

DRAKENSTEIN MUNICIPALITY

MINUTES: MAYORAL COMMITTEE

ORDINARY VIRTUAL MEETING HELD ON WEDNESDAY, 21 JULY 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)
Cllr W P D Meyer
- Officials:** Dr J H Leibbrandt (City Manager)
Mr B Brown (Chief Financial Officer)
Mr S Johaar (Executive Director: Corporate Services)
Ms J Samson (Executive Director: Planning, Development and Human Settlements)
Mr C Lötzt (Acting Executive Director: Engineering Services)
Ms R Jaftha (Chief Audit Executive)
Ms N October (Senior Manager: Legal and Administrative Services)
Mr E Saayman (Senior Manager: Parks, Sport and Cemeteries)
Mr D Delaney (Senior Manager: Planning Services)
Ms C September (Manager: IDP)
Ms R Geldenhuys (Manager: Communication and Marketing)
Mr G Dippenaar (Chief Risk Officer)
Mr F P Goosen (Manager: Administrative Support Services)
Mr P January (Senior Administrative Officer)



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

1. Mr M Wüst - Sick leave; and
2. Mr G Esau - Leave

2. ANNOUNCEMENTS BY THE EXECUTIVE MAYOR

The Executive Mayor reported that Mr N Adams and Mr J Cornelissen are recovering well and wish everyone with Covid-19 a speedy recovery.

3. DECLARATION OF INTEREST BY COUNCILLORS/OFFICIALS

None.

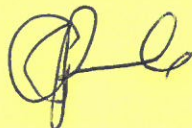
4. CONSIDERATION OF URGENT MATTERS, REPORTS, COMMUNICATIONS AND PETITIONS

None.

5. CONFIRMATION OF MINUTES

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

- i. Ordinary meeting held on 15 June 2021;
- ii. Ordinary virtual meeting held on 23 June 2021; and
- iii. Confidential ordinary virtual meeting held on 23 June 2021.



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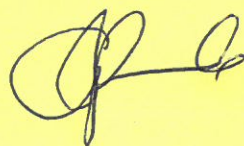
MINUTES: MAYORAL COMMITTEE
21 JULY 20216. CORPORATE SERVICES

6.1	PROPOSED ALIENATION OF A PORTION OF MUNICIPAL PROPERTY, REMAINDER ERF 5058 PAARL SITUATED ALONGSIDE THE BERG RIVER TO ADJACENT LANDOWNER OF ERF 39593, LANDHOLD PROPERTIES (PTY) LTD (REGISTRATION NO. 1999/007845/07) (WARD 19)
	VOORGESTELDE VERVREEMDING VAN 'N GEDEELTE VAN MUNISIPALE EIENDOM, RESTANT VAN ERF 5058 PAARL GELEË AANGRENSEND DIE BERGRIVIER AAN EIENAAR VAN ERF 39593, PAARL LANDHOLD PROPERTIES (EDMS) BPK (REGISTRASIE NR. 1999/007845/07) (WYK 19)
	ISAPHLUKO SOMMANDLA WOMASIPALA, ESASELEYO KWISIZA 5058 PAARL EBEKIWEYO NGAPHAMBI E BERG RIVER KUMNINI WOMHLABA OKUFUTSHANE KWISIZA 39593, LANDHOLD PROPERTIES (PTY) LTD (BHALISO NO. 1999/007845/07) (WADI 19)

RESOLVED that

The matter be referred to the next Mayoral Committee meeting.

Meeting: Mayco 21/07/2021	Submitted by Department: Corporate Services
Ref No: 15/4/1 (5058) P	Author/s: F Williams
Coll No: 1745412	Referred from: Corp Serv Port – 06/07/2021
<u>PAR:</u>	<u>ACTION:</u>
	Re-submit item
	<u>RESPONSIBLE DEPARTMENT:</u>
	ED: Corporate Services
	<u>DUE DATE:</u>



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6.2	PROPOSED ALIENATION OF A PORTION OF THE ROAD RESERVE TO THE ADJACENT LANDOWNER OF ERF 2491, MACEBO STREET, MBEKWENI (WARD 12)
	VOORGESTELDE VERVREEMDING VAN 'N GEDEELTE VAN DIE PADRESERWE AAN DIE AANGRENSENDE EIENAAR VAN ERF 2491, MACEBOSTRAAT MBEKWENI (WYK 12)
	ISICWANGCISO SOKUDIBANISA ICEBA LENDLELA EGCINIWEYO KUMNINI-NDAWO OKUFUTSHANE KWISIZA 2491, KWISITRATO SASE-MACEBO, MBEKWENI (WADI 12)

RESOLVED that

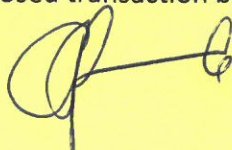
The matter be referred to the next Mayoral Committee meeting.

