

MINUTES: MAYORAL COMMITTEE

ORDINARY MEETING HELD IN THE COUNCIL CHAMBERS, FIRST FLOOR, CIVIC CENTRE, BERG RIVER BOULEVARD, PAARL, ON WEDNESDAY, 20 FEBRUARY 2019 AT 10:00.

**PRESENT:** The Executive Mayor, Clr C J Poole (Chairperson)  
The Deputy Executive Mayor, Clr G C Combrink

**Councillors:** M A Andreas  
C Kearns  
E Gouws  
J Miller  
R Smuts  
RH van Nieuwenhuyzen  
LT van Niekerk  
L Willemse

**Also Present:** Clr A Stowman (Speaker)  
Clr J Mathee (MPAC Chairperson)  
Clr R A Koegelenberg (Chief Whip)  
Clr M Richards

**Officials:** Dr J H Leibbrandt (City Manager)  
Mr S Johaar (Executive Director: Corporate Services)  
Mr J Carstens (Chief Financial Officer)  
Mr D Hattingh (Executive Director: Engineering Services)  
Ms L Waring (Executive Director: Planning and Development)  
Mr G Esau (Executive Director: Community Services)  
Ms R Jaftha (Chief Audit Executive)  
Mr A V Marais (Senior Manager: Legal and Administrative Services)  
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 (PMS Officer)  
Mr P January (Senior Administrative Officer)



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

- 1. Clr J F Le Roux: On council duty; and
- 2. Clr L P Mokoena: apology

2. ANNOUNCEMENTS BY THE EXECUTIVE MAYOR

None.

3. DISCLOSURE OF INTERESTS BY COUNCILLORS/OFFICIALS

None.

4. CONFIRMATION OF MINUTES

The following meetings were confirmed as correct:

- i. Ordinary meeting held on 23 January 2019;
- ii. Ordinary meeting held on 30 January 2019; and
- iii. Confidential meeting held on 30 January 2019.

5. SCHEDULE OF DECISIONS

RESOLVED that

The Schedule of Decisions **be noted**.

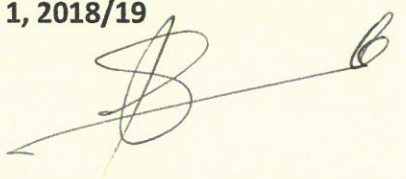
6. EXECUTIVE MAYOR

6.1	REPORT AND RECOMMENDATIONS TO COUNCIL FROM THE AUDIT COMMITTEE QUARTERLY MEETING HELD ON 06 DECEMBER 2018
	VERSLAG EN AANBEVELINGS AAN DIE RAAD VAN DIE OUDITKOMITEE KWARTAALLIKSE VERGADERING OP 06 DESEMBER 2018
	INGXELO NENCEBISO KWIBHUNGA ZIVELA KWIKOMITI YOPHICHOTO ZINCWADI YENTLANGANI

RECOMMENDED that

Council take note of the following recommendations of the Audit Committee:

- 1. Internal Audit Progress Report Quarter 1, 2018/19



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- The dashboard of outstanding action plans prepared by the Chief Audit Executive (CAE) for the Senior Management Team (SMT) should also be submitted to the Audit Committee; and
- All Internal Audit reports should include a paragraph indicating whether or not a limitation of audit scope was experienced during the audit.

**2. Gouda Progress Report**

A report on the Gouda outstanding municipal debt matter should be submitted at the next quarterly Audit Committee meeting.

**3. Progress on TASK**

The TASK report indicating funded priority positions that must be filled be submitted at the next quarterly Audit Committee meeting.

**4. Auditor General Management Report 2017/18 and Final Audit Report**

- The Annual Financial Statements 2018/19 will be submitted to the Audit Committee for review on 15 August 2019; and
- The Annual Financial Statements 2018/19 will be submitted to the Auditor General by 12:00 on 31 August 2019.

**5. Internal Audit Charter**

The Audit Committee approved the Internal Audit Charter.

**6. Audit Committee Charter**

The Audit Committee recommended the submission of the Audit Committee Charter to Council for final approval.

Meeting: Mayco 20/02/2019	Submitted by Department: Internal Audit		
Ref No: 3/3/1/3/9/1	Author/s: R Jaftha		
Coll No: 1445686	Referred from:		
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>



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7. PUBLIC SAFETY

7.1	BY-LAW LIQUOR TRADING DAYS AND HOURS: APPROVAL OF COMMENTS TO BE FORWARDED TO THE WESTERN CAPE LIQUOR AUTHORITY
	VERORDENING DRANKHANDELSDAE EN –URE: GOEDKEURING VAN KOMMENTAAR VIR INDIENING BY DIE WES-KAAPSE DRANKRAAD
	UMGAQO NKQUBO WENTSUKU NE NAMAXESHA OKUTHENGISWA KOTYWALA: UKWAMKELWA KWEZIMVO EZIYAKUGQITHISWA KWI WESTERN CAPE LIQUOR AUTHORITY

**RESOLVED that**

1. The approval of the following liquor license applications based on the comments received from the Department Planning and Development as well as the Ward Councillor **be supported**:
  - 1.1 Cape Wine Company: application for the sale of liquor off the premises where the liquor is sold;
  - 1.2 Perdeberg Wines: application for the sale of liquor off the premises where the liquor is sold;
  - 1.3 Hermon Liquor City Express: application for micro-manufacture and sale of liquor off the premises; and
  - 1.4 Hermon Beverages: application for micro-manufacture and sale of liquor off the premises.
2. The approval of extension of liquor trading hours based on the comments received from the Ward Councillor **not be supported**:
  - 2.1 2 Shots: application for the extension of liquor trading hours from 02:00 to 04:00.
3. The comments forwarded to the Western Cape Liquor Authority be noted for temporary liquor licenses for the following special events:
  - 3.1 Kreame Lifestyle, Veuve Clicquet Masters Polo 2019: event taking place on 2 March 2019;
  - 3.2 Chilligan Trading, Veuve Clicquest Masters Polo 2019: event taking place on 2 March 2019;



