

DRAKENSTEIN MUNICIPALITY

MINUTES: MAYORAL COMMITTEE

ORDINARY MEETING HELD IN THE COUNCIL CHAMBERS, FIRST FLOOR, CIVIC CENTRE, BERG RIVER BOULEVARD, PAARL, ON WEDNESDAY, 19 MAY 2021 AT 10:00.

PRESENT: The Executive Mayor, Ald C J Poole (Chairperson)
The Executive Deputy Mayor, Ald GC Combrink

Councillors: Ald J F le Roux
M A Andreas
C Kearns
E Gouws
Adv J Miller
L P Mokoena
Ald R Smuts
L T van Niekerk
R H van Nieuwenhuyzen
L Cyster

Also Present: Cllr A C Stowman (Speaker)
Cllr R A Koegelenberg (Chief Whip)

Officials: Dr J H Leibbrandt (City Manager)
Mr B Brown (Chief Financial Officer)
Mr M Wüst (Executive Director: Engineering Services)
Mr G Esau (Executive Director: Community Services)
Mr S Johaar (Executive Director: Corporate Services)
Ms R Jaftha (Chief Audit Executive)
Mr D Delaney (Acting Executive Director: Planning and Development)
Ms N October (Senior Manager: Legal and Administrative Services)
Ms C September (Manager: IDP)
Ms R Geldenhuys (Manager: Communication and Marketing Services)
Mr G Dippenaar (Chief Risk Officer)
Ms W Prins (Performance Management Officer)
Mr F P Goosen (Manager: Administrative Support Services)
Mr P January (Senior Administrative Officer)
Mr A Koopman (Communications Officer)



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1. LEAVE ARRANGEMENT AND NON-AVAILABILITY OF COUNCILLORS AND SENIOR MANAGEMENT

None.

2. ANNOUNCEMENTS BY THE EXECUTIVE MAYOR

None.

3. DECLARATION OF INTEREST BY COUNCILLORS/OFFICIALS

None.

4. CONSIDERATION OF URGENT MATTERS, REPORTS, COMMUNICATIONS AND PETITIONS

None.

5. CONFIRMATION OF MINUTES

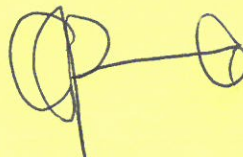
The minutes of the following meetings of the Mayoral Committee were **confirmed as correct:-**

- i. Ordinary meeting held on 22 April 2021;
- ii. Ordinary meeting held on 29 April 2021; and
- iii. Confidential meeting held on 29 April 2021.

6. SCHEDULE OF DECISIONS

RESOLVED that

The Schedule of Decisions **be noted.**



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|------------|---|
| 7.1 | EXTENSION OF CONTRACT PERIOD FOR TENDER CORP 1/2019: RENDERING OF LEGAL SERVICES |
| | VERLENGING VAN KONTRAKPERIODE VIR TENDER CORP 1/2019: LEWERING VAN REGSDIENSTE |
| | UKWANDISWA KWEXESHA LESIVUMELWANO SETHENDA 1/2019: UKUNIKEZELWA KWEENKONZO ZOMTHETHO |

RESOLVED that

This matter be referred to the next Mayoral Committee meeting.

| | | | |
|-----------------------------|---|--------------------------------|------------------|
| Meeting: Mayco 19/05/2021 | Submitted by Department: Corporate Services | | |
| Ref No: 8/3/1 (Corp 1/2019) | Author/s: J van Reenen | | |
| Coll No: 1744919 | Referred from: Corp Serv Port – 04/05/2021 | | |
| PAR: | ACTION: | RESPONSIBLE DEPARTMENT: | DUE DATE: |
| | Resubmit item | ED: Corporate Services | |

