality in Sao Paulo and Buenos Aires in September/October 2010;
2. that the LED and Tourism Unit facilitate wine producers participation in Expo Vino in San Jose, Costa Rica in October 2010;
3. that the Cape Winelands District Municipality be requested to regularly inform the municipality on the process of twinning being facilitated between themselves and the consulate / embassy in Brazil;
4. that note be taken that a further report will be submitted in terms of the financial implications after all the relevant information is received; and
5. that Cape Winelands District Municipality be informed of the Executive Mayor and Mayoral Committee's resolution in this regard with immediate effect.

<b>Meeting:</b> EM&MC – 17/02/2010 <b>Ref No:</b> 2/6/11 <b>Doc No:</b> 50251		<b>Submitted by Directorate:</b> Strategic Services <b>Author/s:</b> A Sauls <b>Referred from:</b>	
<b><u>PARAGRAPH:</u></b>	<b><u>ACTION:</u></b>  Implement decision	<b><u>RESPONSIBLE DEPT:</u></b>  Executive Director: Strategic Services	<b><u>DUE DATE:</u></b>

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**20. EMPLOYEE EXCELLENCE AWARDS**

The Committee requested that a detailed breakdown of costs for the event that does not exceed R50 000 be submitted and that sponsorships be secured to fund the event.

**RESOLVED**

that the item be referred back for the submission of a further report.

Meeting: EM&MC – 17/02/2010 Ref No: 4/12 Doc No: 50315		Submitted by Directorate: Corporate Governance Author/s: Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Submit further report	<u>RESPONSIBLE DEPT:</u> Executive Director: Corporate Governance	<u>DUE DATE:</u>

**21. PROGRESS WITH THE FLAGGING OF TOWN AND THE ERECTION OF BILLBOARDS**

**RESOLVED**

1. that the report **be noted**;
2. that a further round of Soccer World Cup flagging take place in terms of prescribed legislation and in conjunction with the Coordinating Forum and that the colours of the National Soccer team be displayed as well as the colours of visiting teams;
3. that current flags be removed and further flagging take place 6 to 8 weeks before the commencement of the Soccer World Cup tournament; and
4. that the Municipality liaise with Cape Winelands District Municipality with regards to the above-mentioned.

Meeting: EM&MC – 17/02/2010 Ref No: 10/2/1 Doc No: 50313		Submitted by Directorate: Infrastructure & Planning Author/s: G S du Plessis Referred from: EM&MC – 20/05/2009	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Implement decision	<u>RESPONSIBLE DEPT:</u> ED: Corporate Governance	<u>DUE DATE:</u>

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**22. REQUEST FOR MEETING TO DO PRESENTATION ON ALTERNATIVE ENERGY SOLUTION: ENERGY SOLUTION COMPANY OF SOUTH AFRICA (PTY) LTD (ESCOSA SHESHA)**

Mr Cliff Hopf of the Energy Solution Company of South Africa (Pty) Ltd briefed the Committee on an energy solution package offered by the company which includes the following:

- a) Supply, distribution and management of 5kg LPG cylinders and cooker tops to settlements without electrical services;
- b) Implementation of bar coding system to manage cylinder identification;
- c) Management of LPG supply;
- d) Training and monitoring of Council staff;
- e) HSEQ audits and safety training;
- f) Implementation and management of system to facilitate payment of Free Basic Energy Grant, Social Grant and infrastructure grants from government to Council;
- g) Bulk reticulation by underground pipeline to the more formal settlements;
- h) Installation and management of prepaid gas meters;
- i) Supply and installation of a gas stove and water heater per house;
- j) Electricity saving of 40%; and
- k) Affordable LPG.

**RESOLVED**

1. that the presentation **be noted**;
2. that a report on the matter including the relevant information and costing be submitted to the Executive Mayor and Mayoral Committee; and
3. that in future, requests for presentations be referred to the Portfolio Committees, unless the Executive Mayor in her discretion decides otherwise.