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- 3.3 Krismis onder and met die Sterre: event took place 15 December 2018;
  - 3.4 Summer Splash Paarl 2018: event took place 17 December 2018;
  - 3.5 KWV November Exhibition 2018: event took place 24 November 2018;
  - 3.6 ATKV Rieldans 2018: event took place 8 December 2018;
  - 3.7 Jazz on the Riverbanks: event took place 16 December 2018;
  - 3.8 Bernheim Wines: event took place 29 November – 2 December 2018; and
  - 3.9 SA Historic Grand Prix: event took place 1-2 December 2018.
4. The following temporary liquor licenses for special events be referred back to the department for clarity on the status of their temporary liquor licenses:
- 4.1 Opening day Reuben and Co Café: event taking place December 2018 and January 2019; and
  - 4.2 Antiques Exhibition at Toeka Stoor: event taking place on various dates December 2018, January to March 2019.

Meeting: Mayco 20/02/2019		Submitted by Department: Community Services	
Ref No: 1/2/2/17		Author/s: A Booysen	
Coll No: 1443055		Referred from: Comm Serv Port - 05/02/2019	
<b>PAR:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPARTMENT:</b>	<b>DUE DATE:</b>
1-4	Implement decision	ED: Community Services	



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**8. PLANNING AND DEVELOPMENT**

<b>8.1 APPOINTMENT OF HERITAGE RESOURCE OFFICERS AS HERITAGE INSPECTORS</b>
<b>AANSTELLING VAN ERFENISHULPBRONBEAMPTES AS ERFENISINSPEKTEURS</b>
<b>UKUQESHWA KWAMAGOSA EZIBONELELO ZENKCUBEKO ELILIFA LETHU NJENGABAHLOLI BEZENKCUBEKO ELILIFA LETHU</b>

**RESOLVED that**


The application to Heritage Western Cape for the appointment of Drakenstein Municipality's heritage officials as heritage inspectors in terms of the National Heritage Resources Act No 25 of 1999, **be supported.**

Meeting: Mayco 20/02/2019	Submitted by Department: Planning and Development
Ref No: 15/3/6/1	Author/s: C Theunissen
Coll No: 1358197	Referred from: Planning and Dev Port - 06/02/2019
<u>PAR:</u>	<u>ACTION:</u>
	<u>RESPONSIBLE DEPARTMENT:</u>
	<u>DUE DATE:</u>

<b>8.2 OPERATION OF THE EXISTING HERITAGE ADVISORY COMMITTEES UNDER THE DRAKENSTEIN ZONING SCHEME BYLAW, 2018</b>
<b>WERKSAAMHEDE VAN DIE BESTAANDE ERFENIS ADVIESKOMITEES INGEVOLGE DIE DRAKENSTEIN SONERINGSKEMA VERORDENING, 2018</b>
<b>UKUSEBENZA KWE HERITAGE ADVISORY COMMITTEE EKHOYO PHANTSI KWE DRAKENSTEIN ZONING SCHEME BYLAW, 2018</b>

**RECOMMENDED that**

1. The existing Heritage Advisory Committees continue to consider applications pertaining to heritage matters before 1 October 2018 under the transitional arrangements as stated in the new Drakenstein Zoning Scheme By-law 2018, effective from 1 October 2018;
2. The existing Paarl Advisory Committee for Town Aesthetics and Environmental Matters and the existing Wellington Heritage and Aesthetics Committee operate for a 12 month period, from the date of this decision, under the new Drakenstein Zoning Scheme By-law, 2018; and



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3. The development of a new constitution for the Heritage Advisory Committees be noted and that the process to appoint new heritage committee/s be initiated after the finalization of the new constitution.

Meeting: Mayco 20/02/2019	Submitted by Department: Planning and Development
Ref No: 15/3/6/1	Author/s: C Theunissen
Coll No: 1355613	Referred from: Planning and Dev Port - 06/02/2019
<u>PAR:</u>	<u>ACTION:</u>
	<u>RESPONSIBLE DEPARTMENT:</u>
	<u>DUE DATE:</u>

<b>8.3 DRAKENSTEIN MOUNTAIN SLOPE STUDY</b>
<b>DRAKENSTEIN BERGHANGE STUDIE</b>
<b>UFUNDO NGETHAMBEKA LENTABA YASE DRAKENSTEIN</b>

**RESOLVED that**

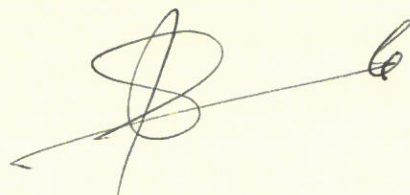
The Draft Drakenstein Mountain Slope Study be published for public comment and thereafter be submitted to Council for approval.

Meeting: Mayco 20/02/2019	Submitted by Department: Planning and Development
Ref No: 15/4/1 (2271) P	Author/s: L Schlechter
Coll No: 1441612	Referred from: Planning and Dev Port - 06/02/2019 Spec Plan and Dev Port- 12/02/2019
<u>PAR:</u>	<u>ACTION:</u>
	Implement decision
	<u>RESPONSIBLE DEPARTMENT:</u>
	ED: Planning and Development
	<u>DUE DATE:</u>

<b>8.4 PROGRESS REPORT ON THE DEVOLUTION OF PROVINCIAL HERITAGE COMPETENCY FROM HERITAGE WESTERN CAPE TO DRAKENSTEIN MUNICIPALITY</b>
<b>VORDERINGSVERSLAG OOR DIE AFWENTELING VAN PROVINSIALE ERFENIS BEVOEGDHEID VANAF ERFENIS WES-KAAP NA DRAKENSTEIN MUNISIPALITEIT</b>
<b>INGXELO YENKQUBELA PHAMBILI KUGUNYAZISO LOBUCHULE BELIFA LEMVELI LEPHONDO OLUVELA KWILIFA LEMVELI LENTSHONA KOLONI LUSISIWA KUMASIPALA WASEDRAKENSTEIN</b>

**RESOLVED that**

1. The report be noted; and



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2. A further report be submitted to the Mayoral Committee by December 2019 to provide progress on the devolution of heritage competency.

