

DRAKENSTEIN MUNICIPALITY

MINUTES OF AN ORDINARY MEETING OF THE MUNICIPAL COUNCIL HELD IN THE COUNCIL CHAMBERS, CIVIC CENTRE, BERG RIVER BOULEVARD, PAARL, ON THURSDAY, 28 MARCH 2019 AT 14:00.

PRESENT: Councillors (see attendance register)

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| Senior Officials: | Dr J H Leibbrandt | (City Manager) |
| | Mr S Johaar | (Executive Director: Corporate Services) |
| | Mr J Carstens | (Chief Financial Officer) |
| | Ms L Waring | (Executive Director: Planning and Development) |
| | Mr C Lotz | (Acting Executive Director: Engineering Services) |
| | Mr E Saayman | (Acting Executive Director: Community Services) |
| | Ms R Jaftha | (Chief Audit Executive) |
| | Mr A V Marais | (Senior Manager: Legal and Administration) |
| | Ms R Geldenhuys | (Manager: Communication and Marketing) |
| | Ms C September | (Manager: IDP and Performance Management) |
| | Mr G Dippenaar | (Chief Risk Officer) |
| | Mr F P Goosen | (Manager: Administrative Support Services) |
| | Ms W Prins | (Performance Management Officer) |
| | Ms E Sieberhagen | (Fraud Risk Management) |

ABSENT: Councillors (see attendance register)



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DRAKENSTEIN MUNICIPALITY
MINUTES: COUNCIL/RAAD/IBHUNGA
28 MARCH 2019

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

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

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| 1. | Clr AF Afrika | - | apology; |
| 2. | Clr RB Arnolds | - | apology; |
| 3. | Clr DS Blanckenberg | - | apology; |
| 4. | Clr HJ Kotzè | - | apology; |
| 5. | Clr L Landu | - | apology; |
| 6. | Clr ZL Masoka | - | apology; |
| 7. | Clr HJN Matthee | - | apology; |
| 8. | Clr LW Niehaus | - | apology; |
| 9. | Clr ND Sauerma | - | apology; and |
| 10. | Clr J Smit | - | apology |

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| 2. CONFIRMATION OF MINUTES |
| BEKRAGTIGING VAN NOTULE |
| UKUQINISEKISWA KWEMIZUZU |

The minutes of the Ordinary meeting of the Municipal Council held on 27 February 2019 was confirmed as correct.

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| 2.1 IMPLEMENTATION OF COUNCIL DECISIONS |
| IMPLEMENTERING VAN RAADSBESLUIT |
| UKUMISELWA KWEZIQIBO ZEBHUNGA WESIQEBA |

Noted.

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| 3. MINUTES: MAYORAL COMMITTEE |
| NOTULE: BURGEMEESTERSKOMITEE |
| IMIZUZU: IKOMITI KASODOLOPHU |

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

- (i) Special meeting held on 14 February 2019;
- (ii) Ordinary meeting held on 20 February 2019;
- (iii) Ordinary meeting held on 27 February 2019; and
- (iv) Confidential meeting held on 27 February 2019.



**DRAKENSTEIN MUNICIPALITY
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| 4. STATEMENTS AND COMMUNICATIONS BY THE EXECUTIVE MAYOR/DEPUTY EXECUTIVE MAYOR |
| VERKLARINGS EN MEDEDELINGS DEUR DIE UITVOERENDE BURGEMEESTER/UITVOERENDE ONDERBURGEMEESTER |
| INGXELO KUNYE NOQHAKAMSHELWANO NGU SODOLOPHU WESIGQEBA/ISEKELA LIKASODOLOPHU WESIGQEBA |

No announcements were made by the Executive Mayor.

The Deputy Executive Mayor made the following announcements/requests:

1. Tax deduction form to be completed by all councillors, except members of the Mayoral Committee; and
2. Provided feedback on the Audit Committee's recommendation that any proposed legal action against the Auditor-General, be carefully considered.

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| 5. STATEMENTS AND COMMUNICATIONS BY THE SPEAKER |
| VERKLARINGS EN MEDEDELINGS DEUR DIE SPEAKER |
| INGXELO KUNYE NOQHAKAMSHELWANO NGU SOMLOMO |

The Speaker made the following announcements/requests:

1. Tabled to council the attached report detailing the outcome of the external investigation into the alleged breach of the Code of Conduct by councillors Combrink and Richards. The recommendations were accepted by Council.
2. Ward Projects 2018/19: Ward councillors were requested to liaise with their respective IDP officials and NGO's to ensure projects are being finalized by end of May 2019. Urged Councillors to submit their 2019/2020 priorities.
3. Ward committee stipends will be paid by end of March 2019.
4. IDP Roadshow will start on 7 April 2019.
5. Requested ward councillors to submit minutes of ward committee or public meetings timeously.
6. Councillors may collect their T-shirts at Deon/Edwina for Wellness day on Friday 29 March 2019.
7. Reminded councillors to return memory sticks to the Administration.



OFFICE OF THE SPEAKER

REPORT TO MUNICIPAL COUNCIL IN TERMS OF CODE OF CONDUCT FOR COUNCILLORS: ALLEGED BREACH: COUNCILLORS G COMBRINK AND M RICHARDS

1. This report is submitted to Council in terms of paragraph 13 of the Code of Conduct for Councillors (Schedule 1 to the Municipal Systems Act 32/2000), which stipulates the following:

"13 Duty of chairpersons of municipal councils

- (1) If the chairperson of a municipal council, on reasonable suspicion, is of the opinion that a provision of this Code has been breached, the chairperson must –
(a) authorise an investigation of the facts and circumstances of the alleged breach;
(b) give the councillor a reasonable opportunity to reply in writing regarding the alleged breach; and
(c) report the matter to a meeting of the municipal council after paragraphs (a) and (b) have been complied with.*
- (2) A report in terms of subitem (1) (c) is open to the public.*
- (3) The chairperson must report the outcome of the investigation to the MEC for local government in the province concerned."*

2. At a meeting of Council held on 23 August 2018, the Executive Mayor requested that the interests of Councillors G Combrink and M Richards relating to the following matter which served at that meeting, be investigated: "Proposed land exchange of various erven between Drakenstein Municipality and the Department of Public Works."
3. Both councillors were informed of the alleged breach and were given the opportunity to respond thereto. Response was provided by both councillors.
4. An independent investigator has been appointed to investigate the alleged breach. The investigator was given access to all relevant documentation required for the investigation.
5. The attached report has now been received from the investigator.



6. I recommend to Council that:

6.1 The report by Mr G Visser be adopted; and

6.2 The outcome of the investigation be reported to the MEC for local government (Western Cape).

A STOWMAN
SPEAKER

Date:

27 MARCH 2019



Die Stadsbestuurder
Drakenstein Munisipaliteit

22.03.19

Ondersoek na beweerde verbreking van die gedragskode van Munisipale Raadslede:
Mnr'e G Combrink en M Richards.

Die betrokke Raadsvergadering gehou op 23 Augustus 2018 het gehandel oor n ooreenkoms waartydens die Departement van Publieke Werke (DPW) en Drakenstein Munisipaliteit sekere stukke grond ultruill. Die verdere bespreking van die Raad het gehandel oor watter stuk grond aan Hoërskool La Rochelle toegeken moet word in ruil vir hul gebruik van die hokkievelde op erf 31005 te Paarl.

Die twee raadslede het mekaar oor en weer beskuldig dat hulle nie hul onderskeie belang in die kwessie openbaar het nie waarna daar versoek is dat dit ondersoek moet word.

Die bewerings teen raadslid Combrink is dat hy n belang het by Hoërskool La Rochelle weens die feit dat hy Voorsitter van die Beheerliggaam was en ook as Trustee op die Ruyswyck Trust gedien het.

Na konsultasie met die betrokke raadslid is dit duidelik dat hy nie meer op die Beheerliggaam gedien het nie en ook nie meer n kind in die skool gehad het ten tye van die bespreking nie. Verder was hy ook nie meer n trustee van die Ruyswyck Trust nie. Die Trust het sekere fondse namens die Hoërskool bestuur.

Ek is van opinie dat Raadslid Combrink nie n verpligting gehad het om enige belange te verklaar nie aangesien hy tydens die vergadering geen direkte of indirekte belange gehad het met Hoërskool Rochelle nie.

Dit sou egter nie onvanpas gewees het as Raadslid Combrink hom weens vorige verbintenisse met die Hoërskool homself van die vergadering verskoon het nie. Hy het egter geen wetlike verpligting in gevolge van artikel 5 (a) van skedule 1 gehad om dit te doen nie.

Raadslid M Richards is die Voorsitter en ook n lid van die Ou Tuin Communal Property Association (CPA) en as sulks is die grondregte op erf 31005 reeds op die 17 Julie 2017 aan die CPA oorgedra. Die raadslid was n begunstigde van die oordrag.

In n verdere verwickeling het die CPA die eiendom verhuur aan die DPW wat dit op hul beurt verhuur het aan die Wes Kaap Onderwys Departement (WKOD) vir n periode van 2 jaar.

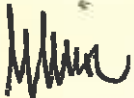
Aangesien die besprekingspunt op die raadsvergadering gehandel het oor watter stuk grond aan La Rochelle beskikbaar gestel moet word, in ruil vir die gebruik van die hokkie veld op erf 31005 en het die CPA dus geen direkte of indirekte belang gehad by die besluit van die Raad nie.