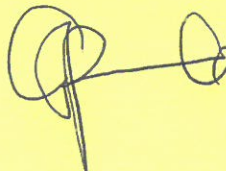
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|------------|---|
| 7.2 | PROPOSED ALIENATION OF ERF 26440 SITUATED IN CLAY/PASCAL STREETS, PAARL FOR EARLY CHILDHOOD DEVELOPMENT PURPOSES TO ELITHA LETHU CRÈCHE (WARD 14) |
| | VOORGESTELDE VERVREEMDING VAN ERF 26440 GELEË IN CLAY/PASCAL STRATE VIR VROEË KINDERONTWIKKELINGSDOELEINDES AAN ELITHA LETHU KLEUTERSKOOL (WYK 14) |
| | ISINDULULO SOKUPHEPHELA KWISIZA 26440 ESIKWISITALATO CLAY/IPASCAL, PAARL KUSENZELWA UPHUHLISO LWABANTWANA KWI ELITHA LETHU CRÈCHE (WARD 14) |

RECOMMENDED that

The following condition contained in Council resolution dated 27 January 2021 which reads as follows:

“2.2 The property may only be used as an ECD facility together with social and community purposes and must be available for church purposes by private churches, who apply for the use thereof;”

To be amended to read as follows:



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2.2 The property may only be used as an ECD facility or any related purposes associated with the ECD and in accordance with the current zoning.

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| Meeting: Mayco 19/05/2021 | Submitted by Department: Corporate Services | | |
| Ref No: 15/4/1 (26440) P | Author/s: F Williams | | |
| Coll No: 1745224 | Referred from: Corp Serv Port – 04/05/2021 | | |
| <u>PAR:</u> | <u>ACTION:</u> | <u>RESPONSIBLE DEPARTMENT:</u> | <u>DUE DATE:</u> |

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| 7.3 PROPOSED ALIENATION OF A PORTION OF ERF 23613, MAASDORP STREET, PAARL TO THE ADJOINING LAND OWNER OF ERF 6359 PAARL (WARD 33) |
| VOORGESTELDE VERVREEMDING VAN 'N GEDEELTE VAN ERF 23613, MAASDORPSTRAAT PAARL AAN DIE AANLIGGENDE EIENAAR VAN ERF 6359 PAARL (WYK 33) |
| UKUHLANGANISWA KWESICWANGCISO SESIZA 23613, IMAASDORP STREET, EPAARL KUMNINI-MHLABA ODIBENEYO KWISIZA 6359 PAARL (WADI 33) |

RECOMMENDED that

1. In terms of Section 14 of the MFMA approval in principle be granted for the alienation of a portion of Erf 23613 Maasdorp Street, Paarl, measuring approximately 330m² in extent, to the adjacent landowner of Erf 6359, Paarl, subject to the normal conditions of sale and the following further conditions:
 - 1.1 The subject property be sold at a market related selling price, to be determined by an independent valuer;
 - 1.2 All cost related to the transaction will be for the applicant's account; and
 - 1.3 The proposed transaction be advertised in the press for objections and comments and thereafter be submitted to Council for final consideration of the application.
2. It be noted that this transaction does not set a precedent in respect of the sale of portions of Public Open Spaces and that each application will be considered on merit; and

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3. In terms of Paragraph 13 of the Asset Transfer Policy, the portion of land be alienated by way of direct negotiation, since the subject property can only be used by the adjacent landowner.

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|---------------------------|---|
| Meeting: Mayco 19/05/2021 | Submitted by Department: Corporate Services |
| Ref No: 15/4/1 (23613) P | Author/s: N Williams |
| Coll No: 1745562 | Referred from: Corp Serv Port – 04/05/2021 |
| <u>PAR:</u> | <u>ACTION:</u> |
| | <u>RESPONSIBLE DEPARTMENT:</u> |
| | <u>DUE DATE:</u> |

7.4 PROPOSED ALIENATION OF PORTIONS OF ROAD RESERVE REPRESENTED BY ERVEN 11525 AND 13107 SITUATED IN LANG STREET, PAARL TO ADJACENT LANDOWNERS OF ERVEN 11511, 11512, 19502 AND 19503, PAARL (WARD 17)

VOORGESTELDE VERVREEMDING VAN GEDEELTES VAN DIE PADRESERWE WAT DEUR ERWE 11525 EN 13107 VOORGESTEL WORD GELEË IN LANGSTRAAT, PAARL AAN AANGRENSENDE GRONDEIENAARS VAN ERWE 11511, 11512, 19502 EN 19503, PAARL (WYK 17)