Meeting: Mayco 20/02/2019	Submitted by Department: Planning and Development
Ref No: 15/3/6/1	Author/s: C Theunissen
Coll No: 1416229	Referred from: Planning and Dev Port - 06/02/2019
<b>PAR:</b>	<b>ACTION:</b>
1-2	Implement decision
	<b>RESPONSIBLE DEPARTMENT:</b>
	ED: Planning and Development
	<b>DUE DATE:</b>


**9. CORPORATE SERVICES**

<b>9.1 PROPOSED ALIENATION OF STREET PORTION (ROAD RESERVE) TO LANDOWNER OF ERF 2491, SITUATED IN MACEBO STREET, MBEKWENI</b>
<b>VOORGESTELDE VERVREEMDING VAN GEDEELTE VAN DIE STRAAT (PADRESERWE) GELEË TE MACEBOSTRAAT, MBEKWENI AAN AANGRENSENDE EIENAAR VAN ERF 2491 MBEKWENI</b>
<b>ISINDULULO SOKUPHEPHELA KWECEBA LESITALATO (INDLELA EBEKIWEYO) KUMNINI WESIZA 2491, MACEBO STREET, MBEKWENI</b>

**RESOLVED that**

This matter be referred back for update report.

Meeting: Mayco - 20/02/2019	Submitted by Department: Corporate Services
Ref No: 15/4/1 (2491)	Author/s: W Rabie
Coll No: 1444208	Referred from: Corp Serv Port - 05/02/2019
<b>PAR:</b>	<b>ACTION:</b>
	Re-submit item
	<b>RESPONSIBLE DEPARTMENT:</b>
	ED: Corporate Services
	<b>DUE DATE:</b>



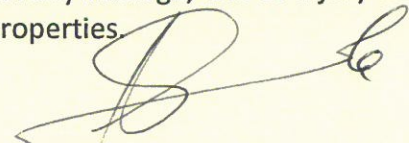


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9.2	PROPOSED ALIENATION OF PORTIONS OF ERVEN 1294 AND 1295 SITUATED IN CHURCH STREET, WELLINGTON FOR YOUTH DEVELOPMENT & YOUTH RELATED PURPOSES
	VOORGESTELDE VERVREEMDING VAN GEDEELTES VAN ERWE 1294 EN 1295, GELEË IN KERKSTRAAT, WELLINGTON VIR JEUGONTWIKKELING EN ANDER JEUGVERWANTE AKTIWITEITE
	ISINDULULO SOKUPHEPHELA KWECEBA LEZIZA 1294 KUNYE 1295 EZI KWI CHURCH STREET E WELLINGTON EKUPHULISENI ULUTSHA KUNYE NEZINTO EZIDIBENE NOLUTSHA

RECOMMENDED that

1. In terms of Section 14 of the Municipal Finance Management Act (Act No 56 of 2003) *in principle approval* be granted for the alienation of portions of Erven 1294 and 1295, Wellington situated in Church Street, Wellington, measuring  $\pm 3615\text{m}^2$  and  $\pm 2393\text{m}^2$  in extent respectively, via a call for applications, subject to the normal conditions of sale as well as the following further conditions:
  - 1.1 The property be sold at a subsidized selling price to be determined by an independent valuer;
  - 1.2 The transaction will be subject to the technical conditions as set out in *Annexure B*;
  - 1.3 Pre-emptive right must be registered against the title of the property in favour of the municipality should the applicant intend to alienate the subject properties or a portion thereof or no longer use the property for the intended purpose it was sold for i.e. youth development and other youth related activities;
  - 1.4 That a service servitude of at least 10 metres or subdivision of the erf be registered where "off Bains Kloof, erf 6369 parallel with the erf" is indicated on the locality plan;
  - 1.5 The purchaser will be responsible for the maintenance of the riparian zone of the river;
  - 1.6 A river maintenance management plan must be submitted to the Department of Environmental Affairs and Development Planning for approval by the successful applicant which submission will be a suspensive condition to the transaction; and
  - 1.7 An Indemnity be issued by the successful applicant in terms of which the municipality will be indemnified against any damage, loss or injury as a result of any flooding on the subject properties.



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2. All submitted applications be assessed against the criteria as set out in the Asset Transfer Policy and other relevant applicable criteria; and
3. The existing lease agreement with the Wamakersvallei Voortrekkers Kommando be extended until the property is awarded to the successful applicant.

Meeting: Mayco – 20/02/2019	Submitted by Department: Corporate Services
Ref No: 15/4/1 (1294) W x15/4/1 (1295) W	Author/s: W Rabie
Coll No: 1444231	Referred from: Corp Serv Port - 05/02/2019
<u>PAR:</u>	<u>ACTION:</u>
	<u>RESPONSIBLE DEPARTMENT:</u>
	<u>DUE DATE:</u>

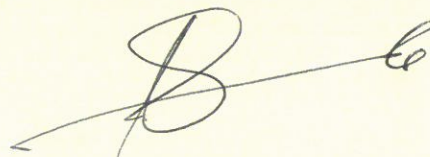
**9.3 PROPOSED TEMPORARY CLOSURE AND GRANTING OF RIGHT TO USE OF PEDESTRIAN PASSAGE, ERF 8734 WELLINGTON, SITUATED IN MAURICE STREET TO OWNER OF ERF 8733 WELLINGTON - WARD 7 (FINAL APPROVAL)**

**VOORGESTELDE TYDELIKE SLUITING EN TOESTAAN VAN GEBRUIKSREG VAN DIE VOETGANGER DEURGANG, ERF 8734 WELLINGTON, GELEË TE MAURICESTRAAT AAN EIENAAR VAN ERF 8733 WELLINGTON - WYK 7 (FINALE GOEDKEURING)**

