

**DRAKENSTEIN MUNICIPALITY**

**MINUTES OF AN ORDINARY MEETING OF THE MUNICIPAL COUNCIL HELD IN THE COUNCIL CHAMBERS, CIVIC CENTRE, BERG RIVER BOULEVARD, PAARL, ON WEDNESDAY, 24 AUGUST 2022 AT 09:30.**

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

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| <b>Senior Officials:</b> | <b>Dr J H Leibbrandt</b> | <b>(City Manager)</b>                                 |
|                          | <b>Mr B Brown</b>        | <b>(Chief Financial Officer)</b>                      |
|                          | <b>Mr S Johaar</b>       | <b>(Executive Director: Corporate Services)</b>       |
|                          | <b>Ms J Samson</b>       | <b>(Executive Director: Planning and Development)</b> |
|                          | <b>Mr G Esau</b>         | <b>(Executive Director: Community Services)</b>       |
|                          | <b>Mr M Wüst</b>         | <b>(Executive Director: Engineering Services)</b>     |
|                          | <b>Ms R Jaftha</b>       | <b>(Chief Executive Audit)</b>                        |
|                          | <b>Ms R Geldenhuys</b>   | <b>(Manager: Communications)</b>                      |
|                          | <b>Mr G Dippenaar</b>    | <b>(Chief Risk Officer)</b>                           |
|                          | <b>Mr F P Goosen</b>     | <b>(Manager: Administrative Support Services)</b>     |
|                          | <b>Mr P January</b>      | <b>(Senior Administrative Officer)</b>                |

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



**DRAKENSTEIN MUNICIPALITY  
MINUTES: COUNCIL/RAAD/IBHUNGA  
24 AUGUST 2022**

Cllr L T van Niekerk opened the meeting with a prayer.

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| <b>1. APPLICATION FOR LEAVE</b> |
| <b>AANSOEK OM VERLOF</b>        |
| <b>INGXELO NGU SOMLOMO</b>      |

1. Cllr N Godongwana - Apology;
2. Cllr S Gravel - Apology;
3. Cllr F Jacobs - Apology; and
4. Cllr M Jacobs - Apology.

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| <b>2. DISCLOSURE OF INTERESTS</b> |
| <b>VERKLARING VAN BELANGE</b>     |
| <b>UKUBHENGEZA KOMDLA</b>         |

None.

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| <b>3. STATEMENTS BY THE SPEAKER</b> |
| <b>VERKLARINGS DEUR DIE SPEAKER</b> |
| <b>INGXELO NGU SOMLOMO</b>          |

The Speaker made the following announcements:

1. Reminded councillors of the declaration of interests and that they had to declare their interests in full as it is a legislative requirement;
2. Welcomed Councillor S E Korabie who replaced Alderman R Smuts;
3. Informed councillors that any changes in banking details of ward committee members should be brought under the attention of the Speaker's Office as soon as possible as the next stipend payment will be by the end of September. Request councillors to ensure that all ward committee members submit portfolio reports as no report will result in no payment;
4. Informed Council that the Rules of Order workshop to be rescheduled and further details to be communicated in due course; and
5. Congratulated councillors who celebrated birthdays in August.



**DRAKENSTEIN MUNICIPALITY  
MINUTES: COUNCIL/RAAD/IBHUNGA  
24 AUGUST 2022**

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| <b>4.</b> | <b>STATEMENTS BY THE EXECUTIVE MAYOR</b>             |
|           | <b>VERKLARINGS DEUR DIE UITVOERENDE BURGEMEESTER</b> |
|           | <b>INGXELO NGU SODOLOPHU WESIGQEBA</b>               |

The Executive Mayor made the following announcements:

1. Welcomed Cllr S E Korabie at the Council meeting;
2. Congratulated Cllr L Landu with her appointment at the District Council in place of R Smuts;
3. Informed Council of the Cyber-attack; and
4. Informed Council that the outcome of the High Court application on 22 August 2022 regarding the appointment of the City Manager, was already communicated.

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| <b>5.</b> | <b>STATEMENTS BY THE DEPUTY EXECUTIVE MAYOR</b>           |
|           | <b>VERKLARINGS DEUR DIE UITVOERENDE ONDERBURGEMEESTER</b> |
|           | <b>INGXELO LISEKELA LIKASODOLOPHU WESIGQEBA</b>           |

**None.**

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| <b>6.</b> | <b>URGENT MATTERS BY THE CITY MANAGER</b>          |
|           | <b>DRINGENDE SAKE DEUR DIE STADSBESTUURDER</b>     |
|           | <b>IMIBA ENGXAMISEKILEYO NGU MANEJALA WESIXEKO</b> |

The City Manager provided feedback on the progress with restoring the systems following the cyber-attack. He also indicated that the ransom requested to release the data was not paid.

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| <b>7.</b> | <b>MINUTES: MAYORAL COMMITTEE</b>   |
|           | <b>NOTULE: BURGEMEESTERSKOMITEE</b> |
|           | <b>IMIZUZU: IKOMITI KASODOLOPHU</b> |

The minutes of the meeting of the Mayoral Committee held on 20 July 2022 was noted.

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| <b>8.</b> | <b>CONFIRMATION OF MINUTES</b>  |
|           | <b>BEKRAGTIGING VAN NOTULES</b> |
|           | <b>UKUQINISEKISWA KWEMIZUZU</b> |

The minutes of the meeting of the Ordinary Municipal Council held on 29 July 2022 was **confirmed as correct**, subject to the following inclusions:



**DRAKENSTEIN MUNICIPALITY  
MINUTES: COUNCIL/RAAD/IBHUNGA  
24 AUGUST 2022**

1. The ruling of the Speaker that in terms of the Rules of Order the list of the spokespersons of the ANC not be accepted as the list was submitted late, and the ANC therefor did not have any listed spokesperson on matters on the agenda; and
2. Cllr J A September opened the meeting with a prayer.

