

**DRAKENSTEIN MUNICIPALITY**

**MINUTES OF AN ORDINARY MEETING OF THE MUNICIPAL COUNCIL HELD IN THE COUNCIL CHAMBERS, CIVIC CENTRE, BERG RIVER BOULEVARD, PAARL, ON WEDNESDAY, 28 NOVEMBER 2018 AT 14:00.**

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**PRESENT: Councillors (see attendance register)**

<b>Senior Officials:</b>	<b>Dr J H Leibbrandt</b>	<b>(City Manager)</b>
	<b>Mr S Johaar</b>	<b>(Executive Director: Corporate Services)</b>
	<b>Mr J Carstens</b>	<b>(Chief Financial Officer)</b>
	<b>Ms L Waring</b>	<b>(Executive Director: Planning and Development)</b>
	<b>Mr E Saayman</b>	<b>(Acting Executive Director: Community Services)</b>
	<b>Mr W Pretorius</b>	<b>(Acting Executive Director: Engineering Services)</b>
	<b>Ms R Geldenhuys</b>	<b>(Manager: Communication and Marketing)</b>
	<b>Ms R Jaftha</b>	<b>(Chief Audit Executive)</b>
	<b>Mr G Dippenaar</b>	<b>(Chief Risk Officer)</b>
	<b>Mr F P Goosen</b>	<b>(Manager: Administrative Support Services)</b>

**ABSENT: Councillors (see attendance register)**



<b>1. CONSIDERATION OF APPLICATIONS BY COUNCILLORS FOR LEAVE OF ABSENCE FROM COUNCIL/COMMITTEE MEETINGS</b>
<b>OORWEGING VAN AANSOEKE DEUR RAADSLEDE VIR VERLOF VAN AFWESIGHEID VAN RAAD/KOMITEEVERGADERINGS</b>
<b>UKUQWALASELWA KWEZICELO ZOCEBA ZOKUNGABIKO KWIBHUNGA/KWINTLANGANISO ZEBHUNGA</b>

The following applications for leave of absence were approved in terms of the Rules of Order of Council:

- 1) Clr BP Duba - apology;
- 2) Clr NN George - apology; and
- 3) Clr C Kearns - apology.

<b>2. CONFIRMATION OF MINUTES</b>
<b>BEKRAGTIGING VAN NOTULE</b>
<b>UKUQINISEKISWA KWEMIZUZU</b>

The minutes of the Ordinary meeting of the Municipal Council held on 31 October 2018 was confirmed as correct.

<b>2.1 IMPLEMENTATION OF COUNCIL DECISIONS</b>
<b>IMPLEMENTERING VAN RAADSBSLUITE</b>
<b>UKUMISELWA KWEZIQIBO ZEBHUNGA WESIQEBA</b>

Noted.

<b>3. MINUTES: MAYORAL COMMITTEE</b>
<b>NOTULE: BURGEMEESTERSKOMITEE</b>
<b>IMIZUZU: IKOMITI KASODOLOPHU</b>

The minutes of the following meetings of the Mayoral Committee was noted:

- (i) Ordinary meeting held on 25 October 2018;
- (ii) Ordinary meeting held on 31 October 2018; and
- (iii) Confidential meeting held on 31 October 2018.

<b>4. STATEMENTS AND COMMUNICATIONS BY THE EXECUTIVE MAYOR/DEPUTY EXECUTIVE MAYOR</b>
<b>VERKLARINGS EN MEDEDELINGS DEUR DIE UITVOERENDE BURGEMEESTER/UITVOERENDE ONDERBURGEMEESTER</b>
<b>INGXELO KUNYE NOQHAKAMSHELWANO NGU SODOLOPHU WESIGQEBA/ISEKELA LIKASODOLOPHU WESIGQEBA</b>

The Executive Mayor made the following statements:

- 1) Water restrictions will be relaxed from level 5 to level 3 as of 1 December 2018;
- 2) Various programs will be rolled out during the Sixteen Days of Activism Against Violence Against Women and Children and councillors were urged to participate; and
- 3) The Executive Deputy Mayor reminded councillors of the SARS workshop to be held on 29 November 2018.

<b>5. STATEMENTS AND COMMUNICATIONS BY THE SPEAKER</b>
<b>VERKLARINGS EN MEDEDELINGS DEUR DIE SPEAKER</b>
<b>INGXELO KUNYE NOQHAKAMSHELWANO NGU SOMLOMO</b>

The Speaker made the following announcements/requests:

- 1) Outstanding documents with regards to Ward Projects must be submitted as soon as possible;
- 2) Minutes of Ward Committee and Ward Public meetings must be submitted to the Office of the Speaker;
- 3) Ward Councillors to update jobseekers database;
- 4) Councillors that wish to apply for Aldermanship must complete the necessary application form;
- 5) A few Declarations of Interest forms were still outstanding and the relevant councillors were requested to submit the forms;
- 6) Diaries will be distributed to councillors after the meeting;
- 7) Councillors must check their emails regularly for notifications;
- 8) Councillors were requested to assist the Wamakersvalley Training Centre with donations;
- 9) A special Council meeting will be held on 14 December 2018;

- 10) Reminded Councillors to return memory sticks to Administration; and
- 11) Congratulated councillors who celebrated their birthdays in November.

<b>5.1 DISCLOSURE OF INTERESTS BY COUNCILLORS/OFFICIALS</b>
<b>VERKLARING VAN BELANGE DEUR RAADSLEDE/AMPTENARE</b>
<b>UKUBHENGEZA KOMDLA NGOCEBA/AMAGOSA</b>

1. Clr T G Bester declared his interest in respect of item 7.4 as his wife is employed by the company concerned.
2. Both Clrs G Combrink and M A Richard declared that they have no interest in respect of item 7.5. Clr Richards requested that this item not be considered until after the investigation into the alleged interest held by himself and the Executive Deputy Mayor was concluded. The request was denied.

<b>6. STATUTORY MATTERS</b>
<b>STATUTÊRE SAKE</b>
<b>IMIBA YOMTHETO</b>

**6.1 REMUNERATION OF PUBLIC OFFICE BEARERS ACT (20/1998): MEMO:  
ANNUAL REMUNERATION RECOMMENDATIONS**

Noted.

Meeting: Council – 28/11/2018	Submitted by Department: Corporate Services
Ref No: 3/P	Author/s:
Coll No:	Referred from:

**6.2 SALGA PROVINCIAL WORKING GROUPS MINUTES**

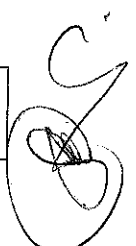
Noted.

Meeting: Council – 28/11/2018	Submitted by Department: Corporate Services
Ref No:	Author/s: L Nojozi
Coll No:	Referred from:

**6.3 SALGA CREDIT CONTROL POLICY**

Noted.

Meeting: Council – 28/11/2018	Submitted by Department: Corporate Services
Ref No:	Author/s:
Coll No:	Referred from:



<b>7.</b>	<b>CONSIDERATION OF REPORTS BY THE MAYORAL COMMITTEE</b>
	<b>OORWEGING VAN VERSLAE DEUR DIE BURGEMEESTERSKOMITEE</b>
	<b>UKUQWALASELWA KWEENGXELO YIKOMITI KASODOLOPHU WESIQEBA</b>

<b>7.1</b>	<b>COMBINED ASSURANCE POLICY</b>
	<b>GESAMENTLIKE SEKERHEIDSBELEID</b>
	<b>UMGAQO – NKUBO WOKUHLANGANISA UQINISEKISO</b>

**UNANIMOUSLY RESOLVED that**

The Combined Assurance Policy, be approved.

Meeting: Council –28/11/2018	Submitted by Department: Risk Management	Author/s: G Dippenaar	Referred from: MC –22/11/2018
Ref No: 3/P			
Coll No: 1421462			
<b>PAR:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
1.	Implement decision Update policy folder and Intranet Place on Website	Risk Management Administration Communication	
2.			
3.			

<b>7.2</b>	<b>DRAKENSTEIN MUNICIPALITY CLIENT SERVICE CHARTER</b>
	<b>DRAKENSTEIN MUNISIPALITEIT KLIËNTEDIENS HANDVES</b>
	<b>UMQULU KAMASIPALA WASEDRAKENSTEIN OJONGENE NOKUNIKWEZWA KWENKOZO KUBAXHASI</b>

**UNANIMOUSLY RESOLVED that**

1. The Client Service Charter (Annexure A to the departmental report), be approved;
2. The public be notified of the adopted Client Service Charter on the municipal website; and
3. It be noted that the Provincial Department of Local Government will assist the municipality with graphic design work of the Client Service Charter.

