

DRAKENSTEIN MUNICIPALITY

MINUTES OF AN ORDINARY MEETING OF THE MUNICIPAL COUNCIL HELD IN THE COUNCIL CHAMBERS, CIVIC CENTRE, BERG RIVER BOULEVARD, PAARL, ON WEDNESDAY, 28 JANUARY 2026 AT 09:30.

PRESENT: Councillors (see attendance register)

Senior Officials:	Dr JH Leibbrandt	(City Manager)
	Mr S Johaar	(Executive Director: Corporate and Planning Services)
	Mr B Brown	(Chief Financial Officer)
	Mr L Pienaar	(Executive Director: Engineering Services)
	Ms E Barnard	(Executive Director: Safety and Community Services)
	Ms R Jaftha	(Chief Executive Audit)
	Ms N October	(Senior Manager: Legal and Administrative Services)
	Mr D Delaney	(Senior Manager: Spatial Planning and Environmental Management)
	Ms R Geldenhuys	(Manager: Communication and Marketing)
	Ms C September	(Manager: IDP, Research and Development)
	Mr G Dippenaar	(Chief Risk Officer)
	Mr FP Goosen	(Manager: Administrative Support Services)
	Mr P January	(Senior Administrative Officer)

ABSENT: Councillors (see attendance register)



Councillor MA Andreas opened the meeting with a prayer.

1. APPLICATION FOR LEAVE

AANSOEK OM VERLOF

INGXELO NGU SOMLOMO

- | | | | |
|----|----------------------|---|--------------|
| 1. | Councillor JH Adams | - | Apology; |
| 2. | Councillor KJ Gertse | - | Apology; and |
| 3. | Alderman AC Stowman | - | Apology. |

2. CONFLICT OF INTERESTS

KONFLIK VAN BELANGE

UKUGQUBANA KWEMIDLA

Councillor AM Richards declared his interest in terms of Item 9.8.

3. STATEMENTS BY THE SPEAKER

VERKLARINGS DEUR DIE SPEAKER

INGXELO NGU SOMLOMO

The Speaker made the following announcements:

1. Congratulated councillors who celebrated their birthdays in January 2026;
2. Urgently reminded ward councillors to have at least one ward committee and one public meeting for the current quarter, 1 January 2026 to 31 March 2026, and to submit their typed minutes and signed attendance registers before 12:00 on Friday, 2 April 2026;
3. Ward committee and ward meetings to focus on the finalisation of current ward projects and proposals for ward projects for the new financial year in order for inclusion in the draft 2026/27 budget;
4. Reminded ward councillors with regards to the March 2026 stipends that any changes to Ward Committees especially banking details, must be reported to the Office of the Speaker before 12h00 on Friday, 27 February 2026;
5. Requested Ward councillors to urgently escalate ward service delivery matters and IDP ward priorities matters to the relevant MMC's for their attention and feedback; and
6. Welcomed Ms M Joffe and Mr H Ahmed, representatives of the Auditor General, at the meeting.

At the request of Councillor TP Mooi, a moment of silence was held for the passing of Ms Ltombizini Soga, ward committee member of ward 5.



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

The Executive Mayor reported on the following matters:

1. Fire at the Paarl Provincial Hospital and thanked those who assisted;
2. Wished all councillors a prosperous year; and
3. Thanked the staff who worked during the festive period to keep everybody safe and expressed his condolences on the passing of a member of the public.

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

None.

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

None.

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

The minutes of the meeting of the Mayoral Committee held on 03 December 2025 was noted.



8. CONFIRMATION OF MINUTES
BEKRAGTIGING VAN NOTULES
UKUQINISEKISWA KWEMIZUZU

The minutes of the Ordinary Municipal Council meeting held on 11 December 2025 was confirmed as correct.

The Speaker requested that the enclosed email, dated 27 January 2026, received from Councillor VR Moses from the Concerned Drakenstein Residents (CDR) party be included in the minutes.



Accuracy and completeness of the official minutes of the December Council Meeting.

From Vernon Moses <Vernon.Moses@drakenstein.gov.za>

Date Tue 2026-01-27 11:25 AM

To Koos le Roux <Koos.leRoux@drakenstein.gov.za>; Bazil Jacobs <Bazil.Jacobs@drakenstein.gov.za>; John de Kock <John.deKock@drakenstein.gov.za>

📎 1 attachment (108 KB)

Item 9.8 TALKING POINTS.pdf;

Dear Speaker,

I write to formally raise my concern regarding the accuracy and completeness of the official minutes of the December Council Meeting.

During the December Council sitting, under Item 9.8 (page 161 of the Council Agenda), I actively participated on behalf of Concerns Drakenstein Residents (CDR) and raised several serious concerns and objections. However, upon reviewing the approved Council minutes, I note with deep concern that none of the matters I raised are reflected or recorded.

This leads me to ask: what is the purpose of engaging in debate, asking questions, and raising objections in Council if such contributions are not captured in the official record?

For clarity, the following key concerns were raised during my intervention under Item 9.8, none of which appear in the minutes:

1. That Council cannot approve the property *in principle* in a manner that effectively pre-commits Council to a future decision.
2. That an **independent valuation** of the property must be conducted prior to any decision-making.
3. That Council must first establish whether there are **any land claims** lodged against the property.
4. That proceeding with a **direct negotiation** would be contrary to Council's own policy, which requires a **competitive bidding process or a public auction**, particularly given that more than one erf — namely Erf 10730 and Erf 3677 — borders Erf 3636, and not only Erf 3641.

