

**MINUTES OF AN ORDINARY MEETING OF THE COUNCIL OF LANGEBERG MUNICIPALITY
HELD ON 20 JUNE 2017 AT 10H00 IN THE COUNCIL CHAMBERS
MUNICIPAL OFFICES, CHURCH STREET, ROBERTSON**

4. **CONSIDERATION OF REPORTS / OORWEGING VAN VERSLAE**

4.1 **REPORTS SUBMITTED TO COUNCIL FOR CONSIDERATION (A ITEMS)
VERSLAE VOORGELÉ AAN DIE RAAD VIR OORWEGING (A ITEMS)**

**A 3409 REQUEST FOR ASSISTANCE: ROUTE 62 ROCKTOBERFEST, MONTAGU - OCTOBER 2017 (12/2/3/3)
(MANAGER: SOCIAL DEVELOPMENT)**

**Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved**

1. That the R62 Rocktoberfest 2017 be supported

Dat die R62 Rocktoberfest 2017 ondersteun word

2. That the free services requested be provided and funded from the 2017/18 Tourism Budget (*Support to Festivals*). This will include free traffic services, solid waste removal (including the recycling), putting up of posters (deposit) and the placement of an advertisement on the municipal website (final approval by Director: Strategy & Social Development)

Dat die gratis dienste soos versoek, voorsien word en dat dit uit die 2017/18 Toerisme Begroting befonds word (Ondersteuning aan Feeste). Dit sal insluit gratis verkeersdienste, vasteafval verwydering (ingesluit herwinning), opsit van baniere (deposito) en die plasing van n advertensie op die munisipale webblad (finale goedkeuring moet deur die Direkteur: Strategie & Sosiale Ontwikkeling) voorsien word.

3. That the expenses be covered by the 2017/18 budget available for Events

Dat die uitgawes gedek word deur die 2017/18 begroting beskikbaar vir Gebeurtenisse

4. That electricity not be provided free of charge and that a pre-paid electricity meter be provided at the festival venue for the account of the organizers.
5. That a meeting be arranged between the organizers of the Route 62 Rocktoberfest and the Strategy & Social Development Portfolio Committee so that all questions and reservations Councillors have about the event may be explored and addressed.

**A 3417 SUPPLEMENTARY REPORT: IMPLEMENTATION OF SPLUMA; LUPA AND MUNICIPAL LAND USE
PLANNING BY-LAWS: ESTABLISHMENT OF MUNICIPAL PLANNING TRIBUNAL (MANAGER: TOWN
PLANNING)**

**Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved**

That Council appoint Mr Maynard Johnson as Deputy Chairperson of the Langeberg Municipal Planning Tribunal.

**A 3419 QUARTERLY REPORT FOR THE PERIOD 1 JANUARY 2017 TO 31 MARCH 2017 FOR THE
BREËRIVIER WYNLAND LANDELIKE ONTWIKKELINGS VERENIGING (12/2/3/24)(MANAGER:
SOCIAL DEVELOPMENT)**

**Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved**

1. That the quarterly report submitted by the *Breërivier Wynland Landelike Ontwikkelings Vereniging*, for the period 01 January 2017 to 31 March 2017, be accepted.
2. That the Board of the *Breërivier Wynland Landelike Ontwikkelings Vereniging* be invited to do a presentation at the Strategy & Social Development Portfolio Committee meeting scheduled for Monday, 24 July 2017 at 09h30 in the Council Chambers, Municipal Offices, Robertson.

A 3421 PROGRESS REPORT ON JOB OPPORTUNITIES CREATED FOR THE PERIOD JANUARY - MARCH 2017 (9/2/1/9) (DIRECTOR: STRATEGY & SOCIAL DEVELOPMENT)

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved

1. That Council note the contents of this report period for January to March 2017.
2. That the following concerns voiced at the meeting be referred to the appropriate Portfolio Committees to deal with:
 - 2.1 Why there are no Xhosa-speaking law enforcement officials in the employ of the Municipality.
 - 2.2 The supervision at the EPWP cleaning projects in Bonnievale should be considerably improved as beneficiaries seem to be loitering, instead of working.
 - 2.3 Ward Councillors must be informed of forthcoming projects in their respective wards in order to keep them informed of activities in their wards and to enable them to improve their oversight role.
 - 2.4 Regarding the Recycling Project, it was requested that beneficiaries also be recruited in Ward 9, Ashton, and not only in Ward 10, Ashton.
3. That the appreciation and recognition of the good work done by the EPWP workers in Ward 2 be conveyed to the responsible EPWP team.