Meeting: Council –28/11/2018	Submitted by Department: IDP and Performance Management	Author/s: F Qebanya	Referred from: MC –22/11/2018
Ref No: 2/2/5			
Coll No: 1405984			
<b>PAR:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
1-3	Implement decision	IDP/PMS	

<b>7.3</b>	<b>FILLING OF VACANT POSITIONS ON WARD COMMITTEES</b>
	<b>VUL VAN VAKANTE POSISIES OF WYKSKOMITEES</b>
	<b>UKUFALISWA KWEMITHETHO YEZINTLOKO LWAMAKOMITI EWARD</b>

The item was withdrawn.

Meeting:	Council-28/11/2018	Submitted by Department:	IDP & PMS
Ref No:	17/9/5	Author/s:	F Qabanya
Coll No:	1428849	Referred from:	MC 28/11/2018
<b>PAR:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
	Re-submit item	IDP/PMS	

<b>7.4</b>	<b>AGREEMENT: LEASE OF OFFICE, STORAGE AND WORKSHOP SPACE FOR DRAKENSTEIN MUNICIPALITY: URBAN GROWTH DEVELOPMENTS (PTY) LTD, SECTION 33, MFMA</b>
	<b>OORENKOMS: HUUR VAN KANTOOR-, STOOR EN WERKSWINKELSPASIE VIR DRAKENSTEIN MUNISPALITEIT: URBAN GROWTH DEVELOPMENTS (EDMS) BPK, ARTIKEL 33, MFMA</b>
	<b>ISIVUMELWANO: UKUQESHISWA KWE OFISI, UKUGCINA NENDAWO YEWESHOPU KAMASPALA WE DRAKENSTEIN – URBAN GROWTH DEVELOPMENT (PTY) LTD, SECTION 33, MFMA</b>

Clr T G Bester was not present when this item was considered.

**UNANIMOUSLY RESOLVED that**

1. Council in terms of paragraph 4(b) of the By-Law Relating to the Transfer of Capital Assets (2018), approves entering into a lease agreement (Annexure C to the departmental report) with Urban Growth Developments (Pty) Ltd for a period of five (5) years, with effect from 1 February 2019 in respect of the property, being Erf 31203 Paarl situated at the Urban Growth Park and the Paarl Media Building, 15 Jan van Riebeeck Road, measuring ±3,626.6m<sup>2</sup> and ±1,014.7m<sup>2</sup> in extent respectively for the leases of storage, warehouse and offices space, at a rental of R251,318.27 (VAT excl.) per month, subject to escalation [comprising out of the monthly base rental of R239,436.15 (VAT excl.) and common area rental of R11,882.12 (VAT excl.)] plus the variable monthly contribution to operating costs, which is currently R33,048.00 (VAT excl.), as well as additional amounts payable in terms of the agreement;
2. Council notes that in respect of the proposed entering of lease agreement with Urban Growth Developments (Pty) Ltd no comments or representations, views or recommendations were received from the public, National or Provincial Treasury or the Department of Cooperative Governance and Traditional Affairs and that all the necessary processes have been complied with;

3. Council notes the projected financial obligations in terms of the proposed contract for each financial year of the lease agreement and the impact of those financial obligations on the municipality's future municipal tariffs and revenue, as more specifically set out in paragraph 9.2 in the departmental report;
4. Council, after taking into account the aspects as listed in Section 33(1)(b)(i)-(iv) of the MFMA, approves the conclusion of the contract;
5. Council, after determination, approves the conclusion of the contract as a significant financial and economic benefit will be derived, as more specifically set out in paragraph 9.2 in the departmental report; and
6. Council approves the entire contract (Annexure C to the departmental report) as it is to be executed and authorises the City Manager to finalise and sign the contract on behalf of the Municipality.

Meeting Ref No:	Council- 28/11/2018 7/1/2/2	Submitted by Department:	Corporate Services
Coll No:	1404842	Author/s:	M Müller
		Referred from:	MC - 22/11/2018
<b>PAR:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
1-6	Implement decision	ED: Corporate Services	

<b>7.5 PROPOSED LAND EXCHANGE OF VARIOUS ERVEN BETWEEN DRAKENSTEIN MUNICIPALITY AND THE DEPARTMENT OF TRANSPORT AND PUBLIC WORKS</b>
<b>VOORGESTELDE GRONDRUILING VAN VERSKEIE ERWE TUSSEN DRAKENSTEIN MUNISIPALITEIT EN DIE DEPARTEMENT VAN VERVOER EN PUBLIEKE WERKE</b>
<b>ISINDULULO SOTSHITSHISELWANO LWEMIHLABA EYOHLUKENEYO PHAKATHI KOMASIPALA WASE DRAKENSTEIN KUNYE NESEBE LOTHUTHO KUNYE NEMISEBENZI YOLUNTU</b>

The ANC indicated that it did not support the recommendation as the property to be alienated to the Department of Public Works and Transport, should rather be used for low cost housing in order to address integration in Paarl West. It was further of the view that the Provincial Government should make the properties owned by it available to the Municipality in the spirit of cooperative governance, for housing purposes. The ANC also expressed of the view that the entire transaction was only about making land available to La Rochelle School and that their previous position on this matter still stands.

After some discussion the recommendation of the Mayoral Committee was put to the vote and carried by 42 votes to 17 votes.



**RESOLVED that**

1. In terms of Section 14 of the Municipal Finance Management Act (hereinafter referred to as the "MFMA"), Council resolves as follows in respect of the relevant portion of Erf 31005 Paarl, that:
  - 1.1 The subject property is not needed to provide the minimum level of basic municipal services; and
  - 1.2 The fair market value of the asset and economic and community value to received in exchange for the asset has been considered.
  
2. In terms of Section 14 of the Municipal Finance Management Act (Act 56 of 2003) ***final approval*** be granted for the alienation of a portion of Erf 31005, Du Toit Street, Paarl, measuring approximately 1,1ha in extent, to the Department of Transport and Public Works in exchange for Erf 115 Simondium, Erven 6081, 7845, 10558, 13932, 14385, 16352 Paarl and Farm No 647/22 Paarl, subject to the standard conditions of sale as well as the following further conditions:
  - 2.1 No consideration will be payable by either party to the other in respect of the land exchange;
  - 2.2 The municipality will undertake the registration of transfer of the subject properties in respect of the land exchange transaction. DTPW will be liable for the costs related to the registration of transfer of the portion of Erf 31005 Paarl to the DTPW;
  - 2.3 DTPW will undertake the subdivision of the portion of Erf 31005 Paarl and the consolidation thereof with Erf 9303 Paarl at their own cost; and
  - 2.4 The relevant ward councillors will be consulted in respect of the proposed developments on the erven acquired by the Municipality.
  
3. It be noted and confirmed that the alienation of the portion of Erf 31005 Paarl forms part of a land exchange transaction and a competitive bidding process will not be followed.

**(The ANC requested that their objections be recorded.)**

Meeting:	Council – 28/11/2018	Submitted by Department:	Corporate Services
Ref No:	7/2/2/5	Author/s:	N October
Coll No:	1415413	Referred from:	MC 22/11/2018
<b>PAR:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
1-3	Implement decision	ED: Corporate Services	



<b>7.6</b>	<b>RENEWAL OF LEASE AGREEMENT OF MUNICIPAL PROPERTY BEING PORTION A OF THE BUILDING SITUATED ON ERF 645, MATHAKATHA STREET, MBEKWENI KNOWN AS THE "OLD MBEKWENI LIBRARY" TO WAGON OF HOPE (REGISTRATION NO. 2004/026762/08, NPO 065-141)</b>
	<b>HERNUWING VAN HUURKONTRAK VAN DIE MUNISIPALE EIENDOM SYNDE GEDEELTE A VAN DIE EIENDOM GELEË OP ERF 645, MATHAKATHASTRAAT, MBEKWENI BEKEND AS DIE "OU MBEKWENI BIBLIOTEEK" AAN WAGON OF HOPE (REGISTRASIE NR. 2004/026762/08, NPO 065-141)</b>
	<b>UKUHLAZIYWA KWESIVUMELANA SOKUQESHISWA KWEPROPATHI KAMASIPALA ESI SISAHLULO SESAKHIWO ESIKWISIZA 645, MBEKWENI, MATHAKATHA STREET MBEKWENI ESAZIWA NJENGE "THALA ELIDALA LEENCWADI" KU WAGON OF HOPE (REGISTRATION NO. 2004/026762/08, NPO 065-141)</b>

**UNANIMOUSLY RESOLVED that**

1. In terms of Regulation 34 of the Municipal Asset Transfer Regulations, **final approval** be granted for the renewal of the lease of Portion A of the municipal building, measuring ±108m<sup>2</sup> in extent and situated on Erf 645, Mathakatha Street, Mbekweni to Wagon of Hope (Registration no. 2004/026762/08, NPO 065-141), subject to the standard lease conditions as well as the following further conditions:
  - 1.1 The property be leased at a subsidised rental amount of R393.38 per month calculated at 20% of the market value (VAT excluded, 8% escalation included);
  - 1.2 The lease endure for a period of 3 (three) years, and
  - 1.3 All administrative and legal requirements must be adhered to.
  