The omission of these concerns from the minutes creates the false impression that there was consensus or agreement with the decision taken, which is not the case. As an opposition party, CDR raised substantive objections grounded in policy, legality, and good governance.

Accurate and complete minutes are essential to democratic accountability and transparency. When opposition views and objections are excluded, the public record is distorted and the integrity of Council proceedings is compromised.

I respectfully request clarity on:



- Why the above matters raised under Item 9.8 were not recorded in the Council minutes; and
- What corrective measures will be implemented to ensure that future minutes accurately reflect all deliberations, including dissenting views.

I trust this concern will receive the urgent attention it deserves in the interest of transparency, fairness, and democratic governance.

Attach are my notes and talking points for December on this specific item.

Regards

Vernon Moses
Councillor

t: +27 21 807 4500
e: Vernon.Moses@drakenstein.gov.za
Civic Centre, Berg River Boulevard, Paarl, 7646



DRAKENSTEIN
MUNICIPALITY OF THE WESTERN CAPE
A city of excellence

Number One
Secondary City in South Africa
Best Municipality in the Western Cape
Achiever of **11 Clean Audits**

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A handwritten signature in black ink, appearing to be the initials 'VM' or similar, located in the bottom right corner of the page.

ITEM 9.8**PAGE 161****Speaker,**

I rise with a simple point: **Council cannot approve the disposal of Erf 3636 in principle** when the basic requirements of our own Asset Transfer Policy are not met.

First, Clause 13.1.1 of the Asset Transfer policy requires that the **market value be known first**, yet we are asked to approve before receiving any valuation report. That puts Council in a position where we are committed **before we know what we are selling**. That is irresponsible governance.

Secondly, the motivation for direct negotiations is inaccurate. **clause 13.1.2 and 13.1.3 of the policy** apply only when there is one viable user. Erf 3636 borders not only Erf 3641, but also **Erf 10730 and Erf 3677**. This is **not a one-user site**, and therefore direct negotiation **cannot be justified**.

Third, our own Finance Department requires confirmation that there are **no land claims** on this property. Until Rural Development provides that verification, Council cannot proceed without exposing the municipality to **legal and financial risk**.

Speaker, approving this in principle **pre-commits Council**, limits our oversight, and may lead to the asset being undervalued and disposed of for far less than it is worth.

CDR therefore call on Council to act responsibly: **obtain the valuation, verify the land claim status, assess all bordering properties, and only then bring the item back to Council for a proper, lawful decision**.

Thank you.



**DRAKENSTEIN MUNICIPALITY
MINUTES: COUNCIL/RAAD/IBHUNGA
28 JANUARY 2026**

31

9. ITEMS FOR CONSIDERATION
ITEMS VIR OORWEGING
IMIBA YOKUQWALASELWA

9.1 DRAFT INFORMAL ECONOMY BYLAW
KONSEP INFORMELE EKONOMIE VERORDENING
UYILO LOMTHETHO KAMASIPALA WOQOQOSHO OUNGKHO SIKWENI

UNANIMOUSLY RESOLVED that

The Draft Informal Economy Bylaw be advertised for public comment.

Meeting: Council-28/01/2026	Submitted by Department: Corporate and Planning Services		
Ref no: 1/4/2/36	Author/s: M Mlangeni		
Coll No: 2323696	Referred from:		
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>
	Implement decision	ED: Corporate and Planning Services	

9.2 QUARTER TWO (2): QUARTERLY PERFORMANCE ASSESSMENT REPORT 2025/2026 (01 OCTOBER – 31 DECEMBER 2025)
KWARTAAL TWEE (2): KWARTAALLIKSE PRESTASIE EVALUERINGSVERSLAG 2025/2026 (01 OKTOBER – 31 DESEMBER 2025)
IKOTA YESIBINI (2): INGXELO YOVAVANYO LWENTSEBENZO YEKOTA ISICWANGCISO SOKUSETENZISWA KWENKONZO YOLWABIWO-MALI 2025/2026 (01 OKTOBHA – 31 DISEMBA 2025)

UNANIMOUSLY RESOLVED that

1. The Quarterly Performance Assessment Report 2025/2026, Quarter 2 (01 October – 31 December 2025) be adopted;
2. The Quarterly Performance Assessment Report 2025/2026, Quarter 2 (01 October – 31 December 2025) be placed on the Municipal Website; and
3. The approved Quarterly Performance Assessment Report 2025/2026 Quarter 2 (01 October – 31 December 2025) be submitted to the:
 - Internal Audit Division (for notification);
 - Auditor General of South Africa (AG);
 - Provincial Treasury: Western Cape;
 - National Treasury; and
 - Department of Local Government: Western Cape.