Dit is ook uiteindelik ook 'n kwessie tussen die DPW en die WKOD met die Drakenstein Munisipaliteit as 'n derde party.

Tydens konsultasie met raadslid Richards en sy prokureur, Mnr Chris Kilowan, is dit beklemtoon dat hy opgetree het in 'n politieke hoedanigheid namens die ANC tydens die vergadering. Enige besluit van die Raad in die verband sou geen invloed op hom persoonlik of die CPA hê nie.

Dit is dus duidelik dat raadslid Richards geen direkte of indirekte belang gehad het tydens die besprekingspunt wat hy moes geopenbaar het ingevolge artikel 5 (a) van Skedule 1 nie.

Dit is my aanbeveling dat daar geen gronde is vir enige stappe teen enige van die 2 raadslede nie.



G Visser
Konsultant



TRANSLATION**Inquiry into alleged breach of code of conduct of municipal councillors: Messrs G Combrink and M Richards**

The relevant Council meeting held on 23 August 2018 dealt with an agreement between Drakenstein Municipality and the Department of Public Works ("DPW") in respect of the proposed land exchange of various erven. Further deliberations of Council dealt with which erven must be allocated to La Rochelle High School in exchange for use of the hockey field on Erf 31005 Paarl.

The two Councillors accused one another of not declaring their respective interests in the matter, whereafter it was requested that the matter should be investigated further. The allegations against Councillor Combrink is that he had an interest in La Rochelle High School due to the fact that he was the chairperson of the School Board and also the trustee of the Ruyswyck Trust.

After consultation with the relevant councillor, it was clear that he no longer serves on the school board and also did not have a child in the school at the time of the discussion. Furthermore he was also no longer a trustee of the Ruyswyck Trust. The trust managed certain funds on behalf of the school.

I am of the view that Councillor Combrink did not have an obligation to declare any interests during the meeting since he did not have any direct or indirect interests with the La Rochelle High School.

It would not have been inappropriate if Councillor Combrink did recuse him from the meeting in view of the fact that he had previous connections with the school. There was however no legal duty on him in terms of Section 5(a) of Schedule 1 to do that.

Councillor M Richards is the chairperson and also a member of the Ou Tuin Communal Property Association (CPA) and as such, the land rights on Erf 31005 already transferred to the CPA on 17 July 2017. The councillor was a beneficiary of the transfer.

In further developments the CPA leased the property to the DPW, who on their turn leased it to the Western Cape Department of Education for a period of 2 (two) years.

Since the point of discussion at the Council meeting dealt with the issue of which portion of land was to be made available to La Rochelle High School in exchange for the use of the hockey field on Erf 31005, the CPA therefore had no direct or indirect interest in the decision of Council.

This is ultimately also a matter between the DPW and the Department of Education together with Drakenstein Municipality as third party.

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During consultation with Councillor Richards and his attorney, Mr Chris Kilowan, it was emphasized that he acted in a political capacity on behalf of the ANC during the meeting. Any decision of Council in this regard would not have had any effect on him personally or the CPA.

It is therefore clear that Councillor Richards had no direct or indirect interest during the point of discussion which he had to declare in terms of Section 5(a) of Schedule 1.

It is my recommendation that no grounds exists for any steps to be taken against the two councillors.

G Visser
Consultant

A handwritten signature in black ink, appearing to be 'G Visser', located in the bottom right corner of the page.

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

None.

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| 6. | STATUTORY MATTERS |
| | STATUTÊRE SAKE |
| | IMIBA YOMTHETO |

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| 6.1 | REMOVAL OF COUNCILLOR ND MKABILE, PROPORTIONAL MEMBER OF THE MUNICIPAL COUNCIL |
| | VERWYDERING VAN RAADSLID ND MKABILE, PROPORSIONELE LID OP DIE MUNISIPALE RAAD |
| | UKUSUSWA KUKACEBA ND MKABILE, ILUNGU ELAMANISIWEYO KWIBHUNGA LOMASIPALA WASE DRAKENSTEIN |

UNANIMOUSLY RESOLVED that

The removal by the ANC of Mr ND Mkabile as representative on the Drakenstein Municipal Council be noted.

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|-------------|----------------------|--------------------------|--------------------|
| Meeting: | Council – 28/03/2018 | Submitted by Department: | Corporate Services |
| Ref No: | 3/8/1 | Author/s: | F Goozen |
| Coll No: | | Referred from: | MC – 28/03/2018 |
| PAR: | ACTION: | RESPONSIBLE DEPT: | DUE DATE: |

(At the request of the Speaker, the order of the agenda was amended to allow firstly item 8.1 and 7.7 thereafter to be discussed prior to item 7.1).

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**7. CONSIDERATION OF REPORTS BY THE MAYORAL COMMITTEE
OORWEGING VAN VERSLAE DEUR DIE BURGEMEESTERSKOMITEE
UKUQWALASELWA KWEENGXELO YIKOMITI KASODOLOPHU WESIGQEBA**

**7.1 AMENDMENT TO THE REVISED TOP LAYER (TL) SERVICE AND BUDGET
IMPLEMENTATION PLAN (SDBIP) 2018/2019
AANPASSING AAN DIE HERSIENDE TOP VLAK DIENSLEWERING EN BEGROTING
IMPLEMENTERINGSPLAN (DBIP) 2018/2019
ULINGISO LOHLOLO KWAKHONA LOMGANGATHO OPHEZULU WENKONZO KUNYE
NEPLANI YOKUMILISELA KOHLAHLA LWABIWO MALI (SDBIP) 2018/2019**

UNANIMOUSLY RESOLVED that

The amendment to the Revised TL SDBIP 2018/2019 on Page 13, be approved.

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| Meeting Ref No: Coll No: | Council –28/03/2019 2/2/5 1444288 | Submitted by Department: Author/s: Referred from: | IDP & PMS C September MC –20/03/2019 |
| PAR: | ACTION: Implement decision | RESPONSIBLE DEPT: IDP/PMS | DUE DATE: |

**7.2 TABLING OF THE 2018/2024 DRAFT REVISED INTEGRATED DEVELOPMENT PLAN (IDP) AS
WELL AS THE IDP/BUDGET PUBLIC PARTICIPATION SCHEDULE 2019
VOORLEGGING VAN DIE 2018/2024 KONSEP HERSIENDE GEÏNTEGREERDE
ONTWIKKELINGSPLAN ASOOK DIE GOP/BEGROTING PUBLIEKE DEELNAME SKEDULE 2019
UKUBEKWA KWE 2018/2024 DRAFT REVISED INTEGRATED DEVELOPMENT PLAN (IDP) AS
WELL AS THE IDP/BUDGET PUBLIC PARTICIPATION SCHEDULE 2019.**

UNANIMOUSLY RESOLVED that

- The 2018/2024 Draft Revised IDP, attached as ANNEXURE A to the departmental report, be approved by Council for further consultation in line with the 2019 IDP/Budget Public Participation Schedule as ANNEXURE B to the departmental report;
- An advertisement be placed on the official website of the Municipality, municipal notice boards and in the local newspapers to notify the public of the approval of the 2018/2024 Draft Revised IDP and invite public comment; and

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3. The 2018/2024 Draft Revised Integrated Development Plan be submitted to the:

- Department of Local Government: Western Cape;
- Provincial Treasury: Western Cape;
- Auditor-General (AG) of South Africa; and
- National Treasury.

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|-----------------------------|---|--------------------------|------------------|
| Meeting: Council-28/03/2019 | Submitted by Department: Financial Services | | |
| Ref No: 2/2/5 | Author/s: C September | | |
| Coll No: 1473288 | Referred from: MC-28/03/2019 | | |
| PAR: | ACTION: | RESPONSIBLE DEPT: | DUE DATE: |
| 1-3 | Implement decision | IDP/PMS | |

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| 7.3 APPROVAL OF THE TABLED 2019/2024 MEDIUM TERM REVENUE AND EXPENDITURE FRAMEWORK OPERATING AND CAPITAL BUDGET AND REVENUE STREAMS INCREASES |
| GOEDKEURING VAN DIE VOORGESTELDE 2019/2024 MEDIUM TERMYN INKOMSTE EN UITGAWE RAAMWERK BEDRYFS- EN KAPITAALBEGROTING EN INKOMSTE STROME VERHOGINGS |
| UKUQINISEKISWA KWE DRAFT 2019/2024 MEDIUM TERM REVENUE AND EXPENDITURE FRAMEWORD OPERATING AND CAPITAL BUDGET AND REVENUE STREAMS INCREASES |

The request for a workshop to be held on the draft budget was granted.

UNANIMOUSLY RESOLVED that

1. Council approves the draft 2019/2024 Medium Term Revenue and Expenditure Framework attached as Annexure A to the Item.
2. Council approves the draft capital budget expenditure of R379,329,950 for the 2019/2020 financial year as set out per GFS votes in the table below and in Appendix B of the Draft 2019/2024 MTREF Budget Report (Annexure A to this Item).