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| <b>9. ITEMS FOR CONSIDERATION</b> |
| <b>ITEMS VIR OORWEGING</b>        |
| <b>IMIBA YOKUQWALASELWA</b>       |

|                                                                                                                                                                                                            |
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| <b>9.1 PROPOSED ALIENATION OF A PORTION OF PUBLIC PLACE (REMAINDER ERF 481), CORNER OF LONG AND BERGPYPPIE STREETS, PAARL TO REGISTERED OWNER OF ERF 483 PAARL (WARD 19)</b>                               |
| <b>VOORGESTELDE VERVREEMDING VAN 'N GEDEELTE VAN PUBLIEKE PLEK (REMAINDER VAN ERF 481) GELEË OP DIE HOEK VAN LANG- EN BERGPYPIESTRAAT, PAARL AAN DIE GEREGISTREERDE EIENAAR VAN ERF 483 PAARL (WYK 19)</b> |
| <b>ISINDULULO SOKUPHEPHELA KWECEBA LENDAWO KAWONKE WONKE (INTSALELA YESIZA 481), IKONA LONG AND BERGPYPPIE STREETS, PAARL KUMNINI OBHALISIWEYO WESIZA 483 PAARL (WADI 19)</b>                              |

The CDR indicated that it could not support the item as the valuation of the property under consideration was in their view suspect as a similar sized property in another part of Paarl was valued at a much higher price. After some discussion in which other parties also expressed reservation on the valuation, the recommendation of the Mayoral Committee was put on the vote and carried by 39 votes to 18 votes, with 2 abstentions.

**RESOLVED that**

1. In terms of Section 14 of the Municipal Finance Management Act (No. 56 of 2003) Council resolves 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 the economic and community value to be received in exchange for the asset has been considered.
2. In terms of Section 14 of the Municipal Finance Management Act (Act No. 56 of 2003) final approval be granted for the alienation of a Portion of Remainder Erf 481 Paarl (Public Place) situated on the corner of Long and Bergpypie Streets, Paarl measuring  $\pm 165\text{m}^2$  in extent, (indicated on locality map marked Annexure A attached to the departmental report) to registered owner of Erf 483, Paarl for consolidation with the existing residential property purposes subject to the standard conditions of sale and the following further conditions:
  - 2.1 The subject property be sold at a market related selling price of R58,000,00 (VAT excluded);



- 2.2 The portion of Remainder Erf 481 Paarl hereby sold must be closed, rezoned and consolidated with Erf 483 Paarl and such applications must be undertaken by and at the cost of the applicant;
- 2.3 Municipal services be identified on site by the Electro-Technical Services division once the beacons had been identified by the appointed land surveyor at the cost of the applicant; and
- 2.4 All technical conditions imposed by the technical departments be adhered to.
3. The subject property is a non-viable portion of land and in terms of Paragraph 13 of the Asset Transfer Policy it can be alienated directly to the adjacent landowner of Erf 483, Paarl. The subject property on its own cannot be utilised by other individuals, however once consolidated with the existing property, Erf 483 Paarl, it can be utilized more effectively.

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| Meeting: Council – 24/08/2022 | Submitted by Department: Corporate Services |                                |                  |
| Ref No: 15/4/1 (481) P        | Author/s: F Williams                        |                                |                  |
| Coll No: 1952384              | Referred from: MC – 18/08/2022              |                                |                  |
| <b>PAR:</b>                   | <b>ACTION:</b>                              | <b>RESPONSIBLE DEPARTMENT:</b> | <b>DUE DATE:</b> |
| 1-3                           | Implement decision                          | ED Corporate Services          |                  |

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| <b>9.2 FINAL APPROVAL: RENEWAL OF LEASE OF ROOM A, SITUATED ON A PORTION OF ERF 2689, MATHAKATA STREET, MBEKWENI (WARD 9)</b>        |
| <b>FINALE GOEDKEURING: HERNUWING VAN VERHURING VAN KAMER A, GELEË OP 'N GEDEELTE VAN ERF 2689, MATHAKATASTRAAT, MBEKWENI (WYK 9)</b> |
| <b>IMVUME YOKUGQIBELA: UKUHLAZIYWA KWENGQESHO YEGUMBI A, ELIMELE KWISIGQEBBA SESIZA 2689, MATHAKATA STREET, MBEKWENI (WADI 9)</b>    |

**UNANIMOUSLY RESOLVED that**

1. In terms of Regulation 34 of the Municipal Asset Transfer Regulations read together with Paragraph 13 of the Asset Transfer Policy (2021), final approval be granted for the renewal of the lease in respect of Room A, situated on a portion of Erf 2689, Mathakata Street, Mbekweni, measuring ±72,7m<sup>2</sup> in extent, to the University of Cape Town (“UCT”) for health and research purposes, subject to the standard lease conditions as well as the following conditions:
- 1.1 The property will be leased at a subsidised rental of R221.55 per month (VAT excluded and 4% per annum included);
- 1.2 The lease endures for a period of 5 (five) years which will apply backdated from 1 June 2021;
- 1.3 The subject property solely be used for health and research purposes and for no other purpose;

**DRAKENSTEIN MUNICIPALITY**  
**MINUTES: COUNCIL/RAAD/IBHUNGA**  
**24 AUGUST 2022**

23

- 1.4 All existing conditions of the agreement will remain applicable;
  - 1.5 The lessee be responsible for all municipal services, connection fees and services consumption, etc., if applicable; and
  - 1.6 All administrative, legal and technical requirements be adhered to.
2. It be noted that the proposed renewal of lease was advertised in the local press for objections, comments, representations and counter proposals/offers from other interested parties, and that none was received; and
  3. In terms of paragraph 13 of the Asset Transfer Policy, the property be leased by way of direct negotiation as the transaction entails a renewal of an existing lease agreement. Furthermore, a competitive process was followed during which other parties had the opportunity to submit an application. None were received.

