

DRAKENSTEIN MUNICIPALITY

MINUTES OF AN ORDINARY MEETING OF THE MUNICIPAL COUNCIL HELD IN THE COUNCIL CHAMBERS, CIVIC CENTRE, BERG RIVER BOULEVARD, PAARL, ON FRIDAY, 24 NOVEMBER 2023 AT 09:30.

PRESENT: Councillors (see attendance register)

Senior Officials:	Dr J H Leibbrandt	(City Manager)
	Mr B Brown	(Chief Financial Officer)
	Mr S Johaar	(Executive Director: Corporate and Planning Services)
	Mr L Pienaar	(Executive Director: Engineering Services)
	Ms E Barnard	(Executive Director: Public Safety)
	Mr F Rhoda	(Acting Executive Director: Community Services)
	Ms N October	(Senior Manager: Legal and Administrative Services)
	Ms C September	(Manager: IDP and PM)
	Mr G Dippenaar	(Chief Risk Officer)
	Mr F P Goosen	(Manager: Administrative Support Services)
	Ms H Barends	(Administrative Officer)

ABSENT: Councillors (see attendance register)



DRAKENSTEIN MUNICIPALITY : 13
MINUTES: COUNCIL/RAAD/IBHUNGA
24 NOVEMBER 2023

The Speaker requested that a silent prayer be held before the commencement of the proceedings.

1. APPLICATION FOR LEAVE
AANSOEK OM VERLOF
INGXELO NGU SOMLOMO

- | | | | |
|----|----------------------|---|--------------|
| 1. | Cllr P Albertyn | - | Apology; |
| 2. | Cllr V C Booysen | - | Apology; |
| 3. | Cllr T C Mangena | - | Apology; |
| 4. | Cllr N Nongogo | - | Apology; |
| 5. | Cllr L S Sambokwe | - | Apology; and |
| 6. | Cllr L T van Niekerk | - | Apology. |

2. CONFLICT OF INTERESTS
KONFLIK VAN BELANGE
UKUGQUBANA KWEMIDLA

None.

3. STATEMENTS BY THE SPEAKER
VERKLARINGS DEUR DIE SPEAKER
INGXELO NGU SOMLOMO

The Speaker made the following announcements:

1. Reminded ward councillors to have at least one public meeting per quarter for the period 1 October to 31 December;
2. Informed councillors of the workshop to be held in the Council Chambers on 30 November 2023 at 14:00;
3. Informed the ward councillors of the information session on the ward projects to be held in the Council Chambers on 1 December 2023 at 10:00;
4. Requested councillors to check their e-mail regularly; and
5. Congratulated councillors who celebrated their birthdays in November.



4. STATEMENTS BY THE EXECUTIVE MAYOR
VERKLARINGS DEUR DIE UITVOERENDE BURGEMEESTER
INGXELO NGU SODOLOPHU WESIGQEBA

The Executive Mayor made the following announcements:

1. Welcomed Ms E Barnard, Executive Director: Public Safety, at the meeting; and
2. Informed Council that the 16 days of activism was celebrated on 23 November 2023.

5. STATEMENTS BY THE DEPUTY EXECUTIVE MAYOR
VERKLARINGS DEUR DIE UITVOERENDE ONDERBURGEMEESTER
INGXELO LISEKELA LIKASODOLOPHU WESIGQEBA

The Deputy Executive Mayor informed Council that the information Councillor K J Gertse requested at the Council meeting held on 27 October 2023 was provided.

6. URGENT MATTERS BY THE CITY MANAGER
DRINGENDE SAKE DEUR DIE STADSBESTUURDER
IMIBA ENGXAMISEKILEYO NGU MANEJALA WESIXEKO

None.

7. MINUTES: MAYORAL COMMITTEE
NOTULE: BURGEMEESTERSKOMITEE
IMIZUZU: IKOMITI KASODOLOPHU

The minutes of the meeting of the Mayoral Committee held on 18 October 2023 was noted.

8. CONFIRMATION OF MINUTES
BEKRAGTIGING VAN NOTULES
UKUQINISEKISWA KWEMIZUZU

The minutes of the meeting of the Ordinary Municipal Council held on 27 October 2023 was **confirmed as correct**, subject the following amendment made under point 3, Statements by the Speaker:

“On a request from all opposition parties, the Speaker indicated that the report from the investigation team was only circulated to the Executive Mayor for a response and that the report was not provided by the Speaker to any other party, including the DA.”