**DRAKENSTEIN MUNICIPALITY
MINUTES: COUNCIL/RAAD/IBHUNGA
28 MARCH 2019**

| 2019/2024 MTREF HIGH LEVEL CAPITAL BUDGET EXPENDITURE PER GOVERNMENT FINANCIAL STATISTICS | | | | | | |
|---|---|--------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|
| Serial Number | Description | 2019/2020 Draft Capital Budget | 2020/2021 Indicative Capital Budget | 2021/2022 Indicative Capital Budget | 2022/2023 Indicative Capital Budget | 2023/2024 Indicative Capital Budget |
| Columns Reference | A | B | C | D | E | F |
| 1 | Community and Social Services: Core Function - Cemeteries, Funeral Parlours and Crematoriums | 23,125,000 | 4,500,000 | 6,300,000 | 6,300,000 | 6,300,000 |
| 2 | Community and Social Services: Core Function - Community Halls and Facilities | 1,190,000 | 1,100,000 | - | - | - |
| 3 | Community and Social Services: Non-core Function - Cultural Matsias | 1,590,000 | 275,000 | 550,000 | 550,000 | 800,000 |
| 4 | Community and Social Services: Non-core Function - Libraries and Archives | 350,000 | - | - | - | - |
| 5 | Energy Sources: Core Function - Electricity | 46,920,000 | 31,350,000 | 27,500,000 | 29,350,000 | 29,100,000 |
| 6 | Executive and Council: Core Function - Municipal Manager, Town Secretary and Chief Executive | 300,000 | 25,000 | 50,000 | 90,000 | 25,000 |
| 7 | Finance and Administration: Core Function - Administrative and Corporate Support | 6,911,764 | 8,982,081 | 3,325,000 | 1,050,000 | 175,000 |
| 8 | Finance and Administration: Core Function - Finance | 400,000 | - | - | - | - |
| 9 | Finance and Administration: Core Function - Fleet Management | 12,324,717 | 6,868,150 | 6,182,113 | 13,018,236 | 14,954,449 |
| 10 | Finance and Administration: Core Function - Human Resources | 80,000 | - | - | - | - |
| 11 | Finance and Administration: Core Function - Information Technology | 11,788,000 | 11,493,400 | 11,882,500 | 7,708,000 | 9,500,000 |
| 12 | Finance and Administration: Core Function - Marketing, Customer Relations and Media | 1,530,000 | - | - | - | - |
| 13 | Finance and Administration: Core Function - Property Services | 1,800,000 | 774,500 | - | - | - |
| 14 | Finance and Administration: Core Function - Supply Chain Management | 12,000,000 | 20,000,000 | 20,000,000 | - | - |
| 15 | Finance and Administration: Non-core Function - Risk Management | 58,712 | - | - | - | - |
| 16 | Housing: Non-core Function - Housing | 57,020,000 | 24,030,000 | 28,900,000 | 880,000 | - |
| 17 | Internal Audit: Core Function - Governance Function | 850,000 | - | - | - | - |
| 18 | Other: Core Function - Tourism | 650,000 | 750,000 | 150,000 | - | - |
| 19 | Planning and Development: Core Function - Economic Development/Planning | 8,000 | 8,000 | 8,000 | 8,000 | 8,000 |
| 20 | Planning and Development: Core Function - Town Planning, Building Regulations and Enforcement | 7,000 | 7,000 | 7,000 | 7,000 | 7,000 |
| 21 | Public Safety: Core Function - Fire Fighting and Protection | 3,050,500 | 1,050,000 | 900,000 | 850,000 | 760,000 |
| 22 | Road Transport: Core Function - Police Forces, Traffic and Street Parking Control | 4,240,000 | 3,240,000 | 3,580,000 | 2,530,000 | 2,480,000 |
| 23 | Road Transport: Core Function - Roads | 27,550,000 | 73,000,000 | 67,500,000 | 10,750,000 | 24,750,000 |
| 24 | Sport and Recreation: Core Function - Community Parks (Including Nurseries) | 2,800,000 | 2,000,000 | 1,500,000 | 4,500,000 | 4,500,000 |
| 25 | Sport and Recreation: Core Function - Recreational Facilities | 4,250,000 | 3,900,000 | 3,850,000 | 6,150,000 | 5,850,000 |
| 26 | Sport and Recreation: Core Function - Sports Grounds and Stadiums | 22,898,294 | 8,000,000 | 13,270,000 | 18,500,000 | 18,500,000 |
| 27 | Waste Management: Core Function - Solid Waste Removal | 15,485,000 | 9,217,904 | 6,000,000 | 20,000,000 | 19,500,000 |
| 28 | Waste Water Management: Core Function - Public Toilets | 1,000,000 | - | - | - | - |
| 29 | Waste Water Management: Core Function - Waste Water Treatment | 21,656,438 | 68,180,340 | 73,560,867 | 88,894,294 | 43,378,000 |
| 30 | Water Management: Core Function - Water Distribution | 100,854,613 | 28,757,629 | 26,113,500 | 22,962,500 | 61,690,540 |
| 31 | Grand Total | 379,329,950 | 302,098,904 | 300,178,000 | 234,574,030 | 234,578,000 |

3. Council approves the following draft single and/or multi-year capital projects that exceed the amount of R50 million referred to in Regulation 13(2)(c) of the Municipal Budget and Reporting Regulations:
 - 3.1 Paarl South Bulk Sewer project (R75,464,151);
 - 3.2 Upgrading of Oosbosch Street between Bergriver Boulevard and Jan van Riebeeck Road project (R112,000,000);
 - 3.3 Electrification Housing Projects (R75,000,000);
 - 3.4 Basic Infrastructure Vlakkeland Housing project (R77,940,000); and
 - 3.5 Buildings New Stores project (R52,000,000).
4. Council takes note that the estimated costs of the above-mentioned capital projects are set out in detail in Appendix B attached to the Draft 2019/2024 MTREF Budget Report.
5. Council approves the draft capital budget expenditure funding sources of R379,329,950 for the 2019/2020 financial year as set out in the table below:

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| 2019/2024 MTREF HIGH LEVEL CAPITAL BUDGET EXPENDITURE PER FUNDING SOURCE | | | | | | |
|--|---------------|--------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|
| Serial Number | Description | 2019/2020 Draft Capital Budget | 2020/2021 Indicative Capital Budget | 2021/2022 Indicative Capital Budget | 2022/2023 Indicative Capital Budget | 2023/2024 Indicative Capital Budget |
| Column Reference | A | B | C | D | E | F |
| 1 | CRR | 8,881,650 | - | - | - | - |
| 2 | External Loan | 220,340,332 | 180,000,000 | 180,000,000 | 180,000,000 | 180,000,000 |
| 3 | Grants | 150,107,968 | 123,098,904 | 120,578,000 | 54,578,000 | 54,578,000 |
| 4 | Grand Total | 379,329,950 | 303,098,904 | 300,578,000 | 234,578,000 | 234,578,000 |

6. Council approves the draft operating budget revenue of R2,523,691,247 for the 2019/2020 financial year as set out per GFS votes in the table below:

| DRAFT 2019/2024 MEDIUM TERM OPERATING REVENUE PER GFS | | | | | | |
|---|---|----------------------------------|---------------------------------------|---------------------------------------|---------------------------------------|---------------------------------------|
| Serial Number | Description | 2019/2020 Draft Operating Budget | 2020/2021 Indicative Operating Budget | 2021/2022 Indicative Operating Budget | 2022/2023 Indicative Operating Budget | 2023/2024 Indicative Operating Budget |
| Column Reference | A | B | C | D | E | F |
| 1 | Community and Social Services: Core Function - Cemeteries, Funerals Parlours and Crematoriums | (3,057,554) | (3,205,164) | (3,353,407) | (3,513,654) | (3,675,240) |
| 2 | Community and Social Services: Core Function - Community Halls and Facilities | (472,837) | (494,385) | (516,804) | (540,448) | (565,278) |
| 3 | Community and Social Services: Non-core Function - Libraries and Archives | (230,663) | (242,198) | (254,308) | (267,024) | (280,376) |
| 4 | Energy Services: Core Function - Electricity | (1,295,958,008) | (1,448,194,273) | (1,578,684,202) | (1,665,780,648) | (1,757,828,137) |
| 5 | Executive and Council: Core Function - Mayor and Council | (12,544,811) | (12,555,643) | (14,575,144) | (16,591,437) | (18,608,521) |
| 6 | Finance and Administration: Core Function - Administrative and Corporate Support | (28,466,071) | (27,634,837) | (25,127,504) | (25,381,258) | (25,258,263) |
| 7 | Finance and Administration: Core Function - Finance | (318,674,617) | (347,934,882) | (379,796,552) | (412,466,155) | (447,862,582) |
| 8 | Finance and Administration: Core Function - Fleet Management | (19,629) | (20,610) | (21,643) | (22,723) | (23,859) |
| 9 | Finance and Administration: Core Function - Human Resources | (700,000) | (700,000) | (700,000) | (700,000) | (700,000) |
| 10 | Finance and Administration: Core Function - Property Services | (16,399,188) | (2,015,489) | (2,127,052) | (2,223,671) | (2,325,628) |
| 11 | Finance and Administration: Core Function - Supply Chain Management | (88,495) | (87,284) | (81,262) | (85,439) | (89,825) |
| 12 | Housing: Non-core Function - Housing | (140,395,217) | (101,158,175) | (82,617,805) | (41,342,112) | (44,384,138) |
| 13 | Planning and Development: Core Function - Economic Development/Planning | (122,028) | (128,129) | (134,536) | (141,267) | (148,326) |
| 14 | Planning and Development: Core Function - Project Management Unit | (5,185,000) | - | - | - | - |
| 15 | Planning and Development: Core Function - Town Planning, Building Regulations | (10,000) | (10,000) | (10,000) | (10,000) | (10,000) |
| 16 | Public Safety: Core Function - Fire Fighting and Protection | (107,053) | (174,255) | (181,887) | (189,977) | (198,254) |
| 17 | Public Safety: Core Function - Police Forces, Traffic and Street Parking Control | (107,208,614) | (108,188,113) | (109,233,880) | (110,334,536) | (111,498,315) |
| 18 | Road Transport: Core Function - Roads | (14,765,534) | (30,872,011) | (66,871,582) | (875,100) | (876,899) |
| 19 | Sport and Recreation: Core Function - Community Parks (Including Wasteries) | (87,133) | (95,512) | (107,385) | (116,388) | (126,246) |
| 20 | Sport and Recreation: Core Function - Recreational Facilities | (3,843,372) | (4,008,176) | (4,265,681) | (4,496,587) | (4,729,639) |
| 21 | Sport and Recreation: Core Function - Sports Grounds and Stadiums | (250,000) | (250,000) | (250,000) | (250,000) | (250,000) |
| 22 | Waste Management: Core Function - Solid Waste Disposal (Landfill Sites) | (530,000) | (520,000) | (520,000) | (520,000) | (520,000) |
| 23 | Waste Management: Core Function - Solid Waste Removal | (174,769,029) | (190,957,274) | (208,580,387) | (227,980,365) | (248,100,514) |
| 24 | Waste Management: Core Function - Street Cleaning | (4,800) | (4,800) | (4,800) | (4,800) | (4,800) |
| 25 | Waste Water Management: Core Function - Sewerage | (1,996,085) | (2,216,656) | (2,459,378) | (2,729,910) | (3,030,200) |
| 26 | Waste Water Management: Core Function - Waste Water Treatment | (184,552,034) | (187,164,375) | (206,274,547) | (224,215,253) | (244,140,419) |
| 27 | Water Management: Core Function - Water Distribution | (221,208,304) | (234,474,445) | (248,536,277) | (263,333,688) | (280,514,394) |
| 28 | Grand Total | (2,523,691,247) | (2,718,379,616) | (2,917,410,797) | (3,004,659,409) | (3,199,520,365) |