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| Meeting: Council – 24/08/2022<br>Ref No: 15/4/1 (2689) M<br>Coll No: 1951918 |                                      | Submitted by Department: Corporate Services<br>Author/s: N Williams<br>Referred from: MC – 18/08/2022 |                  |
| <b>PAR:</b><br>1-3                                                           | <b>ACTION:</b><br>Implement decision | <b>RESPONSIBLE DEPARTMENT:</b><br>ED Corporate Services                                               | <b>DUE DATE:</b> |

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| <b>9.3</b> | <b>FINAL APPROVAL: LEASE OF THE MUNICIPAL PROPERTY SITUATED ON ERF 1750, CELIWE STREET, MBEKWENI ALSO KNOWN AS THE “SILVERTOWN HALL” TO LUKHANYO YOUTH DEVELOPMENT ORGANISATION (NPO 026-575) (WARD 6)</b> |
|            | <b>FINALE GOEDKEURING: VERHURING VAN MUNISIPALE EIENDOM GELEË OP ERF 1750 CELIWESTRAAT, MBEKWENI OOK BEKEND AS DIE “SILVERTOWNSAAL” AAN LUKHANYO YOUTH DEVELOPMENT ORGANISATION (NPO 026-575) (WYK 6)</b>  |
|            | <b>IMVUME YOKUGQIBELA: UKUQHESHA KWEPROPATI KAMASIPALA EKWISIZA 1750, CELIWE STREET MBEKWENI EYAZIWA NJENGE “SILVERTOWN HALL” KWI LUKHANYO YOUTH DEVELOPMENT ORGANISATION (NPO 026-575) (WADI 6)</b>       |

**UNANIMOUSLY RESOLVED that**

1. In terms of Regulation 34 of the Municipal Asset Transfer Regulations read together with Paragraph 13 of the Asset Transfer Policy (2021) final approval be granted for the renewal of the lease in respect of the municipal property situated on Erf 1750, Celiwe Street Mbekweni, also known as the “Silvertown Hall”, measuring ±1 005m<sup>2</sup> in extent to Lukhanyo Youth Development Organization (NPO 026-575) for the purpose of a community centre and related activities, subject to the standard lease conditions as well as the following conditions:
  - 1.1 The property will be leased at a subsidised market rental R468.57 per month (VAT excluded and 4% escalation included);
  - 1.2 A lease period of three (3) years will apply backdated from 1 August 2021,



**DRAKENSTEIN MUNICIPALITY**  
**MINUTES: COUNCIL/RAAD/IBHUNGA**  
**24 AUGUST 2022**

24

- 1.3 The subject property be used for a community centre and related activities and for no other purpose;
  - 1.4 The Lukhanyo Youth Development Organization undertakes to accommodate community events, subject to reasonable terms and conditions, and that it is recorded in this regard the necessary permission is granted;
  - 1.5 The premises be made available to the Independent Electoral Commission for election purposes, free of charge;
  - 1.6 The Lukhanyo Youth Development Organization be responsible for all municipal services, connection fees and services consumption etc., if applicable;
  - 1.7 All existing conditions of the agreement will remain applicable; and
  - 1.8 All administrative, legal and technical requirements be adhered to.
2. It be noted that the proposed renewal of lease was advertised in the local press for objections, comments, representations and counter proposals/offers from other interested parties and that none was received; and
3. In terms of paragraph 13 of the Asset Transfer Policy, the property be leased by way of direct negotiation as the transaction entails a renewal of an existing lease agreement. Furthermore, a competitive process was followed during which other parties had the opportunity to submit an application. None were received.

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| <b>Meeting:</b> Council – 24/08/2022 |                       | <b>Submitted by Department:</b> Corporate Services |                         |
| <b>Ref No:</b> 15/4/1 (1750) M       |                       | <b>Author/s:</b> N Williams                        |                         |
| <b>Coll No:</b> 1945032              |                       | <b>Referred from:</b> MC – 18/08/2022              |                         |
| <b><u>PAR:</u></b>                   | <b><u>ACTION:</u></b> | <b><u>RESPONSIBLE DEPARTMENT:</u></b>              | <b><u>DUE DATE:</u></b> |
| 1-3                                  | Implement decision    | ED Corporate Services                              |                         |



**DRAKENSTEIN MUNICIPALITY**  
**MINUTES: COUNCIL/RAAD/IBHUNGA**  
**24 AUGUST 2022**

25

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| <b>9.4</b> | <b>REPLACEMENT OF R SMUTS BY COUNCILLOR SE KORABIE AS PROPORTIONAL MEMBER OF THE MUNICIPAL COUNCIL</b> |
|            | <b>VERVANGING VAN R SMUTS DEUR RAADSLID SE KORABIE AS PROPORSIONELE LID VAN DIE MUNISIPALE RAAD</b>    |
|            | <b>UKUTSHINTSHA R SMUTS NGULEBA SE KORABIE NJENGE LUNGU LEBHUNGA LOMASIPALA</b>                        |

**UNANIMOUSLY RESOLVED that**

The appointment of Cllr SE Korabie in place of R Smuts be noted.