Meeting: Council-28/01/2026	Submitted by Department: Strategic PM & ME		
Ref no: 2/2/8	Author/s: P Barends		
Coll No: 2345088	Referred from: MC – 22/01/2026		
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>
2-3	Implement decision	Head: Strategic PM & ME	

9.3 SECTION 72 MID-YEAR PERFORMANCE ASSESSMENT REPORT 2025/2026 (01 JULY - 31 DECEMBER 2025)
ARTIKEL 72 HALFJAARLIKSE PRESTASIE EVALUERINGSVERSLAG 2025/2026 (01 JULIE – 31 DESEMBER 2025)
ICANDELO 72 INGXELO YOYAVANYO LWENTSEBENZO YAPHAKATHI KONYAKA KA-2025/2026 (01 JULAYI - 31 DISEMBA 2025)

UNANIMOUSLY RESOLVED that

1. The performance of the Municipality against the set objectives contained in the Mid-Year Performance Assessment Report 2025/2026 for the Drakenstein Municipality (Annexure A to the departmental report) be noted; and
2. The Mid-Year Performance Assessment Report 2025/2026 be submitted to the:
 - Internal Audit Division (for notification);
 - Auditor General of South Africa (AG);
 - Provincial Treasury: Western Cape;
 - National Treasury; and
 - Department of Local Government: Western Cape.
3. The Mid-Year Performance Assessment Report 2025/2026 be published on the Municipal website.

Meeting: Council-28/01/2026	Submitted by Department: Strategic PM & ME	Author/s: P Barends	Referred from: MC – 22/01/2026
Ref no: 2/2/8			
Coll No: 2345994			
PAR:	ACTION:	RESPONSIBLE DEPARTMENT:	DUE DATE:
2-3	Implement decision	Head: Strategic PM & ME	

9.4 DRAFT ANNUAL REPORT: 2024/2025
KONSEP JAARVERSLAG: 2024/2025
UKUBEKWA KWENGXELO YONYAKA KA 2024/2025

UNANIMOUSLY RESOLVED that

1. The 2024/2025 Annual Report be noted;
2. The 2024/2025 Annual Report be advertised for public comment as prescribed by the Municipal Finance Management Act and the Municipal Systems Act; and
3. The 2024/2025 Annual Report be submitted to the Auditor-General, the Provincial Treasury, and the Provincial Department of Local Government.

Meeting: Council-28/01/2026	Submitted by Department: Financial Services	Author/s: I Engelmoor	Referred from: MC – 22/01/2026
Ref no: 9/1/2			
Coll No: 2343061			
PAR:	ACTION:	RESPONSIBLE DEPARTMENT:	DUE DATE:
2-3	Implement decision	Chief Financial Officer	



9.5 PROPOSAL FOR THE APPROVAL OF WAIVING OF NOTICE FEES PER EMAIL AND SMS (2025/2026 FINANCIAL YEAR)

VOORSTEL VIR DIE GOEDKEURING VIR DIE KWYTSKELDING VAN KENNISGEWINGSFOOIE PER E-POS EN SMS (2025/2026 FINANSIËLE JAAR)

ISINDULULO SOKUVUNYWA KOKURHOXISWA KWEMIRHUMO YESAZISO NGE-IMEYILE KUNYE NE-SMS (UNYAKA-MALI KA-2025/2026)

UNANIMOUSLY RESOLVED that

1. The waiving of notice fees of R411.30 (VAT excl.) for email and SMS notices for the remainder of the 2025/2026 financial year be approved; and
2. It be noted that the notice fees for hand-delivered notices will remain unchanged and will be levied as per the approved tariff book.

Meeting: Council-28/01/2026	Submitted by Department: Financial Services		
Ref no: 9/1/1/4	Author/s: D Heyns		
Coll No: 2343149	Referred from: MC – 22/01/2026		
PAR:	ACTION:	RESPONSIBLE DEPARTMENT:	DUE DATE:
1-2	Implement decision	Chief Financial Officer	

9.6 COUNCILLORS' OUTSTANDING DEBT REPORT AS AT 30 NOVEMBER 2025

RAADSLEDE SE UITSTAANDE SKULDVERSLAG SOOS OP 30 NOVEMBER 2025

INGXELO YAMATYALA YOCEBA NGOBUNJALO NGOMHLA 30 EYENKANGA 2025

UNANIMOUSLY RESOLVED that

The content of the report be noted.

Meeting: Council-28/01/2026	Submitted by Department: Financial Services		
Ref no: 9/1/1/4	Author/s: D Heyns		
Coll No: 2337403	Referred from: MC – 22/01/2026		
PAR:	ACTION:	RESPONSIBLE DEPARTMENT:	DUE DATE:

9.7 COUNCILLORS' OUTSTANDING DEBT REPORT AS AT 31 DECEMBER 2025

RAADSLEDE SE UITSTAANDE SKULDVERSLAG SOOS OP 31 DESEMBER 2025

INGXELO YAMATYALA YOCEBA NGOBUNJALO NGOMHLA 31 EYOMNGA 2025

UNANIMOUSLY RESOLVED that

The content of the report be noted.

Meeting: Council-28/01/2026	Submitted by Department: Financial Services		
Ref no: 9/1/1/4	Author/s: D Heyns		
Coll No: 2342925	Referred from: MC – 22/01/2026		
PAR:	ACTION:	RESPONSIBLE DEPARTMENT:	DUE DATE:

9.8 REPORT ON TENDER AWARDS: NOVEMBER 2025
VERSLAG OOR TENDERTOEKENNINGS: NOVEMBER 2025
INGXELO NGONIKEZELO LWETHENDA: EYENKANGA 2025

Councillor AM Richards was not present when the item was discussed.