2. It be noted that a public participation process was followed in that the proposal was advertised in the press and adjacent landowners was notified and no objections and counter offers was received through this process.
  
3. It be noted that a competitive process for the renewal of the lease not be followed as the lease is a renewal of an existing lease to an organisation which provides much needed services to the community by the distribution of chronic medication.

Meeting: Council-28/11/2018	Submitted by Department: Corporate Services		
Ref No: 15/4/1 (645) M	Author/s: N Williams		
Coll NO: 1412588	Referred from: MC - 22/11/2018		
<b>PAR:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
1-3	Implement decision	ED: Corporate Services	

<b>7.7</b>	<b>PROPOSED ALIENATION AND DEVELOPMENT OF ERF 22852 SITUATED ON THE CORNER OF DIANA AND DEBORAH STREETS, PAARL FOR A COMBINATION OF CHURCH, EARLY CHILDHOOD DEVELOPMENT (ECD)/COMMUNITY PURPOSES – WARD 14, BY WAY OF A CALL FOR APPLICATIONS</b>
	<b>VOORGESTELDE VERVREEMDING EN ONTWIKKELING VAN ERF 22852 GELEË OP DIE HOEK VAN DIANA- EN DEBORAHSTRAAT, PAARL VIR 'N KOMBINASIE VAN KERK, VROEË KINDERONTWIKKELINGSENTRUM/GEMEENSKAPSDOELEINDES – WYK 14, BY WYSE VAN 'N VERSOEK OM AANSOEKE</b>
	<b>UKWAHLULA OKUCWANGCISWAYO NOKUPHULISWA KWE SIZA22852, ESIKWIKONA YESITALATO ESIYI DIANA NEDEBORAH, PAARL NGENJONGO YOKUHLUKANISWA KWECawe NOPHULISO LWABANTWANA – WADI 14, NGENDLELA YOKUMEMA ABAFAKI SICeLO</b>

**UNANIMOUSLY RESOLVED that**

1. In terms of Section 14 of the Municipal Finance Management Act (Act 56 of 2003) ***in principle approval*** be granted for the alienation of Erf 22852, situated on the corner of Diana and Deborah Streets, Paarl measuring approximately 2547m<sup>2</sup> in extent by way of a call for applications for the purchase and development thereof for a combination of church, social or community purposes, subject to the following further conditions:
  - 1.1 The subject property be sold at a subsidised rate of between 5% and 20% of the market value, which value will be determined by an independent valuer; and
  - 1.2 The proposed transaction be advertised in the press to invite interested parties to apply for the acquisition of the subject property as well as for objections, comment and alternative offers and thereafter be submitted to Council for final consideration of the application.
  
2. The sale of the subject properties will be subject to the standard conditions of sale and further conditions, which will be incorporated in further reports for final approval to be presented to Council.

Meeting	Council- 28/11/2018	Submitted by Department:	Corporate Services
Ref No:	15/4/1 (22852) P X 7/2/5/2	Author/s:	F Williams
Coll No:	1364265	Referred from:	MC-22/11/2018
<b>PAR:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
1-3	Implement decision	ED: Corporate Services	

<b>7.8</b>	<b>PROPOSED ALIENATION OF PORTIONS OF ERF 2385, NOZALA STREET, MBEKWENI TO ADJACENT LANDOWNERS OF ERVEN 2384 AND 2386 MBEKWENI - FINAL APPROVAL</b>
	<b>VOORGESTELDE VERVREEMDING VAN GEDEELTES VAN ERF 2385 NOZALASTRAAT, MBEKWENI AAN AANGRENSENDE EIENAARS VAN ERWE 2384 EN 2386 MBEKWENI - FINALE GOEDKEURING</b>
	<b>UKUCETYWA KOKOHLULWA KWESAHLULO SESIZA 2385, NO, MBEKWENI KUBANIKAZI BEMIHLABA ABASONDELE KWISIZA 2384 NO 2386 MBEKWENI - UKUVUNYWA KOKUGQIBELA</b>

**UNANIMOUSLY RESOLVED** that

In terms of Section 14 of the MFMA, Council resolves that:

1. The subject property is not needed to provide the minimum level of basic municipal services.
2. The fair market value of the asset and the economic and community value to be received in exchange for the asset has been considered.
3. In terms of Section 14 of the MFMA final approval be granted for the alienation of portions of Erf 2385, Nozala Street, Mbekweni, measuring approximately 60m<sup>2</sup> and 50m<sup>2</sup> in extent respectively, to the adjacent landowners of Erf 2384 Mbekweni (Mr Gwanya) and Erf 2386 Mbekweni (Mr/Mrs Simon Khanayo) subject the following further conditions:
  - 3.1 The portions of Erf 2385, Mbekweni be sold at market related selling prices of R13 200.00 (VAT excluded)(60 m<sup>2</sup>) and R11 000.00 (VAT excluded)(50 m<sup>2</sup>); and
  - 3.2 The transaction be subject to the technical conditions as set out in Annexure C attached to the departmental report.
4. In terms of par 13 of the Asset Transfer Policy, the portions of land be alienated by way of direct negotiation, since the subject property can only be used by the adjacent landowners (being owners of Erven 2384 and 2386 Mbekweni).

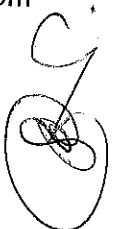
Council – Ref No: Coll No:	28/11/2018 15/4/1 (2385) M 1337128	Submitted by Department: Author/s: Referred from:	Corporate Services F Williams MC-22/11/2018
<b>PAR:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
1-4	Implement decision	ED: Corporate Services	

7.9	PROPOSED ALIENATION OF A PORTION OF ERF 34 WELLINGTON TO PRE PROPERTIES (PTY) LTD FOR THE EXPANSION OF ITS EXISTING BUSINESS FACILITY
	VOORGESTELDE VERVREEMDING VAN 'N GEDEELTE VAN ERF 34 WELLINGTON AAN PRE PROPERTIES (EDMS) BPK VIR DIE UITBREIDING VAN HUL BESTAANDE BESIGHEIDSPERSEEL
	UKOHLULWA OKUCETYWAYO KWESAHLULO SESIZA 34 WELLINGTON KU PRE PROPERTIES (PTY) OLTD UKWANDISA INDAWO YAYO YOSHISHINO EKHOYO

**UNANIMOUSLY RESOLVED that**

In terms of Section 14 of the Municipal Finance Management Act (Act No 56 of 2003), Council resolves that:

1. The subject property is not needed to provide the minimum level of basic municipal services.
2. The fair market value of the asset and the economic and community value to be received for the asset has been considered.
3. In terms of Section 14 of the Municipal Finance Management Act, *final approval* be granted for the alienation of a portion of Erf 34 Wellington, measuring approximately 2250m<sup>2</sup> in extent, to Pre Properties (Pty) Ltd subject to the normal conditions of sale as well as the following conditions:
  - 3.1 The property be sold at a market related selling price of R375 000 (VAT excluded);
  - 3.2 Transfer of the property must take place within 12 months from development rights being obtained, failing which the transaction will lapse;
  - 3.3 The proposed development of the property be completed within 24 months from transfer, failing which the Municipality will have the right to insist on the reversal of the transaction at the same purchase price and at the cost of the purchaser;
  - 3.4 The development of the property is subject to the Town Planning requirements of the Wellington Industrial Park. Membership of the Owners Association is compulsory. No offensive industry will be allowed;
  - 3.5 The portion of Erf 34 Wellington to be sold, be indicated on the new site plan for the industrial park extension as a separate erf and be rezoned from "Commonage" to "Industrial" by the municipality and consolidated with the applicant's property, Erf 10028 Wellington, at the cost of the applicant;



- 3.6 The standard pre-emptive rights be registered against the title of the property in favour of the Drakenstein Municipality;
- 3.7 All costs related to the transfer of the property as well as any costs related to services and development will be for the applicant's account;
- 3.8 All administrative and legal requirements be adhered to;
- 3.9 Note must be taken of the guidelines contained in the Drakenstein Municipality's Green Building Manual as well as the objectives for development set out in the Statutory Report of the Provincial Spatial Development Framework, which must be incorporated in the design and layout of any development on the property;
- 3.10 The applicant will be responsible for the cost of network and service connections;
- 3.11 Developer's contributions will be applicable;
- 3.12 The applicant will be responsible in terms of the prevalent policy for the relevant professional studies that are required (GLS master study for water and waste water, TIA plus approval from the Provincial Roads Engineer);
- 3.13 No construction will be allowed on top of existing services;
- 3.14 The rezoning and rights allocation will be part of the process for the entire industrial area extension, payable by the municipality. The obtaining of the necessary land use rights will form part of the establishment of the second phase of the Industrial Park currently being undertaken by the Municipality; and
- 3.15 The purchaser takes note of the fact that the sale of the property does not automatically allow Pre Properties (Pty) Ltd any increases in the use of water, electricity, sanitation and traffic volumes. These must be negotiated and, should these be required at volumes in excess to previous agreements, such services will be provided at the prevalent Development Bulk Infrastructure Contribution rates as per the approved Policy.