Meeting: Mayco 21/07/2021	Submitted by Department: Corporate Services
Ref No: 15/4/1 (2491) M	Author/s: W Rabie
Coll No: 1765818	Referred from: Corp Serv Port – 06/07/2021
<u>PAR:</u>	<u>ACTION:</u>
	Re-submit item
	<u>RESPONSIBLE DEPARTMENT:</u>
	ED: Corporate Services
	<u>DUE DATE:</u>

6.3	PROPOSED ALIENATION OF A PORTION OF ERF 2622, VOOR STREET, WELLINGTON FOR CONSOLIDATION WITH ADJACENT ERF 4881 WELLINGTON (WARD 18)
	VOORGESTELDE VERVREEMDING VAN 'N GEDEELTE VAN ERF 2622, VOORSTRAAT, WELLINGTON VIR KONSOLIDASIE MET ERF 4881 WELLINGTON (WYK 18)
	ISINDULULO SOKUDIBANISA KWECEBA LESIZA 2622, VOOR STREET, WELLINGTON YOKUQHAGAMSHELWA NESIZA 4881 ESIKUFUTSHANE WELLINGTON (WADI 18)

RECOMMENDED that

1. In terms of Section 14 of the Municipal Finance Management Act in principle approval be granted for the alienation of a portion of Erf 2622 (road reserve), measuring approximately 212m² in extent, at a market related selling price, to the owner of the adjacent Erf 4881 Wellington, Malutsa (Pty) Ltd, subject to the standard conditions of sale and the following further conditions:
 - 1.1 A market related valuation be obtained from an independent valuer;
 - 1.2 The proposed transaction be advertised for objections and comments;



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- 1.3 The subject property be closed, rezoned, subdivided and consolidated with Erf 4881 Wellington. These land use applications must be undertaken by and at the cost of the applicant; and
- 1.4 The transaction is subject to all technical conditions imposed by the various technical departments.
2. The subject property is a non-viable portion of land and in terms of Paragraph 13 of the Asset Transfer Policy it can be alienated directly to the adjacent landowner. The subject property cannot be transacted with as an independent land unit, it can however be utilized more effectively once consolidated with the Erf 4881 Wellington.

Meeting: Mayco 21/07/2021		Submitted by Department: Corporate Services	
Ref No: 15/4/1 (2622) W		Author/s: N October	
Coll No: 1737708		Referred from: Corp Serv Port – 06/07/2021	
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>


6.4 PROPOSED DIRECT ALIENATION OF A PORTION OF ERF 1799 WELLINGTON, SITUATED IN MAIN STREET, WELLINGTON TO THE OWNER OF ERF 9173 WELLINGTON (BUILD IT) (WARD 18)

VOORGESTELDE DIREKTE VERVREEMDING VAN 'N GEDEELTE VAN ERF 1799 WELLINGTON, GELEË TE HOOFSTRAAT, WELLINGTON AAN DIE EIENAAR VAN ERF 9173, WELLINGTON (BUILD IT) (WYK 18)

ISINDULULO UKUDITYANISWA NGQO KWESIZA 1799 WELLINGTON, ESIKWI MAIN STREET WELLINGTON KUMNINI WESIZA 9173 WELLINGTON (BUILD IT) (WADI 18)

RECOMMENDED that

1. In terms of Section 14 of the Municipal Finance Management Act in principle approval be granted for the alienation of a portion of Erf 1799, Wellington (Public Place), measuring approximately 898m² in extent, at a market related selling price, to the owner of the adjacent Erf 9173 Wellington, subject to the standard conditions of sale and the following further conditions:
- 1.1 A market related valuation be obtained from an independent valuer;



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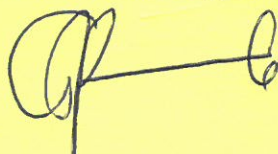
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- 1.2 The proposed transaction be advertised for objections, counter offers and comments in the local press;
 - 1.3 The subject property be closed, rezoned, subdivided and consolidated with Erf 9173 Wellington. These land use applications must be undertaken by and at the cost of the applicant; and
 - 1.4 The transaction is subject to all technical conditions imposed by the various technical departments.
2. The Department: Engineering Services investigate the changes of the one way Regent Street to a two-way street for urgent implementation; and
 3. The subject property is a viable portion of land and in terms of Paragraph 13 of the Asset Transfer Policy it can be alienated directly to the adjacent landowner, where such landowner requires the subject property for the extension of its existing business and such extension will be in public interest.