UKUDIBANISWA KWESIQENDU SEZIBONELELO ZENDLELA EMELWE ZIZIZA 11525 NO-13107 EBKWE KWISITRATO SE-LANG, EPARL KWABASEBENZI ABASETYENZISWAYO KWIZIZA 11511, 11512, 19502 NO-19503, PAARL (WADI 17)

RECOMMENDED that

1. In terms of Section 14 of the MFMA in principle approval be granted for the alienation of portions of road reserve represented by Erf 11525 Paarl, to adjacent landowners of Erven 11512 and 11511 Paarl and portions of road reserve represented by Erf 13107 Paarl to adjacent landowner of Erven 19502 and 19503 Paarl for expansion of their existing residential properties in line with that of the neighbouring properties alongside Lang Street, subject to the standard conditions of sale as well as the following conditions:
 - 1.1 Each respective landowner will acquire half a portion of the relevant road reserve situated adjacent to each purchaser's property;
 - 1.2 The subject property be sold at a market related selling price, to be determined by an independent valuer;

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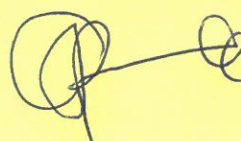
- 1.3 The proposed transaction be advertised in the local press for objections and comments;
- 1.4 The closure, rezoning, subdivision and consolidation of the subject properties be undertaken by and at the cost of the purchasers. All other costs relating to this transaction be borne by the purchasers; and
- 1.5 All technical conditions imposed by the technical departments be adhered to.
2. The subject properties are non-viable portions of land and in terms of Paragraph 13 of the Asset Transfer Policy it can be alienated directly to the adjacent landowners of Erven 11512, 11511, 19502 and 19503, Paarl. The subject properties cannot be transacted with independently and must be consolidated with the aforementioned existing properties.

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| Meeting: Mayco 19/05/2021 | Submitted by Department: Corporate Services |
| Ref No: 15/4/1 (11525) P | Author/s: F Williams |
| Coll No: 1745556 | Referred from: Corp Serv Port – 04/05/2021 |
| <u>PAR:</u> | <u>ACTION:</u> |
| | <u>RESPONSIBLE DEPARTMENT:</u> |
| | <u>DUE DATE:</u> |

7.5 AUDIT COMMITTEE FEE INCREASE 2021/22**ODUITKOMITTEE FOOI VERHOGING 2021/22****UKUNYUSWA KWENTLAWULO YEKOMITI YOPHICHOTO ZINCWADI 2021/22****RECOMMENDED that**

Council approve the following in respect of the remuneration of Audit Committee members as from 01 July 2021:

1. A remuneration rate of R1 300 per hour be paid to the chairperson and R1 040 per hour be paid to ordinary Audit Committee members for attending an Audit Committee meeting;
2. Preparation time up to 3 hours at a rate of half the hourly meeting rate per hour, which is R650 per hour for the chairperson and R520 per hour for an ordinary member;



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3. Members be paid the preparation rate per hour for attending a conference and/workshop pre-approved by the City Manager;
4. For any ad hoc meeting attended by Audit Committee members with a municipal official, remuneration be at the preparation rate per hour; and
5. No person working for any organ of state will be remunerated for serving in the Audit Committee. If a person is appointed as an Audit Committee member, he or she will be given an opportunity to serve free of charge or resign.

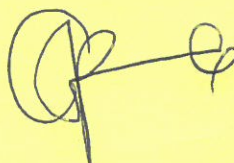
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|---------------------------|---|
| Meeting: Mayco 19/05/2021 | Submitted by Department: Corporate Services |
| Ref No: 3/3/1/3/9/1 | Author/s: R Jaftha |
| Coll No: 1746600 | Referred from: Corp Serv Port – 04/05/2021 |
| <u>PAR:</u> | <u>ACTION:</u> |
| | <u>RESPONSIBLE DEPARTMENT:</u> |
| | <u>DUE DATE:</u> |

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| 7.6 RE-APPOINTMENT OF THE DRAKENSTEIN MUNICIPALITY AUDIT COMMITTEE |
| HERAANSTELLING VAN DIE DRAKENSTEIN MUNISIPALITEIT OUDITKOMITEE |
| UKUQESHWA KWAKHONA KWEKOMITI YOPHICOTHO-ZINCWADI |

RECOMMENDED that

1. Council approve the re-appointment of Raaghib Najjaar, Craig Whittle and Rowan Nicholls as members of the Audit Committee, for a further 3 year term from 01 August 2021 till 31 July 2024; and
2. Council approve the re-appointment of Raaghib Najjaar as the chairperson of the Audit Committee for the period 01 August 2021 till 31 July 2024.