UNANIMOUSLY RESOLVED that

1. The awards above R300,000 that were adjudicated by the Bid Adjudication Committee for the month of November 2025 be noted; and
2. The tenders and/or contracts and the reasons for the awards as recorded by the Accounting Officer in the departmental report be noted.

Meeting: Council-28/01/2026	Submitted by Department: Financial Services		
Ref no: 9/1/1/5	Author/s: C Hess		
Coll No: 2334410	Referred from: MC - 22/01/2026		
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>

9.9 REPORT ON TENDER AWARDS: DECEMBER 2025
VERSLAG OOR TENDERTOEKENNINGS: DESEMBER 2025
INGXELO NGONIKEZELO LWETHENDA: EYOMNGA 2025

Councillor AMB Appollis indicated that he would respond to all councillors in writing on the questions posed by Councillors N Godongwana and TP Mooi from the African National Congress (ANC) party regarding soup kitchens.

UNANIMOUSLY RESOLVED that

1. The awards above R300,000 that were adjudicated by the Bid Adjudication Committee for the month of December 2025 be noted; and
2. The tenders and/or contracts and the reasons for the awards as recorded by the Accounting Officer in the departmental report be noted.

Meeting: Council-28/01/2026	Submitted by Department: Financial Services		
Ref no: 9/1/1/5	Author/s: C Hess		
Coll No: 2343121	Referred from: MC - 22/01/2026		
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>



9.10 REPORT ON DEVIATIONS FROM PROCUREMENT PROCESSES: NOVEMBER 2025
VERSLAG VAN AFWYKINGS VAN VERKRYGINGSPROSESSE: NOVEMBER 2025
INGXELO YOKUPHAMBUKELA KUNYE NOLUNGISO OLUNCINCI LOKUPHEPHELA KWINKQUBO ZOKUFUMANA: EYENKANGA 2025

UNANIMOUSLY RESOLVED that

1. In terms of paragraph 35(2) of the SCM Policy, the deviations and the reasons for the deviations for the amount of R2,242,835 (incl. VAT) for November 2025 as recorded by the Accounting Officer under the annexures attached to this report be noted; and
2. The Chief Financial Officer record the accumulated deviation amount of R10,936,912 (incl. VAT) for the financial year in the notes to the 2025/2026 annual financial statements as required by legislation.

Meeting Ref no 9/1/1/5	Council-28/01/2026 2334444	Submitted by Department: Author/s: Referred from:	Financial Services C Hess MC - 22/01/2026
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>

9.11 REPORT ON DEVIATIONS FROM PROCUREMENT PROCESSES: DECEMBER 2025
VERSLAG VAN AFWYKINGS VAN VERKRYGINGSPROSESSE: DESEMBER 2025
INGXELO YOKUPHAMBUKELA KUNYE NOLUNGISO OLUNCINCI LOKUPHEPHELA KWINKQUBO ZOKUFUMANA: EYOMNGA 2025

UNANIMOUSLY RESOLVED that

1. In terms of paragraph 35(2) of the SCM Policy, the deviations and the reasons for the deviations for the amount of R1,234,567 (incl. VAT) for December 2025 as recorded by the Accounting Officer under the annexures attached to this report be noted; and
2. The Chief Financial Officer record the accumulated deviation amount of R12,171,479 (incl. VAT) for the financial year in the notes to the 2025/2026 annual financial statements as required by legislation.

Meeting Ref no 9/1/1/5	Council-28/01/2026 2343136	Submitted by Department: Author/s: Referred from:	Financial Services C Hess MC - 22/01/2026
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>



9.12 MUNICIPAL FINANCE MANAGEMENT ACT: SECTION 71 MONTHLY BUDGET MONITORING REPORT FOR NOVEMBER 2025

MUNISIPALE WET OP BESTUUR VAN FINANSIES: ARTIKEL 71 MAANDELIKSE BEGROTINGSMONITERINGSVERSLAG VIR NOVEMBER 2025

UMTHETHO WOLAWULO LWEMALI KAMASIPALA: ICANDELO 71 INGXELO YOKUJONGA UHLAHLO LWABIWO-MALI LWENYANGA EYENKANGA 2025

UNANIMOUSLY RESOLVED that

1. The content of the Section 71 Monthly Budget Monitoring Report for November 2025 and the supporting documentation be noted; and
2. It be noted that the Section 71 Monthly Budget Monitoring Report for November 2025 was submitted to the Executive Mayor; National Treasury and Provincial Treasury on 12 December 2025, being the 10th working day after the end of November 2025.