Meeting: Mayco 21/07/2021		Submitted by Department: Corporate Services	
Ref No: 15/4/1 (1799) W		Author/s: N October	
Coll No: 1758092		Referred from: Corp Serv Port – 06/07/2021	
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>

6.5 FINAL APPROVAL: LEASE OF A PORTION OF BERLYN ROAD RESERVE ADJOINING ERF 19511 BERLYN STREET PAARL (WARD 19)
FINALE GOEDKEURING: VERHURING VAN 'N GEDEELTE VAN BERLYNSTRAAT PADRESERWE AANGRENSEND AAN ERF 19511 BERLYNSTRAAT PAARL (WYK 19)
ISIQINISEKISO SOKUGQIBELA: UKUQESHWA KWECEBA LEBERLYN ROAD RESERVE EDIBANA KWISIZA 19511 IBERLYN STREET PAARL (WADI 19)
RECOMMENDED that

1. In terms of Regulation 34 of the Municipal Asset Transfer Regulations read together with Paragraph 13 of the Asset Transfer Policy (2020), final approval be granted to lease a portion of Berlyn Street Road Reserve, adjoining Erf 19511 Paarl, measuring $\pm 220\text{m}^2$ in extent, to Berlyn Sentrum (Pty) Ltd (Registration Number 1992/001193/07) for parking purposes, subject to the normal lease conditions as well as the following further conditions:



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-
- 1.1 The property will be leased at a market rental of R1 253.72 (VAT excluded, including a 4% per annum escalation);
 - 1.2 A lease period of 5 (five) years will apply as from 1 June 2020;
 - 1.3 The subject property only be used for parking purposes and no other purpose;
 - 1.4 Municipal services, a 375mm water line, 150mm sewer line, overhead electrical lines and underground electrical cables must be protected to the satisfaction of the Municipality in accordance with municipal standards. Specific conditions will apply;
 - 1.5 Access to municipal services must at all times be ensured;
 - 1.6 No carports or any structures are allowed over the municipal watermain or other services;
 - 1.7 No covered parking will be allowed;
 - 1.8 No solid construction e.g. concrete slabs will be allowed;
 - 1.9 Should any installations have to be removed, it will be without any compensation to the applicant;
 - 1.10 The parking bays created will be for private parking use and not public parking;
 - 1.11 The parking bays should remain a minimum size of 2.5 x 5m with a 7m isle gap as well as any new parking bays (where approved by the Municipality);
 - 1.12 The eastern side of Berlyn Street must have a 1.8m wide sidewalk minimum;
 - 1.13 Detailed plans must be submitted to the Engineering Department prior to the commencement of any development or the construction in respect of inter alia any further parking on the subject property;

A handwritten signature in black ink, consisting of a stylized, cursive script that is difficult to decipher. It appears to be a personal signature, possibly of a member of the committee.

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- 1.14 The Electro Technical Division must be consulted prior to the construction of any development or the construction of further parking on the subject property inter alia;
 - 1.15 No compensation will be payable to the applicant for any improvements upon expiry of the lease;
 - 1.16 Refuse will be collected from a central collection point/refuse area, which is accessible to the refuse compactors from the roadside as indicated by the Municipality;
 - 1.17 All existing lease conditions remain applicable; and
 - 1.18 All administrative, legal and technical requirements be adhered to.
2. It be noted that the proposed lease was advertised in the local press for objections, comments, representations or counter proposals/offers from other interested parties, and that none was received; and
 3. In terms of Paragraph 13 of the Asset Transfer Policy, the property be leased by way of direct negotiation as the transaction entails a renewal of an existing lease agreement as well as the property can only be utilised by the applicant.

Meeting: Mayco 21/07/2021		Submitted by Department: Corporate Services	
Ref No: 15/4/1 (19511) P		Author/s: N Williams	
Coll No: 1754077		Referred from: Corp Serv Port – 06/07/2021	
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>



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6.6 FINAL APPROVAL: GRANTING OF RIGHT TO USE MUNICIPAL PROPERTY SITUATED ON ERVEN 123 AND 124 HERMON TO FREE WIFI FOR AFRICA NPC T/A ISIZWE PROJECT (WARD 31)

FINALE GOEDKEURING: TOESTAAN VAN GEBRUIKSREG VAN MUNISIPALE EIENDOM GELEË OP ERWE 123 EN 124 HERMON AAN FREE WIFI FOR AFRICA NPO H/A ISIZWE PROJECT (WYK 31)