4. In terms of paragraph 13.2.1.4 of the Asset Transfer Policy, the property be alienated by way of direct negotiations to allow for the expansion of Puma Service Station, a major employer in Wellington and the subsequent creation of additional employment opportunities as well as employment security for the existing employees, as allowed in terms of the Asset Transfer Policy.

Meeting: Council – 28/11/2018	Submitted by Department: Corporate Services		
Ref No: 15/4/1 (34) W	Author/s: W Rabie		
Coll No: 1415882	Referred from: MC –22/11/2018		
<b>PAR:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
1-4	Implement decision	ED: Corporate Services	

<b>7.10 THE ALIENATION AND DEVELOPMENT OF ERVEN 29318, 30260 AND 30822, PAARL FOR CRECHE SOCIAL WELFARE PURPOSES – WARD 16, VIA CALL FOR APPLICATIONS</b>
<b>DIE VERVREEMDING EN ONTWIKKELING VAN ERWE 29318 , 30260 EN 30822, PAARL VIR VOORSKOOLSE ONTWIKKELINGDOELEINDES - WYK 16, VIA 'N VERSOEK OM AANSOEKE</b>
<b>UKOHLULWA NOKUPHULISWA KWESIZA 29318, 30260 NO 30822, PAARL NGENJONGO ZEKRESHI/YEZENTLALONTLE – WADI 16 KUNIKWA ITHUBA LOKUFAKA IZICELO</b>

**UNANIMOUSLY RESOLVED that**

1. In terms of Section 14 of the Municipal Finance Management Act (Act No 56 of 2003), in principle approval be granted for the alienation of the following erven by way of a call for applications, for Early Childhood Development purposes:
  - 1.1 Erf 29318 Paarl is situated in Goniwe Street and measures approximately 772m<sup>2</sup> in extent;
  - 1.2 Erf 30260 Paarl is situated on the corner of Goniwe and Nontakana Streets and measures approximately 772m<sup>2</sup> in extent; and
  - 1.3 Erf 30822 Paarl is situated in Goniwe and Siphumelele Streets and measures 832m<sup>2</sup> in extent.
2. Interested parties be invited to submit applications for the acquisition of the ECD sites for development as per the directive of the SDF, by way of advertising in the local press.
3. The proposed transaction be subject to the normal conditions of sale and the following further conditions:

- 3.1 All required land use rights applications be undertaken by the municipality;
- 3.2 A pre-emptive and reversionary right in favor of the municipality be registered against the title of the properties to be alienated; and
- 3.3 The ECD sites be sold at a subsidised selling price of 20% of the market value, the latter to be determined by an independent valuer.
4. All submitted applications be assessed against the criteria as set out in the Asset Transfer Policy and other relevant and applicable criteria.
5. The sale of the subject properties will be subject to the standard conditions of sale and any further conditions, which will be incorporated in further reports for final approval to be presented to Council.

Meeting: Council – 28/11/2018 Ref No: 15/4/1(29318)P X15/4/1 (30260)P X15/4/1(30822)P Coll No: 1415685	Submitted by Department: Corporate Services Author/s: W Rabie Referred from: MC –22/11/2018		
<b>PAR:</b> 1-5	<b>ACTION:</b> Implement decision	<b>RESPONSIBLE DEPT:</b> ED: Corporate Services	<b>DUE DATE:</b>

**7.11 PROPOSED LEASE OF OFFICE SPACE SITUATED ON A PORTION OF ERF 3952, MAIN STREET, ALSO KNOWN AS THE "PAARL TOWN HALL", PAARL TO THE ELECTORAL COMMISSION OF SOUTH AFRICA (IEC)**

**VOORGESTELDE VERHURING VAN KANTOORSPASIE GELEË OP 'N GEDEELTE VAN ERF 3952, HOOFSTRAAT OOK BEKEND AS PAARL STADSAAL, PAARL AAN DIE ONAFHANKLIKE VERKIESINGSKOMMISSIE VAN SUID-AFRIKA (OVK)**

**ISINDULULO SOKUQESHISA INDAWO YE OFISI EKWI CEBA LESIZA 3952, MAIN STREET, EKWAZIWA NJENGE "PAARL TOWN HALL", PAARL KWI ELECTORAL COMMISSION OF SOUTH AFRICA (IEC)**

**UNANIMOUSLY RESOLVED that**

1. In terms of Regulation 34 of the Municipal Asset Transfer Regulations, *final approval* be granted for the lease of office space (x3 offices, as well as an ablution facility and a kitchen) situated on a portion of Erf 3952, (Paarl Town Hall) Main Street, Paarl, to the Electoral Commission of South Africa, subject to the standard lease conditions as well as the following further conditions:
  - 1.1 The property be leased at a market related rental of R11,081.03 per month (VAT excluded, 8% escalation per annum and municipal services included) as determined by an independent valuer;

- 1.2 The lease endures for a period of three (3) years, after which the renewal thereof may be reviewed by Council; and
  - 1.3 All administrative and legal requirements must be adhered to.
2. In terms of paragraph 13 of the Asset Transfer Policy, the property be leased by way of direct negotiation as the office space is required by a Chapter 9 (Constitution of RSA, 1996) institution for official purposes.

Meeting: Council - 28/11/2018	Submitted by Department: Corporate Services
Ref No: 7/2/4/2	Author/s: N Williams
Coll NO: 1423466	Referred from: MC -22/11/2018
<b>PAR:</b>	<b>ACTION:</b>
1-2	Implement decision
<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
ED: Corporate Services	

<b>7.12 REPORT ON WARD COMMITTEE MEETINGS: PERIOD 1 JULY 2018 TO 30 SEPTEMBER 2018</b>
<b>VERSLAG OOR WYKSKOMITEEVERGADERINGS: PERIODE 1 JULIE 2018 TOT 30 SEPTEMBER 2018</b>
<b>INGXELO YENTLANGANISO ZEKOMITI ZEWADI: IXESHA 1 JULAYI 2018 UKUYA 30 SEPTEMBER 2018</b>

The ANC requested that any actions taken against ward councillors be reported to Council.

**UNANIMOUSLY RESOLVED that**

1. Cognizance be taken of ward committee meetings held during the period 1 July 2018 until 30 September 2018; and
2. The appropriate actions be taken against ward councillors who do not provide the minutes of ward meetings or who do not hold a ward committee meeting at least once a quarter.

Meeting: Council - 28/11/2018	Submitted by Department: Corporate Services
Ref No: 3/3/1/3/10	Author/s: L Nojozi
Coll NO: 1411899	Referred from: MC -22/11/2018
<b>PAR:</b>	<b>ACTION:</b>
1-3	Implement decision
<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
ED: Corporate Services	