7. Council approves the draft operating budget expenditure of R2,510,746,810 for the 2019/2020 financial year as set out per GFS votes in the table below:

**DRAKENSTEIN MUNICIPALITY
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28 MARCH 2019**

| DRAFT 2019/2024 MEDIUM TERM OPERATING EXPENDITURE PER GES | | | | | | |
|---|--|---|--|--|--|--|
| Serial Number | Description | 2019/2020 Draft Operating Budget | 2020/2021 Indicative Operating Budget | 2021/2022 Indicative Operating Budget | 2022/2023 Indicative Operating Budget | 2023/2024 Indicative Operating Budget |
| Column Reference | A | B | C | D | E | F |
| 1 | Community and Social Services: Core Function - Cemeteries, Funeral Parlours and Crematoriums | 7 401,558 | 7 885,534 | 8 400,733 | 8 927,049 | 9 488,309 |
| 2 | Community and Social Services: Core Function - Child Care Facilities | 275,607 | 294,706 | 310,621 | 327,394 | 345,073 |
| 3 | Community and Social Services: Core Function - Community Halls and Facilities | 8 889,529 | 9 523,544 | 10 176,455 | 10 862,311 | 11 597,060 |
| 4 | Community and Social Services: Non-core Function - Agricultural | 2 543,970 | 2 787,019 | 2 937,806 | 3 096,754 | 3 264,298 |
| 5 | Community and Social Services: Non-core Function - Cultural Matters | 6 981,203 | 7 425,589 | 7 899,004 | 8 380,981 | 8 894,305 |
| 6 | Community and Social Services: Non-core Function - Disaster Management | 3 632,651 | 3 887,135 | 4 159,561 | 4 451,211 | 4 763,448 |
| 7 | Community and Social Services: Non-core Function - Libraries and Archives | 19 181,881 | 20 516,777 | 21 934,071 | 23 419,268 | 25 009,048 |
| 8 | Energy Sources: Core Function - Electricity | 1 056 098 825 | 1 180 004 606 | 1 287 251 287 | 1 351 413 385 | 1 418 468 919 |
| 9 | Environmental Protection: Core Function - Biodiversity and Landscape | 922,173 | 989,103 | 1 060,982 | 1 138,183 | 1 221,110 |
| 10 | Executive and Council: Core Function - Mayor and Council | 39 068 883 | 41 527 064 | 43 699 296 | 45 756 430 | 47 905 111 |
| 11 | Executive and Council: Core Function - Municipal Manager, Town Secretary and Chief Executive | 10 160 001 | 10 840 380 | 11 562 458 | 12 313 685 | 13 114 111 |
| 12 | Finance and Administration: Non-core Function - Property Services | 8 399 803 | 8 972 434 | 9 584 549 | 10 238 362 | 10 937 325 |
| 13 | Finance and Administration: Core Function - Administrative and Corporate Support | 86 660 434 | 91 509 251 | 96 840 015 | 101 973 219 | 107 444 161 |
| 14 | Finance and Administration: Core Function - Asset Management | 7 460 906 | 7 870 602 | 8 303 378 | 8 760 593 | 9 243 596 |
| 15 | Finance and Administration: Core Function - Finance | 53 389 045 | 55 170 122 | 58 427 822 | 61 961 125 | 65 742 051 |
| 16 | Finance and Administration: Core Function - Fleet Management | 22 260 090 | 23 224 310 | 24 258 238 | 24 722 862 | 25 130 662 |
| 17 | Finance and Administration: Core Function - Human Resources | 17 588 782 | 18 406 530 | 19 610 853 | 20 895 142 | 22 270 512 |
| 18 | Finance and Administration: Core Function - Information Technology | 10 070 454 | 10 639 237 | 11 241 316 | 11 784 939 | 12 359 053 |
| 19 | Finance and Administration: Core Function - Legal Services | 1 446 855 | 1 560 801 | 1 684 047 | 1 817 356 | 1 961 603 |
| 20 | Finance and Administration: Core Function - Marketing, Customer Relations, Publicity and Media | 3 663 098 | 3 886 285 | 4 123 717 | 4 372 309 | 4 636 853 |
| 21 | Finance and Administration: Core Function - Property Services | 28 285 456 | 29 904 713 | 31 752 739 | 33 470 751 | 35 314 555 |
| 22 | Finance and Administration: Core Function - Supply Chain Management | 5 246 406 | 5 594 959 | 5 961 055 | 6 345 660 | 6 754 857 |
| 23 | Finance and Administration: Core Function - Valuation Service | 1 706 934 | 2 953 279 | 1 956 542 | 2 088 830 | 2 230 248 |
| 24 | Finance and Administration: Non-core Function - Risk Management | 902 706 | 960 960 | 1 028 125 | 1 089 479 | 1 160 323 |
| 25 | Housing: Non-core Function - Housing | 124 424 449 | 110 943 507 | 91 665 849 | 68 777 737 | 72 309 102 |
| 26 | Internal Audit: Core Function - Governance Function | 2 223 871 | 2 173 171 | 2 532 876 | 2 702 337 | 2 883 671 |
| 27 | Other: Core Function - Tourism | 652 148 | 696 935 | 744 803 | 795 960 | 850 634 |
| 28 | Planning and Development: Core Function - Corporate Wide Strategic Planning (IOPs, LEDCs) | 4 056 197 | 4 327 259 | 4 605 162 | 4 898 615 | 5 211 652 |
| 29 | Planning and Development: Core Function - Economic Development/Planning | 17 809 033 | 19 010 706 | 20 294 759 | 21 659 442 | 23 117 849 |
| 30 | Planning and Development: Core Function - Project Management Unit | 16 781 184 | 17 777 619 | 19 014 833 | 20 338 491 | 21 754 675 |
| 31 | Planning and Development: Core Function - Town Planning, Building Regulations | 14 638 989 | 15 652 264 | 16 736 378 | 17 888 711 | 19 121 111 |
| 32 | Public Safety: Core Function - Fire Fighting and Protection | 40 084 813 | 42 786 037 | 45 669 239 | 48 721 109 | 51 983 544 |
| 33 | Public Safety: Core Function - Police Forces, Traffic and Street Parking Control | 147 837 717 | 152 601 856 | 157 668 898 | 163 046 919 | 168 766 405 |
| 34 | Road Transport: Core Function - Roads | 145 849 714 | 172 843 710 | 179 958 138 | 196 088 256 | 172 304 982 |
| 35 | Sport and Recreation: Core Function - Community Parks (including Nurseries) | 46 207 845 | 49 402 493 | 52 782 182 | 56 374 826 | 60 222 661 |
| 36 | Sport and Recreation: Core Function - Recreational Facilities | 31 970 511 | 34 158 897 | 36 466 441 | 38 889 617 | 41 479 648 |
| 37 | Sport and Recreation: Core Function - Sports Grounds and Stadiums | 31 846 030 | 33 829 148 | 32 903 900 | 35 081 256 | 37 323 566 |
| 38 | Waste Management: Core Function - Solid Waste Disposal (Landfill Sites) | 26 056 170 | 14 795 880 | 15 577 265 | 16 296 728 | 17 048 867 |
| 39 | Waste Management: Core Function - Solid Waste Removal | 80 812 400 | 85 811 734 | 91 110 848 | 96 661 456 | 102 534 030 |
| 40 | Waste Management: Core Function - Street Cleaning | 30 750 071 | 30 406 721 | 28 915 347 | 30 691 506 | 29 088 547 |
| 41 | Waste Water Management: Core Function - Public Toilets | 7 876 165 | 8 354 838 | 8 917 626 | 9 515 189 | 10 153 602 |
| 42 | Waste Water Management: Core Function - Sewerage | 45 433 353 | 49 806 307 | 52 996 833 | 56 599 782 | 60 449 768 |
| 43 | Waste Water Management: Core Function - Waste Water Treatment | 127 257 763 | 133 612 132 | 139 754 306 | 145 411 646 | 151 101 447 |
| 44 | Water Management: Core Function - Water Distribution | 162 706 240 | 173 046 723 | 183 840 744 | 194 746 403 | 206 312 986 |
| 45 | Water Management: Core Function - Water Treatment | 1 489 495 | 1 593 074 | 1 703 889 | 1 822 451 | 1 949 307 |
| 46 | Grand Total | 2 510 746 810 | 2 699 965 990 | 2 858 020 066 | 2 986 565 725 | 3 105 226 472 |