ISIPHUMO SOKUGQIBELA: UKUNIKEZELWA KWELUNGELO LOKUSETYENZISWA KWEPROPATI KAMASIPALA EMISELWE KWIZIZA 123 NO-124 HERMON YE WIFI SIMAHLA KWI AFRIKA NPC T/A ISIZWE PROJECT (WADI 31)

RECOMMENDED that

1. In terms of Regulation 34 of the Municipal Asset Transfer Regulations read together with Paragraph 13 of the Asset Transfer Policy (2020) final approval be granted for the right to use a portion of the municipal property known as the "Hermon Library" situated on Erven 123 and 124 Hermon to Free WiFi for Africa t/a Isizwe Project (NPC 2013/146023/08) for the purpose of the installation of an external antenna and radio, external Wi-Fi access point on the building as well as for the installation of an internal Wi-Fi access point inside the building in order to host free Wi-Fi to the community, subject to the following conditions:
 - 1.1 The property be used free of charge as provided for in terms of the abovementioned Policy, as the property is used to the benefit of the broader community by providing a minimum of 200 MB per day per device, free Wi-Fi to the community of Hermon;
 - 1.2 The agreement endures for a period of 3 (three) years, as from 1 August 2021;
 - 1.3 Free WiFi for Africa t/a Isizwe Project will be responsible for all costs related to the installation, maintenance, security, insurance, hosting etc. pertaining to the Wi-Fi;
 - 1.4 Free WiFi for Africa t/a Isizwe Project will be responsible to submit a building plan at their own cost and construction work may not commence before prior approval has been obtained (if applicable);
 - 1.5 The transaction will be subject to any other technical conditions as determined by the technical departments in approving the necessary land use rights and the plans in respect of the installations to be constructed by



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the applicant, inter alia that the radio network on the roof does not interfere with the Municipal ICT radio network or other users;

- 1.6 Free WiFi for Africa t/a Isizwe Project will not be allowed to sub-lease the premises for the purpose as mentioned above;
 - 1.7 Free WiFi for Africa t/a Isizwe Project will be responsible for all municipal services, connection fees and services consumption, etc. if applicable; and
 - 1.8 All administrative, legal and technical requirements be adhered to.
2. It be noted that the proposed agreement was advertised in the local press for objections, comments, representations or counter proposals/offers from other interested parties, and that none was received; and
 3. In terms of Paragraph 13 of the Asset Transfer Policy, the property be leased by way of direct negotiation as this service will be given free of charge for the wider community and the Municipality will also benefit from the proposed installation of the service.

Meeting: Mayco 21/07/2021	Submitted by Department: Corporate Services
Ref No: 15/4/1 (123/124) H	Author/s: N Williams
Coll No: 1756643	Referred from: Corp Serv Port – 06/07/2021
PAR:	ACTION:
	RESPONSIBLE DEPARTMENT:
	DUE DATE:

6.7 REPORT ON WARD COMMITTEE MEETINGS AND PUBLIC MEETINGS: PERIOD 1 APRIL 2021 TO 30 JUNE 2021
VERSLAG OOR WYKSKOMITEE VERGADERINGS EN OPENBARE VERGADERINGS: TYDPERK 1 APRIL 2021 TOT 30 JUNIE 2021
INGXELO YENTLANGANISO ZEKOMITI ZEWADI KUNYE NEENTLANGANISO ZOLUNTU: IXESHA 1 APRIL 2021 UKUYA KU 30 JUN 2021

RECOMMENDED that

1. Cognisance be taken of ward committee meetings held during the period 1 April 2021 until 30 June 2021; and



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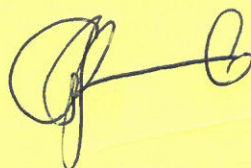
2. Appropriate actions be taken against Ward Councilors who do not provide the minutes of ward meetings or who do not hold a ward committee meeting at least once a quarter.

Meeting: Mayco 21/07/2021	Submitted by Department: Corporate Services
Ref No: 3/3/1/3/10	Author/s: L Nojozi
Coll No: 1761383	Referred from: Corp Serv Port – 06/07/2021
<u>PAR:</u>	<u>ACTION:</u>
	<u>RESPONSIBLE DEPARTMENT:</u>
	<u>DUE DATE:</u>

7. ENVIRONMENT, PARKS AND OPEN SPACES7.1 DRAFT URBAN FORESTRY POLICY REVIEW 2021KONSEP STEDELIKE WOOD BELEID HERSIENING 2021UYILO OLUQULUNKILEYO LOMGAQO-NKQUBO WAMAHLATI 2021**RECOMMENDED that**

The draft policy be approved.