Meeting: Council-28/01/2026	Submitted by Department: Financial Services		
Ref no: 9/1/1/4	Author/s: A Viola		
Coll No: 2339566	Referred from: MC - 22/01/2026		
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>

9.13 MUNICIPAL FINANCE MANAGEMENT ACT: SECTION 71 MONTHLY AND 52 QUARTERLY MONITORING REPORT FOR DECEMBER 2025

MUNISIPALE WET OP BESTUUR VAN FINANSIES: ARTIKEL 71 MAANDELIKSE EN 52 KWARTAALLIKSE BEGROTINGSMONITERINGSVERSLAG VIR DESEMBER 2025

UMTHETHO WOLAWULO LWEMALI KAMASIPALA: ICANDELO 71 INGXELO YOKUBEKA ESWENI UHLAHLO LWABIWO-MALI LWEKOTA KUNYE NE-52 YEKOTA ETIMNGA 2025

Councillor LC Arendse indicated that the question of Councillor VR Moses from the Concerned Drakenstein Residents (CDR) party will be addressed at the Engineering Services Portfolio meeting, whereafter Councillor VR Moses indicated that questions previously posed were not answered. The Speaker indicated that his Office would assist on outstanding matters. Councillor B Jacobs, also from the Concerned Drakenstein Residents (CDR) party responded by indicating that his request that the various banks certify on their letterhead the amount of money that is in the respective bank accounts has not been answered.

UNANIMOUSLY RESOLVED that

1. The content of the Section 71 Monthly Budget Monitoring Report for December 2025 and the supporting documentation be noted;
2. The content of the Section 52 Quarterly Report on the Implementation of the budget and financial affairs of Drakenstein Municipality referred to in Section 52 (d) of the MFMA be noted; and



DRAKENSTEIN MUNICIPALITY
MINUTES: COUNCIL/RAAD/IBHUNGA
28 JANUARY 2026

37

3. It be noted that the Section 71 Monthly and 52 Quarterly Budget Monitoring Report for December 2025 was submitted to the Executive Mayor; National Treasury and Provincial Treasury on 15 January 2026, being the 10th working day after the end of December 2025.

Meeting: Council-28/01/2026		Submitted by Department: Financial Services	
Ref no: 9/1/1/4		Author/s: A Viola	
Coll No: 2343973		Referred from: MC - 22/01/2026	
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>

9.14 MID-YEAR BUDGET ASSESSMENT REPORT (SECTION 72 OF THE MFMA) FOR THE 2025/2026 FINANCIAL YEAR

HALF-JAARLIKSE BEGROTING EVALUERINGSVERSLAG (ARTIKEL 72 VAN MFBW) VIR DIE 2025/2026 FINANSIËLE JAAR

INGXELO YOYAVANYO LOHLAHO-LWABIWO-MALI EPHAKATHI KUNYAKA (ICANDELO 72 LEMFMA) KUNYAKA-MALI WAMA - 2025/2026

Councillors AM Richards, LS Sambokwe and TP Mooi from the African National Congress (ANC) party posed several questions related to the reduction in the Informal Settlement Upgrading Partnership Grant; soup kitchens; increase in revenue and expenditure; additional developers' contribution amount; state of the Thusong Centre; electrification; illegal electricity connections and fires at the informal settlements as well as conditions at the playgrounds, which were responded to by Councillors LT van Niekerk and AMB Appollis. Councillor AMB Appollis indicated that he will arrange a workshop with ward councillors to discuss soup kitchens and that all councillors will be invited and that he will attend to the matters of ward 16.

UNANIMOUSLY RESOLVED that

1. The Section 72 Mid-Year Budget Assessment Report be noted;
2. The City Manager and Senior Management compile an adjustments budget for 2025/2026 based on the findings within the Section 72 Mid-Year Budget Assessment Report; and
3. The 2025/2026 adjustments budget be tabled to the Mayoral Committee and Council during the month of February 2026 to be approved by Council by not later than 28 February 2026.

Meeting: Council-28/01/2026		Submitted by Department: Financial Services	
Ref no: 5/2/2		Author/s: L Crotz	
Coll No: 2345328		Referred from:	
<u>PAR:</u>	<u>ACTION:</u>	<u>RESPONSIBLE DEPARTMENT:</u>	<u>DUE DATE:</u>
2-3	Implement decision	Chief Financial Officer	

9.15 WRITING-OFF OF IRRECOVERABLE DEBT REPORT – NOVEMBER 2025
AFSKRYWING VAN ONINVORDERBARESKULDVERSLAG – NOVEMBER 2025
INGXELO YOKUCINYWA KWAMATYALA ANGAHLAWULWAYO – EYENKANGA 2025

UNANIMOUSLY RESOLVED that

1. An amount of R1,077,934.32 written-off against the bad debt provision in terms of Council's Writing-off of Irrecoverable Debt Policy for the month of November 2025 be noted; and
2. The accumulated amount of R21,202,066.13 that has been written off for the first five months of the 2025/2026 financial year be noted.

Meeting: Council-28/01/2026	Submitted by Department: Financial Services	Author/s: D Heyns	Referred from: MC – 22/01/2026
Ref no: 5/15/1	PAR:	ACTION:	RESPONSIBLE DEPARTMENT:
Coll No: 2337792			DUE DATE:

9.16 WRITING-OFF OF IRRECOVERABLE DEBT REPORT – DECEMBER 2025
AFSKRYWING VAN ONINVORDERBARESKULDVERSLAG – DESEMBER 2025
INGXELO YOKUCINYWA KWAMATYALA ANGAHLAWULWAYO – EYOMNGA 2025

UNANIMOUSLY RESOLVED that

1. An amount of R246,269.75 written-off against the bad debt provision in terms of Council's Writing-off of Irrecoverable Debt Policy for the month of December 2025 be noted; and
2. The accumulated amount of R21,448,355.88 that has been written off for the first six months of the 2025/2026 financial year be noted.