**DRAKENSTEIN MUNICIPALITY
MINUTES: COUNCIL/RAAD/IBHUNGA
24 NOVEMBER 2023**

15

9. ITEMS FOR CONSIDERATION
ITEMS VIR OORWEGING
IMIBA YOKUQWALASELWA

9.1 PROPOSED SCHEDULE OF MEETING DATES FOR COUNCIL, MAYORAL COMMITTEE AND OTHER COMMITTEES OF COUNCIL: 2024
VOORGESTELDE SKEDULE VAN VERGADERDATUMS VIR DIE RAAD, BURGEMEESTERSKOMITEE EN ANDER KOMITEES VAN DIE RAAD: 2024
ISINDULULO SOLUHLU LWENTSUKU SENTLANGANISO YEBHUNGA, IKOMITI KASODOLOPHU KUNYENEZINYE IKOMITI ZEBHUNGA: 2024

Councillor M Zwinye (ANC) proposed amendments to the meeting dates in June (26 or 27); July (24 or 25); August (21 or 22); September (25 or 26); October (23 or 24) and December (12), which are all scheduled on a Friday. No decision was taken, and the Speaker requested Councillor E Baron to investigate the possibility of accommodating these dates, considering the dates determined by legislation.

UNANIMOUSLY RESOLVED that

1. The proposed Council Meeting Program and schedule for 2024 (attached as Annexure A to the departmental report) be approved;
2. The Speaker and Executive Mayor in consultation with the City Manager be mandated to adjust the meeting dates as needed as a result of changing circumstances;
3. The establishment of the Public Safety Portfolio Committee be approved; and
4. The Chief Whip be authorised to convene and consult with the leaders of all political parties in Council to determine the members represented on the Section 80 Committees by Monday, 04 December 2023 and report to Council at the next Council meeting.

Meeting: Council-24/11/2023	Submitted by Department: Corporate and Planning Services		
Ref No: 3/3/2	Author/s: F Goosen		
Coll No: 2113009	Referred from:		
PAR:	ACTION:	RESPONSIBLE DEPARTMENT:	DUE DATE:
1-4	Implement decision	ED: Corporate and Planning Services	

9.2 INSTALLATION OF TELECOMMUNICATION INFRASTRUCTURE BYLAW
INSTALLERING VAN TELEKOMMUNIKASIE INFRASTRUKTUUR VERORDENING
UKUFAKWA KOMGAQO NKQUBO KAMASIPALA WEZIBONELELO ZONXIBELELWANO

UNANIMOUSLY RESOLVED that

1. The installation of Telecommunication Infrastructure Bylaw be approved; and
2. The installation of Telecommunication Infrastructure Bylaw be published in the provincial government gazette.

Meeting: Council-24/11/2023	Submitted by Department: Engineering Services		
Ref No: 6/3/2/3	Author/s: L Smith		
Coll No: 2095030	Referred from: MC - 15/11/2023		
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>
1-2	Implement decision	ED: Engineering Services	

9.3 COUNCILLORS' OUTSTANDING DEBT REPORT AS AT 31 OCTOBER 2023
RAADSLEDE SE UITSTAANDE SKULDVERSLAG SOOS OP 31 OKTOBER 2023
INGXELO YAMANANI YEZINDLU ZAMAHLWEMPU NGOBUNJALO NGOMHLA 31 EYEDWARHA 2023

UNANIMOUSLY RESOLVED that

The report be noted.

Meeting: Council-24/11/2023	Submitted by Department: Financial Services		
Ref No: 9/1/1/4	Author/s: A Abrahams		
Coll No: 2108171	Referred from: MC - 15/11/2023		
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>

9.4 REPORT ON TENDER AWARDS: OCTOBER 2023
VERSLAG OOR TENDERTOEkENNINGS: OKTOBER 2023
INGXELO NGONIKEZELO LWETHENDA: EYEDWARHA 2023

UNANIMOUSLY RESOLVED that

1. The awards above R200,000 that were adjudicated by the Bid Adjudication Committee for the month of October 2023 be noted; and



**DRAKENSTEIN MUNICIPALITY
MINUTES: COUNCIL/RAAD/IBHUNGA
24 NOVEMBER 2023**

17

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-24/11/2023	Submitted by Department: Financial Services
Ref No: 9/1/1/5	Author/s: C Hess
Coll No: 2106413	Referred from: MC - 15/11/2023
PAR:	ACTION:
	RESPONSIBLE DEPARTMENT:
	DUE DATE:

9.5 REPORT ON DEVIATIONS FROM PROCUREMENT PROCESSES: OCTOBER 2023
VERSLAG VAN AFWYKINGS VAN VERKRYGINGSPROSESSE: OKTOBER 2023
INGXELO YOKUPHAMBUKELA KUNYE NOLUNGISO OLUNCINCI LOKUPHEPHELA KWINKQUBO ZOKUFUMANA: EYEDWARHA 2023

UNANIMOUSLY RESOLVED that

- In terms of paragraph 36(2) of the SCM Policy, the deviations and the reasons for the deviations for the amount of R3,888,052 (incl. VAT) for October 2023 as recorded by the Accounting Officer under the annexures attached to this report be noted; and
- The Chief Financial Officer record the accumulated deviation amount of R7,181,895 (incl. VAT) for the financial year in the notes to the 2023/2024 annual financial statements as required by legislation.

Meeting: Council-24/11/2023	Submitted by Department: Financial Services
Ref No: 9/1/1/5	Author/s: C Hess
Coll No: 2106434	Referred from: MC -15/11/2023
PAR:	ACTION:
	RESPONSIBLE DEPARTMENT:
	DUE DATE:

9.6 MUNICIPAL FINANCE MANAGEMENT ACT: SECTION 71 MONTHLY BUDGET MONITORING REPORT FOR OCTOBER 2023
MUNISIPALE WET OP BESTUUR VAN FINANSIES: ARTIKEL 71 MAANDELIKSE BEGROTINGSMONITERINGSVERSLAG VIR OKTOBER 2023
UMTHETHO WOLAWULO LWEMALI KAMASIPALA: ICANDELO 71 INGXELO YOKUJONGA UHLAHO LWABIWO-MALI LWENYANGA EYEDWARHA 2023

On request from Councillor A M Richards (ANC), it was agreed to provide Council a quarterly report confirming payments were made to the medical aids and pension funds.

UNANIMOUSLY RESOLVED that

- The content of the Section 71 Monthly Budget Monitoring Report for October 2023 and the supporting documentation be noted; and



DRAKENSTEIN MUNICIPALITY
MINUTES: COUNCIL/RAAD/IBHUNGA
24 NOVEMBER 2023

18

2. The Section 71 Monthly Budget Monitoring Report for October 2023 was submitted to the Executive Mayor; National Treasury and Provincial Treasury on 14 November 2023, being the 10th working day after the end of October 2023.

Meeting: Council-24/11/2023	Submitted by Department: Financial Services
Ref No: 9/1/1/4	Author/s: A Viola
Coll No: 2110403	Referred from: MC -15/11/2023
<u>PAR:</u>	<u>ACTION:</u>
	<u>RESPONSIBLE DEPARTMENT:</u>
	<u>DUE DATE:</u>

9.7 APPROVAL OF THE 2ND SPECIAL ADJUSTMENTS BUDGET FOR THE 2023/2024 FINANCIAL YEAR
GOEDKEURING VAN DIE 2DE SPESIALE AANSUIWERINGSBEGROTING VIR DIE 2023/2024 FINANSIËLE JAAR
UKUVUNYWA KOHLAHO-LWABIWO MALI LOLUNGELELANISO OLULODWA LWESI-2 LONYAKA-MALI KA-2023/2024

UNANIMOUSLY RESOLVED that

1. The total operating revenue of R3,423,611,974 for the 2023/2024 financial year as set out in Table 1 of the Special Adjustments Budget Report be approved;
2. The operating expenditure of R3,066,152,356 for the 2023/2024 financial year as set out in Table 2 of the Special Adjustments Budget Report be approved;
3. The capital budget expenditure of R450,104,619 for the 2023/2024 financial year as set out in Table 4 of the Special Adjustments Budget Report be approved;
4. The capital expenditure of R450,104,619 to be funded by the following revenue sources as set out in Table 5 of the Special Adjustments Budget Report:
 - 4.1 Capital Replacement Reserve (CRR) (R70,617,262);
 - 4.2 Secured grants to be received from national government, provincial government and other donors (R370,987,357); and
 - 4.3 Developers Contributions (R8,500,000).
5. It be noted that no taxes and tariffs be affected with the approval of this adjustments budget; and
6. Schedules B1 to B10 attached as Appendix 5 to the Special Adjustments Budget Report be approved.