Meeting: EM&MC – 17/02/2010 Ref No: 16/2/1 Doc No: 50314		Submitted by Directorate: Infrastructure & Planning Author/s: L Coetzee Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Submit Report	<u>RESPONSIBLE DEPT:</u> Executive Director: Infrastructure & Planning	<u>DUE DATE:</u>

**23. AMENDMENTS TO TENDER PLAN FOR 2009/2010 FINANCIAL YEAR**

The Executive Mayor and Mayoral Committee took note that this item is not a matter to be dealt with by the Committee as it is a managerial matter.

Meeting: EM&MC – 17/02/2010 Ref No: 9/1/1/5	Submitted by Directorate: Financial Services Author/s:
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Doc No: 50316		Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

**24. DEVIATIONS FROM AND RATIFICATION OF MINOR BREACHES OF PROCUREMENT PROCESSES**

**RESOLVED**

that it be recommended to Council:

1. that in terms of section 36 of the Supply Chain Management Policy, note be taken of the transactions as contained in the departmental report; and
2. that more detailed information with regards to larger amounts be included in future reports.

Meeting: EM&MC – 17/02/2010 Ref No: 9/1/1/5 Doc No: 50317		Submitted by Directorate: Financial Services Author/s: Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Implement decision	<u>RESPONSIBLE DEPT:</u> Executive Director: Financial Services	<u>DUE DATE:</u>

**25. GRANT FUNDING FROM G8 COUNTRIES TO MUNICIPALITIES IN SOUTH AFRICA**

**RESOLVED**

that note be taken:

1. that the MFMA Implementation Unit at National Treasury has scrutinized the documents forwarded by Drakenstein Municipality;
2. that the above-mentioned unit has drafted a response and forwarded it to their senior management for review; and
3. that upon receipt of the response, a further report will be tabled before the Executive Mayor and Mayoral Committee.

Meeting: EM&MC – 17/02/2010 Ref No: 8/1/B Doc No: 50318		Submitted by Directorate: Financial Services Author/s: Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

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**26. 90/10 BLOCKING OF ELECTRICITY**

**RESOLVED**

1. that the report by the Executive Director: Financial Services **be noted**; and
2. that regular reports on the improvement of debt collections be submitted to the Executive Mayor and Executive Mayoral Committee.

Meeting: EM&MC – 17/02/2010 Ref No: 5/9/5 Doc No: 50373		Submitted by Directorate: Financial Services Author/s: C Petersen Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Implement decision	<u>RESPONSIBLE DEPT:</u> Executive Director: Financial services	<u>DUE DATE:</u>

**27. ELECTRICITY SUPPLY TO GOUDA BY ESKOM**

**RESOLVED**

1. that the report **be noted**; and
2. that a further report on the outcome of meeting with ESKOM and the payment of R0.50 by consumers to service providers for the collection of free electricity units, be submitted at a next Executive Mayor and Mayoral Committee meeting.

Meeting: EM&MC – 17/02/2010 Ref No: 16/2/14 Doc No: 50362		Submitted by Directorate: Financial Services Author/s: C M Petersen Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Submit further report	<u>RESPONSIBLE DEPT:</u> Executive Director: Financial Services	<u>DUE DATE:</u>

**28. PEARL VALLEY GOLF ESTATE: OBJECTION ON CURRENT RATES**

**RESOLVED**

that no discounts on rates and services charges be granted to Pearl Valley Golf Estate as this will result to some financial losses for Council.

Meeting: EM&MC – 17/02/2010 Ref No: 5/3/6		Submitted by Directorate: Financial Services Author/s:	
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Doc No: 50348		Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Inform party	<u>RESPONSIBLE DEPT:</u> Admin (IE)	<u>DUE DATE:</u>

**29. REPORT – LAND SWOP, PORTIONS OF FARM 1254 ERF 8383, ERF 8384 AND ERF 8385, PAARL WITH REMAINDER FARM 361, NEWTON, PAARL**

**RESOLVED**

that the item be held over for more detailed information on the properties affected by the proposed land swop.