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| <b>Meeting:</b> Council – 24/08/2022 | <b>Submitted by Department:</b> Corporate Services |                                |                  |
| <b>Ref No:</b> 3/8/1                 | <b>Author/s:</b> F Goosen                          |                                |                  |
| <b>Coll No:</b>                      | <b>Referred from:</b>                              |                                |                  |
| <b>PAR:</b>                          | <b>ACTION:</b>                                     | <b>RESPONSIBLE DEPARTMENT:</b> | <b>DUE DATE:</b> |

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| <b>9.5</b> | <b>REPLACEMENT OF R SMUTS BY COUNCILLOR L LANDU ON CAPE WINELANDS DISTRICT MUNICIPALITY</b>      |
|            | <b>VERVANGING VAN R SMUTS DEUR RAADSLID L LANDU OP DIE KAAPSE WYNLAND DISTRIKSMUNISIPALITEIT</b> |
|            | <b>UKUTSHINTSHA KUKU R SMUTS NGULEBA L LANDU KUMASIPALA WESITHILI WASE CAPE WINELANDS</b>        |

**UNANIMOUSLY RESOLVED that**

The appointment of Cllr L Landu in place of R Smuts on the Cape Winelands District Municipal Council be noted.

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| <b>Meeting:</b> Council – 24/08/2022 | <b>Submitted by Department:</b> Corporate Services |                                |                  |
| <b>Ref No:</b> 3/8/1                 | <b>Author/s:</b> F Goosen                          |                                |                  |
| <b>Coll No:</b>                      | <b>Referred from:</b>                              |                                |                  |
| <b>PAR:</b>                          | <b>ACTION:</b>                                     | <b>RESPONSIBLE DEPARTMENT:</b> | <b>DUE DATE:</b> |





**DRAKENSTEIN MUNICIPALITY  
MINUTES: COUNCIL/RAAD/IBHUNGA  
24 AUGUST 2022**

26

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| <b>9.6 DRAKENSTEIN SMME SUPPORT REPORT</b>    |
| <b>DRAKENSTEIN KMMO ONDERSTEUNINGSVERSLAG</b> |
| <b>INGXELO YENKXASO YE-SMME DRAKENSTEIN</b>   |

**UNANIMOUSLY RESOLVED that**

The Drakenstein SMME Support Report (attached as Annexure A to the departmental report) be noted.

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| Meeting: Council – 24/08/2022 | Submitted by Department: Planning and Development |                                |                  |
| Ref No: 15/7/3/2              | Author/s: M Mlangeni                              |                                |                  |
| Coll No: 1949749              | Referred from: MC – 18/08/2022                    |                                |                  |
| <b>PAR:</b>                   | <b>ACTION:</b>                                    | <b>RESPONSIBLE DEPARTMENT:</b> | <b>DUE DATE:</b> |

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| <b>9.7 REPORT ON PARTICIPATION IN TECHNICAL WORKSHOPS HELD IN NEUMARKT, GERMANY FOR THE PERIOD 4-13 JULY 2022</b> |
| <b>VERSLAG OOR DEELNAME IN TEGNIESE WERKSWINKELS GEHOU TE NEUMARKT, DUITSLAND VIR DIE PERIODE 4-13 JULIE 2022</b> |
| <b>INGXELO YOKUTHABATHA NXAXHEBA YOBUGCISA EYAYIBANJWE E NEUMARKT, JAMANI IXESHA LISUKELA 4-13 JULAYI 2022</b>    |

A number of questions, inter alia, relating to the costs for the Municipality in terms of the daily allowances paid to Drakenstein participants, the tangible benefits of the continues relationship with Neumarkt and the intention to re-activate the Waste to Energy projects were raised.

The Executive Mayor and Portfolio holder indicated that the cost of the day allowances could be obtained from the Administration, the tangible benefits include inter alia development of the Arboretum and various green environmental projects and that any Waste to Energy project would be embarked on with extreme caution.

**UNANIMOUSLY RESOLVED that**

1. The report on the technical workshops that were held during the period 4-13 July 2022 to update the Joint Programme of Action for the climate partnership with Neumarkt Municipality (attached as Annexure A, B, C and D to the departmental report) be noted;
2. It be noted that Drakenstein Municipality delegation will join Neumarkt Municipality from 14-22 September 2022 to attend the Africa Conference (Afriko) to be held in Dresden, Germany;



**DRAKENSTEIN MUNICIPALITY**  
**MINUTES: COUNCIL/RAAD/IBHUNGA**  
**24 AUGUST 2022**

27

3. It be noted that the Member of the Mayoral Committee for Planning and Development, Cllr L van Niekerk and the Executive Director for Planning and Development, Ms J Samson will represent Drakenstein Municipality and travel to Germany from 13-23 September 2022; and
4. It be noted that Engagement Global gGmbH will cover all expenses for the travel, accommodation, visas and insurance fees and that Drakenstein Municipality will carry the cost of the daily allowance for delegates, calculated as per Council's Subsistence and Travel Policy.

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| Meeting: Council – 24/08/2022 | Submitted by Department: Planning and Development |                                |                  |
| Ref No: 17/5/1                | Author/s: J Samson                                |                                |                  |
| Coll No: 1977252              | Referred from: MC – 18/08/2022                    |                                |                  |
| <b>PAR:</b>                   | <b>ACTION:</b>                                    | <b>RESPONSIBLE DEPARTMENT:</b> | <b>DUE DATE:</b> |

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| <b>9.8 VLAKKELAND HOUSING PROJECT: FINALISATION OF STREET NAMES</b>                  |
| <b>VLAKKELAND BEHUISINGSPROJEK: FINALISERING VAN STRAATNAME</b>                      |
| <b>IPROJECTI YEZINDLU E VLAKKELAND: UKUGQITYENZELWA KOKUTHIWA KAMAGAMA EZITALATO</b> |

The ACDP raised the view that the street naming process could have had an outcome that was more inspirational to entice especially the youth by naming the streets after scientists, local sports personalities and local residents who contributed to community development.

The ANC was of the view that the naming process was in contradiction to Council's policy and that the party reserved its right to pursue this matter further. They also proposed that the item be referred back.

The GOOD party and CDR also expressed reservation on the naming process.