Meeting: Council-28/01/2026	Submitted by Department: Financial Services	Author/s: D Heyns	Referred from: MC – 22/01/2026
Ref no: 5/15/1	PAR:	ACTION:	RESPONSIBLE DEPARTMENT:
Coll No: 2342947			DUE DATE:

Council adjourned for a tea break at 11:13 and the meeting resumed at 11:32.



9.17	PROPOSED ALIENATION OF VAN DER LINGEN AND PATRIOT SQUARES TO VDLP PROPCO (PTY) LTD FOR REDEVELOPMENT AND PARKING PURPOSES (WARD 4)
	VOORGESTELDE VERVREEMDING VAN VAN DER LINGEN EN PATRIOT PLEINE AAN VDLP PROPCO (EDMS) BPK VIR ONTWIKKELING EN PARKERING (WYK 4)
	UKUHLUKANISWA OKUCETYWAYO KWEVAN DER LINGEN KUNYE NEPATRIOT SQUARES KWI-VDLP PROPCO (PTY) LTD NGEENJONGO ZOPHUHLISO KUNYE NOKUPAKA (WADI 4)

Councillor B Jacobs from the Concerned Drakenstein Residents (CDR) party indicated that they are not in support of the item as they are of the opinion that the property should rather be leased and not sold to a private developer. After further discussion the matter was put to the vote and the recommendations of the Mayoral Committee carried by 49 votes for to 6 votes against with 2 abstentions.

RESOLVED that

1. In terms of Section 14 of the MFMA 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 (No.56 of 2003) **approval** be granted for the alienation of Van Der Lingen and Patriot Squares comprising Erven 8574, 1547, 10841, Portions of Erven 8576 and 1584 which are the components of Van Der Lingen Square, Erven 19223, 1502, 1552, 19459, 19458, 1548 and 1222 forming a portion of New Street, and a portion of Erf 11164 Paarl and Erven 1505, 1506 and 20343 forming Patriot Square and any other smaller component erven included in the locality plan marked Annexures A1 and A2 to the departmental report, to VDLP PropCo (Pty) Ltd, for redevelopment and parking purposes, at a selling price of R10,000,000.00 (ten million rand) (VAT excluded), subject to the standard conditions of sale as well as the following conditions:
 - 2.1 All land use rights including, but not limited to, closure, subdivision and rezoning be undertaken by and at the cost of the purchaser. All costs related to the transaction will be for the purchaser's account;
 - 2.2 Should Erf 20343 Paarl be further developed, sufficient provision for public parking, in compliance with the Lady Grey Street and Surrounds Investment Plan recommendation and as determined by the Municipality, must be made available to the Municipality by and at the cost of the developer;
 - 2.3 All other technical and environmental conditions imposed by the technical departments be adhered to;



- 2.4 The proposed redevelopment must include the upgrading of all the relevant property façades facing both Main Road and Lady Grey Street;
 - 2.5 A servitude right of way must be granted over Erf 20343 in favour of Erf 10842 Paarl, bearing in mind the possible future development of Erf 20343 Paarl. This servitude right of way must be notarially registered;
 - 2.6 The proposed transaction is subject to the registration of servitudes for any services that traverse the subject properties, in favour of the Municipality;
 - 2.7 The public ablution facility on Erf 1506 will also be subdivided and retained by the Municipality;
 - 2.8 The proposed transaction be advertised for comments, objections and/or counter offers;
 - 2.9 All parking, which includes the parking on Erf 20343 Paarl be redeveloped into a secure and aesthetically appropriate parking facility offering a minimum of 30 minutes free public parking;
 - 2.10 Informal traders on the north-eastern portion of Patriot Square must be accommodated in the area where they are currently located, if so required by Council;
 - 2.11 All costs related to the registration of transfer and the obtaining of the required development rights, any other studies as well as any required statutory approvals be undertaken by and at the cost of successful applicant;
 - 2.12 The transaction be subject to all further requirements and specifications as indicated by the technical departments, upon receipt of the detailed Site Development Plan forming part of the land use rights applications; and
 - 2.13 Once the Traffic Impact Assessment has been completed and the Engineering Services Department consulted in the preferred options in respect of all delivery vehicles management for Checkers, these options be presented together with the item for final approval of the proposed transaction.
3. All CBD parking leases with Anytime Investments Nr 14 (Pty) Ltd and Paarl Property Partnership (Pty) Ltd be cancelled. The operational management of the remaining parking areas, Jan Phillips and Wamakers Squares, and on-street parking, forming part of the lease subject properties, shall be undertaken by the aforementioned lessee whilst the phased handover to the relevant user departments is facilitated by both the lessee and the Municipality;



4. The proposed transaction be subject to a pre-emptive and reversionary right to be registered against the title of the property in favour of the Municipality, whereby the purchaser will be required to develop the subject property within a particular timeframe, be prohibited from selling the undeveloped subject property or a portion thereof or intent to use the subject property or a portion thereof for any other purpose as approved by Council without prior written consent from the Municipality. Failure to adhere to the aforementioned, shall result in the re-transfer of the subject property at the original selling price to the Municipality; and