Meeting: Council-24/11/2023	Submitted by Department: Financial Services
Ref No: 5/2/2	Author/s: L Crotz
Coll No: 2111919	Referred from: MC -15/11/2023
<u>PAR:</u>	<u>ACTION:</u>
1-6	Implement decision
	<u>RESPONSIBLE DEPARTMENT:</u>
	Chief Financial Officer
	<u>DUE DATE:</u>

DRAKENSTEIN MUNICIPALITY
MINUTES: COUNCIL/RAAD/IBHUNGÄ
24 NOVEMBER 2023

19

10. NOTICES OF MOTIONS AND QUESTIONS
OORWEGING VAN MOSIES EN VRAE
UKUQWALASELWA KWEZAZISO ZEZIPHAKAMISO KUNYE NEZAZISO ZEMIBUZO

The Speaker rejected the request of Councillor N Zoya (EFF) to discuss the matter of door-to-door communication in Ward 30 as it needs to be done in collaboration with the ward councillor and ward committee.

11. SUPPLEMENTARY AGENDA
AANVULLENDE AGENDA
I AJENDA EYONGEZIWEYO

None.

IN-COMMITTEE/ IN-KOMITEE/ KWI-KOMITI
12. CONFIDENTIAL MATTERS
VERTROULIKE SAKE
IMIBA EYIMFIHLO

12.1 CONFIDENTIAL MINUTES: MAYORAL COMMITTEE
VERTROULIKE NOTULE: BURGEMEESTERSKOMITEE
UKUQWALASELWA KWEMIZUZU YEMFIHLO: IKOMITI KASODOLOPHU WESIGQEBA

See confidential minutes.

12.2 CONFIRMATION OF CONFIDENTIAL MINUTES
BEKRAGTIGING VAN VERTROULIKE NOTULE
ISIQINISEKISO SEMIZULU YIMFIHLO

See confidential minutes.

12.3 WRITING-OFF OF IRRECOVERABLE DEBT REPORT – OCTOBER 2023
AFSKRYWING VAN ONINVORDERBARESKULDVERSLAG – OKTOBER 2023
INGXELO YOKUCINYWA KWAMATYALA ANGAHLAWULWAYO – EYEDWARHA 2023

See confidential minutes.

Meeting: Council- 24/11/2023	Submitted by Department: Financial Services		
Ref No: 5/15/1	Author/s: A Abrahams		
Coll No: 2107086	Referred from: MC -15/11/2023		
PAR:	ACTION:	RESPONSIBLE DEPARTMENT:	DUE DATE:



DRAKENSTEIN MUNICIPALITY
MINUTES: COUNCIL/RAAD/IBHUNGA
24 NOVEMBER 2023

20

12.4 IMPLEMENTATION PROGRESS REPORT ON MUNICIPAL MINIMUM COMPETENCY LEVELS (MMCL) FOR SENIOR MANAGERS: NOVEMBER 2023
MAANDELIKSE IMPLEMENTERINGSVORDERINGSVERSLAG OOR MUNISIPALE MINIMUM BEVOEGDHEID VLAKKE (MMBV) VIR SENIOR BESTUURDERS: NOVEMBER 2023
INGXELO YENKQUBO YOKUPHUNYEZWA KUMAZINGA OBUCHULE KAMASIPALA (MMCL) KUKUBAPHATHI ABAPHEZULU: NOVEMBA 2023

See confidential minutes.

Meeting: Council- 24/11/2023	Submitted by Department: Corporate and Planning Services		
Ref No: 1/4/9	Author/s: M Sibeko		
Coll No: 2108961	Referred from:		
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>

The meeting ended at 12:10.

CHAIRPERSON:

J.F. le Roux

DATE:

14/12/2023

Confirmed ~~with~~/without amendments.

FG/mg



COUNCIL MEETING

Date: 24 November 2023

Time: 09:30

Venue: Council Chambers

SURNAME	NAME	TITLE	SIGNATURE
ADAMS	JH	CLLR	<i>[Signature]</i>
ADRIAANSE	MM	ALD	<i>[Signature]</i>
ALBERTYN	P	CLLR	<i>Apology</i>
ANDERSON	JV	CLLR	<i>[Signature]</i>
ANDREAS	MA	CLLR	<i>Present</i>
APPOLLIS	AMB	CLLR	<i>[Signature]</i>
ARENDSE	LC	CLLR	<i>[Signature]</i>
ARNOLDS	RB	CLLR	<i>R. Arnolds</i>
BARON	E	CLLR	<i>[Signature]</i>
BESTER	TG	CLLR	<i>[Signature]</i>
BOLANI	LE	CLLR	<i>[Signature]</i>
BOOYSEN	VC	CLLR	<i>Apology</i>
CAROLISSEN	D	CLLR	<i>[Signature]</i>
COMBRINK	GC	ALD	<i>[Signature]</i>
CUPIDO	FP	CLLR	<i>[Signature]</i>
CUPIDO	PBA	CLLR	<i>[Signature]</i>
CYSTER		CLLR	<i>[Signature]</i>