8. Council takes note that a draft budgeted operating surplus of R12,944,437 is realised for the 2019/2020 financial year as set out in the table below:

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| DRAFT 2019/2024 MEDIUM TERM REVENUE AND EXPENDITURE FRAMEWORK (MTREF) | | | | | | |
|---|-------------------------------|----------------------------------|---------------------------------------|---------------------------------------|---------------------------------------|---------------------------------------|
| Serial Number | Description | 2019/2020 Draft Operating Budget | 2020/2021 Indicative Operating Budget | 2021/2022 Indicative Operating Budget | 2022/2023 Indicative Operating Budget | 2023/2024 Indicative Operating Budget |
| Column Reference | A | B | C | D | E | F |
| 1 | Total Operating Revenue | (2,523,691,247) | (2,718,329,616) | (2,917,410,797) | (3,004,459,409) | (3,196,620,365) |
| 2 | Total Operating Expenditure | 2,510,746,810 | 2,699,965,950 | 2,858,020,066 | 2,986,565,725 | 3,105,226,472 |
| 3 | Operating (Surplus) / Deficit | (12,944,437) | (18,413,666) | (59,390,731) | (17,893,684) | (91,393,893) |

9. Council takes note that any actual cash surpluses at year-end will be used to boost Drakenstein's Capital Replacement Reserve to be utilised for future infrastructure assets investment.
10. Council approves the following draft revenue increases for the revenue streams of property rates, fees, charges and tariffs with effect from 1 July 2019:
- 10.1 Property rates revenue stream increase of approximately 8.2%;
 - 10.2 Water revenue stream increase of approximately 6.0%;
 - 10.3 Sewerage/sanitation revenue stream increase of approximately 11.0% to ensure that this economic service expenditure and revenue move towards a break-even point;
 - 10.4 Refuse removal revenue stream increase of approximately 10.8%;
 - 10.5 Electricity revenue stream increase of approximately 14.02% for life line consumers;
 - 10.6 Electricity revenue stream increase of approximately 14.02% for all other consumers;
 - 10.7 Rental revenue stream increase of approximately 7.5%; and
 - 10.8 Sundry revenue stream increases of approximately 10%.
11. Council takes note of the envisaged increases in the property rates, fees, charges and tariffs as set in the Draft Tariff Book attached as Appendix 16 to the Draft 2019/2024 MTREF Budget Report.
12. Council approves the draft annual budget of Drakenstein Municipality for the 2019/2020 financial year as well as the indicative estimates for the four outer financial years (2020/2021 to 2023/2024) as set out in the new mSCOA version 6.3 Schedules A1 to A10 and SA1 to SA38 in Appendix C to the Draft 2019/2024 MTREF Budget Report.
13. The following reviewed budget related policies with its amendments be approved (effective 1 July 2019) as attached to the Draft 2019/2024 MTREF Budget Report:
- 13.1 Appendix 3: Long-Term Financial Sustainability Policy;
 - 13.2 Appendix 4: Borrowing Policy;
 - 13.3 Appendix 5: Cash and Investment Management Policy;

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- 13.4 Appendix 6: Unauthorised, Irregular, Fruitless and Wasteful Expenditure Policy;
 - 13.5 Appendix 7: Supply Chain Management Policy;
 - 13.6 Appendix 8: Travelling and Subsistence Policy;
 - 13.7 Appendix 9: Customer Care, Credit Control, Debt Collection and Indigent Support Policy;
 - 13.8 Appendix 10: Tariff Policy;
 - 13.9 Appendix 11: Property Rates Policy;
 - 13.10 Appendix 12: Asset Transfer Policy;
 - 13.11 Appendix 13: Funding and Reserves Policy;
 - 13.12 Appendix 14: Electrical Infrastructure Maintenance Policy; and
 - 13.13 Appendix 15: Gift Policy.
14. All other budget related policies as listed in Table 1 of the Draft 2019/2024 MTREF Budget Report are left unchanged.
15. Council takes note that Drakenstein's investments and cash as at 28 February 2019 amounted to R218,503,248 made up of investments with:
- 15.1 First National Bank primary bank account (R12,378,850);
 - 15.2 ABSA Investments (R70,774,569);
 - 15.3 First National Bank investments (R1,250,884);
 - 15.4 Standard Bank investments (R33,531,405)
 - 15.5 Investec investments (R20,160,626);
 - 15.6 Nedbank Investments (R80,278,151); and
 - 15.7 Eskom (R128,762).
16. Council takes note of the proposed total cost to municipality expenses for the salary, allowances and benefits of the Executive Mayor, Speaker, Deputy Executive Mayor, Chief Whip, Mayoral Committee members, Chairperson of MPAC, ordinary councillors, City Manager, Chief Financial Officer and executive directors as set out in the Draft 2019/2024 MTREF Budget Report.
17. Council takes note that Drakenstein Municipality do not have any current service delivery agreements, including material amendments to existing service delivery agreements, with any service provider who renders any power or function on behalf of Drakenstein Municipality as defined in Section 1 of the Municipal Systems Act.
18. Council takes note that Drakenstein Municipality do not have any municipal entities.



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19. The City Manager in terms of legislation invite the local community through advertisements in the local press to submit representations in connection with the 2019/2020 draft operational and capital budget as required by the MFMA and the Municipal Systems Act.
20. The IDP and budget road show programme be followed in April 2019 as approved by Council in the IDP review item.

| | | | |
|---------------------------------|--|---|---|
| Meeting: Ref No: Coll No: | Council-28/03/2019 5/2/2 1472412 | Submitted by Department: Author/s: Referred from: | Financial Services K Fredericks MC-28/03/2019 |
| PAR: | ACTION: | RESPONSIBLE DEPT: | DUE DATE: |
| 1-20 | Implement decision | Chief Financial Officer | |

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| 7.4 REQUEST TO APPROVE THE INVESTMENT INCENTIVE POLICY |
| VERSOEK DAT DIE BELEGGINGSAANSPORINGSBELEID GOEDGEKEUR WORD |
| ISICELO SOKUQINISEKISA INVESTMENT INCENTIVE POLICY |

UNANIMOUSLY RESOLVED that

1. The report be noted; and
2. The Investment Incentive Policy be adopted and approved.

| | | | |
|---------------------------------|--|--|---|
| Meeting: Ref No: Coll No: | Council-28/03/2019 1/B 1440790 | Submitted by Department: Author/s: Referred from: | Planning and Development C Phillips MC-20/03/2019 |
| PAR: | ACTION: | RESPONSIBLE DEPT: | DUE DATE: |
| | <ol style="list-style-type: none"> 1. Implement decision 2. Update policy folder and Intranet 3. Place on website | <ol style="list-style-type: none"> 1. ED: Planning and Development 2. Administration 3. Communication | |

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| 7.5 POLICY: FOOD AND NUTRITION SECURITY |
| BELEID: VOEDSEL EN VOEDINGSVEILIGHEID |
| UMGAQO NKQUBO: UKHUSELEKHO KOKUTYA NESONDLO |

It was requested that this policy be applied in all areas, including rural areas.

UNANIMOUSLY RESOLVED that

The Food and Nutrition Security Policy be approved.

| | | | |
|-----------------------------|--|--|------------------|
| Meeting: Council-28/03/2019 | Submitted by Department: Community Services | | |
| Ref No: 17/19/5 | Author/s: J Rhoda | | |
| Call No: 1459068 | Referred from: MC-28/03/2019 | | |
| PAR: | ACTION: | RESPONSIBLE DEPT: | DUE DATE: |
| | <ol style="list-style-type: none"> 1. Implement decision 2. Update policy folder and Intranet 3. Place on website | <ol style="list-style-type: none"> 1. ED: Community Services 2. Administration 3. Communication | |

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|---|
| 7.6 THE REVIEW OF THE COMMUNICATION POLICY FOR DRAKENSTEIN MUNICIPALITY |
| DIE HERSIENING VAN DIE KOMMUNIKASIEBELEID VIR DRAKENSTEIN MUNISIPALITEIT |
| UKUHLOLWA KOMGAQO NKQUBO WOKUQAKAMSHELWANO WOMASIPALA WASE DRAKENSTEIN |

It was suggested that newsletters be delivered to all households and not only account holders.

UNANIMOUSLY RESOLVED that

The reviewed Communication Policy be approved.