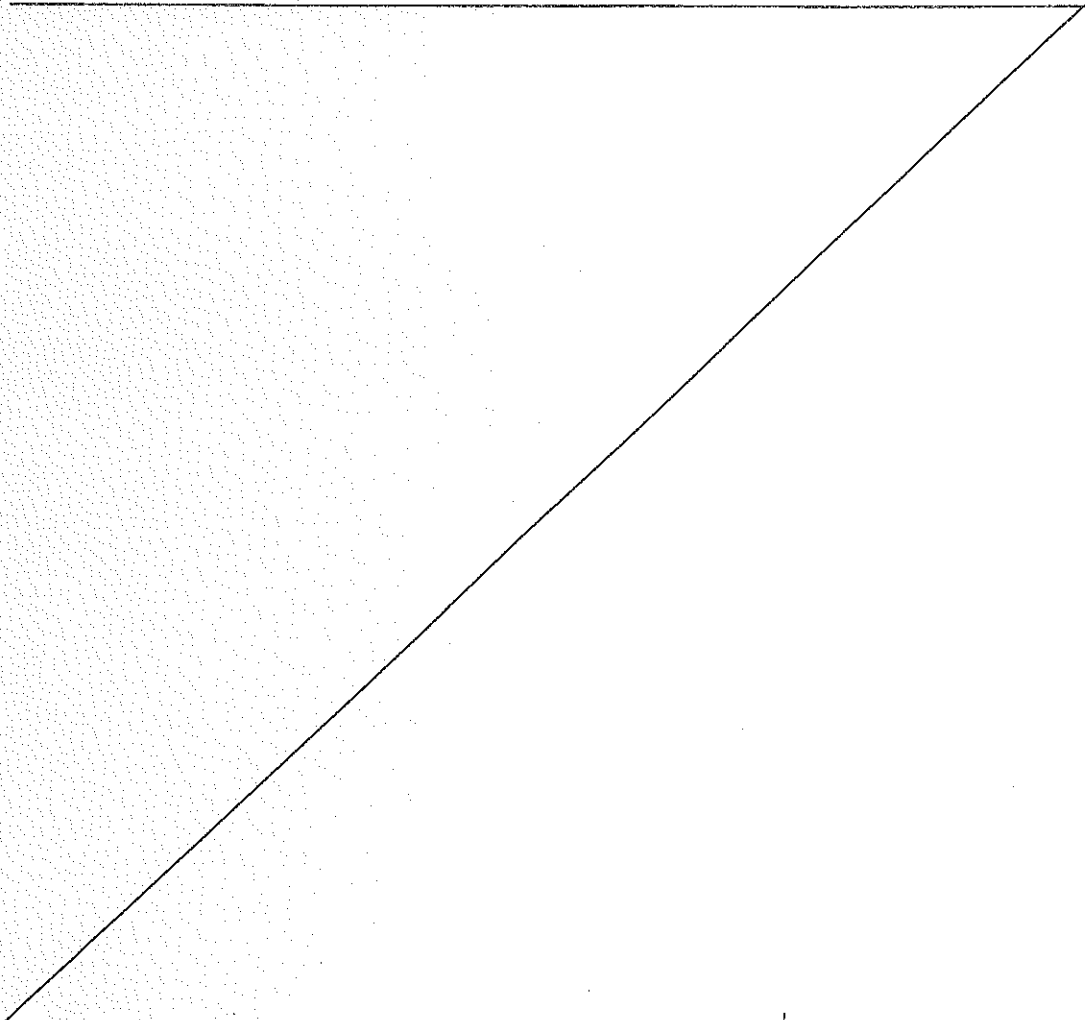


<b>7.13</b>	<b>PROPOSED SCHEDULE OF MEETING DATES FOR COUNCIL, MAYORAL COMMITTEE AND OTHER COMMITTEES OF COUNCIL: 2019</b>
	<b>VOORGESTELDE SKEDULE VAN VERGADERDATUMS VIR DIE RAAD, BURGEMEESTERSKOMITEE EN ANDER KOMITEES VAN DIE RAAD: 2019</b>
	<b>ISINDULULO SOLUHLU LWENTSUKU SENTLANGANISO YEBHUNGA, IKOMITI KASODOLOPHU KUNYENEZINYE IKOMITI ZEBHUNGA: 2019</b>

**UNANIMOUSLY RESOLVED that**

The proposed Council Meeting Program and schedule for 2019, be approved.

**(The program and schedule is included in the official minutes of Council.)**



Meeting: 28/11/2018	Submitted by Department: Corporate Services	Author/s: FP Goosen	Referred from: MC-22/11/2018
Ref No: 3/3/1/2	Author/s:		
Cell NO: 1367227	Referred from:		
<b>PAR:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
	Implement decision	ED: Corporate Services	

PROPOSED PORTFOLIO COMMITTEE, MAYORAL COMMITTEE, MPAC AND COUNCIL MEETING DATES FOR 2019

Annexure A

18(9)

JANUARY						
SUN	MO	TU	WED	THUR	FRI	SAT
			2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

Date	Action	Time
23-Jan	Mayoral Committee meeting	10:00
29-Jan	Finance Portfolio Committee meeting	14:00
30-Jan	Mayoral Committee meeting (2) (if necessary)	09:00
	Council meeting	14:00

- No other portfolio committee meetings scheduled for January
- Schools reopen 9 January
- Councillors in recess until 11 January

FEBRUARY						
SUN	MO	TU	WED	THUR	FRI	SAT
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28		

Date	Action	Time
5-Feb	Corporate Portfolio Committee meeting	14:00
	Community Portfolio Committee meeting	15:30
6-Feb	Planning/Dev Portfolio Committee meeting	14:00
7-Feb	Engineering Portfolio Committee meeting	15:30
	Special Committee: Code of Conduct Transgression	14:00
20-Feb	Mayoral Committee meeting	10:00
26-Feb	Finance Portfolio Committee meeting	14:00
27-Feb	Mayoral Committee meeting (2) (if necessary)	09:00
	Council meeting	14:00

Other colour description
Public holidays
School holidays

Meeting dates for 2019

PROPOSED PORTFOLIO COMMITTEE, MAYORAL COMMITTEE, MPAC AND COUNCIL MEETING DATES FOR 2019

MARCH						
SUN	MO	TU	WED	THUR	FRI	SAT
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

APRIL						
SUN	MO	TU	WED	THUR	FRI	SAT
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

Date	Action	Time
4-Mar	MPAC (if necessary)	14:00
5-Mar	Corporate Portfolio Committee meeting	14:00
	Community Portfolio Committee meeting	15:30
6-Mar	Planning/Dev Portfolio Committee meeting	14:00
	Engineering Portfolio Committee meeting	15:30
7-Mar	Special Committee: Code of Conduct Transgression	14:00
13-Mar	MPAC (if necessary)	14:00
20-Mar	Mayoral Committee meeting	10:00
26-Mar	Finance Portfolio Committee meeting	14:00
27-Mar	Mayoral Committee meeting (2) (if necessary)	09:00
	Council meeting	14:00

\* School holidays – 18 March until 1 April

Date	Action	Time
9-Apr	Corporate Portfolio Committee meeting	14:00
	Community Portfolio Committee meeting	15:30
10-Apr	Planning/Dev Portfolio Committee meeting	14:00
	Engineering Portfolio Committee meeting	15:30
11-Apr	Special Committee: Code of Conduct Transgression	14:00
23-Apr	Finance Portfolio Committee meeting	14:00
24-Apr	Mayoral Committee meeting	10:00
30-Apr	Mayoral Committee meeting (2) (if necessary)	09:00
	Council meeting	14:00

Other colour description
Public holidays
School holidays

Meeting dates for 2019

(86)

PROPOSED PORTFOLIO COMMITTEE, MAYORAL CC COMMITTEE, MPAC AND COUNCIL MEETING DATES FOR 2019

MAY						
SUN	MO	TU	WED	THUR	FRI	SAT
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

JUNE						
SUN	MO	TU	WED	THUR	FRI	SAT
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

Date	Action	Time
7 May	Corporate Portfolio Committee meeting	14:00
	Community Portfolio Committee meeting	15:30
8 May	Planning/Dev Portfolio Committee meeting	14:00
	Engineering Portfolio Committee meeting	15:30
9 May	Special Committee: Code of Conduct Transgression	14:00
22 May	Mayoral Committee meeting	10:00
28 May	Finance Portfolio Committee meeting	14:00
29 May	Mayoral Committee meeting (2) (if necessary)	09:00
	Council meeting	14:00

Date	Action	Time
4 Jun	Corporate Portfolio Committee meeting	14:00
	Community Portfolio Committee meeting	15:30
5 Jun	Planning/Dev Portfolio Committee meeting	14:00
	Engineering Portfolio Committee meeting	15:30
6 Jun	Special Committee: Code of Conduct Transgression	10:00
	MPAC (if necessary)	14:00
19 Jun	Mayoral Committee meeting	10:00
25 Jun	Finance Portfolio Committee meeting	14:00
26 Jun	Mayoral Committee meeting (2) (if necessary)	09:00
	Council meeting	14:00

- School holidays - 17 June until 8 July
- Councillors in recess from 27 June to 12 July

Other colour description
Public holidays
School holidays

Meeting dates for 2019

(c)

PROPOSED PORTFOLIO COMMITTEE, MAYORAL COMMITTEE, MPAC AND COUNCIL MEETING DATES FOR 2019

18(01)

JULY						
SUN	MO	TU	WED	THUR	FRI	SAT
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

AUGUST						
SUN	MO	TU	WED	THUR	FRI	SAT
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