**ISINDULULO SOKUVALWA OKWETHUTYANA NOKUNIKWA KWELUNGELO LOKUSEBENZISA INDLEDLANA YEENYAWO ESERHANGENI, KWA-ERF 8734 EWELLINGTON, EMI EMAURICE STREET KUMNINI WE-ERF 8733 EWELLINGTON – KWAWADI 7 (IMVUME YOKUGQIBELA)**

**RESOLVED that**

1. In terms of Regulation 34 of the Municipal Asset Transfer Regulations, ***final approval*** be granted for the temporary closure and granting of a right to use the pedestrian passage, situated on a portion of Erf 8734, Maurice Street, Wellington as indicated on the locality map (marked ***Annexure A***), to the adjacent owner of Erf 8733, Wellington, subject to the following conditions:
  - 1.1 A use agreement be concluded for a period of two years after which the Municipality may consider renewal thereof;
  - 1.2 The applicant be responsible for the maintenance of the subject property;
  - 1.3 All administrative and legal requirements be adhered to;
  - 1.4 The construction of a fence and gate around the subject property by and at the cost the applicant be allowed, subject to the prior approval and satisfaction of the Building Control Section and Engineering Services Department;

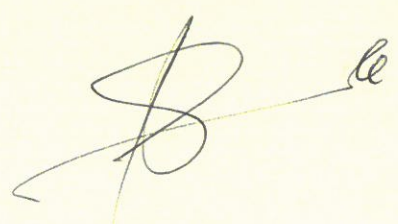


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- 1.5 No other construction work will be permitted on the subject property;
  - 1.6 The subject property must at all times be accessible to the Municipality for maintenance of services (sewerage pipeline traversing the passage) situated on the property. A duplicate key of the lock must be provided to the Division: Wastewater Services;
  - 1.7 No obstructions may be placed over the manholes in the passage;
  - 1.8 No permanent surfaces such as concrete may be constructed over the municipal services;
  - 1.9 Any damages or relocation of services situated on the subject property will be for the applicant's account; and
  - 1.10 No fee be charged for the use of the property since it will be used for security purposes as allowed in terms of the Asset Transfer Policy.
2. In terms of par 13 of the Asset Transfer Policy the right be granted by way of direct negotiation due to the fact that the subject property is posing a security threat to surrounding landowners and the subject property cannot be used by parties other than the adjacent owners.

Meeting: Mayco – 20/02/2019		Submitted by Department: Corporate Services	
Ref No: 15/4/3		Author/s: F Williams	
Coll No: 1440407		Referred from: Corp Serv Port - 05/02/2019	
<b>PAR:</b>	<b>ACTION:</b>	<b>RESPONSIBLE DEPARTMENT:</b>	<b>DUE DATE:</b>
1-2	Implement decision	ED: Corporate Services	



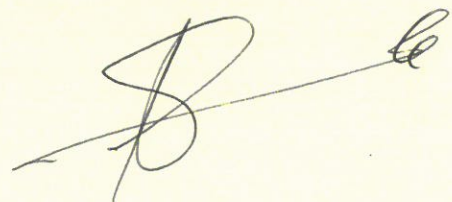
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9.4	RENEWAL OF LEASE AGREEMENTS WITH THE PAARL VALLEY PIGEON CLUB AND THE PAARL DISTRICT HOMING UNION: PORTION OF ERF 593, BERG RIVER BOULEVARD PAARL
	HERNUWING VAN HUURKONTRAKTE MET DIE PAARLVALLEI POSDUIFKLUB EN DIE PAARL DISTRICT HOMING UNION: GEDEELTE VAN ERF 593, BERGRIVIER BOULEVARD
	UKUHLAZIYWA NGOKUTSHA KWEEMVUMELWANO NEPAARL VALLEY PIGEON CLUB KUNYE NEPAARL DISTRICT HOMING UNION: ISIQWENGA SE-ERF 593, EBERG RIVER BOULEVARD EPAARL

**RECOMMENDED that**

1. In terms of Section 34 of the Municipal Asset Transfer Regulations **final approval** be granted for the renewal of the lease of the municipal buildings situated on a portion of Erf 593, Paarl to the Paarl Valley Pigeon Club and the Paarl District Homing Union from 1 January 2019 for a period of three (3) years, subject to the standard lease conditions as well as the following further conditions:
  - 1.1 The clubhouse measuring  $\pm 98\text{m}^2$  in extent, be leased to the Paarl Valley Pigeon Club at a rental of R148.33 per month (VAT excluded and 8% escalation per annum included);
  - 1.2 The pigeon hall measuring  $\pm 256\text{m}^2$  in extent, be leased to the Paarl District Homing Union at a rental of R566.39 per month (VAT excluded and 8% escalation per annum included);
  - 1.3 No sub-leasing will be allowed;
  - 1.4 Social functions will be limited to November – December of each year on the following days and hours:

Monday to Thursday till 23:00;  
Friday and Saturday till 00:00; and  
Sundays and Public Holidays – no functions permitted.
  - 1.5 The allowed social functions will be limited to events directly relating to the club activities, i.e. award ceremonies, and no loud music is permitted at such functions.
2. All administrative and legal requirements are adhered to.



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- 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 agreements and a public consultation process was followed during which other parties had the opportunity to submit comment, objections or counter applications. None were received.