The Executive Mayor and Portfolio holder responded that an extensive public participation process, involving the direct beneficiaries of phase 1 of the project was followed and that they were satisfied of the buy-in of the affected community.

The recommendation of the Mayoral Committee was therefore put to the vote and carried with 39 votes to 21 votes with 1 abstention.



**DRAKENSTEIN MUNICIPALITY  
MINUTES: COUNCIL/RAAD/IBHUNGA  
24 AUGUST 2022**

28

**RESOLVED that**

The list of 31 street names for phase one of the Vlakkeland Housing Project (attached as Annexure C to the departmental report) be approved.

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| Meeting: Council – 24/08/2022 | Submitted by Department: Planning and Development |
| Ref No: 17/5/5/1/30           | Author/s: F Rhoda                                 |
| Coll No: 1966519              | Referred from: MC – 18/08/2022                    |
| <b>PAR:</b>                   | <b>ACTION:</b>                                    |
|                               | Implement decision                                |
|                               | <b>RESPONSIBLE DEPARTMENT:</b>                    |
|                               | ED Planning and Development                       |
|                               | <b>DUE DATE:</b>                                  |
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| <b>9.9 SUBMISSION OF THE BUDGET/INTEGRATED DEVELOPMENT PLAN (IDP)/ PERFORMANCE MANAGEMENT (PM)/SPATIAL DEVELOPMENT FRAMEWORK (SDF) PROCESS PLAN/TIME SCHEDULE AS WELL AS THE PUBLIC PARTICIPATION PROCESS FOR SEPTEMBER 2022</b>                    |
| <b>INDIEN VAN DIE BEGROTING/GEÏNTEGREERDE ONTWIKKELINGS-PLAN (GOP)/PRESTASIEBESTUUR (PB)/RUIMTELIKE ONTWIKKELINGS-RAAMWERK (ROR) PROSESPLAN/TYDSKEDULE ASOOK DIE PUBLIEKE DEELNAME PROSES VIR SEPTEMBER 2022</b>                                    |
| <b>UKUNGENISWA KOHLAHO LWABIWO MALI/UYILO LOPHUHLISO OLUDIBENEYO (IDP)/ULAWULO LUKUSEBENZA (PM)/UPHUHLISO KWESICWANGCISO NKQUBO SENDAWO (SDF) UYILO LOKWENZA/ULUHLU LWEXESHA KWAKUNYE NEKQUBO YOLUTHABATHA INXAXHEBA KOLUNTU NGO SEPTEMBER 2022</b> |

**UNANIMOUSLY RESOLVED that**

1. The Budget/IDP/PM/SDF Process Plan/Time Schedule (attached as Annexure A to the departmental report), be approved;
2. The public participation process to be followed during September 2022 be noted; and
3. An advertisement be placed as prescribed in legislation to notify the public of the adoption of the Budget/IDP/PM/SDF Process Plan/Time Schedule (attached as Annexure A, to the departmental report).

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| Meeting: Council – 24/08/2022 | Submitted by Department: IDP/PM |
| Ref No: 2/2/8                 | Author/s: C September           |
| Coll No: 1968201              | Referred from: MC – 18/08/2022  |
| <b>PAR:</b>                   | <b>ACTION:</b>                  |
| 1-3                           | Implement decision              |
|                               | <b>RESPONSIBLE DEPARTMENT:</b>  |
|                               | Manager IDP/PM                  |
|                               | <b>DUE DATE:</b>                |
|                               |                                 |



**DRAKENSTEIN MUNICIPALITY**  
**MINUTES: COUNCIL/RAAD/IBHUNGA**  
**24 AUGUST 2022**

29

**9.10 AUDIT COMMITTEE REPORT**

**OUDITKOMITEE VERSLAG**

**INGXELO YEKOMITI YOPHICHOTHO ZINCWADI**

Mr R Najjaar, Chairperson of the Audit Committee, was present when this item was considered and responded to some of the questions raised by councillors which related to irregular expenditure and preventative measures taken.

**UNANIMOUSLY RESOLVED that**

1. The report (attached as Annexure A to the departmental report) be noted; and
2. The minutes of the Audit Committee meeting held on 3 March 2022 (attached as Annexure B to the departmental report) be noted.

|                               |                                         |                                |                  |
|-------------------------------|-----------------------------------------|--------------------------------|------------------|
| Meeting: Council – 24/08/2022 | Submitted by Department: Internal Audit |                                |                  |
| Ref No: 3/3/1/3/13            | Author/s: R Jaftha                      |                                |                  |
| Coll No: 1972963              | Referred from: MC – 18/08/2022          |                                |                  |
| <b>PAR:</b>                   | <b>ACTION:</b>                          | <b>RESPONSIBLE DEPARTMENT:</b> | <b>DUE DATE:</b> |

**9.11 APPROVAL OF THE 1<sup>st</sup> SPECIAL ADJUSTMENTS BUDGET FOR THE 2022/2023 FINANCIAL YEAR**

**GOEDKEURING VAN DIE 1<sup>ste</sup> SPESIALE AANSUIWERINGSBEGROTING VIR DIE 2022/2023 FINANSIËLE JAAR**

**UKUGQISEKISWA KOLUNGISO LOKUQHALA 1 OLULODWA LOHLAHLLO LWAIWO-MALI LONYAKA MALI 2022/2023**

**UNANIMOUSLY RESOLVED that**

1. The Capital Budget Roll-overs as reflected in Appendix 2 of the Special Adjustments Budget Report be approved;
2. The reasons for the committed roll-overs as reflected in Appendix 2 of the Special Adjustments Budget Report be approved;
3. The total operating revenue of R2,917,640,769 for the 2022/2023 financial year as set out in Table 1 of the Special Adjustments Budget Report be approved;
4. The operating expenditure of R2,878,894,229 for the 2022/2023 financial year as set out in Table 2 of the Special Adjustments Budget Report be approved;
5. The capital budget expenditure of R134,151,848 for the 2022/2023 financial year as set out in Table 4 of the Special Adjustments Budget Report be approved;