OFFICE OF THE KANTOOR VAN DIE
CHIEF WHIP/HOOFSWEEK
CLLR/ROL CHRISTEPHINE KEARNS
DRAKENSTEIN MUNICIPALITY/ MUNISIPALITEIT

[Signature]

27/11/2023

[Signature]



DRAKENSTEIN

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22

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SURNAME	NAME	TITLE	SIGNATURE
DE KOCK	J	CLLR	
DU PLESSIS	AJ	CLLR	
DUBA	BP	CLLR	
DE WAAL	C	CLLR	
FOURIE	A	CLLR	
GANANDANA	S	CLLR	
GERTSE	KJ	CLLR	
GODONGWANA	N	CLLR	
GOUWS	E	ALD	
GRAVEL	S	CLLR	
JACOBS	B	CLLR	
JACOBS	CM	CLLR	
JACOBS	F	CLLR	
KEARNS	C	ALD	
KLAASTE	CO	CLLR	
KOEGELENBERG	RA	ALD	
KORABIE	S	CLLR	
KROUTZ	C	CLLR	
KULSEN	G	CLLR	
LANDSBERG	S	CLLR	

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CLLR/ ROL CHRISTEPHINE KEARNS
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27/11/2023



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23

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SURNAME	NAME	TITLE	SIGNATURE
LANDU	L	CLLR	
LE ROUX	JF	ALD	
LIEBENBERG	SJ	CLLR	
MANGENA	TC	CLLR	Apology
MATTHEE	LC	CLLR	Absent
MILLER	J	CLLR	
MOOI	TP	CLLR	
NELL	RH	CLLR	
NONGOGO (WANA)	N	CLLR	Apology
POOLE	CJ	ALD	
RICHARDS	AM	CLLR	
ROSS	S	CLLR	
SAMBOKWE	LS	CLLR	Apology
SAUERMAN	ND	CLLR	Acceptance
SEPTEMBER	JA	CLLR	
SMIT	J	CLLR	
SOLOMONS	EA	CLLR	
STOFFELS	JNH	CLLR	
STOWMAN	A	ALD	
STULWENI	AM	CLLR	

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DRAKENSTEIN MUNICIPALITY/ MUNISIPALITEIT

27/11/2023



SURNAME	NAME	TITLE	SIGNATURE
VAN NIEKERK	LT	CLLR	<i>Apotolajy</i>
VAN NIEUWENHUYZEN	RH	ALD	<i>Rhys</i>
VAN ROOYEN	A	CLLR	<i>A. Van Rooyen</i>
VAN SANTEN	AJ	CLLR	<i>A.J. van Santen</i>
VAN WILLINGH	B	CLLR	<i>Van Willingh</i>
XHEGO	Z	CLLR	<i>Xhego</i>
ZOYA	N	CLLR	<i>Zoya</i>
ZWINYE	M	CLLR	<i>Zwinye</i>

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DRAKENSTEIN MUNICIPALITY/ MUNISIPALITEIT

Christephine Kearns

27/11/2023

JF



COUNCIL MEETING

Date: 24 November 2023
Time: 09:30
Venue: Council Chambers

OFFICIALS

NAME AND SURNAME	SIGNATURE
DR JH LEIBBRANDT CITY MANAGER	
G ESAU EXECUTIVE DIRECTOR: COMMUNITY SERVICES	
B BROWN CHIEF FINANCIAL OFFICER	
S JOHAAR EXECUTIVE DIRECTOR: CORPORATE AND PLANNING SERVICES	
L PIENAAR EXECUTIVE DIRECTOR: ENGINEERING SERVICES	
E BARNARD EXECUTIVE DIRECTOR: PUBLIC SAFETY	
F Rhoda (SACU) - Human Resources	
Nicola October Legisl & Admin	
Cindy September : IOP/IPM	
Liezi Davids : Communication + M	

g Dippenaar CRC

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Recuris

27/11/2023