A 3422 QUARTERLY REPORT: LOCAL ECONOMIC DEVELOPMENT: JANUARY – MARCH 2017 (9/2/1/9), (DIRECTOR: STRATEGY & SOCIAL DEVELOPMENT)

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved

That Council notes the contents of the report for the period January to March 2017.

A 3423 NOMINATION OF EMPLOYER REPRESENTATIVE FOR THE SALA PENSION FUND (4/5/5/3) (MANAGER HUMAN RESOURCES)

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved

That Cllr S du Plessis be appointed to serve as the employer representative of the SALA Pension Fund.

A 3424 RESUBMISSION OF MOTION : CLLR BH NTETA : TRANSFORM & IDENTIFY THE ZOLANI RUGBY

STADIUM INTO A MULTI PURPOSE CENTRE

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017

This item served before an Ordinary Meeting of Council on 20 June 2017

Eenparig Besluit / Unanimously Resolved

That the report be referred back for resubmission of the final proposal at the next Ordinary Council Meeting.

A 3425 RESUBMISSION : CHRISTMAS LIGHT FUNCTIONS FUNDED BY THE CAPE WINELANDS DISTRICT MUNICIPALITY (12/2/3/3) (MANAGER: SOCIAL DEVELOPMENT)

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017

This item served before an Ordinary Meeting of Council on 20 June 2017

Eenparig Besluit / Unanimously Resolved

That the report be referred back for resubmission, together with the MPAC feedback report on the investigation, at the next Ordinary Council meeting.

A 3426 CHRISTMAS LIGHTS FESTIVITIES – ACCOUNTING OFFICER'S REPORT

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017

This item served before an Ordinary Meeting of Council on 20 June 2017

Eenparig Besluit / Unanimously Resolved

1. That the MPAC Committee launch a thorough investigation in terms of section 32 of the MFMA into the unauthorized, irregular and/or fruitless and wasteful expenditure.
2. That the MPAC Committee investigates and determines the liability of the political office bearers in order to give effect to section 32 of the MFMA.
3. That the MPAC Committee be authorized to sought outside legal advice should the required expertise not be available within the Municipality and that such resultant fees be paid from the "Professional Services" vote.
4. That Cllr CJ Grootboom be authorized to assist the Chairperson of the MPAC Committee with the investigation.
5. That an MPAC report on the investigation be submitted at the next Ordinary Council meeting.
6. That at the conclusion of the investigation, the Executive Mayor report to the MEC for local government in the province and the Auditor-General in writing of:
 - a) Any unauthorised, irregular, or fruitless and wasteful expenditure incurred by the municipality;
 - b) Whether any person is responsible or under investigation for such unauthorised, irregular, or fruitless and wasteful expenditure;
 - c) Steps that have been taken:
 - i. To recover or rectify such expenditure; *and*
 - ii. To prevent a recurrence of such expenditure.

A 3427 RESUBMISSION: APPLICATION ~ REQUESTING ALLOCATION OR PURCHASE OF ERF 491 SITUATED AT 28 MPINI STREET, NKQUBELA (7/2/3/2/5) (MANAGER: ADMINISTRATIVE SUPPORT)

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017

This item served before an Ordinary Meeting of Council on 20 June 2017

Eenparig Besluit / Unanimously Resolved

1. That the application received from Mr C Mxaku to purchase of a portion of erf 491, Nkqubela be approved subject to the following conditions:

Dat die aansoek ontvang vanaf Mnr C Mxaku om 'n gedeelte Erf 2 491, Nkqubela te koop, goedgekeur word onderworpe aan die volgende voorwaardes:

2. That it be confirmed that the portion needed situated on erf 491, Nkqubela is not needed for the provision of the minimum level of basic municipal services. (S14 of the MFMA 2003, Act 56 of 2003)

Dat dit bevestig word dat die gedeelte benodig geleë te Erf 491, Nkqubela nie benodig word vir die verskaffing van die minimum vlak van basiese munisipale dienste nie. (S14 van die MFMA 2003, Wet 56 van 2003)

3. That a Land Surveyor be appointed to subdivide erf 491, Nkqubela, consolidate the portion of erf 491 with erf 490 to make provision for an access road.

