



MINUTES OF AN ORDINARY MEETING OF THE EXECUTIVE MAYOR'S COMMITTEE HELD IN THE MALMESBURY BANQUETING HALL ON WEDNESDAY, 21 APRIL 2010 AT 11:00

PRESENT:

Executive Mayor, ald T van Essen (chairman)

Member of the Mayor's Committee:

Clr J H Cleophas

Clr R J du Plooy

Clr M S I Goliath

Other councillors:

Speaker, ald A Johnson

Clr A J Atkins

Ald N J A Rust

Clr A C Sedeman (arrived later)

Clr W Wilskut

Officials:

The Municipal Manager, mr J J Scholtz

Director: Corporate Services, ms M S Terblanche

Director: Safety and Security Services, mr P A C Humphreys

Director: Financial Services, mr K C Cooper

Director: Development Services, mr J T Steenkamp

Director: Civil Engineering Services, mr A J Botha

Director: Electrical Engineering Services, mr R du Toit

Administrative Official: Secretarial and Records, ms N Brand

1. OPENING

Clr J du Plooy opened the meeting with a prayer at the request of the chairman.

2. APOLOGIES

None

3. SUBMISSIONS/DEPUTATIONS/COMMUNICATIONS

None

4. MINUTES FOR APPROVAL

4.1 MINUTES OF AN ORDINARY EXECUTIVE MAYOR'S COMMITTEE MEETING HELD ON 16 MARCH 2010

RESOLUTION

That the minutes of an Ordinary Executive Mayor's Committee Meeting held on 16 March 2010 are approved and signed by the Mayor.

4.2 MINUTES OF A PORTFOLIOS COMMITTEE MEETING HELD ON 14 APRIL 2010

[Corrections held over at the prerogative of the various committees.]

5. CONSIDERATION OF RECOMMENDATIONS AND MATTERS ARISING FROM THE MINUTES

5.1 MINUTES OF A PORTFOLIO COMMITTEE MEETING HELD ON 14 APRIL 2010

5.1.1 ADMINISTRATION AND FINANCES

RESOLUTION

That the Executive Mayor approves the recommendations made in the relevant minutes.

5.1.2 CIVIL AND ELECTRICAL SERVICES

RESOLUTION

That the Executive Mayor approves the recommendations made in the relevant minutes.

5.1.3 DEVELOPMENT SERVICES AND SAFETY AND SECURITY SERVICES

RESOLUTION

That the Executive Mayor approves the recommendations made in the relevant minutes, subject to the following amendment -

(1) PROPOSED REZONING AND CONSENT USE ON ERF 4009, MOORREESBURG (15/3/3-9, 15/3/10-9) (WARD 2)

RESOLUTION

- (a) That, before the application is considered, further comment must be obtained from the Department of Health, Western Cape as well as the West Coast District Municipality's Environmental Health Division;
- (b) That a site inspection is made by members of the Executive Mayor's Committee, the ward councillor and officials of the relevant property.

6. MATTERS ARISING FROM THE MINUTES

None

7. NEW MATTERS

7.1 APPOINTMENT OF A WEB "GATEKEEPER" FOR THE CAPE RETIREMENT FUND (4/7/4/B)

The Cape Retirement Fund offers employers access, via their website, to member information in order to handle queries faster. In order to activate this service the Municipal Manager must be appointed as "gatekeeper".

RESOLUTION

- (a) That the Municipal Manager is appointed as "gatekeeper" for the Cape Retirement Fund;
- (b) That the Municipal Manager is also empowered to appoint officials, as required in practice, to have macro access to the Cape Retirement Fund website to assist employees with queries.

7.2 PROPOSED LEASE OF STORE IN RIEBEEK WEST SHOW GROUNDS (12/2/4-12/1)

A portion of the empty store behind the show grounds in Riebeeck West is leased to Oude Tol Meulens (Pty) Ltd on an annual basis for the storage of equipment.
The lessee has applied to lease the portion of the store for a further 12 months.

RESOLUTION

- (a) That the empty store behind the show grounds in Riebeeck West is leased out of hand to Oude Tol Meulens (Pty) Ltd for the storage of equipment for a further period not exceeding 12 months;
- (b) That the rental is fixed at R1 124,00 per month plus VAT which is an escalation of 6%;
- (c) That existing rental conditions remain unchanged;
- (d) That, at the request of clr R J du Plooy, a site inspection is carried out to clarify the supervision and future use of the property with a view to PPC's plan to utilise portions of the land for sporting facilities.