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|---------------------------|---|
| Meeting: Mayco 19/05/2021 | Submitted by Department: Corporate Services |
| Ref No: 3/3/1/3/9/1 | Author/s: R Jaftha |
| Coll No: 1746619 | Referred from: Corp Serv Port – 04/05/2021 |
| <u>PAR:</u> | <u>ACTION:</u> |
| | <u>RESPONSIBLE DEPARTMENT:</u> |
| | <u>DUE DATE:</u> |



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| 7.7 | AUDIT COMMITTEE REPORT |
| | OUKITKOMITEE VERSLAG |
| | INGXELO YEKOMITI YOPHICOTHO-ZINCWADI |

RECOMMENDED that

Council note the report of the Audit Committee from the meetings, held on 26 January, 02 and 26 March 2021.

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|---------------------------|---|
| Meeting: Mayco 19/05/2021 | Submitted by Department: Corporate Services |
| Ref No: 3/3/1/3/13 | Author/s: R Jaftha |
| Coll No: 1748413 | Referred from: Corp Serv Port – 04/05/2021 |
| PAR: | ACTION: |
| | RESPONSIBLE DEPARTMENT: |
| | DUE DATE: |

8. HUMAN SETTLEMENTS AND PROPERTY MANAGEMENT

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|------------|---|
| 8.1 | INTEGRATED HUMAN SETTLEMENT PLAN |
| | GEÏNTEGREERDE MENSLIKE NEDERSETTINGSONTWIKKELINGS PLAN |
| | ISICWANGCISO ESIHLANGANISIWEO SOKUHLALISWA KWABANTU |

RECOMMENDED that

The Integrated Human Settlement Sector Plan be submitted to Council for approval.

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|---------------------------|---|
| Meeting: Mayco 19/05/2021 | Submitted by Department: Community Services |
| Ref No: 2/P | Author/s: F Rhoda |
| Coll No: 1698172 | Referred from: Comm Serv Port – 04/05/2021 |
| PAR: | ACTION: |
| | RESPONSIBLE DEPARTMENT: |
| | DUE DATE: |

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19 MAY 20219. ENVIRONMENT, PARKS AND OPEN SPACES

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| 9.1 DRAFT HEROES ACRE POLICY |
| KONSEP HELDE AKKER BELEID |
| UYILO LOMGAQO-NKQUBO LWAMAQHAWA |

A working group was established to clarify the aspects raised under the “criteria for burial in the heroes’ acres”.

RESOLVED that

This matter be referred to the next Mayoral Committee meeting.

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| Meeting: Mayco 19/05/2021 | Submitted by Department: Community Services |
| Ref No: 16/7/P | Author/s: E Saayman |
| Coll No: 1746179 | Referred from: Comm Serv Port – 04/05/2021 |
| <u>PAR:</u> | <u>ACTION:</u> |
| | Resubmit item |
| <u>RESPONSIBLE DEPARTMENT:</u> | <u>DUE DATE:</u> |
| ED: Community Services | |

10. PUBLIC SAFETY

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| 10.1 DRAFT EVENTS BYLAW |
| KONSEP VERORDENING INSAKE GELEENTHEDE |
| UYILO LOMGAQO-NKQUBO WEZIGANEKO |

RECOMMENDED that

Council approve the draft Bylaw relating to events for Drakenstein Municipality for public participation.