Dat 'n Landmeter aangestel word om erf 491, Nkqubela te onderverdeel ten einde voorsiening te maak vir 'n toegangspad.

4. That the intention of the Municipality to alienate a portion of erf 491, Nkqubela to Mr C Mxaku be advertised for comments before the Deed of Sale is finalized. If no objections have been received, the property be alienated to Mr C Mxaku at a market related price subject to the following conditions.

Dat die Munisipaliteit se intensie om 'n gedeelte van erf 491, Nkqubela te verkoop aan Mnr C Mxaku geadverteer word vir kommentaar voordat die Koopoooreenkoms finaliseer word. Indien word geen besware ontvang word nie, die gedeelte van erf 491, Nkqubela verkoop word teen n markverwante prys.

- 4.1 That a deposit of 10% be payable with the signing of the deed of sale and that the remainder of the purchase price be payable with registration.

Dat 'n deposito van 10% betaalbaar sal wees met ondertekening van die koopoooreenkoms en dat die restant van die koopsom betaalbaar is by registrasie.

- 4.2 That the buyer be responsible for all the connection fees for municipal services rendered to the property.

Dat die koper verantwoordelik sal wees vir alle aansluitingsfooie vir munisipale dienste gelewer aan die perseel.

- 4.3 That the purchase deal be finalized within a period of 6 months after allocation of the property, failing which the offer will expire irrevocably.

Dat die kooptransaksie binne 'n periode van 6 maande vanaf datum van toekenning van die erf afgehandel word, by versuim waarvan, die aanbod onherroeplik verval.

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved

1. Subdivision of service fee for huge erven to be revised .

That this section of the report be referred back for resubmission to the Engineering Service Portfolio Committee in order to consider the possibilities of exempting applications received from previously disadvantaged communities and how to generate funds for the Municipality at a later stage.

2. Storm water pipe line for Erf 767, Januarie Street, Happy Valley.

That this section of the report be referred back for resubmission to the Engineering Service Portfolio Committee so that the Director can submit a proposal for the budgeting and installation of a storm water pipe line to divert storm water away from Erf 767, Januarie Street, Happy Valley in Bonnievale.

3. Items placed on agenda of Council and Portfolio meetings be discussed with Directors of Portfolios and items be prepared by them for debate, discussion and decision.

That this section of the report be noted as it will be dealt with in the new Rules of Order.

A 3430 SUBMISSION OF MOTION : CLLR AJ SHIBILI : TOP 2016 MATRIC ACHIEVERS REWARDS

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved

That the article on the *2016 Matrics Top Achievers Rewards* be corrected in the next edition of the Langeberg Express.

A 3435 SUBMISSION OF MOTION : CLLR S DU PLESSIS : TO REVISIT DECISION BY MAYORAL COMMITTEE TO LEASE THE KAMPONG MONTAGU TO MONTAGU WINERY

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved

That the report be referred back for submission to the Corporate Services Portfolio Committee meeting of 24 July 2017.

A 3436 SUBMISSION OF MOTION : CLLR S DU PLESSIS : TO CHANGE ALL SPORTS FIELDS NAMES TO THE HEROES OF OUR COMMUNITES WHO CONTRIBUTED TO THE SUCCESS OF SPORT IN OUR COMMUNITIES

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved

That the report be referred back and that the current "*Policy for the Naming & Numbering of Streets*" be submitted to the Engineering Services Portfolio Committee meeting of 24 July 2017.

A 3443 SUBMISSION OF MOTION : CLLR AJ SHIBILI : WATER SUPPLY TO SMALL SCALE FARMERS

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017

This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved

1. That the report be referred back and that the Manager Social Development arrange meetings for small scale farmers per town for detailed discussions in order to clarify and expedite the way forward by looking at the problems and challenges that face each group.
2. That all Councillors be invited to attend these meetings, should they wish to.

A 3444 SUBMISSION OF MOTION : CLLR AJ SHIBILI : TO AFFIRM 'ALDERMAN' STATUS TO SOME COUNCILLORS

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved

That a Policy on the Bestowing of Aldermanship Status on Councillors be submitted to Council.