**DRAKENSTEIN MUNICIPALITY**  
**MINUTES: COUNCIL/RAAD/IBHUNGA**  
**24 AUGUST 2022**

30


6. The capital expenditure of R134,151,848 to be funded by the following revenue sources as set out in Table 5 of the Special Adjustments Budget Report:
- 6.1 Capital Replacement Reserve (CRR) (R53,967,881); and
- 6.2 Secured grants to be received from national government, provincial government and other donors (R80,183,967).
7. It be noted that no taxes and tariffs be affected with the approval of this adjustments budget;
8. Schedule B1 to B10 attached as Appendix 2 to the Special Adjustments Budget Report be approved; and
9. Any savings on the line item votes of the different category classes of operating expenditure may be used through the virement process to transfer budgeted savings for to other category classes of operating expenditure budgeted funds to avoid over-expenditure and unauthorised expenditure disclosures per category class of expenditure, municipal vote and/or GFS function classification.

|                               |                                             |                                |                  |
|-------------------------------|---------------------------------------------|--------------------------------|------------------|
| Meeting: Council – 24/08/2022 | Submitted by Department: Financial Services |                                |                  |
| Ref No: 5/2/2                 | Author/s: L Crotz                           |                                |                  |
| Coll No: 1974055              | Referred from: MC – 18/08/2022              |                                |                  |
| <b>PAR:</b>                   | <b>ACTION:</b>                              | <b>RESPONSIBLE DEPARTMENT:</b> | <b>DUE DATE:</b> |
| 1-9                           | Implement decision                          | Chief Financial Officer        |                  |

|                                                                                |
|--------------------------------------------------------------------------------|
| <b>9.12 AMENDMENT OF COUNCIL’S SUPPLY CHAIN MANAGEMENT POLICY</b>              |
| <b>WYSIGINGS AAN DIE RAAD SE VOORSIENINGSKANAALBESTUURSBELEID</b>              |
| <b>ISIHLOMELO KUMGAQO-NKQUBO WEBHUNGA KULAWULO LWESIXOKELELWANO SONIKEZELO</b> |

**UNANIMOUSLY RESOLVED that**

1. The amended Supply Chain Management Policy (attached as Annexure A to the departmental report) be adopted; and
2. The amended Supply Chain Management Policy be implemented from 1 September 2022.

|                               |                                                                                                         |                                                                     |                                                                                       |
|-------------------------------|---------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------|---------------------------------------------------------------------------------------|
| Meeting: Council – 24/08/2022 | Submitted by Department: Financial Services                                                             |                                                                     |                                                                                       |
| Ref No: 9/1/1/4               | Author/s: H Vergotine                                                                                   |                                                                     |                                                                                       |
| Coll No: 1975186              | Referred from: MC – 18/08/2022                                                                          |                                                                     |                                                                                       |
| <b>PAR:</b>                   | <b>ACTION:</b>                                                                                          | <b>RESPONSIBLE DEPARTMENT:</b>                                      | <b>DUE DATE:</b>                                                                      |
| 1-3                           | 1. Implement decision<br>2. Update policy folder and place on intranet<br>3. Place on Municipal Website | 1. Chief Financial Officer<br>2. Administration<br>3. Communication |  |

**DRAKENSTEIN MUNICIPALITY**  
**MINUTES: COUNCIL/RAAD/IBHUNGA**  
**24 AUGUST 2022**

31

**9.13 MUNICIPAL FINANCE MANAGEMENT ACT: SECTION 71 MONTHLY BUDGET MONITORING REPORT FOR JULY 2022**

**MUNISIPALE WET OP BESTUUR VAN FINANSIES: ARTIKEL 71 MAANDELIKSE BEGROTINGSMONITERINGSVERSLAG VIR JULIE 2022**

**UMTHETHO WOLAWULO LWEMALI KAMASIPALA: ICANDELO 71 INGXELO YOKUBEKA ESWENI ULAWULO LWABIWO-MALI LUKAJUNI 2022**

On a question raised by the VF Plus the City Manager indicated that adequate provision was made for the interest and redemption payments on the external loans and gave the assurance, based on correct projections, that there should not be any need to restructure any future repayments of the loans. As to the benefits of taking up the loans at the specific time, it was responded to that the number of new developments in the municipal area were testimony as to the correctness of the decisions taken.

**UNANIMOUSLY RESOLVED that**

1. The content of the section 71 monthly budget monitoring report for July 2022 and the supporting documentation be noted; and
2. It be noted that the section 71 monthly budget monitoring report for July 2022 was submitted to the Executive Mayor; National Treasury and Provincial Treasury on 15 August 2022, being the 10<sup>th</sup> working day after the end of July 2022.

|                               |                                             |
|-------------------------------|---------------------------------------------|
| Meeting: Council – 24/08/2022 | Submitted by Department: Financial Services |
| Ref No: 9/1/1/4               | Author/s: A Viola                           |
| Coll No: 1985664              | Referred from: MC – 18/08/2022              |
| <b>PAR:</b>                   | <b>ACTION:</b>                              |
|                               | <b>RESPONSIBLE DEPARTMENT:</b>              |
|                               | <b>DUE DATE:</b>                            |

**9.14 REPORT ON DEVIATIONS FROM PROCUREMENT PROCESSES: JULY 2022**

**VERSLAG VAN AFWYKINGS VAN VERKRYGINGSPROSESSE: JULIE 2022**

**INGXELO YOKUPHAMBUKELA KUNYE NOLUNGISO OLUNCINCI LOKUPHEPHELA KWINKQUBO ZOKUFUMANA: EYEHALA 2022**

**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 R706,386 (incl. VAT) for July 2022 as recorded by the Accounting Officer under the annexures attached to this report, be noted.