Meeting: Mayco – 20/02/2019	Submitted by Department: Corporate Services
Ref No: 15/4/1 (593) P	Author/s: N Williams
Coll No: 1441618	Referred from: Corp Serv Port - 05/02/2019
<b>PAR:</b>	<b>ACTION:</b>
	<b>RESPONSIBLE DEPARTMENT:</b>
	<b>DUE DATE:</b>

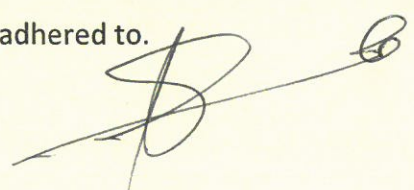
**9.5 RENEWAL OF LEASE AGREEMENT: MUNICIPAL PROPERTY SITUATED ON A PORTION OF ERF 31005, DU TOIT STREET, PAARL TO THE PAARL RECREATIONAL CLUB**

**HERNUWING VAN HUURKONTRAK: MUNISIPALE EIENDOM GELEË OP 'N GEDEELTE VAN ERF 31005, DU TOITSTRAAT, PAARL AAN DIE PAARL ONTSPANNINGSKLUB**

**UKUHLAZIYWA NGOKUTSHA KWEMVUMELWANO YOKUQESHISWA: KWEPROPATI EMI KWISIQWENGA SE-ERF 31005, EDUTOIT STREET, EPAARL KWIPAARL RECREATIONAL CLUB**

**RECOMMENDED that**

- 1. In terms of Regulation 34 of the Municipal Asset Transfer Regulations, ***final approval*** be granted for the renewal of the lease of the Paarl Recreational Hall situated on a portion of Erf 31005, Paarl measuring ±1866m<sup>2</sup> in extent to the Paarl Recreational Club, subject to the standard lease conditions as well as the following further conditions:
  - 1.1 The property will be leased at a subsidized rental amount of R821.59 per month being 5% of the market value (VAT excluded, 8% escalation per annum included);
  - 1.2 The lease will endure for a period 3 (three) years as from 1 January 2019;
  - 1.3 No private functions or social events such as weddings, birthday parties, etc. be allowed at the premises;
  - 1.4 Sport related functions be limited to the following days and hours:  
  
Mondays- Thursday from 08:00 until 23:00, and  
Fridays and Saturdays from 08:00 until 24:00
  - 1.5 No functions will be allowed on Public Holidays and Sundays.
- 2. All administrative and legal requirements be adhered to.



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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 and a public consultation process has been followed during which other parties had the opportunity to submit an application. None were received.

Meeting: Mayco – 20/02/2019		Submitted by Department: Corporate Services	
Ref No: 15/4/1 (31005) P		Author/s: N Williams	
Coll No: 1441813		Referred from: Corp Serv Port - 05/02/2019	
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>

<b>9.6 PROPOSED ALIENATION OF PORTIONS OF ERVEN 5595 AND 5564 PAARL FOR THE DEVELOPMENT AND EXTENSION OF THE HUGUENOT PARK, TO KMT PROPERTIES (PTY) LTD</b>
<b>VOORGESTELDE VERVREEMDING VAN GEDEELTES VAN ERWE 5595 EN 5564 PAARL VIR DIE ONTWIKKELING EN UITBREIDING VAN DIE HUGUENOTE PARK, AAN KMT PROPERTIES (EDMS) BPK</b>
<b>UKUBEKELWA ECALENI KWEZIQWENGA ZEZIZA EZINGU-5595 NO-5564 EPAARL UKULUNGISELELA UPHUHLISO NOKWANDISWA KWEHUGUENOT PARK, KWI-KMT PROPERTIES (PTY) LTD</b>

**RESOLVED that**

This matter be referred back.

Meeting: Mayco – 20/02/2019		Submitted by Department: Corporate Services	
Ref No: 15/4/1 (5595) P		Author/s: N October	
Coll No: 1414180 x 1445431		Referred from: Corp Serv Port - 05/02/2019	
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>
	Re-submit item	ED: Corporate Services	



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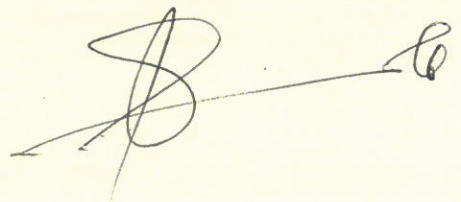
20 FEBRUARY 2019

9.7 RENEWAL OF LEASE: MUNICIPAL PROPERTY SITUATED ON A PORTION OF ERF 8431 PAARL TO THE PAARL CRICKET CLUB ALSO KNOWN AS THE CRICKET CLUBHOUSE
HERNUWING VAN HUURKONTRAK: MUNISIPALE EIENDOM GELEË OP 'N GEDEELTE VAN ERF 8431 PAARL AAN PAARL KRIEKET KLUB OOK BEKEND AS DIE PAARL KRIEKET KLUBHUIS
UKUHLAZIYWA NGOKUTSHA KOKUQESHISWA KWEPROPATI KAMASIPALA EMI KWISIQWENGANA SE-ERF 8431 EPAARL KWIPAARL CRICKET CLUB EKWABIZWA NGOKUBA YICRICKET CLUBHOUSE

RECOMMENDED that

1. In terms of Regulation 34 of the Municipal Asset Transfer final approval be granted for the lease of the cricket clubhouse situated on a portion of Erf 8431 Paarl to the Paarl Cricket Club, during the expired period from 1 December 2015 to 28 February 2018 as well as the renewal of the lease agreement for a further period of two (2) years from 1 March 2019 subject to the standard lease conditions as well as the following terms and conditions:
  - 1.1 The property be leased at a subsidized rental of R275.00 per month in respect of the period of renewal from 1 December 2015 to 28 February 2019 and thereafter at a rental of R308.88 per month being 5% of the market value (VAT excluded and 8% annual escalation per annum included);
  - 1.2 The lease be subject to a cancellation clause of three (3) months should the Municipality need the property for municipal or development purposes; and
  - 1.3 All administrative and legal requirements be adhered to.
  
2. In terms of paragraph 13 of the Asset Transfer Policy, the property be leased by way of direct negotiation as the transaction entails a renewal of an existing lease agreement. Furthermore a public consultation process was followed during which other parties had the opportunity to submit comment, objections or counter applications. None were received.