5. The development timeframes will be encapsulated in the deed of sale as follows:
 - 5.1 The submission of land use rights applications must be submitted within 6 months of date of sale (last signature date of deed of sale) (To be encapsulated as suspensive condition to the transaction);
 - 5.2 The obtaining of all land use rights within 18 months of date of sale;
 - 5.3 The submission and obtaining of approval of civil and building plans within 4 months of obtaining all development rights approvals; and
 - 5.4 The developer will be required to complete the development within 24 months of registration of transfer (as referred to in paragraph 4), which timeframes shall be encapsulated in the reversionary rights in favour of the municipality, and which right shall be registered against the title of the subject properties. This condition excludes the future development of Erf 20343 Paarl. Development timeframes in respect of Erf 20343 Paarl will be determined subsequent the completion of the Lady Grey Street and Surrounds Investment Plan. Municipal public parking, as determined by the outcome of the plan and negotiated with the developer, be provided by the developer on Erf 20343 Paarl.

6. In terms of Paragraph 13 of the Asset Transfer Policy the direct alienation of viable municipal land is permitted. In this instance, the proposed redevelopment proposal has the potential to be the catalyst regeneration project that is required in and around the Paarl CBD to attract more invest and further redevelopment and prevent the ongoing decay of the Paarl CBD.

Meeting: Council-28/01/2026 Ref no: 15/4/1 (Erven 8574) P Coll No: 2249838	Submitted by Department: Corporate and Planning Services Author/s: N October Referred from: MC - 22/01/2026		
PAR:	ACTION:	RESPONSIBLE DEPARTMENT:	DUE DATE:
1-6	Implement decision	ED: Corporate and Planning Services	

DRAKENSTEIN MUNICIPALITY
MINUTES: COUNCIL/RAAD/IBHUŊGA
28 JANUARY 2026

42

9.18 RE-COMPOSITION OF MEMBERS OF THE SECTION 79 AND 80 COMMITTEES
HERSAMESTELLING VAN LEDE TOT DIE ARTIKEL 79 EN 80 KOMITEES
UKUMILISELWA KWAKHONA KWAMALUNGU EKOMITI NECANDELO 79 KUNYE 80

UNANIMOUSLY RESOLVED that

The revised composition of the 79 and 80 committees be implemented as from 1 February 2026.

Meeting: Council-28/01/2026	Submitted by Department: Corporate and Planning Services		
Ref no:	Author/s: F Goosen		
Coll No:	Referred from:		
PAR:	ACTION:	RESPONSIBLE DEPARTMENT:	DUE DATE:
	Implement decision	ED: Corporate and Planning Services	

9.19 ORGANISATIONAL STRUCTURE REVIEW - 2025
ORGANISASIE STRUKTUUR OORSIG - 2025
UPHONONONGO LOLWAKHIWO LOMBUTHO - 2025

Councillor AM Richards from the African National Congress (ANC) party called for a recess at 11:47, which was granted by the Speaker. When council resumed at 12:07 he expressed his concern with the fact that the comments of the Unions were not included in the item as agreed to at the workshop. After input from Councillor D America it was decided that the item be referred to the next Council meeting and that the comments from the Unions be incorporated.

UNANIMOUSLY RESOLVED that

The item be referred to the next Council meeting.

Meeting: Council-28/01/2026	Submitted by Department: Corporate and Planning Services		
Ref no: 4/2/4	Author/s: P Chetty		
Coll No: 2323552	Referred from: Council - 13/12/2025		
PAR:	ACTION:	RESPONSIBLE DEPARTMENT:	DUE DATE:
	Re-submit item	ED: Corporate and Planning Services	

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

10.1 Motion on Water

Councillor LC Arendse provided feedback on the motion and indicated that a presentation will be made at the Engineering Services Portfolio meeting on the status of the water situation as well as future plans to ensure water security. Matters pertaining to water losses would also be reported.



WATER SUPPLY STATUS SUMMARY AS ON 26 JANUARY 2026

DM's water supply is stable and is closely monitored along with the City of Cape Town after below average rainfall in 2025 which caused lower dam levels than the previous years.

The total rainfall for 2025 was 575mm, which is below the long term average of 945 mm per annum. Higher temperatures in November, resulted in early summer demand patterns typically only experienced later in the season. Current daily water consumption is approximately 61,600 kl/day, close to peak summer demand.

We source 86% of our water from the Western Cape Water Supply System (WCWSS), mainly from the Wemmershoek Dam, with the remaining 14% supplied from our own dams, treatment works, and boreholes. As at 26 January 2026, Wemmershoek Dam was at 70.2%, lower than the 76.4% at the same time last year. Our own Nantes Dam is at 63% and Bethel Dam at 84%.

The Boy Louw and Parys Sport boreholes is equipped to contribute 5,100 kl/day.

Following confirmation from the Department of Water and Sanitation on 5 December 2025 that no water-use restrictions are in place, we still need to encourage responsible water use and monitor the winter rainfall period.

Residents, businesses, and farms are urged to adopt water saving practices to ensure long-term supply security. Therefore, SMT has requested monthly public awareness messaging led by Engineering Services and Communications to highlight water conservation across the municipality.



10.2 Motion of exigency: Bainskloof Pass

Councillor A du Plessis of the VF Plus party tabled a duly seconded (VF Plus party) motion of exigency, on the matter related to the Bainskloof Pass.