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|-----------------------------|--|---|------------------|
| Meeting: Council-28/03/2019 | Submitted by Department: Corporate Services | | |
| Ref No: 15/6/B | Author/s: R Goldenhury | | |
| Call No: 1424132 | Referred from: MC-28/03/2019 | | |
| PAR: | ACTION: | RESPONSIBLE DEPT: | DUE DATE: |
| | <ol style="list-style-type: none"> 1. Implement decision 2. Update policy folder and Intranet 3. Place on website | <ol style="list-style-type: none"> 1. Communication 2. Administration 3. Communication | |

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| | |
|------------|---|
| 7.7 | CONFERMENT OF ALDERMANSHIP TO QUALIFYING COUNCILLORS |
| | TOEKENNING VAN RAADHEERSKAP AAN KWALIFISERENDE RAADSLEDE |
| | UKUNIKEZELWA KOBU ALDERMAN KOO CEBA ABAFANELEKILEYO |

The alderman certificates and badges were presented to the qualifying councillors.

UNANIMOUSLY RESOLVED that

The title of Aldermanship be conferred upon the following councillors who qualify therefor in terms of the Bestowal of Aldermanship Policy:

- A Bekeer;
- HR de Goede;
- JF le Roux;
- CJ Poole; and
- R Smuts

| | | | |
|-----------------------------|---|--|------------------------------|
| Meeting: Council-28/03/2019 | Submitted by Department: Corporate Services | Author/s: F Goosen | Referred from: MC 20/03/2019 |
| Ref No: 3/B; 3/R/6 | Author/s: | | |
| Coll No: 1470042 | Referred from: | | |
| PAR: | ACTION: | RESPONSIBLE DEPT: | DUE DATE: |
| | Update Aldermanship Register | Manager: Administrative Support Services | |

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| 7.8 | MANAGEMENT OF THE DE POORT FACILITY SITUATED ON ERF 28773 PAARL AND THE APPROVAL OF THE TERMS OF REFERENCE FOR THE APPOINTMENT OF AN ADVISORY COMMITTEE |
| | BESTUUR VAN DIE DE POORT FASILITEIT GELEË OP ERF 28773 PAARL EN DIE GOEDKEURING VAN DIE VERWYSINGSRAAMWERK VIR DIE AANSTELLING VAN 'N ADVIES KOMITEE |
| | UKULAWULWA KWESAKHIWO SE DE POORT EKWISIZA 28773 PAARL KUNYE NOKUQINISEKISWA KWESIGQIBO ESINXULUMENE NOKONYULWA KWEEKOMITI YOKUCEBISA |

UNANIMOUSLY RESOLVED that

1. Council approve the Terms of Reference for the De Poort Advisory Committee (Annexure B);
2. Council approve the following persons to serve on the De Poort Advisory Committee, comprising of the nine existing Board of Directors of De Poort Village Project (Pty) Ltd as well as 2 additional members of the community of Paarl, as nominated by the Executive Mayor:

- Abraham Jan Conradie;
- Allan Clive Carolissen;

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- Andries Adriaan Mouton;
 - Rudie Barnard;
 - Casper Jan Hendrik van Wyk (Dr);
 - Helene Joan Bestbier;
 - Jacobus Hendrik Smit;
 - Ulrich Steynberg Enslin;
 - Jacob Petrus Prins;
 - Noel Adams (Dr); and
 - Vaughn Petersen.
3. Council supports the development of an Urban Design Framework for the Paarl Hamlet, and with specific reference to a financial model for De Poort;
4. The sub-lease contracts in respect of the existing lessees occupying the subject property will be investigated and a separate report in respect of the regularization thereof will serve before Council in due course.

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|-----------------------------|---|
| Meeting: Council-28/03/2019 | Submitted by Department: Corporate Services |
| Ref No: 15/4/1 (2856) P | Author/s: N October |
| Coll No: 1460374 | Referred from: MC 20/03/2019 |
| PAB: | ACTION: |
| 1-4 | Implement decision |
| | RESPONSIBLE DEPT: |
| | ED: Corporate Services |
| | DUE DATE: |

| | |
|------------|---|
| 7.9 | PROPOSED ALIENATION OF ERF 4135 MBEKWENI FOR A DISABLED CHILDCARE FACILITY AND PORTIONS OF ERF 3719 MBEKWENI FOR CHURCH AND SOCIAL WELFARE PURPOSES |
| | VOORGESTELDE VERVREEMDING VAN ERF 4135 MBEKWENI VIR 'N GESTREMDE KINDERSORG FASILITEIT EN GEDEELTES VAN ERF 3719 MBEKWENI VIR KERK EN GEMEENSKAPSDOELEINDES EN 'N GEDEELTE VAN ERF 3719 MBEKWENI |
| | ISINDULULO SOKUPHEPHELA KWESIZA 4135 MBEKWENI KUSENZELWA INDAWO YOKUNAKAKELA ABANTWANA ABAKUBAZEKILEYO KUNYE NECEBA LESIZA 3719 MBEKWENI KUSENZELWA ICAWE KUNYE NENTLALONTLE |

UNANIMOUSLY RESOLVED that

1. In terms of Section 14 of the MFMA *in principle approval* be granted for the alienation of Portion A of Erf 3179, Zingisani and Msobumva Streets, Mbekweni, measuring ±1 170m² in extent, to the Acts of Apostolic Church and the Remainder Erf 3179, Zingisani and Msobumva Streets, Mbekweni, measuring ±1 170m² in extent to the Mbekweni Seventh Day Adventist Church, at a subsidized rate of 20% of the market related selling price (excluding VAT), which amounts to R9 360.00 (VAT excluded) per portion, subject to the normal conditions of sale and the conditions as set out in paragraph 2.2-3 below as well as the following conditions:

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- 1.1 The proposed transaction be advertised in the press for objections/ counter offers and thereafter be submitted to Council for final consideration of the application;
- 1.2 The site be developed and utilised for church and social welfare purposes only. The development must make provision for multi-purpose use such as church as well as crèche facilities and all additional functions of the church must extend to the surrounding community and not be restricted to the congregation only.
2. In terms of Section 14 of the MFMA *in principle approval* be granted for the alienation of Erf 4135, Pinzi Street, Mbekweni for a disabled childcare facility, at a subsidized rate of 10% of the market related selling price (excluding VAT), which amounts to R12 000.00 (VAT excluded), via a call for applications, subject to the normal conditions of sale and the following further conditions:
 - 2.1 The site be developed and utilised for disabled childcare facility purposes only;
 - 2.2 The municipality (Department: Planning and Development) undertake the land use rights applications in respect of the subject property and all other cost related to the transfer of the property will be for the account of the successful applicant;
 - 2.3 Should it be required, the relocation or protection of any municipal services must be done in consultation with the Department: Engineering Services. All costs relating to the connection and possible relocation of services, will be for the purchaser's cost;
 - 2.4 All municipal services on the subject property must remain accessible to the municipality at all times;
 - 2.5 No structures will be allowed within 2 metres of any municipal services;
 - 2.6 Any damage caused to municipal services will be repaired at the cost of the successful applicant;
 - 2.7 The transaction be subject to all requirements as indicated by the technical departments; and
 - 2.8 The successful applicant be required:
 - (a) To submit building plans for approval within 6 months from date of the rezoning approval (suspensive condition) and to start building work within 6 months from building plan approval;



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- (b) Complete the development within 24 months from date of registration; and
3. A pre-emptive right and reversionary right must be registered against the title of the subject property in favour of the Drakenstein Municipality should the property not be used for church purposes any more or should the successful applicant intend to sell the undeveloped property or a portion thereof or fail to complete the development of the subject property as proposed, within 24 months from date of registration, which rights will apply to all successors in title of the subject property or portions thereof;
4. Council resolution dated 28 July 2010, Paragraph 1.1, which reads as follows:
- 1.1 Annexure C1**
- Erf 4135: for church/worship purposes (land use applications to be done by successful tenderer)."*
- be rescinded;
5. Council resolution dated 28 November 2014, Paragraph 1.1 (1.1.1) which reads as follows:
- 1.1 That approval be granted in terms of Section 14 of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), for the alienation of the following erven, to be disposed of per public tender for the following purposes:**
- 1.1.1 From**
- "Erf 3719: for welfare or social purposes (land use application to be done by successful tenderer)"*
- To
- Erf 3719 to be subdivided into two portions, namely: Remainder Erf 3719 (±1491m²) and Portion 1 (±850m²) for purposes of civic/social/early childhood development/medical and/or professional use. The land use application to be undertaken by and at the cost of the municipality. The two newly created erven to be alienated separately."*
- be rescinded;
6. The Department: Planning and Development proceed with the obtaining of the required land use rights in respect of both Erven 4135 and 3719 Mbekweni in order to allow for the proposed uses of the subject properties; and



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7. All applicants be informed of the outcome of the process.

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|--|---------------------------------------|--|---|
| Meeting Ref No: 15/4/1 (4135) x (3719) M | Council- 28/03/2019 1449237 | Submitted by Department: Author/s: Referred from: | Corporate Services N October MC – 28/03/2019 |
| PAR: 1-7 | ACTION: Implement decision | RESPONSIBLE DEPT: Legal Services (Properties) | DUE DATE: |

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|---|
| 7.10 COUNCILLORS OUSTANDING DEBT REPORT AS AT 28 FEBRUARY 2019 |
| RAADSLEDE UISTAANDE SKULD VERSLAG SOOS OP 28 FEBRUARIE 2019 |
| INGXELO YAMATYALA YOCEBA NGOBUNJALO NGOMHLA WE 28 FEBRUWARI 2019 |

UNANIMOUSLY RESOLVED that

The report be noted.