Meeting: Mayco – 20/02/2019	Submitted by Department: Corporate Services
Ref No: 15/4/1 (8431) P	Author/s: N October
Coll No: 1440843	Referred from: Corp Serv Port - 05/02/2019
<u>PAR:</u>	<u>ACTION:</u>
	<u>RESPONSIBLE DEPARTMENT:</u>
	<u>DUE DATE:</u>



MINUTES: MAYORAL COMMITTEE  
20 FEBRUARY 2019

9.8	PROPOSED RENEWAL OF LEASE AGREEMENT: MUNICIPAL PROPERTY SITUATED ON A PORTION OF ERF 645, MATHAKATHA STREET, MBEKWENI TO THE MBEKWENI COMMUNITY HEALTH WORKERS
	VOORGESTELDE HERNUWING VAN HUURKONTRAK: MUNISIPALE EIENDOM GELEË OP 'N GEDEELTE VAN ERF 645 MATHAKATHASTRAAT MBEKWENI AAN DIE MBEKWENI COMMUNITY HEALTH WORKERS
	UKUHLAZIYWA NGOKUTSHA KWEMVUMELWANO YOKUQESHISA: NGEPROPATI KAMASIPALA EMI KWISIQWENGANA SE-ERF 645, EMATHAKATHA STREET, EMBEKWENI KUBASEBENZI BEZEMPILO YOLUNTU BASEMBEKWENI

RECOMMENDED that

1. In terms of Regulation 34 of the Municipal Asset Transfer Regulations, ***final approval*** be granted for the lease of Portion B of the municipal building, measuring  $\pm 97\text{m}^2$  in extent, situated on Erf 645, Mathakatha Street, Mbekweni known as the "Old Mbekweni Library" to the Mbekweni Community Health Workers NPO Registration No 012-617 in respect of the expired period from 1 June 2018 to 28 February 2019 as well as the renewal of the lease for a further period of 2 (two) years from 1 March 2019, subject to the standard lease conditions as well as the following further conditions:
  - 1.1 The property be leased at a subsidized rental amount of R157.14 per month for the period from 1 June 2018 to 28 February 2019 and thereafter a rental of R169.42 per month being 10% of the market value (VAT excluded, 8% escalation per annum included) for the renewal period; and
  - 1.2 All administrative and legal requirements must be adhered to.
2. In terms of paragraph 13 of the Asset Transfer Policy, the property be leased by way of direct negotiation as the transaction entails a renewal of an existing lease agreement. Furthermore, a public consultation process was followed during which other parties had the opportunity to submit an application. None were received.

Meeting: Mayco – 20/02/2019	Submitted by Department: Corporate Services
Ref No: 15/4/1 (645) M	Author/s: N Williams
Coll No: 1442624	Referred from: Corp Serv Port - 05/02/2019
<u>PAR:</u>	<u>ACTION:</u>
	<u>RESPONSIBLE DEPARTMENT:</u>
	<u>DUE DATE:</u>





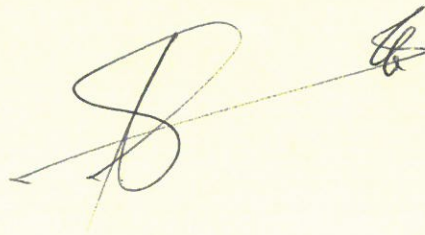
MINUTES: MAYORAL COMMITTEE  
20 FEBRUARY 2019

9.9	LAND EXCHANGE IN RESPECT OF A PORTION OF ERF 5810 WELLINGTON AND ERVEN 6411 AND 6412 WELLINGTON BETWEEN THE NATIONAL DEPARTMENT OF PUBLIC WORKS AND DRAKENSTEIN MUNICIPALITY
	GRONDRUILING TEN OPSIGTE VAN 'N GEDEELTE VAN ERF 5810 WELLINGTON EN ERWE 6411 EN 6412 WELLINGTON TUSSEN DIE NASIONALE DEPARTEMENT VAN PUBLIEKE WERKE EN DRAKENSTEIN MUNISIPALITEIT
	UTSHINTSHISELWANO NGOMHLABA NGOKUNXULUMENE NESIQWENGA SE-ERF 6411 NO-6412 EWELLINGTON PHAKATHI KWESEBE LIKAZWELONKE LEMISEBENZI KARHULUMENTE KUNYE NOMASIPALA WASEDRAKENSTEIN

RECOMMENDED that

1. In terms of Section 14 of the Municipal Finance Management Act (Act 56 of 2003) ***in principle approval*** be granted for the alienation of the newly identified portions of Erf 5810 Wellington, in total measuring approximately 8 686m<sup>2</sup> in extent, as indicated on the locality map to the National Department of Public Works in exchange for Erven 6411 and 6412 Wellington, subject to the standard conditions of sale as well as the following further conditions:
  - 1.1 Drakenstein Municipality will undertake the subdivision of the Portions A and B of Erf 5810 Wellington, as indicated on Annexure "A", for transfer to the National Department of Public Works; and
  - 1.2 Should any compensation be payable by either organs of state, it will be fully discussed in the item for final approval in terms of this land exchange.
2. It be noted and confirmed that the alienation of the portions A and B of Erf 5810 Wellington forms part of a land exchange transaction and a competitive bidding process will not be followed.

Meeting: Mayco – 20/02/2019	Submitted by Department: Corporate Services
Ref No: 15/4/1 (5810) M	Author/s: N October
Coll No: 1441580	Referred from: Corp Serv Port - 05/02/2019
<u>PAR:</u>	<u>ACTION:</u>
	<u>RESPONSIBLE DEPARTMENT:</u>
	<u>DUE DATE:</u>



MINUTES: MAYORAL COMMITTEE  
20 FEBRUARY 2019

9.10 PROPOSED ALIENATION OF ERVEN 21774 AND 21775 PAARL VIA CALL FOR APPLICATIONS
VOORGESTELDE VERVREEMDING VAN ERWE 21774 EN 21775 PAARL BY WYSE VAN UITNODIGING VIR AANSOEKE
UKUBEKELWA ECALENI KWEZIZA 21774 NO-21775 EPAARL NGOKUSEBENZISA ISIMEMO SEZICELO

RECOMMENDED that

1. In terms of Section 14 of the Municipal Finance Management Act No 56 of 2003, **approval in principle** be granted for the alienation of Erven 21774 and 21775 Paarl, measuring approximately 22m<sup>2</sup> and 15m<sup>2</sup> in extent respectively, via a call for applications, at a market related selling price, subject to the normal conditions of sale as well as the following conditions:
  - 1.1 The subject properties be consolidated with Erf 21068 Paarl and that the consolidation be registered simultaneously with the registration of transfer of the subject properties in terms of consolidation diagram no 5650/1998;
  - 1.2 A valuation be obtained from an independent valuer to determine the market related selling price;
  - 1.3 All costs related to the proposed transaction will be for the new purchaser's account; and
  - 1.4 The proposed transaction be advertised in the press for objections, recommendations and in order to invite interested parties to apply for the acquisition of the subject properties, and thereafter be submitted to Council for final consideration of the application.
2. All submitted applications will be assessed against the criteria as set out in the Asset Transfer Policy and other relevant and applicable criteria; and
3. All surrounding landowners be notified of the proposed transaction.