|                               |                                             |
|-------------------------------|---------------------------------------------|
| Meeting: Council – 24/08/2022 | Submitted by Department: Financial Services |
| Ref No: 9/1/1/4               | Author/s: C Hess                            |
| Coll No: 1967747              | Referred from: MC – 18/08/2022              |
| <b>PAR:</b>                   | <b>ACTION:</b>                              |
|                               | <b>RESPONSIBLE DEPARTMENT:</b>              |
|                               | <b>DUE DATE:</b>                            |



32

**DRAKENSTEIN MUNICIPALITY  
MINUTES: COUNCIL/RAAD/IBHUNGA  
24 AUGUST 2022**

|                                                                                                |
|------------------------------------------------------------------------------------------------|
| <b>9.15 ANNUAL STOCK TAKE REPORT FOR THE FINANCIAL YEAR 2021/2022 (AS ON 30 JUNE 2022)</b>     |
| <b>JAARLIKSE VOORRAADOPNAME VERSLAG VIR DIE FINANSIËLE JAAR (SOOS OP 30 JUNIE 2022)</b>        |
| <b>INGXELO YONYAKA YOKUBALWA KWEMPAHLA YONYAKA MALI KA 2021/2022 (NGOKUNJALO 30 JUNI 2022)</b> |

**UNANIMOUSLY RESOLVED that**

1. The stock take report for 2022 and the ratification of the stock shortage, surpluses and write-offs of damaged items be approved; and
2. The Chief Financial Officer records the information in point 1 above in the notes to the annual financial statements for the year ending 30 June 2022 as required by legislation.


|                               |                                             |                                |                  |
|-------------------------------|---------------------------------------------|--------------------------------|------------------|
| Meeting: Council – 24/08/2022 | Submitted by Department: Financial Services |                                |                  |
| Ref No: 9/1/1/4               | Author/s: H Vergotine                       |                                |                  |
| Coll No: 1967747              | Referred from: MC – 18/08/2022              |                                |                  |
| <b>PAR:</b>                   | <b>ACTION:</b>                              | <b>RESPONSIBLE DEPARTMENT:</b> | <b>DUE DATE:</b> |
| 1-2                           | Implement decision                          | Chief Financial Officer        |                  |

|                                                                                                              |
|--------------------------------------------------------------------------------------------------------------|
| <b>9.16 2021/2022 REPORT ON UNAUTHORISED, IRREGULAR, FRUITLESS AND WASTEFUL EXPENDITURE</b>                  |
| <b>2021/2022 VERSLAG OOR ONGEMAGTIGDE, ONREËLMATIGE, VRUGTELOSE EN VERKWISTENDE UITGAWES</b>                 |
| <b>2021/2022 INGXELO YOKUSEBENZISA, NGAPHANDLE KWEMVUME, EXAMNYE NOMTHETHO, NGENAZIQHAMO KUNYE NENKCITHO</b> |

**UNANIMOUSLY RESOLVED that**

1. Council certifies the irregular expenditure amount of R1,994,603 for the 2021/2022 financial year as irrecoverable and to be written-off in note 52.2 of the 2021/2022 annual financial statements; and
2. Council certifies the irregular expenditure amount of R13,325 for the 2021/2022 financial year as irrecoverable and to be written-off in note 52.2 of the 2021/2022 annual financial statements.

|                               |                                             |                                |                  |
|-------------------------------|---------------------------------------------|--------------------------------|------------------|
| Meeting: Council – 24/08/2022 | Submitted by Department: Financial Services |                                |                  |
| Ref No: 5/12/2/6 (2021/2022)  | Author/s: B Brown                           |                                |                  |
| Coll No: 1978124              | Referred from: MPAC: 10/08/2022             |                                |                  |
| <b>PAR:</b>                   | <b>ACTION:</b>                              | <b>RESPONSIBLE DEPARTMENT:</b> | <b>DUE DATE:</b> |
| 1-2                           | Implement decision                          | Chief Financial Officer        |                  |



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

None.

|                                 |
|---------------------------------|
| <b>11. SUPPLEMENTARY AGENDA</b> |
| <b>AANVULLENDE AGENDA</b>       |
| <b>I AJENDA EYONGEZIWEYO</b>    |

None.

|                                             |
|---------------------------------------------|
| <b>IN-COMMITTEE/ IN-KOMITEE/ KWI-KOMITI</b> |
| <b>12. CONFIDENTIAL MATTERS</b>             |
| <b>VERTROULIKE SAKE</b>                     |
| <b>IMIBA EYIMFIHLO</b>                      |

|                                                                        |
|------------------------------------------------------------------------|
| <b>12.1 CONFIDENTIAL MINUTES: MAYORAL COMMITTEE</b>                    |
| <b>VERTROULIKE NOTULE: BURGEMEESTERSKOMITEE</b>                        |
| <b>UKUQWALASELWA KWEMIZUZU YEMFIHLO: IKOMITI KASODOLOPHU WESIGQEBA</b> |

See confidential minutes.

|                                                  |
|--------------------------------------------------|
| <b>12.2 CONFIRMATION OF CONFIDENTIAL MINUTES</b> |
| <b>BEKRAGTIGING VAN VERTROULIKE NOTULE</b>       |
| <b>ISIQINISEKISO SEMIZULU YIMFIHLO</b>           |

See confidential minutes.

The meeting ended at 13:53.

CHAIRPERSON:

*J.F. le Roux*

DATE:

*30/9/2022*

Confirmed with/without amendments.