As per the Rules of Order the matter was put to vote and failed to muster the required two thirds of the support of councillors present in the meeting. The proposal of Councillor B Jacobs (Concerned Drakenstein Residents party) that it is not a matter of exigency was accepted by 51 votes for, 3 against and 1 abstention and therefore not further considered.

11. SUPPLEMENTARY AGENDA
AANVULLENDE AGENDA
I AJENDA EYONGEZIWEYO

None.

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

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

See confidential minutes.

The meeting ended at 12:57.

CHAIRPERSON:

J.F. le Roux

DATE:

25/2/2026

Confirmed ~~with~~/without amendments.

fg/mg

J.F.



COUNCIL MEETING

DATE: 28 JANUARY 2026

TIME: 09:30

VENUE: COUNCIL CHAMBERS, FIRST FLOOR, CIVIC CENTRE, PAARL

SURNAME	NAME	TITLE	SIGNATURE
ADAMS	JH	CLLR	Apology
ADAMS	ND	CLLR	JH
AMERICA	D	CLLR	JH
ADRIAANSE	MM	ALD	JH
ANDERSON	JV	CLLR	JH
ANDREAS	MA	CLLR	JH
APPOLLIS	AMB	CLLR	JH
ARENDSE	LC	CLLR	JH
ARNOLDS	RB	CLLR	R Arnolds
BARON	E	CLLR	JH
BESTER	TG	CLLR	JH
BOLANI	LE	CLLR	JH
CAROLISSEN	D	CLLR	JH
COMBRINK	A	CLLR	A Combrink
COMBRINK	GC	ALD	GC
CUPIDO	FP	CLLR	JH
CUPIDO	JW	CLLR	JH

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CHIEF WHIP/HOOF SWEEP

CLLR/ RDL CHRISTEPHINE KEARNS
DRAKENSTEIN MUNICIPALITY/ MUNISIPALITEIT

A city of excellence

Christephine Kearns
28/01/2026



SURNAME	NAME	TITLE	SIGNATURE
CUPIDO	PBA	CLLR	
CYSTER	L	CLLR	
DE KOCK	J	CLLR	
DU PLESSIS	AJ	CLLR	
DUBA	BP	CLLR	
FOURIE	A	CLLR	
GANANDANA	S	CLLR	
GERTSE	KJ	CLLR	
GODONGWANA	N	CLLR	
GOUWS	E	ALD	
GRAVEL	S	CLLR	
JACOBS	B	CLLR	
JACOBS	BT	CLLR	
JACOBS	CM	CLLR	
JACOBS	F	CLLR	
JOOSTE	MCC	CLLR	
KEARNS	C	ALD	
KLAASTE	CO	CLLR	
KOEGELENBERG	RA	ALD	
KORABIE	S	CLLR	

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CHIEF WHIP/HOOF SWEEP

CLLR/ RDL CHRISTEPHINE KEARNS

DRAKENSTEIN MUNICIPALITY/ MUNISIPALITEIT

28/01/2020





SURNAME	NAME	TITLE	SIGNATURE
KROUTZ	C	CLLR	
LANDSBERG	S	CLLR	
LE ROUX	JF	ALD	
LIEBENBERG	SJ	CLLR	
MARALACK-BOONZAAIER	VL	CLLR	
MANGENA	TC	CLLR	
MILLER	J	CLLR	
MOOI	TP	CLLR	
MOSES	VR	CLLR	
NELL	RH	CLLR	
NONGOGO (WANA)	N	CLLR	
RICHARDS	AM	CLLR	
ROSS	S	ALD	
SAMBOKWE	LS	CLLR	
SAUERMAN	ND	CLLR	
SEPTEMBER	JA	CLLR	
SMIT	J	CLLR	
SOLOMONS	EA	CLLR	
STOWMAN	A	ALD	
STULWENI	AM	CLLR	

Schoombie

1

Comms

Schoombie

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28/01/2026





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48

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SURNAME	NAME	TITLE	SIGNATURE
VAN NIEKERK	LT	CLLR	
VAN NIEUWENHUYZEN	RH	ALD	
VAN SANTEN	AJ	CLLR	
VAN SCHALKWYK	J	CLLR	
VAN WILLINGH	B	CLLR	
XHEGO	Z	CLLR	
ZOYA	N	CLLR	
ZWINYE	M	CLLR	

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28/01/2020



COUNCIL MEETING

DATE: 28 JANUARY 2026

TIME: 09:30

VENUE: COUNCIL CHAMBERS, FIRST FLOOR, CIVIC CENTRE, PAARL

OFFICIALS

NAME AND SURNAME	SIGNATURE
DR JH LEIBBRANDT CITY MANAGER	
B BROWN CHIEF FINANCIAL OFFICER	
S JOHAAR EXECUTIVE DIRECTOR: CORPORATE AND PLANNING SERVICES	
L PIENAAR EXECUTIVE DIRECTOR: ENGINEERING SERVICES	
E BARNARD EXECUTIVE DIRECTOR: SAFETY AND COMMUNITY SERVICES	
R. JAFFHA CAG	
D. DELANEY	
C. September - IDP	
N October - Legal & Admin	
R Geldenhuys - Communication & Marketing	

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