A 3445 FINALIZATION OF SALE OF ERVEN 1657 – 1664, 1673, 1674, 1681, 1682, 1695 – 1698, MONTAGU – REALITY DYNAMIX 104 (PTY) LTD / MONTAGU RETIREMENT VILLAGE (5/3/1/2)(DIRECTOR CORPORATE SERVICES)

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved

1. That it be confirmed that erven 1657 – 1664, 1673, 1674, 1681, 1695 – 1698 and 1656 Montagu are not needed to provide the minimum level of basic municipal services (S14 of the MFMA 2003, Act 56 of 2003).
2. That the application by Reality Dynamix 104 (Pty) Ltd for extension until 30 May 2018 be approved subject thereto that all the necessary formalities to finalize the development and sale of said erven is finalized.
3. That the Authority be delegated to the Municipal Manager to finalize the transaction, including any further possible extensions if necessitated by the formal processes to be completed.

A 3446 FINANCIAL REPORTING IN TERMS OF SECTION 71 OF THE LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003 – MAY 2017 (9/2/1/3) (CHIEF FINANCIAL OFFICER)

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved

That the content of the report be noted.

Dat kennis geneem word van die inhoud van die verslag.

A 3447 RISK MANAGEMENT: APPROVAL OF THE RISK MANAGEMENT POLICY, IMPLEMENTATION PLAN STRATEGY, CHARTER RISK REGISTER AND THE FRAUD PREVENTION POLICY & STRATEGY' (5/14/R) (RISK MANAGEMENT)

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved

1. That the Risk Management Policy be workshopped by officials and Councillors.
2. That the reviewed Implementation Plan Strategy, Charter Risk Register and the Fraud Prevention Policy & Strategy be approved by Council.

A 3448 SUBMISSION OF COPIES OF THE PERFORMANCE AGREEMENTS OF THE MUNICIPAL MANAGER & SENIOR MANAGERS TO COUNCIL (MUNICIPAL MANAGER)

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved

1. Performance plans submitted to Council for input.
2. Municipal Manager will review and finalise the performance plans with Directors.
3. Mayor review and finalise MM performance plan.

A 3449 McGREGOR HOUSING PROJECT: REMOVAL OF THE INFORMAL SETTLEMENT & ACCOMMODATION OF THE NON-QUALIFIERS FROM THE INFORMAL SETTLEMENT (17/5/8/6) (DIRECTOR COMMUNITY SERVICES)

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved

1. That the households in the Informal Settlement in McGregor which qualify for houses be assisted to move together as one of the last phases of the project, or earlier in phases where possible.
2. That the households which qualify for serviced sites, will be allocated serviced sites to which they must move.
3. That discussions be entered into with the relevant Provincial authorities, e.g. the Department Human Settlements, the Department of Development Planning and Environmental Affairs, and Western Cape Heritage, and e.g. the McGregor Heritage Society with regards to the challenges of implementing the Environmental Authorisation requirement to remove the Informal Settlement.
4. That the institutionalisation of the Informal Settlement for future *in-situ* upgrading be investigated.

A 3450 SUPPLY CHAIN MANAGEMENT POLICY FOR INFRASTRUCTURE PROCUREMENT AND DELIVERY MANAGEMENT: (8/1/B) (DIRECTOR: ENGINEERING SERVICES)

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017
This item served before an Ordinary Meeting of Council on 20 June 2017
Eenparig Besluit / Unanimously Resolved

That the Model Supply Chain Management Policy for Infrastructure Procurement & Delivery Management as drafted by National Treasury and as adapted for Langeberg Municipality be approved as an addendum to the approved Supply Chain Management Policy of Langeberg Municipality.

A 3451 DECLARATION OF A LOCAL STATE OF DISASTER IN THE AREA OF LANGEBERG MUNICIPALITY (17/16/2) (DIRECTOR COMMUNITY SERVICES)

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 20 Junie 2017

This item served before an Ordinary Meeting of Council on 20 June 2017

Besluit / Resolved

1. That the Langeberg Municipality support the declaration of a local state of disaster in the area of jurisdiction of Langeberg Municipality and publish the declaration of a local state of disaster after consideration by the Cape Winelands District Municipality, the Provincial Cabinet, and classification and verification by the National Disaster Management Centre;
2. That the Cape Winelands District Municipality and the Provincial Disaster Management Centre be advised accordingly and requested to promote the request in terms of the relevant legal requirements and prescribed procedures to the Provincial Cabinet and National Disaster Management Centre.

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