Date	Action	Time
16-Jul	Corporate Portfolio Committee meeting	14:00
	Community Portfolio Committee meeting	15:30
17-Jul	Planning/Dev Portfolio Committee meeting	14:00
18-Jul	Engineering Portfolio Committee meeting	15:30
24-Jul	Special Committee: Code of Conduct Transgression	14:00
30-Jul	Mayoral Committee meeting	10:00
	Finance Portfolio Committee meeting	14:00
31-Jul	Mayoral Committee meeting (2) (if necessary)	09:00
	Council meeting	14:00

Date	Action	Time
1-Aug	MPAC (if necessary)	14:00
7-Aug	Special Committee: Code of Conduct Transgression	14:00
20-Aug	Finance Portfolio Committee meeting	14:00
21-Aug	Mayoral Committee meeting	10:00
	Council meeting	14:00

o No Portfolio Committee meetings held in August

Other colour description
Public holidays
School holidays

Meeting dates for 2019

PROPOSED PORTFOLIO COMMITTEE, MAYORAL COMMITTEE, MPAC AND COUNCIL MEETING DATES FOR 2019

SEPTEMBER						
SUN	MO	TU	WED	THUR	FRI	SAT
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

OCTOBER						
SUN	MO	TU	WED	THUR	FRI	SAT
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

• School holidays – 23 September until 30 September

Date	Action	Time
3-Sept	Corporate Portfolio Committee meeting	14:00
	Community Portfolio Committee meeting	15:30
4-Sept	Planning/Dev Portfolio Committee meeting	14:00
	Engineering Portfolio Committee meeting	15:30
5-Sept	Special Committee: Code of Conduct Transgression	14:00
18-Sept	Mayoral Committee meeting	10:00
19-Sept	Finance Portfolio Committee meeting	14:00
25-Sept	Mayoral Committee meeting (2) (if necessary)	09:00
	Council meeting	14:00

Date	Action	Time
8-Oct	Corporate Portfolio Committee meeting	14:00
	Community Portfolio Committee meeting	15:30
9-Oct	Planning/Dev Portfolio Committee meeting	14:00
	Engineering Portfolio Committee meeting	15:30
10-Oct	Special Committee: Code of Conduct Transgression	14:00
23-Oct	Mayoral Committee meeting	10:00
24-Oct	Finance Portfolio Committee meeting	14:00
30-Oct	Mayoral Committee meeting (2) (if necessary)	09:00
	Council meeting	14:00

Other colour description
Public holidays
School holidays

Meeting dates for 2019

100 (e)

PROPOSED PORTFOLIO COMMITTEE, MAYORAL COMMITTEE, MPAC AND COUNCIL MEETING DATES FOR 2019

NOVEMBER						
SUN	MO	TU	WED	THUR	FRI	SAT
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

DECEMBER						
SUN	MO	TU	WED	THUR	FRI	SAT
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

18(f)

Date	Action	Time
5-Nov	Corporate Portfolio Committee meeting	14:00
	Community Portfolio Committee meeting	15:30
6-Nov	Planning/Dev Portfolio Committee meeting	14:00
	Engineering Portfolio Committee meeting	15:30
7-Nov	Special Committee: Code of Conduct Transgression	10:00
	MPAC (if necessary)	
20-Nov	Mayoral Committee meeting	14:00
	Finance Portfolio Committee meeting	10:00
26-Nov	Mayoral Committee meeting (2) (if necessary)	
27-Nov	Council meeting	09:00
		14:00

Date	Action	Time
3-Dec	Corporate Portfolio Committee meeting	14:00
	Community Portfolio Committee meeting	15:30
4-Dec	Planning/Dev Portfolio Committee meeting	14:00
	Engineering Portfolio Committee meeting	15:30
5-Dec	Special Committee: Code of Conduct Transgression	14:00

- No Mayoral Committee scheduled for December
- No Council meeting scheduled for December
- School holidays from 5 December
- Councillors in recess from 17 December

Other colour description
Public holidays
School holidays

Meeting dates for 2019

**7.14 PROJECT TO EVALUATE THE EFFECT OF WHEELIE BINS ON ILLEGAL DUMPING IN HIGH DENSITY AREAS**

**PROJEK OM DIE EFFEK VAN WIELETJIEHOERS OP ONWETTIGE STORTING TE ONDERSOEK IN HOË DIGTHEID AREAS**

**ISICWANGCISO SOKUHLOLA UMEHLUKO ONOKWENZIWA KUKUMISELWA  
LWEMIGQOMO EQHUTYWA NGAMAVILI KWINDAWO ZOLAHLO NKUNKUMA  
EZINGEKHO MTHETHWENI NAKWIZINDLU APHO KUHLALA NGAPHEZU KOMMISELO**

**UNANIMOUSLY RESOLVED that**

The residents of Grysbok and Spooky Square Informal Settlement be issued with 50 wheelie bins instead of black refuse bags, which will be serviced on Fridays as per normal refuse collection day.

Meeting: Council-28/11/2018	Submitted by Department: Engineering Services
Ref No: 17/5/6/2/2	Author/s: S Frans
Coll No: 1334641	Referred from: MC-22/11/2018
<b>PAR:</b>	<b>ACTION:</b>
	Implement decision
<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
ED: Engineering Services	

**7.15 REVISION OF EXPANDED PUBLIC WORKS PROGRAMME (EPWP) POLICY**

**WYSIGING VAN UITGEBREIDE OPENBARE WERKE PROGRAM (UOWP) BELEID**

**UHLULO LOMGAQO NKQUBO WE EXPANDED PUBLIC WORKS PROGRAMME (EPWP)**

**UNANIMOUSLY RESOLVED that**

The revised Expanded Public Works Programme (EPWP) Policy be adopted and approved and the draft Standard Operating Procedures with related templates be noted.

Meeting: Council-28/11/2018	Submitted by Department: Engineering Services
Ref No: 5/7/8/2	Author/s: P Pansegrouw
Coll No: 1366753	Referred from: MC-22/11/2018
<b>PAR:</b>	<b>ACTION:</b>
1.	1. Implement decision
2.	2. Update policy folder and publish on Intranet
3.	3. Publish on Website
<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
1. ED: Engineering Services	
2. Administration	
3. Communication	



<b>7.16 REPORT ON TENDER AWARDS: OCTOBER 2018</b>
<b>VERSLAG OOR TENDERTOEKENNINGS VIR OKTOBER 2018</b>
<b>INGXELO NGONIKEZELO LWETHENDA: OKTOBHA 2018</b>

**UNANIMOUSLY RESOLVED that**

1. The awards above R200, 000 that were adjudicated by the Bid Adjudication Committee and the City Manager for the month of October 2018, **be noted**; and
2. The tenders and/or contracts and the reasons for the awards as recorded by the Accounting Officer in the departmental report, **be noted**.

Meeting: Council-31/10/2018 Ref No: 8/1/2/1 Coll No: 1423045	Submitted by Department: Financial Services Author/s: C Hess Referred from: MC - 28/11/2018		
<u>PAR:</u> 1-2	<u>ACTION:</u> Implement decision	<u>RESPONSIBLE DEPT:</u> Chief Financial Officer	<u>DUE DATE:</u>

<b>7.17 REPORT ON DEVIATIONS FROM PROCUREMENT PROCESSES: OCTOBER 2018</b>
<b>VERSLAG OOR AFWYKINGS VAN VERKRYGINGSPROSESSE: OKTOBER 2018</b>
<b>INGXELO YOKUPHAMBUKELA KUNYE NOLUNGISO OLUNCINCI LOKUPHEPHELA KWINKQUBO ZOKUFUMANA: OKTOBHA 2018</b>

**UNANIMOUSLY RESOLVED that**

1. In terms of paragraph 36(2) of the SCM Policy, the deviations and the reasons for the deviations for the amount of R2,059,739 for October 2018 as recorded by the Accounting Officer under the annexures attached to the departmental report, **be noted**; and
2. The Chief Financial Officer record the accumulated deviation amount of R6,427,979 for the financial year in the notes to the 2018/2019 annual financial statements as required by legislation.

Meeting: Council-28/11/2018 Ref No: 9/1/1/5 Coll No: 1424014	Submitted by Department: Financial Services Author/s: C Hess Referred from: MC - 28/11/2018		
<u>PAR:</u> 1-2	<u>ACTION:</u> Implement decision	<u>RESPONSIBLE DEPT:</u> Chief Financial Officer	<u>DUE DATE:</u>

**7.18 COUNCILLORS OUTSTANDING DEBT REPORT AS AT 31 OCTOBER 2018**  
**RAADSLEDE SE UITSTAANDE SKULD VERSLAG SOOS OP 31 OKTOBER 2018**  
**INGXELO NGAMATYALA OOCEBA KWINYANGA 31 OKTOBHA 2018**

**UNANIMOUSLY RESOLVED that**

The report be noted.