Meeting: EM&MC – 17/02/2010 Ref No: 7/2/4/ x 15/4/1 (1254) P Doc No: 50337		Submitted by Directorate: Corporate Governance Author/s: N Marais Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> 1. Submit item at next meeting 2. Submit new report	<u>RESPONSIBLE DEPT:</u> 1. Admin 2. Estate and Property section	<u>DUE DATE:</u>

**30. REPORT: APPLICATION FOR RENEWAL OF LEASE OF MUNICIPAL LAND: ERF 1294 AND 1295, WELLINGTON TO WELLINGTON VOORTREKKERS WAMAKERSVALLEI KOMMANDO**

**RESOLVED**

that it be recommended to Council:

that approval in principle be granted for the renewal of the lease of Erf 1294 (in extent ±4107m<sup>2</sup>) and Erf 1295 (in extent ±4458m<sup>2</sup>), to the Wellington Kommando, subject to the normal lease conditions as well as the further conditions:-

1. that both properties be leased at a rent of R652-00 per month, excluding VAT, which amount will escalate with 8% per annum;
2. that the lease will endure for a period of 5 years after which the renewal thereof will be reviewed by Council;
3. that all administrative and legal requirements be adhered to; and
4. that the lease be advertised in the press for possible objections or counters offers.

Meeting: EM&MC – 17/02/2010 Ref No: 15/4/1 (1294) W (1295) W Doc No: 50338		Submitted by Directorate: Corporate Governance Author/s: N Marais Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

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	Submit to Council	Admin	
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**31. REPORT: SALE OF OLD KITCHEN BUILDINGS: A – D BLOCKS, MBEKWENI ERVEN: 350, 4593, 4624 AND 518, MBEKWENI**

**RESOLVED**

that the item be held over until further notification by the Executive Mayor.

Meeting: Ref No: Doc No:	EM&MC – 17/02/2010 (7/2/4/2) x 17/5/4/2/1 (Skema 15) 50343	Submitted by Directorate: Author/s: Referred from:	Corporate Governance N Marais
<u>PARAGRAPH:</u>	<u>ACTION:</u> Submit item at a next meeting	<u>RESPONSIBLE DEPT:</u> Admin	<u>DUE DATE:</u>

**32. REPORT: PROPOSED CLOSURE, REZONING AND ALIENATION OF UNBUILT PORTION OF AUBURN STREET, PAARL**

**RESOLVED**

that it be recommended to Council:

1. that approval in principle be granted for the subdivision, closure, rezoning from road to single residential purposes, and the sale of a ±14m<sup>2</sup> portion of Auburn Street at R225/m<sup>2</sup> to the adjacent owner of Erf 6801, Paarl, subject to the following conditions of sale:-
  - 1.1 the proposal must be properly advertised for possible objections/ counter offers;
  - 1.2 that the portion of land to be closed must be consolidated with Erf 16801, Paarl. The registration of the consolidated property must be done simultaneously with the registration of the portion of land to be closed; and
  - 1.3 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: Ref No: Doc No:	EM&MC – 17/02/2010 7/2/4/2 x 15/4/1 (6801) P 50342	Submitted by Directorate: Author/s: Referred from:	Corporate Governance N Marais
<u>PARAGRAPH:</u>	<u>ACTION:</u> Submit to Council	<u>RESPONSIBLE DEPT:</u> Admin	<u>DUE DATE:</u>

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**33. REPORT: PROPOSED CLOSURE, REZONING AND ALIENATION OF UNUSED PORTION OF HUGUENOT BY PASS (MAIN ROAD 301), PAARL**

**RESOLVED**

that it be recommended to Council:

1. that approval in principle be granted for the alienation, subdivision and closure of a portion of road reserve, in extent  $\pm 1195\text{m}^2$ , 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 R250/m<sup>2</sup> (VAT excl), subject to the normal selling conditions and the following further conditions:-
  - 4.1 that the proposal must be properly advertised for possible objections/counter offers;
  - 4.2 that the portion of land closed must be consolidated with Erf 13087, Paarl and the consolidated property must be registered;
  - 4.3 that a 5 meter building line on Main Road 301 will be applicable for the consolidated property;
  - 4.4 that the developer will be responsible for all costs involved in the transaction, including advertisement, Surveyor-General Status Report, survey, consolidation applicant and registration costs;
  - 4.5 that all new roads/streets or motor vehicle access points will be the responsibility of the developer;
  - 4.6 that entrance will only be allowed from Huguenot By Pass. No exit will be allowed onto Huguenot By Pass;
  - 4.7 that all new stormwater networks will be the responsibility of the developer;
  - 4.8 that any alterations to the existing road network will be the responsibility of the developer, including design, approval and construction of any extra traffic control and/or traffic calming as required;
  - 4.9 that it be noted that water connections to the consolidated property is available at actual cost;
  - 4.10 that the existing water connection at Ambagsvallei Street must be extended westwards to include the consolidated property;

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- 4.11 that it be noted that sewerage connection is available at actual cost;
- 4.12 that the developer is responsible for the funding of all connections to the bulk services and all internal works;
- 4.13 that all works where applicable shall be constructed to at least the minimum municipal standards;
5. that conditions 4.6 to 4.13 will 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; and
6. that the upgrading of the parking area at the Huguenot Station be investigated.

Meeting: EM&MC – 17/02/2010 Ref No: 7/2/4/2 x 15/4/1 (13087) P Doc No: 50341		Submitted by Directorate: Corporate Governance Author/s: N Marais Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> 1. Submit to Council 2. Execution of paragraph 6	<u>RESPONSIBLE DEPT:</u> 1. Admin 2. Executive Director: Infrastructure & Planning	<u>DUE DATE:</u>

**34. DRAKENSTEIN MUNICIPALITY: EMPLOYEE WELLNESS AND ASSISTANCE PROGRAMME POLICY**

**RESOLVED**

that the Policy be noted and referred to the Corporate, Strategic and Human Resources Portfolio Committee.

Meeting: EM&MC – 17/02/2010 Ref No: 17/1/1 Doc No: 50346		Submitted by Directorate: Corporate Governance Author/s: Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Refer in Committee	<u>RESPONSIBLE DEPT:</u> Admin (IE)	<u>DUE DATE:</u>

**35. OUTSTANDING MATTERS**

**Noted.**

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**36. URGENT MATTERS**

**36.1 Kungsbacka**

**RESOLVED**

1. that approval be granted for funds to be made available from the Nation Building Vote no 430515556500, for the hosting of the two Swedish Officials; and
2. that a further report be forwarded to the Executive Mayor and Mayoral Committee on the final MOU, and the funding and related issues pertaining to the projects mentioned in the report.

Meeting: EM&MC – 17/02/2010 Ref No: 2/6/11 Doc No:		Submitted by Directorate: Executive Director: Social services Author/s: Referred from:	
<u>PARAGRAPH:</u>	<u>ACTION:</u> Submit further report	<u>RESPONSIBLE DEPT:</u> Executive Director: Strategic Services	<u>DUE DATE:</u>

**37. MONTHLY REPORT – NOVEMBER 2009: CIVIL ENGINEERING SERVICES**

**Noted.**

Meeting: EM&MC - 17/02/2010 Ref No: Doc No:		Submitted by Directorate: Civil Engineering Services Author/s: GS Du Plessis Referred from:	
<u>CLAUSE:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

**38. MONTHLY REPORTS – OCTOBER 2009 AND JANUARY 2010: PLANNING SERVICES**

**Noted.**

Meeting: EM&MC - 17/02/2010 Ref No: 9/1/1/1 Doc No:		Submitted by Directorate: Planning Services Author/s: D Delaney Referred from:	
<u>CLAUSE:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

The meeting ended at 12:56.

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**CHAIRPERSON:** .....

**DATE:** .....

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

*KG/rs*  
*17/02/2010*