Meeting: Mayco – 20/02/2019	Submitted by Department: Corporate Services
Ref No: 15/4/1 (21774) P	Author/s: N October
Coll No: 1414524 x 1445494	Referred from: Corp Serv Port - 05/02/2019
<u>PAR:</u>	<u>ACTION:</u>
	<u>RESPONSIBLE DEPARTMENT:</u>
	<u>DUE DATE:</u>



**DRAKENSTEIN MUNICIPALITY**  
**MINUTES: MAYORAL COMMITTEE**  
**20 FEBRUARY 2019**

<b>9.11 PROPOSED ALIENATION OF ERF 4135 MBEKWENI AND A PORTION OF ERF 3719 MBEKWENI FOR CHURCH AND SOCIAL WELFARE PURPOSES AND A PORTION OF ERF 3719 MBEKWENI FOR A DISABLED CHILDCARE FACILITY</b>
<b>VOORGESTELDE VERVREEMDING VAN ERF 4135 MBEKWENI EN 'N GEDEELTE VAN ERF 3719 MBEKWENI VIR KERK EN GEMEENSKAPSDOELEINDES EN 'N GEDEELTE VAN ERF 3719 MBEKWENI VIR 'N GESTREMDE KINDERSORG FASILITEIT</b>
<b>UKUBEKELWA BUCALA KWE-ERF 4135 EMBEKWENI NENXALENYE YE-ERF 3719 EMBEKWENI UKULUNGISELELA ICAWA NEENJONGO ZEZIKO LENTLALONTLE YOLUNTU KUNYE NENXALENYE YE-ERF 3719 EMBEKWENI UKULUNGISELELA IZIKO LOKUKHATHALELA ABANTWANA ABAKHUBAZEKILEYO</b>

**RESOLVED that**

This matter be referred back.

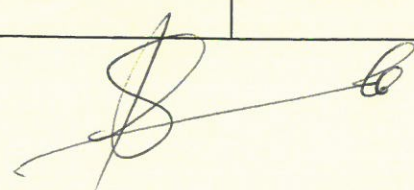
Meeting: Mayco – 20/02/2019	Submitted by Department: Corporate Services
Ref No: 15/4/1 (4135) x (3719) M	Author/s: N October
Coll No: 1443237	Referred from: Corp Serv Port - 05/02/2019
<u>PAR:</u>	<u>ACTION:</u>
	Re-submit item
	<u>RESPONSIBLE DEPARTMENT:</u>
	ED: Corporate Services
	<u>DUE DATE:</u>

<b>9.12 QUARTERLY REPORT ON WARD COMMITTEE MEETINGS: PERIOD 1 OCTOBER 2018 TO 31 DECEMBER 2018</b>
<b>KWARTAALLIKSE VERSLAG OOR WYKSKOMITEEVERGADERINGS: PERIODE 1 OKTOBER 2018 TOT 31 DESEMBER 2018</b>
<b>INGXELO YEKOTA YENTLANGANISO ZEKOMITI ZEWADI: IXESHA 1 OKTOBHA 2018 UKUYA 31 DISEMBA 2018</b>

**RECOMMENDED that**

1. Cognizance be taken of ward committee meetings held during the period 1 October 2018 until 31 December 2018; and
2. The appropriate actions be taken against ward councillors who do not provide the minutes of ward meetings or who do not hold a ward committee meeting at least once a quarter.

Meeting: Mayco – 20/02/2019	Submitted by Department: Corporate Services
Ref No: 3/3/1/3/10	Author/s: L Nojozi
Coll No: 1444582	Referred from: Corp Serv Port - 05/02/2019
<u>PAR:</u>	<u>ACTION:</u>
	<u>RESPONSIBLE DEPARTMENT:</u>
	<u>DUE DATE:</u>



MINUTES: MAYORAL COMMITTEE  
20 FEBRUARY 2019

<b>9.13 LLF MINUTES: JANUARY 2019</b>
<b>LLF NOTULES: JANUARIE 2019</b>
<b>LLF IMIZUZU: JANUWARI 2019</b>

RESOLVED that

The LLF minutes for January 2019 be noted.

Meeting: Mayco – 20/02/2019	Submitted by Department: Corporate Services		
Ref No:	Author/s:	Referred from:	
Coll No:			
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>

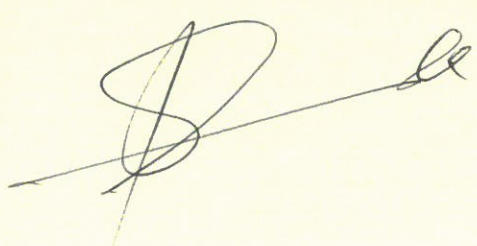
10. SOCIAL SERVICES

<b>10.1 TRANSFER OF ERF 10558 (KLEIN NEDERBURG CLINIC)</b>
<b>OORDRAG VAN ERF 10558 (KLEIN NEDERBURG KLINIEK)</b>
<b>UKUGUQULWA KWESIZA 10558 (KLEIN NEDERBURG CLINIC)</b>

RECOMMENDED that

1. Council notes the content of the report as it relates to the transfer of Erf 10558 (Klein Nederburg Clinic) in the name of the Drakenstein Municipality;
2. Council notes the intended development of the facility into an ECD center on Erf 10558; and
3. Consideration be given to funding the upgrades and repair at the facility during the annual municipal budget in 2019/2020.