Meeting: Council-28/11/2018	Submitted by Department: Financial Services		
Ref No: 9/1/1/4	Author/s: A Abrahams		
Coll No: 1422884	Referred from: MC - 28/11/2018		
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>

**7.19 MUNICIPAL FINANCE MANAGEMENT ACT: SECTION 71 MONTHLY A BUDGET MONITORING REPORT FOR OCTOBER 2018**  
**MUNISIPALE FINANSIËLE BESTUURSWET: ARTIKEL 71 MAANDELIKSE BEGROTING VERSLAGDOENING VIR OKTOBER 2018**  
**UMTHETHO WOKULAWULWA KWEMALI ZIKAMASIPALA: ICANDELO 71 NGOKWENYANGA NGENYANGA INGXELO YOKONGAMELA KOHLAHLA LWABIWO MALI YENYANGA KA EYEDWARHA 2018**

**UNANIMOUSLY RESOLVED that**

1. The variance between the actual operating revenue (R1,068,005,422) and the pro rata budgeted operating revenue (R1,065,593,798) has a positive variance of R2,411,623 or 0.23%;
2. The variance between the actual operating expenditure (R582,020,949) and the pro rata budgeted operating expenditure (R599,879,505) has a positive variance of R17,858,556 or 2.98%;
3. The actual capital expenditure of R150,530,838 and the pro rata budgeted capital expenditure of R166,615,457 realised underspending of R16,084,619 or 9.65%;
4. Actual capital expenditure of R150,530,838 represents 23.59% of the total capital budget of R638,030,450 after four months of the financial year;
5. The actual and committed capital expenditure of R368,484,320 compared with the capital expenditure budget of R638,030,450 represent a spending percentage of 57.75% after four months of the financial year;

**DRAKENSTEIN MUNICIPALITY**  
**MINUTES: COUNCIL/RAAD/IBHUNGA**  
**28 NOVEMBER 2018**

6. External borrowings amounted to R1,502,820,773 as at 31 October 2018 and that it represents 63.22% of Drakenstein's total budgeted operating revenue of R2,377,090,991 for the 2018/2019 financial year;
7. Unspent conditional and unconditional grants amounted to R66,248,589 at the end of October 2018;
8. The actual employee related cost expenditure of R196,936,483 compared with the pro rata budgeted expenditure of R192,849,764 relates to a negative variance of R4,086,719 or 2.12%;
9. Total outstanding debtors as at 31 October 2018 amounted to R355,145,412 and that 30 days and older debt constitutes 64.41% of total outstanding debtors;
10. Domestic consumers owe the municipality R229,297,805 or 64.6% of the municipality's total debtor's book;
11. Outstanding creditors amounted to R1,519,165 as at 31 October 2018;
12. The primary bank account had a positive bank balance at 31 October 2018 which amounted to R116,407,767; and
13. Total investments in cash and shares amounted to R158,705,464 as at 31 October 2018 at the five local banks and Eskom.

Meeting: Council-28/11/2018		Submitted by Department: Financial Services	
Ref No: 9/1/1/4		Author/s: A Viola	
Coll No: 1426537		Referred from: MC - 28/11/2018	
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPT:</u>	<u>DUE DATE:</u>
1-11	Implement decision	Chief Financial Officer	



<b>7.20 FINANCE: TAKING UP OF EXTERNAL LOANS TO FINANCE CAPITAL PROJECTS FOR THE 2018/2019 FINANCIAL YEAR</b>
<b>FINANSIES: OPENEEM VAN EKSTERNE LENINGS OM DIE KAPITAAL PROJEKTE VIR 2018/2019 TE FINANSIER</b>
<b>EZEMALI: UKUTHATHA KWEMBOLEKO MALI NGAPHANDLE KUSENZELA UKUXASA I PROJEKTHI KUMNYAKA MALI 2018/2019</b>

The ANC raised concerns related to possible over-exposure to borrowings and lack of income generating projects, which concerns were responded to. The ANC requested that the views of Provincial Treasury be noted for future planning purposes. The Executive Mayor indicated that future capital spending would become less dependent on external loans.


**RESOLVED that**

**1. Five year loan period:**

- 1.1 The loan agreement with conditions with Standard Bank for the R6,935,000 loan for the purchase of infrastructure and equipment (2018/2019 capital budget) be approved;
- 1.2 It be noted that the instalments (R907,720.26 x 10) for the loan in point 1.1 above is based on a re-payment period of five years and a fixed interest rate of 10.42% as at 30 August 2018;
- 1.3 It be noted that the fixed interest rate (10.42% as at 30 August 2018) might still change depending on the base rate on the date of the signing of the loan agreement referred to in point 1.1 above;
- 1.4 The Mayor be authorised to certify that Council has approved the debt agreement referred to in point 1.1 above;
- 1.5 The City Manager be authorised to sign the debt agreement referred to in point 1.1 above on behalf of Council;
- 1.6 It be noted that the debt agreement are for external loans to be raised to finance property, plant and equipment capital expenditure; and
- 1.7 It be noted that the property, plant and equipment forms part of the Integrated Development Plan prioritised needs.

**2. Ten year loan period:**

- 2.1 The loan agreement with conditions with Development Bank of Southern Africa (DBSA) for the R258,626,160 loan for the purchase of infrastructure and equipment (2018/2019 capital budget) be approved;



- 2.2 It be noted that the instalments (R21,359,423.00 x 20) for the loan in point 2.1 above is based on a re-payment period of ten years and a fixed interest rate of 10.67% as at 30 August 2018;
  - 2.3 It be noted that the fixed interest rate (10.67% as at 30 August 2018) might still change depending on the base rate on the date of the signing of the loan agreement referred to in point 2.1 above;
  - 2.4 The Mayor be authorised to certify that Council has approved the debt agreement referred to in point 2.1 above;
  - 2.5 The City Manager be authorised to sign the debt agreement referred to in point 2.1 above on behalf of Council;
  - 2.6 It be noted that the debt agreement are for external loans to be raised to finance property, plant and equipment capital expenditure; and
  - 2.7 It be noted that the property, plant and equipment forms part of the Integrated Development Plan prioritised needs.
3. The letter with comments received from the Western Cape Provincial Treasury on the external loans to be taken up to finance capital projects for the 2018/19 financial year (Annexure D to the departmental report), **be noted**.

Meeting: Council-28/11/2018	Submitted by Department: Financial Services		
Ref No: 5/5/1	Author/s: A Viola		
Coll No: 1427325	Referred from: MC - 28/11/2018		
<b>PAR:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
1-3	Implement decision	Chief Financial Officer	

<b>7.21 2018/2019 FINANCIAL YEAR: APPROVAL OF ELECTRICITY TARIFFS BY THE NATIONAL ENERGY REGULATOR OF SOUTH AFRICA (NERSA)</b>
<b>2018/2019 FINANSIELE JAAR: GOEDKEURING VAN ELEKTRISITEITSTARIEWE DEUR DIE NASIONALE ENERGIE REGULEERDER VAN SUID AFRIKA (NERSA)</b>
<b>UNYAKA MALI 2018/2019: UKUQINISEKISWA KWAMAXABISO OMBANE YI NATIONAL ENERGY REGULATOR OF SOUTH AFRICA (NERSA)</b>

**UNANIMOUSLY RESOLVED that**

1. The approval letter received from the National Energy Regulator of South Africa dated 7 September 2018, **be noted**;
2. It **be noted** that the co-generation tariffs originally approved by Council has been approved by the National Energy Regulator of South Africa;

3. A monthly basic charge of R155.05 for a 30A single phase electricity connection (R2.57 per month less than the R157.62 originally approved by Council) retrospectively as from 1 July 2018, be approved;
4. The new approved tariff in point 3 above be advertised in the local newspapers; and
5. The account of a consumer with a 30A single-phase electricity connection be credited with R10.28 (R2.57 per month for four months).

Meeting: Council-28/11/2018	Submitted by Department: Financial Services		
Ref No: 5/6/3	Author/s: K Fredericks		
Coll No: 1429147	Referred from: MC - 28/11/2018		
<b>PAR:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPT:</b>	<b>DUE DATE:</b>
1-5	Implement decision	Chief Financial Officer	

<b>8. MATTERS FOR CONSIDERATION/INFORMATION</b>
<b>SAKE VIR OORWEGING/INLIGTING</b>
<b>IMIBA YOKUQWALASELWA/YOKWAZISA</b>

None.