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| Meeting: Mayco 19/05/2021 | Submitted by Department: Community Services |
| Ref No: 1/5/2/30 | Author/s: D Damons |
| Coll No: 1713744 | Referred from: Comm Serv Port – 04/05/2021 |
| <u>PAR:</u> | <u>ACTION:</u> |
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| <u>RESPONSIBLE DEPARTMENT:</u> | <u>DUE DATE:</u> |
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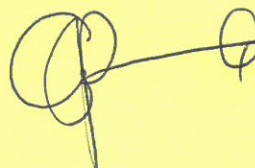
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| 10.2 LIQOUR LICENSE APPLICATIONS (WARDS 1, 8, 17, 22, 27 AND 31) |
| DRANKLISENSIE AANSOEKE (WYKE 1, 8, 17, 22, 27 EN 31) |
| IZICELO ZEPHEPHA MVUME ZOTYWALA (IWARDI: 1, 8, 17, 22, 27 KUNYE 31) |

RESOLVED that

1. Approval of the following liquor licenses based on the comments received from the Department Planning and Development as well as the Ward Councillor responsible be supported and forwarded to the Western Cape Liquor Authority:
 - 1.1 Langkloof Roses: A license for the sale of liquor for consumption on the premises where the liquor is sold;
 - 1.2 Natasha Williams Signature Wines: A license for the micro-manufacture and sale of liquor for consumption off the premises where the liquor is sold;
 - 1.3 Wabo Market Place: A license for the sale of liquor for the consumption off the premises where the liquor is sold;
 - 1.4 Boschendal Retreat: A license for the sale of liquor for consumption on the premises where the liquor is sold;
 - 1.5 Boland Kelder: A license for the sale of liquor for the consumption off and on the premises where the liquor is sold; and
 - 1.6 Uncle Tavern: A license for the sale of liquor for the consumption on the premises where the liquor is sold.
2. The approval of liquor license in respect of the following applications, based on comments received from the Ward Councillor (Annexure A: Application for liquor license), not be supported:
 - 2.1 Ultimate Liquors: A license for the sale of liquor for the consumption off the premises where the liquor is sold; and



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- 2.2 Fish on Main Sitdown: A license for the sale of liquor for consumption on and off the premises where the liquor is sold.

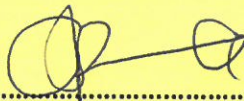
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| Meeting: Mayco 19/05/2021 | | Submitted by Department: Community Services | |
| Ref No: 14/4/1 | | Author/s: L Riffel | |
| Coll No: 1746116 | | Referred from: Comm Serv Port – 04/05/2021 | |
| <u>PAR:</u> | <u>ACTION:</u> | <u>RESPONSIBLE DEPARTMENT:</u> | <u>DUE DATE:</u> |
| 1-2 | Implement decision | ED: Community Services | |

11. URGENT MATTERS

None.

The meeting ended at 10:47.

CHAIRPERSON:



DATE:

15 June 2021

Confirmed with/without amendments.

PJ/rs



Mayoral Committee Attendance Register

Date: 19 May 2021

Time: 10:00

Venue: Council Chambers

| SURNAME | INITIALS | TITLE | SIGNATURE |
|---|----------|----------|-----------|
| POOLE Executive Mayor | C J | ALD | |
| COMBRINK Deputy Executive Mayor (Financial Services) | G C | ALD | |
| LE ROUX (Engineering Services) | J F | ALD | |
| ANDREAS (Rural Management) | M A | CLLR | |
| KEARNS (Environment, Parks and Open Spaces) | C | CLLR | |
| GOUWS (Social Services) | E | CLLR | |
| MILLER (Planning and Development) | J | ADV CLLR | |
| MOKOENA (Corporate Services) | L P | CLLR | |
| SMUTS (Public Safety) | R | ALD | |
| VAN NIEKERK (Sport, Recreation, Arts and Culture) | L T | CLLR | |
| VAN NIEUWENHUYZEN (Communication and Inter-Governmental Relations (IGR)) | R H | CLLR | |
| CYSTER (Human Settlements and Property Management) | L | CLLR | |
| STOWMAN SPEAKER | AC | CLLR | |
| KOEGELENBERG CHIEF WHIP | RA | CLLR | |
| RICHARDS LEADER OF OPPOSITION | AM | CLLR | — |

2021-05-19

Office of the / Kantoor van die
CHIEFWHIP / HOOFSWEEP

Cllr / Rdl R.A. KOEGELENBERG

Drakenstein

A city of excellence