7.3 LEASE OF TRANSNET RESTROOMS IN KALBASKRAAL (12/1/3-6/2)

The Municipality leases the restrooms in Kalbaskraal from Transnet for the operation of a multi-purpose centre. The lease expires on 30 June 2010.

RESOLUTION

- (a) That a lease agreement is concluded with Transnet for hiring the restrooms in Kalbaskraal for 12 months as of 1 July 2010 for use as a multi purpose centre;
- (b) That rental to the amount of R925,00 per month plus VAT is paid plus a once off payment of R114,00 for administrative costs;
- (c) That the present lease conditions remain in place.

7.4 LEASE AGREEMENT: MALMESBURY TENNIS CLUB (17/9/2/R)

The Malmesbury tennis facilities are leased to the Malmesbury Tennis Club on an annual basis.

When the pending rental policy is approved negotiations for a longer lease will be take place with the Sport Forum.

RESOLUTION

- (a) That in anticipation of a decision by Council to determine new/amended lease contracts in conjunction with the Sport Forum, a lease agreement with Malmesbury Tennis Club will be concluded on a monthly basis not exceeding 12 months;
- (b) That the rental of R10,00 per annum plus VAT will continue;
- (c) That the present lease conditions remain in place.

7.5 OUTSTANDING INSURANCE CLAIMS (5/14/3/5)

In accordance with the Asset Management Policy outstanding insurance claims must be reported monthly.

RESOLUTION/...

7.5/...

RESOLUTION

That the outstanding insurance claims circulated with the agenda are noted.

7.6 OUTSTANDING DEBTS, MARCH 2010 (5/7/1/1)

The Director: Financial Services explained the report and emphasised the results obtained with the implementation of the new incident programme with respect to levies on sewerage pumping and blockages.

RESOLUTION

- (a) That note is taken of the report on outstanding debts;
- (b) That the Director: Financial Services will make a submission during a Portfolio Committee Meeting with respect to the functioning of the new incident programme.

7.7 APPLICATION FOR APPROVAL TO SELL ERF 1504, RIEBEEK WEST (12/2/R)

The previous Malmesbury Local Transitional Council sold erf 1504 (1688m² in extent) to the *Omega Mission Kerk* in Riebeek West as a church property on 30 June 1999.

A letter has been received in which the above mentioned church is applying in terms of the purchase conditions to sell the land to another church at the same price that they paid in 1999.

RESOLUTION

- (a) That the sale of erf 1504, Riebeek West by *Omega Mission Kerk* to another church group who do not have access to church land is approved;
- (b) That the selling price will be R20 000,00 plus VAT;
- (c) That the same sale conditions referred to in clauses 9,10,11 and 12 of the original sale agreement are made applicable to the new purchaser.

7.8 PROPOSED DEPARTURE ON ERF 525, RIEBEEK WEST (15/3/4-12)

An application on behalf of the Nederduitse Gereformeerde Sendingkerk situated on erf 525, Riebeek West has been received to depart from the 10m street building line to 6,5m (Merindol Street) and to 4,5m (Koelenberg Street) respectively.

The subdivision of erf 525 into two portions was approved in December 2008. The departure from the building lines is necessary to build an adequately sized building, which will serve as a community centre on the newly created erf.

RESOLUTION

That the departure from the 10m street building line to 6,5m (Merindol Street) and 4,5m (Koelenberg Street) respectively, is approved in accordance with article 15(1)(b) of Ordinance 15 of 1985.

7.9 ARCHITECTURAL DESIGN HANDBOOK FOR GLEN LILY, MALMESBURY (15/3/3-15, 15/3/6-15)

The Municipal Manager explained the background to the amendment to the Architectural Design Handbooks of both Glen Lily North and South Home Owners Associations with reference to approval of 0m building lines and how it affects municipal infrastructure.

7.9/...

The amendment also means that the municipality is indemnified from any liability for, any legal actions, legalities, claims, damage claims, costs and expenses which may arise as a result of the approval of 0m building line and that all digging on property boundaries must be done by hand.

RESOLUTION

That the amended Design Handbook marked "B" is approved in accordance with article 29 of Ordinance 15 of 1985, subject to the following:

- (a) that the 5m statutory building line along Divisional Road 1149 is relaxed by the District Roads Engineer;
- (b) that the indemnity of both Home Owners Associations is written into their constitutions;
- (c) that all digging on the boundaries of all erven within the Glen Lily Development are not carried out mechanically but by hand.

**(SGN) T VAN ESSEN
EXECUTIVE MAYOR**