<b>9. CONSIDERATION OF REPORTS, COMMUNICATIONS, PETITIONS AND APPLICATIONS DEALING WITH MATTERS OF URGENCY BY THE CITY MANAGER</b>
<b>OORWEGING VAN VERSLAE, MEDEDELINGS, VERSOEKSKRIFTE EN AANSOEKE IN VERBAND MET DRINGENDE SAKE VOORGELÊ DEUR DIE STADSBESTUURDER</b>
<b>UKUQWALASELWA KWENGXELO, UQHAKAMSHELWANO, IZIBENGEZO KUNYE NEZICELO EZIHAMBISANA NEMIBA ENGXAMISEKILEYO NGU MANEJALA WESIXEKO</b>

None.

<b>10. CONSIDERATION OF NOTICES OF MOTIONS AND NOTICES OF QUESTIONS</b>
<b>OORWEGING VAN KENNISGEWINGS VAN MOSIES EN KENNISGEWINGS VAN VRAE</b>
<b>UKUQWALASELWA KWEZAZISO ZEZIPHAKAMISO KUNYE NEZAZISO ZEMIBUZO</b>

<b>11. SUPPLEMENTARY AGENDA</b>
<b>AANVULLENDE AGENDA</b>
<b>I AGENDA EYONGEZIWEYO</b>

<b>11.1 EXTENSION OF CONTRACT COM 1/2015: PROVISION OF SECURITY SERVICES</b>
<b>VERLENGING VAN KONTRAK COM 1/2015: VERSKAFFING VAN SEKURITEITSDIENSTE</b>
<b>UKWANDISWA KWESIVUMELWANO COM 1/2015: UBONELELO LWENKONZO ZOKHUSELO</b>

**UNANIMOUSLY RESOLVED** that

Approval be granted in terms of Section 116(3) of the Municipal Finance Management Act (Act 56/2003) as well as paragraph 54(2) and (3) of Council's Supply Chain Management Policy for the extension of Contract COM 1/2015: Provision of Security Services from 1 December 2018 to 31 January 2019.

Meeting: Council-28/11/2018	Submitted by Department: Community Services		
Ref No:	Author/s: E Saayman		
Coll No:	Referred from: MC - 28/11/2018		
<b>PAR:</b>	<b>ACTION:</b> Implement decision	<b>RESPONSIBLE DEPT:</b> ED: Community Services	<b>DUE DATE:</b>

**IN-COMMITTEE / IN-KOMITEE / KWI-KOMITI**

<b>12. CONSIDERATION OF CONFIDENTIAL MATTERS</b>
<b>OORWEGING VAN VERTROULIKE SAKE</b>
<b>UKUQWALASELWA KEMIBA EYIMFIHLO</b>

<b>12.1 CONFIRMATION OF CONFIDENTIAL MINUTES</b>
<b>BEKRAGTIGING VAN VERTROULIKE NOTULE</b>
<b>UKUQINISEKISWA KWEMIZUZU EYIMFIHLO</b>

(See confidential minutes)  
(Sien vertroulike notule)  
(Jonga Imizuzu yemfihlo)

The meeting ended at 16:31.

**CHAIRPERSON:**

*A. C. Stowman*

**DATE:**

*30 JANUARY 2019*

Confirmed with/without amendments.

PJ/mg



DRAKENSTEIN MUNICIPALITY  
ATTENDANCE REGISTER COUNCIL  
28 NOVEMBER 2018

27

SURNAME	INITIALS	TITLE	CELL NO	SIGNATURE
ABRAHAMS	AW	MS	0737503464	<i>Abrahams</i>
ADRIAANSE	MM	MS	0795069815	<i>Adriaanse</i>
AFRIKA	AF	MS	0795021437	<i>Afrika</i>
ANDERSON	JV	MS	0766851088	<i>Anderson</i>
ANDREAS	MA	MS	0767901066	<i>Andreas</i>
ARNOLDS	RB	MS	0824450022	<i>Arnolds</i>
BEKEER	A	MR	0793726947	<i>Bekeer</i>
BESTER	TG	MR	0823767839	<i>Bester</i>
BLANCKENBERG	DS	MR	0833493366	<i>Blanckenberg</i>
BOOYSEN	VC	MS	0798342556	<i>PRESENT Chief Whip</i>
BUCKLE	AML	MR	0834608060	<i>Buckle</i>
COMBRINK	GC	MR	0824553445	<i>Combrink</i>
CUPIDO	FP	MR	0724874744/ 0726975802	<i>Cupido</i>
CUPIDO	PBA	MS	0764467741	<i>Cupido</i>
DE GOEDE	HR	MR	0824369830	<i>De Goede</i>
DE WET	J	MS	0837385623 0609687359	<i>De Wet</i>
DUBA	BP	MS	0739679629	<i>Aology @ Chief Whip</i>
FORD	GH	MR	0726016418	<i>Ford</i>
GEORGE	NN	MS	0736722618	<i>Aology @ Chief Whip</i>
GOUWS	E	MS	0824479711	<i>Gouws</i>
JACOBS	F	MD	0837600466	<i>Jacobs</i>
JONAS	SX	MS	0726521981	<i>Jonas</i>

*[Signature]*  
Office of the / Kantoor van die  
CHIEFWHIP / HOOFSWEEP  
Cllr / Rdl R.A. KOEGELBERG  
Drakenstein  
*21/11/18*

*[Signature]*



DRAKENSTEIN MUNICIPALITY  
ATTENDANCE REGISTER COUNCIL  
28 NOVEMBER 2018

28

SURNAME	NAME	TITLE	CELL NO	SIGNATURE
KEARNS	C	MS	0765018441/ 0769406614	<i>Abeluy @ Chief Whip</i>
KLAAS	MT	MR	0843507787	<i>[Signature]</i>
KOEGELENBERG	RA	MR	0832693138	<i>[Signature]</i>
KOTZÉ	HJ	MR	0794311560 0824477693	<i>[Signature]</i>
KROUTZ	C	MR	0722522866	<i>[Signature]</i>
LANDU	L	MS	0729187202	<i>[Signature]</i>
LE HOE	MJ	MR	064 218 4899	<i>[Signature]</i>
LE ROUX	JF	MR	0834595965	<i>[Signature]</i>
LUGQOLA	A	MS	0730896903	<i>[Signature]</i>
MANGENA	TC	MR	0725937804	<i>[Signature]</i>
MASOKA	ZL	MR	0791202895	<i>[Signature]</i>
MATTHEE	HJN	MR	0824795315	<i>[Signature]</i>
MATTHEE	J	MR	0824486180	<i>[Signature]</i>
MBENENE	NP	MS	0604141567	<i>[Signature]</i>
MDUNUSIE	MN	MS	0604531733	<i>[Signature]</i>
MEYER	WPD	MR	081 556 8224	<i>[Signature]</i>
MILLER	J	ADV	0834400507	<i>[Signature]</i>
MKABILE	ND	MR	0604223964	<i>[Signature]</i>
MPULANYANA	TR	MR	0769042103	<i>[Signature]</i>
MOKOENA	LP	MS	0734198671	<i>[Signature]</i>
NIEHAUS	LW	MR	0844216780	<i>[Signature]</i>
NOBULA	MD	MR	0825947333	<i>[Signature]</i>

Office of the / Kantoor van die  
CHIEFWHIP / HOOFSWEEP  
Cllr / Rdl R.A. KOEGELENBERG  
Drakenstein

*[Signature]*  
29/11/2018

*[Signature]*

**DRAKENSTEIN MUNICIPALITY  
ATTENDANCE REGISTER COUNCIL  
28 NOVEMBER 2018**

29

SURNAME	INITIALS	TITLE	CELL NO	SIGNATURE
NOORO	TZ	MS	0780639041	
NZELE	LV	MR	0731622287	
POOLE	CJ	MR	0785304285 0824979046	
RENS	SC	MR	0795580013	
RICHARDS	AM	MR	0827860053	
ROSS	S	MS	0748214153	
SAMBOKWE	LS	MS	0712664622	
SAUERMAN	ND	MR	0828891005	
SEPTEMBER	SE	MS	0849219770	
SMIT	J	MR	0817354467	
SMIT	WE	MS	0828251550	
SMUTS	R	MR	0824948467	
SOLOMONS	EA	MS	0736503007	
STOWMAN	AC	MR	0791895359	
VAN NIEKERK	LT	MS	0818858365	
VAN NIEWENHUYZEN	RH	MR	0826296239	
VAN SANTEN	AJ	MS	0824226339	
VIKA	M	MS	0797044556/ 0732433996	
WINDVOGEL	E	MS	071 591 4188	
WILLEMSE	L	MS	0820799421	
ZIKHALI	N	MS	0784000130	

Office of the / Kantoor van die  
**CHIEFWHIP / HOOF SWEEP** 09/11/2018  
**Clr / RdI R.A. KOEGELENBERG**  
**Drakenstein**