PJ/mg





# DRAKENSTEIN

MUNISIPALITEIT • MUNICIPALITY • UMASIPALA

Paarl | Wellington | Gouda | Saron | Simondium

34  
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www.drakenstein.gov.za  
customer@drakenstein.gov.za  
Civic Centre, Berg River Boulevard, Paarl 7646

## COUNCIL MEETING

Date: 24 August 2022

Venue: Council Chambers

Time: 09:30

| SURNAME       | NAME | SIGNATURE         |
|---------------|------|-------------------|
| CLLR ADAMS    | JH   | <i>Adams</i>      |
| ALD ADRIAANSE | MM   | <i>Adriaanse</i>  |
| CLLR ANDERSON | JV   | <i>Anderson</i>   |
| CLLR ANDREAS  | MA   | <i>Andreas</i>    |
| CLLR APPOLLIS | AMB  | <i>Appollis</i>   |
| CLLR ARENDSE  | EG   | <i>Arendse</i>    |
| CLLR ARENDSE  | LC   | <i>Arendse</i>    |
| CLLR ARNOLDS  | RB   | <i>R. Arnolds</i> |
| CLLR BARON    | E    | <i>Baron</i>      |
| CLLR BESTER   | TG   | <i>Bester</i>     |
| CLLR BOLANI   | LE   | <i>Bolani</i>     |
| CLLR BOOYSEN  | VC   | <i>Booyesen</i>   |
| ALD COMBRINK  | GC   | <i>Combrink</i>   |
| CLLR CUPIDO   | FP   | <i>Cupido</i>     |
| CLLR CUPIDO   | PBA  | <i>Cupido</i>     |
| CLLR CYSTER   | L    | <i>Cyster</i>     |
| CLLR DANIELS  | JV   | <i>Daniels</i>    |

OFFICE OF THE/ KANTOOR VAN DIE  
CHIEF WHIP/HOOF SWEEF

CLLR/ ROOL CHRISTEPHINE KEARNS  
DRAKENSTEIN MUNICIPALITY/ MUNISIPALITEIT

*Kearns*

25/08/22

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| SURNAME          | NAME | SIGNATURE |
|------------------|------|-----------|
| CLLR DAVIDS      | CO   |           |
| CLLR DE KOCK     | J    |           |
| CLLR CAROLISSEN  | D    |           |
| CLLR DU PLESSIS  | AJ   |           |
| CLLR DUBA        | BP   |           |
| CLLR FOURIE      | A    |           |
| CLLR GANANDANA   | S    |           |
| CLLR GODONGWANA  | N    | Apology   |
| CLLR GOUWS       | E    |           |
| CLLR GRAVEL      | S    | Apology   |
| CLLR JACOBS      | B    |           |
| CLLR JACOBS      | CM   |           |
| CLLR JACOBS      | F    | Apology   |
| CLLR JACOBS      | M    | Apology   |
| CLLR KEARNS      | C    |           |
| ALD KOEGELENBERG | RA   |           |
| CLLR KROUTZ      | C    |           |
| CLLR KULSEN      | G    |           |
| CLLR LANDSBERG   | S    |           |
| CLLR LANDU       | L    |           |



| SURNAME         | NAME | SIGNATURE |
|-----------------|------|-----------|
| ALD LE ROUX     | JF   |           |
| CLLR LIEBENBERG | SJ   |           |
| CLLR MANGENA    | TC   |           |
| CLLR MATTHEE    | HJN  | Absent.   |
| CLLR MATTHEE    | LC   |           |
| CLLR MILLER     | J    |           |
| CLLR MOOI       | TP   |           |
| CLLR NELL       | RH   |           |
| CLLR NONGOGO    | N    |           |
| CLLR NOBALA     | M    |           |
| ALD POOLE       | CJ   |           |
| CLLR RICHARDS   | AM   |           |
| CLLR ROSS       | S    |           |
| CLLR SAMBOKWE   | LS   |           |
| CLLR SAUERMAN   | ND   |           |
| CLLR SEPTEMBER  | JA   |           |
| CLLR SMIT       | J    |           |
| CLLR KORABIE    | S    |           |
| CLLR SOLOMONS   | EA   |           |
| ALD STOWMAN     | AC   |           |

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CLLR/ RDL CHRISTEPHINE KEARNS  
DRAKENSTEIN MUNICIPALITY/ MUNISIPALITEIT

25/08/22





| SURNAME                | NAME | SIGNATURE |
|------------------------|------|-----------|
| CLLR STULWENI          | AM   |           |
| CLLR VAN NIEKERK       | LT   |           |
| CLLR VAN NIEUWENHUYZEN | RH   |           |
| CLLR VAN ROOYEN        | A    |           |
| CLLR VAN SANTEN        | AJ   |           |
| CLLR VAN WILLINGH      | B    |           |
| CLLR XHEGO             | Z    |           |
| CLLR ZOYA              | N    |           |

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CHIEF WHIP/HOOFSWEEP  
CLLR/ RDL CHRISTEPHINE KEARNS  
DRAKENSTEIN MUNICIPALITY/ MUNISIPALITEIT



**COUNCIL MEETING**

**OFFICIALS**

| NAME AND SURNAME | SIGNATURE |
|------------------|-----------|
| Bradley Brown    |           |
| J. HEIBBRANDT    |           |
| G. Esau          |           |
| M. Wüst          |           |
| JACQUI SAMSON    |           |
| S. Dippenaar     |           |
| S. Joubert       |           |
| R. Geldenhuys    |           |
| R. JANTJES       |           |
| R. NASSAAR       |           |
|                  |           |
|                  |           |
|                  |           |

OFFICE OF THE/ KANTOOR VAN DIE  
 CHIEF WHIP/ DOGTSWEEP  
 CLLR/ RDI/ OPHIS/ EPHUME KEARNS  
 DRAKENSTEIN MUNICIPALITY/ MUNISIPALITEIT

25/08/22