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|-----------------------------------|--------------------------------------|--|--|
| Meeting Ref No: 9/1/1/4 | Council-28/03/2019 1453314 | Submitted by Department: Author/s: Referred from: | Financial Services A Abrahams MC – 28/03/2019 |
| PAR: | ACTION: | RESPONSIBLE DEPT: | DUE DATE: |

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| 7.11 MUNICIPAL FINANCE MANAGEMENT ACT: SECTION 71 MONTHLY BUDGET MONITORING REPORT FOR FEBRUARY 2019 |
| MUNISIPALE FINANSIËLE BESTUURSWET: ARTIKEL 71 MAANDELIKSE BEGROTING VERSLAGDOENING VIR FEBRUARIE 2019 |
| UMTHETHO WOKULAWULWA KWEMALI ZIKAMASIPALA: ICANDELO 71 NGOKWENYANA NGENYANGA INGXELO YOKONGAMELA KOHLAHLA LWABIWO MALI YENYANGA KA FEBRUWARI 2019 |

UNANIMOUSLY RESOLVED that

- 1. The variance between the actual operating revenue (R1,593,749,496) and the pro rata budgeted operating revenue (R1,600,568,239) has a negative variance of R6,818,743 or 0.43%;**
- 2. The variance between the actual operating expenditure (R1,323,283,930) and the pro rata budgeted operating expenditure (R1,337,537,663) has a positive variance of R14,253,733 or 1.07%;**
- 3. Actual capital expenditure of R296,016,557 represents 48.11% of the total capital budget of R615,303,550 after eight months of the financial year;**
- 4. The actual and committed capital expenditure of R502,195,624 compared with the capital expenditure budget of R615,303,550 represent a spending percentage of 81.62% after eight months of the financial year;**

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5. External borrowings amounted to R1,521,263,962 as at 28 February 2019 and that it represents 73.3% of Drakenstein's total budgeted operating revenue of R2,074,514,728 (conditional capital and operational grants excluded) for the 2018/2019 financial year;
6. Unspent conditional and unconditional grants amounted to R89,618,071 at the end of February 2019;
7. The actual employee related cost expenditure of R425,645,764 compared with the pro rata budgeted expenditure of R425,096,191 relates to a negative variance of R549,573 or 0.13%;
8. Total outstanding debtors as at 28 February 2019 amounted to R311,756,283 and that 30 days and older debt constitutes 59.64% of total outstanding debtors;
9. Domestic consumers owe the municipality R197,668,685 or 63.4% of the municipality's total debtor's book;
10. Outstanding creditors amounted to R0 as at 28 February 2019;
11. The primary bank account had a positive bank balance at 28 February 2019 which amounted to R12,78,850; and
12. Total investments in cash and shares amounted to R205,504,686 as at 28 February 2019 at the five local banks and Eskom.

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|---------------------------------|--|---|---|
| Meeting: Ref No: Coll No: | Council-28/03/2019 9/1/1/4 1470009 | Submitted by Department: Author/s: Referred from: | Financial Services A Voin MC - 28/03/2019 |
| PAR: | ACTION: | RESPONSIBLE DEPT: | DUE DATE: |
| 1-12 | Implement decision | Chief Financial Officer | |

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| 7.12 REPORT ON TENDER AWARDS: FEBRUARY 2019 |
| VERSLAG OOR TENDERTOEKENNINGS VIR FEBRUARIE 2019 |
| INGXELO NGONIKEZELO LWETHENDA: FEBRUWARI 2019 |

UNANIMOUSLY RESOLVED that

1. The awards above R200, 000 that were adjudicated by the Bid Adjudication Committee for the month of February 2019, be noted; and

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2. The tenders and/or contracts and the reasons for the awards as recorded by the Accounting Officer in the departmental report, be noted.

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| Meeting: Council-28/03/2019 | Submitted by Department: Financial Services | | |
| Ref No: B/1/2/1 | Author/s: C Hess | | |
| Coll No: 1484240 | Referred from: MC --28/03/2019 | | |
| PAR: | ACTION: | RESPONSIBLE DEPT: | DUE DATE: |
| 1-2 | Implement decision | Chief Financial Officer | |

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| 7.13 REPORT ON DEVIATIONS FROM PROCUREMENT PROCESSES: FEBRUARY 2019 |
| VERSLAG VAN AFWYKINGS VAN VERKRYGINGSPROSESSE: FEBRUARIE 2019 |
| INGXELO YOKUPHAMBUKELA KUNYE NOLUNGISO OLUNCINCI LOKUPHEPHELA KWINKQUBO ZOKUFUMANA: FEBRUWARI 2019 |

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 R646,134 for February 2019 as recorded by the Accounting Officer under the annexures attached to the departmental report, be noted; and
- The Chief Financial Officer record the accumulated deviation amount of R12,906,518 for the financial year in the notes to the 2018/2019 annual financial statements as required by legislation.

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| Meeting: Council-28/03/2019 | Submitted by Department: Financial Services | | |
| Ref No: B/1/1/5 | Author/s: C Hess | | |
| Coll No: 1464317 | Referred from: MC - 28/03/2019 | | |
| PAR: | ACTION: | RESPONSIBLE DEPT: | DUE DATE: |
| 1-2 | Implement decision | Chief Financial Officer | |

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| 7.14 DISPOSAL OF MOVABLE CAPITAL ASSETS AND OTHER ITEMS IN TERMS OF SECTION 14 OF THE MUNICIPAL FINANCE MANAGEMENT ACT |
| VERVREEMDING VAN ROERENDE KAPITALE BATES EN ANDER ITEMS KRAGTENS ARTIKEL 14 VAN DIE WET OP MUNISIPALE FINANSIËLE BESTUUR |
| UKUCHITHWA KWEMPAHLA EZIHAMBAYO EZIYINKUNZI KUNYE NEZINYE IZINTO NJENGOKO KUBEKIWE KWICANDELO 14 LE MUNICIPAL FINANCE MANAGEMENT ACT |

UNANIMOUSLY RESOLVED that

- The assets and other items as listed in Annexures B to D to the departmental report are not needed to provide the minimum level of basic municipal services;

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2. The book values of the assets and items listed in Annexures B to D to the departmental report be deemed as the fair market values of the assets and the economic and community value to be received in exchange for the assets; and
3. The selling of the assets and items via a public auction be approved.

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| Meeting: Council-28/03/2019 | | Submitted by Department: Financial Services | |
| Ref No: 8/3/4 | | Author/s: C Hess | |
| Coll No: 1363058 | | Referred from: MC - 28/03/2019 | |
| PAR: | ACTION: | RESPONSIBLE DEPT: | DUE DATE: |
| 1-3 | Implement decision | Chief Financial Officer | |

8. MATTERS FOR CONSIDERATION/INFORMATION

SAKE VIR OORWEGING/INLIGTING

IMIBA YOKUQWALASELWA/YOKWAZISA

**8.1 REPORT BY XTND: FORENSIC INVESTIGATION RE ALLEGATIONS OF NEPOTISM
VERSLAG VAN XTND: FORENSIESE ONDERSOEK NA BEWERINGS VAN NEPOTISME**

Mr G Ainslie from the service provider, XTND, made a short presentation of their investigation methodology and findings. After the presentation several questions on the appointment dates of the relatives of the Executive Mayor, the scoring sheets, the definition of nepotism and whether other candidates lodged a dispute, were raised and responded to by the service provider. The service provider indicated that no form of nepotism could be found during their investigation, thus no further action is required.

On request of the ANC, the Speaker indicated that the report is available.

The DA requested that the outcome of the investigation be covered by the media. The DA also proposed that the investigation be extended to family members of all councillors at Drakenstein.

UNANIMOUSLY RESOLVED that

The following recommendation as per the report by XTND be adopted:

“That the allegations of nepotism relating to the appointment of relatives of the Executive Mayor are false as the correct policies and procedures were followed and that no action be taken in this regard”.

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| Meeting: Council-28/03/2019 | | Submitted by Department: Corporate Services | |
| Ref No: 5/12/2/4 | | Author/s: | |
| Coll No: | | Referred from: | |
| PAR: | ACTION: | RESPONSIBLE DEPT: | DUE DATE: |
| | Implement decision | Chief Risk Officer | |

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| 8.2 OVERSIGHT REPORT ON THE 2017/2018 ANNUAL REPORT: CONSIDERING THE 2017/2018 ANNUAL REPORT AND WRITTEN COMMENTS RECEIVED |
| OORSIGVERSLAG OOR DIE 2017/2018 JAARVERSLAG: OORWEGING VAN DIE 2017/2018 JAARVERSLAG EN SKRIFTELIKE KOMMENTAAR ONTVANG |
| INGXELO YOKONGAMELA KWINGXELO YONYAKA KA 2017/2018: NIKA INGQALELO KWINGXELO YONYAKA KA 2017/2018 KUNYE NEZIMVO EZIFUNYENWEYO ZIBHALIWE |

The MPAC Chairperson presented the report at the meeting.