Meeting: Mayco 20/02/2019	Submitted by Department: Community Services		
Ref No: 17/19/5	Author/s: J Rhoda	Referred from: Comm Serv Port - 05/02/2019	
Coll No: 1412794			
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>



DRAKENSTEIN MUNICIPALITY

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MINUTES: MAYORAL COMMITTEE  
20 FEBRUARY 2019

11. HUMAN SETTLEMENTS AND PROPERTY MANAGEMENT

<b>11.1 PAARL EAST IRDP HOUSING PROJECT (ERVEN 13480 &amp; 21128) – BENEFICIARY ALLOCATION AND SELECTION CRITERIA</b>
<b>PAARL-OOS IRDP BEHUISINGSPROJEK (ERWE 13480 &amp; 21128) – BEGUNSTIGDE TOEKENNING EN KEURINGSVEREISTES</b>
<b>IPROJEKTHI YOBONELELO NGEZINDLU ZE-IRDP EPAARL EAST (IZIZA 13480 &amp; 21128) – IMIGOMO YOKWABIWA NOKUKHETHA</b>

RESOLVED that

This matter be referred back for updated report.

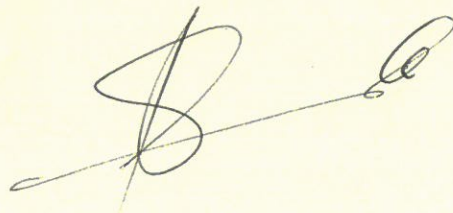
Meeting: Mayco 20/02/2019	Submitted by Department: Community Services
Ref No: 17/5/3/1/1	Author/s: F Rhoda
Coll No: 1429290	Referred from: Spec Community Serv Portf - 12/02/2019
<u>PAR:</u>	<u>ACTION:</u>
	Re-submit item
	<u>RESPONSIBLE DEPARTMENT:</u>
	ED: Community Services
	<u>DUE DATE:</u>

<b>11.2 FINANCE LINKED INDIVIDUAL SUBSIDY PROGRAM: AMENDMENTS TO THE PROGRAM</b>
<b>FINANSIËLE GEKOPPELDE INDIVIDUELE SUBSIDIE PROGRAM: WYSIGINGS TOT DIE PROGRAM</b>
<b>INKQUBO EDIBENE NENXASO MALI: ULUNGISO KWINKQUBO</b>

RESOLVED that

This matter be referred back for updated report.

Meeting: Mayco 20/02/2019	Submitted by Department: Community Services
Ref No: 17/5/2/1	Author/s: F Rhoda
Coll No: 1448225	Referred from: Spec Community Serv Portf - 12/02/2019
<u>PAR:</u>	<u>ACTION:</u>
	Re-submit report
	<u>RESPONSIBLE DEPARTMENT:</u>
	ED: Community Services
	<u>DUE DATE:</u>



MINUTES: MAYORAL COMMITTEE

20 FEBRUARY 2019

<b>11.3 BUILDING/ FACILITY MAINTENANCE OF HALLS, THUSONGS AND PUBLIC FACILITIES (ABLUTIONS)</b>
<b>GEBOU/ FASILITEIT INSTANDHOUDING VAN SALE, THUSONGS EN OPENBARE FASILITEITE (ABLUSIEGERIEWE)</b>
<b>ISAKHIWO/ULUNGISO LWENDAWO ZAMAHOLO, THUSONGS KUNYE NENDAWO ZIKAWENKE WONKE (ILINDLE)</b>

RESOLVED that

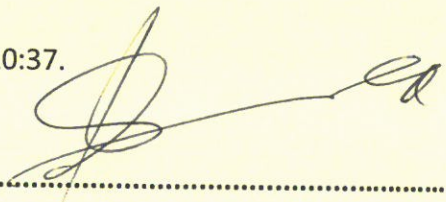
The report be noted.

Meeting: Mayco 20/02/2019	Submitted by Department: Community Services		
Ref No: 17/19/5	Author/s: J Rhoda		
Coll No: 1429461	Referred from: Spec Community Serv Portf - 12/02/2019		
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>

12. URGENT MATTERS

None.

The meeting ended at 10:37.



**CHAIRPERSON:** .....

**DATE:** .....

Confirmed on ..... with/without amendments.  
PJ/rs



## Mayoral Committee Attendance Register

Date: 20 February 2019

Time: 10:00

Venue: Groot Drakenstein Room

SURNAME	INITIALS	TITLE	CELLPHONE	SIGNATURE
POOLE Executive Mayor	C J	MR	0785304285 0824979046	
COMBRINK Deputy Executive Mayor (Financial Services)	G C	MR	0824553445	
LE ROUX (Engineering Services)	J F	MR	0834595965	Afocog
ANDREAS (Rural Management)	M A	MS	0767901066	
KEARNS (Environment, Parks and Open Spaces)	C	MS	0765018441 0769406614	
GOUWS (Social Services)	E	MS	0824479711	
MILLER (Planning and Development)	J	MR	0834400507	
MOKOENA (Corporate Services)	L P	MS	0734198671	Afocog
SMUTS (Public Safety)	R	MR	0824948467	Smuts
VAN NIEKERK (Sport, Recreation, Arts and Culture)	LT	MS	0818858365	
VAN NIEUWENHUYZEN (Communication and Inter-Governmental Relations (IGR))	R H	MR	0826296239	
WILLEMSE (Human Settlements and Property Management)	L	MS	0820799421	
STOWMAN SPEAKER	AC	MR	0791895359	
KOEGELENBERG CHIEF WHIP	RA	MR	0832693138	
MATTHEE CHAIRMAN: MPAC	J	MR	0824486180	Present
RICHARDS LEADER OF OPPOSITION	AM	MR	0827860053	Present

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

21/2/2019