Meeting: Mayco 21/07/2021	Submitted by Department: Community Services
Ref No: 17/6/P	Author/s: P Bolton
Coll No: 1763156	Referred from: Community Port – 06/07/2021
<u>PAR:</u>	<u>ACTION:</u>
	<u>RESPONSIBLE DEPARTMENT:</u>
	<u>DUE DATE:</u>



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7.2	INVASIVE ALIEN VEGETATION MONITORING, CONTROL AND ERADICATION PLAN
	PLAN VIR DIE MONITERING, BEHEER EN UITROEI VAN INDRINGERPLANTE
	UKUBEK'ESWENI KWEZITYALO EZINGAQHELEKANGA, UKULAWULA NESICWANGCISO SOKUPHELISWA

RECOMMENDED that

The Invasive Alien Vegetation Monitoring, Control and Eradication Plan be adopted.

Meeting: Mayco 21/07/2021	Submitted by Department: Planning, Dev & Human Settlements
Ref No: 17/22/4	Author/s: M Prins
Coll No: 1755961	Referred from: Planning and Dev Portf – 07/07/2021
<u>PAR:</u>	<u>ACTION:</u>
	<u>RESPONSIBLE DEPARTMENT:</u>
	<u>DUE DATE:</u>

8. ENGINEERING SERVICES

8.1	CLOSING OF WALKWAYS (WARD 22 & 3)
	AFSPER VAN LOOPGANGE (WYK 22 & 3)
	UKUVALWA KWENDLELA YOKUHAMBA (WADI 22 & 3)

RESOLVED that

This matter be referred back for update report.

Meeting: Mayco 21/07/2021	Submitted by Department: Engineering Services
Ref No: 15/4/3	Author/s: C Lotz
Coll No: 1753923	Referred from: Eng Serv Port – 07/07/2021
<u>PAR:</u>	<u>ACTION:</u>
	<u>RESPONSIBLE DEPARTMENT:</u>
	<u>DUE DATE:</u>
	Re-submit item
	ED: Engineering Services



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21 JULY 20219. HUMAN SETTLEMENTS AND PROPERTY MANAGEMENT

9.1	REVIEW OF THE TEMPORARY EMERGENCY HOUSING POLICY
	HERSIENING VAN DIE TYDELIKE NOODBEHUISINGSBELEID
	UKUHLAZIYWA KWOMGAQO-NKQUBO WEZINDLU EZINGXAMISEKILEYO

RESOLVED that

The matter be referred to the next Mayoral Committee meeting.

Meeting: Mayco 21/07/2021	Submitted by Department: Planning, Dev & Human Settlements		
Ref No: 2/P	Author/s: S Benjamin		
Coll No: 1743706	Referred from:		
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>
	Re-submit item	ED: Planning, Development & Human Settlements	

10. PLANNING AND DEVELOPMENT

10.1	APPOINTMENT OF A DRAKENSTEIN MUNICIPAL PLANNING TRIBUNAL MEMBER
	AANSTELLING VAN 'N LID VAN DIE DRAKENSTEIN MUNISIPALE BEPLANNINGSTRIBUNAAL
	UKUQESHWA KWELUNGU LOYILO LWENKUNDLA YOMASIPALA WEDRAKENSTEIN

RECOMMENDED that

1. The Executive Director: Planning, Development and Human Settlements, Jacqueline Joy Samson-Swartz, be appointed as a member and Chairperson of the Drakenstein Municipal Planning Tribunal, until 31 December 2025, or upon termination of her employment contract; and
2. The Land Use Planning and Surveying Section proceed with the advertisement of the name of the member of the Drakenstein Municipal Planning Tribunal in the Provincial Gazette.

Meeting: Mayco 21/07/2021	Submitted by Department: Planning, Dev & Human Settlements		
Ref No: 12/3	Author/s: R Mowzer		
Coll No: 1764402	Referred from:		
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>



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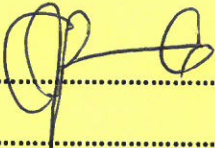
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11. URGENT MATTERS

None.

The meeting ended at 10:53.

CHAIRPERSON:


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.....

DATE:

Confirmed with/without amendments.

PJ/rs



Mayoral Committee Attendance Register

Date: 21 July 2021

Time: 10:00

Venue: Virtual

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	<i>[Signature]</i>
RICHARDS LEADER OF OPPOSITION	AM	CLLR	—

[Signature]

Office of the / Kantoor van die
CHIEFWHIP / HOOFSWEEP

Cllr / Rdl R.A. KOEGELENBERG
Drakenstein

[Signature]

SURNAME	INITIALS	TITLE	SIGNATURE
Meyer	W.	Off.	✓

17