UNANIMOUSLY RESOLVED that

1. The 2017/2018 Oversight Report on the 2017/2018 Annual Report be adopted;
2. The 2017/2018 Annual Report be approved without any reservations;
3. The 2017/2018 Oversight Report on the 2017/2018 Annual Report be made public in accordance with Section 129(3) of the Municipal Finance Management Act; and
4. The 2017/2018 Oversight Report on the 2017/2018 Annual Report, the minutes of the Oversight Committee meeting held on 1 March 2019 and the final 2017/2018 Annual Report be submitted, in accordance with Section 129(2) and 132(2) of the Municipal Finance Management Act, to the Auditor-General of South Africa, Western Cape Provincial Treasury, Western Cape Department of Local Government and the Western Cape Provincial Legislature.

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|-----------------------------|-----------------------------------|
| Meeting: Council-28/03/2019 | Submitted by Department: Finance |
| Ref No: 9/1/2 | Author/s: J Carstens |
| Call No: 2460207 | Referred from: MPAC -1 March 2019 |
| PAR: | ACTION: |
| 1-4 | Implement decision |
| | RESPONSIBLE DEPT: |
| | Chief Financial Officer |
| | DUE DATE: |

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

None.

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| 10. CONSIDERATION OF NOTICES OF MOTIONS AND NOTICES OF QUESTIONS |
| OORWEGING VAN KENNISGEWINGS VAN MOSIES EN KENNISGEWINGS VAN VRAE |
| UKUQWALASELWA KWEZAZISO ZEPHIRAKAMISO KUNYE NEZAZISO ZEMIBUZO |

None.

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| 11. SUPPLEMENTARY AGENDA |
| AANVULLENDE AGENDA |
| I AGENDA EYONGEZIWEYO |

None.

| |
|--|
| IN-COMMITTEE/ IN-KOMITEE/ KWI-KOMITI |
| 12. CONSIDERATION OF CONFIDENTIAL MATTERS |
| OORWEGING VAN VERTROULIKE SAKE |
| UKUQWALASELWA KEMIBA EYIMFIHLO |

None.

The meeting ended at 15:43.

CHAIRPERSON: A.C. STOWMAN

DATE: 30 APRIL 2019

Confirmed ~~with~~/without amendments.
PJ/mg

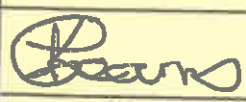
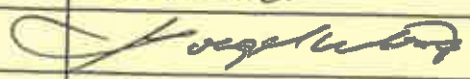
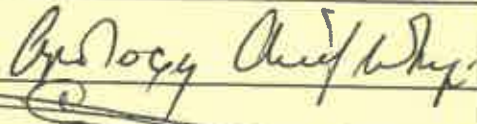

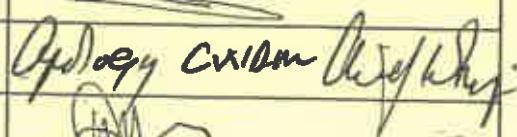
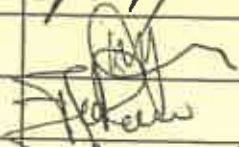
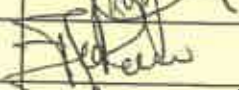
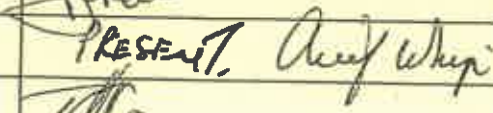

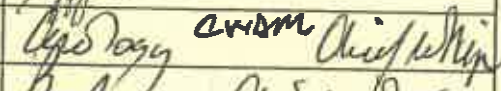
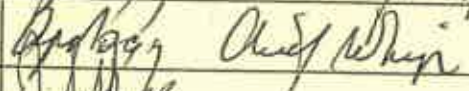
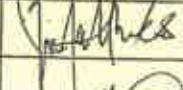
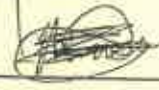


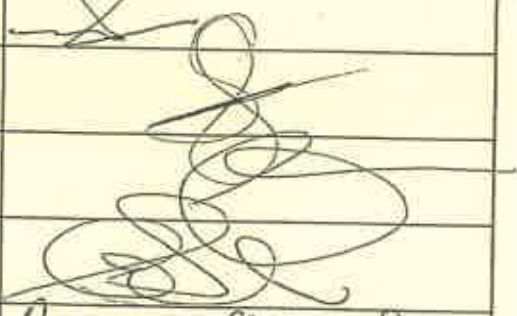
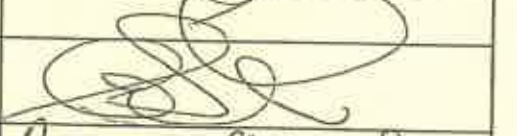



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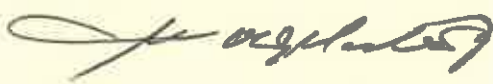
| SURNAME | INITIALS | TITLE | CELL NO | SIGNATURE |
|--------------|----------|-------|---------------------------|------------------------|
| ABRAHAMS | AW | MS | 0737503484 | <i>AW Abrahams</i> |
| ADRIAANSE | MM | MS | 0795089815 | <i>MM Adriaanse</i> |
| AFRIKA | AF | MS | 0795021437 | <i>AF Afrika</i> |
| ANDERSON | JV | MS | 0766851088 | <i>JV Anderson</i> |
| ANDREAS | MA | MS | 0767901086 | <i>MA Andreas</i> |
| ARNOLDS | RB | MS | 0824450022 | <i>RB Arnolds</i> |
| BEKEER | A | MR | 0793726947 | <i>A Bekeer</i> |
| BESTER | TG | MR | 0823767839 | <i>TG Bester</i> |
| BLANCKENBERG | DS | MR | 0833493388 | <i>DS Blanckenberg</i> |
| BOOYSEN | VC | MS | 0798342556 | <i>VC Booysen</i> |
| BUCKLE | AML | MR | 0834808080 | <i>AML Buckle</i> |
| COMBRINK | GC | MR | 0824553445 | <i>GC Combrink</i> |
| CUPIDO | FP | MR | 0724874744/ 0726975802 | <i>FP Cupido</i> |
| CUPIDO | PBA | MS | 0764467741 | <i>PBA Cupido</i> |
| DE GOEDE | HR | MR | 0824369830 | <i>HR De Goede</i> |
| DE WET | J | MS | 0837385623 0609687359 | <i>J De Wet</i> |
| DUBA | BP | MS | 0739679629 | <i>BP Duba</i> |
| FORD | GH | MR | 0728016418 | <i>GH Ford</i> |
| GEORGE | NN | MS | 0736722618 | <i>NN George</i> |
| GOUWS | E | MS | 0824479711 | <i>E Gouws</i> |
| JACOBS | F | MD | 0837600466 | <i>F Jacobs</i> |
| JONAS | SX | MS | 0726521981 | <i>SX Jonas</i> |

[Signature]
Office of the / Kantoor van die
CHIEFWHIP / HOOFSWEEP
Cllr / Rdl R.A. KOEGELNBERG
Drakenstein

[Signature]

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| SURNAME | NAME | TITLE | CELL NO | SIGNATURE |
|--------------|------|-------|---------------------------|---|
| KEARNS | C | MS | 0785018441/ 0769406814 |  |
| KLAAS | MT | MR | 0843507787 | ABSENT. |
| KOEGELENBERG | RA | MR | 0832693138 |  |
| KOTZE | HJ | MR | 0794311560 0824477693 |  |
| KROUTZ | C | MR | 0722522866 |  |
| LANDU | L | MS | 0729187202 |  |
| LE HOE | MJ | MR | 064 218 4899 |  |
| LE ROUX | JF | MR | 0834595965 |  |
| LUGQOLA | A | MS | 0730896903 | PRESENT.  |
| MANGENA | TC | MR | 0725937804 |  |
| MASOKA | ZL | MR | 0791202895 |  |
| MATTHEE | HJN | MR | 0824795315 |  |
| MATTHEE | J | MR | 0824486180 |  |
| MBENENE | NP | MS | 0804141567 |  |
| MDUNUSIE | MN | MS | 0604531733 |  |
| MEYER | WPD | MR | 081 556 8224 |  |
| MILLER | J | ADV | 0834400507 |  |
| MPULANYANA | TR | MR | 0769042103 |  |
| MOKOENA | LP | MS | 0734198671 |  |
| NIEHAUS | LW | MR | 0844216780 |  |
| NOBULA | MD | MR | 0825947333 |  |


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| SURNAME | INITIALS | TITLE | CELL NO | SIGNATURE |
|------------------|----------|-------|---------------------------|----------------------------------|
| NQORO | TZ | MS | 0790639041 | |
| NZELE | LV | MR | 0731622287 | |
| POOLE | CJ | MR | 0785304285 0824979046 | |
| RENS | SC | MR | 0795580013 | Apptent |
| RICHARDS | AM | MR | 0827860053 | |
| ROSS | S | MS | 0748214153 | |
| SAMBOKWE | LS | MS | 0712664822 | |
| SAUERMAN | ND | MR | 0828991005 | Apology Chief Whip |
| SEPTEMBER | SE | MS | 0849219770 | |
| SMIT | J | MR | 0817354467 | |
| SMIT | WE | MS | 0828251550 | Apology Chief Whip W. E. Smit |
| SMUTS | R | MR | 0824948467 | Smuts |
| 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/ 0732433998 | |
| WINDVOGEL | E | MS | 071 591 4188 | |
| WILLEMSE | L | MS | 0820799421 | |
| ZIKHALI | N | MS | 0784000130 | |

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