



MINUTES OF AN ORDINARY MEETING OF THE EXECUTIVE MAYOR'S COMMITTEE HELD IN THE BANQUETING HALL, MALMESBURY ON WEDNESDAY, 19 FEBRUARY 2020 AT 10:00

PRESENT:

Executive Mayor, alderman T van Essen (chairman)
Deputy Executive Mayor, alderdame M S I Goliath

Members of the Mayor's Committee:

Clr P E Solomons
Clr O M Stemele
Alderman R F van der Westhuizen
Alderdame M van Zyl

Other councillors:

The Speaker, clr M A Rangasamy

Officials:

Municipal Manager, mr J J Scholtz
Director: Civil Engineering Services, mr L D Zikmann
Director: Development Services, ms J S Krieger
Director: Corporate Services, ms M S Terblanche
Director: Electrical Engineering Services, mr R du Toit
Director: Security Services, mr P A C Humphreys
Manager: Budget Office, ms H Papier
Manager: Secretarial and Record Services, ms N Brand

1. OPENING

Ald R F van der Westhuizen opened the meeting with a prayer at the request of the chairman.

2. APOLOGIES

Apology received from the Director: Financial Services, mr M A C Bolton.

3. SUBMISSIONS/DEPUTATIONS/COMMUNICATIONS

None

4. MINUTES

4.1 MINUTES OF AN ORDINARY EXECUTIVE MAYOR'S COMMITTEE MEETING HELD ON 22 JANUARY 2020

RESOLUTION

That the minutes of an Ordinary Executive Mayor's Committee Meeting held on 22 January 2020 are approved and signed by the Mayor.

4.2 MINUTES OF A PORTFOLIOS COMMITTEE MEETING HELD ON 12 FEBRUARY 2020

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

5.1 MINUTES OF A PORTFOLIOS COMMITTEE MEETING HELD ON 12 FEBRUARY 2020

5.1.1 MUNICIPAL MANAGER, ADMINISTRATION AND FINANCES

RESOLUTION that the Executive Mayor ratifies the recommendations in the relevant minutes.

5.1.2 CIVIL AND ELECTRICAL SERVICES

RESOLUTION that the Executive Mayor ratifies the recommendations in the relevant minutes.

5.1.3 DEVELOPMENT SERVICES

RESOLUTION that the Executive Mayor ratifies the recommendations in the relevant minutes, subject to the following amendment in place of the recommendation under -

ITEM 7.1 MOORREESBURG ACTION GROUP: (1) DEMAND FOR 1500 RDP HOUSES AND 500 GAP HOUSES; (2) PROPOSED 50/50 PRINCIPLE FOR THE ENVISAGED DE HOOP CATALYST PROJECT, MALMESBURY (17/4/2/B)

RESOLUTION

- (a) That note be taken of the demand from MAG (Moorreesburg Action Group) that 1500 RDP houses and 500 GAP houses must be built in Moorreesburg in 2020;
- (b) That note be taken of the so called 50/50 request, whereby 50% of any erf or housing development in Malmesbury must simultaneously be undertaken in Moorreesburg, and that Malmesbury will then get 50% back when development is undertaken in Moorreesburg, but that the request cannot be supported for the following reasons:
 - (i) The sequence of past housing developments targets the promotion of equal determination in servicing the interests of all the towns, as and when money is made available by the Department of Human Settlements;
 - (ii) A precedent cannot be set with respect to other towns, because, in the priority sequence, they may have the same demand, which will cause fragmented development everywhere, which will not be cost effective;
 - (iii) The need for housing is equally great and urgent everywhere, and this principle will give rise to "queue jumping" by towns with respect to the priority sequence list as well as allottees on the waiting list;
- (c) That note be taken of the request from MAG to meet urgently with the Minister of Human Settlements – via a letter from Swartland Municipality;
- (d) That note be taken that, in preparation for the housing project (and to facilitate the above mentioned), upgrading of the sewerage works in Moorreesburg will commence in the 2020/2021 financial year (which, due to the scope of the project, will done over a three year period) and that the rezoning and environmental processes in respect of a portion of the housing project have already been completed;

5.1.3/...

- (e) That it is further noted that Swartland Municipality will support any initiative from the Department of Human Settlements to go ahead with a project in Moorreesburg (or any other town), if additional funds are made available for implementation in the sequence in which projects were undertaken historically, in order to prevent “queue jumping”;
- (f) That it is again confirmed and recorded that the funding for the provision of housing is a National and Provincial competency and that any project is dependent on funding from the National fiscus.

5.1.4 PROTECTION SERVICES

RESOLUTION that the Executive Mayor ratifies the recommendations in the relevant minutes.

6. MATTERS ARISING FROM THE MINUTES

None

7. NEW MATTERS**7.1 AMENDMENTS TO THE 2019/2020 SERVICES DELIVERY AND IMPLEMENTATION PLAN (SDBIP) (2/4/2)**

The approval of the bi-annual adjusted capital and operating budgets of the 2019/2020 to 2021/2022 multi-year budgets necessitated amendments to the SDBIP in January 2020.

The amended SDBIP was circulated with the agenda.

RESOLUTION

That the amended Service Delivery and Budget Implementation Plan (SDBIP) for the 2019/2020 financial year be approved in terms of Section 54(1)(c) of the Municipal Finance Management Act (Act 56 of 2003).

7.2 PROGRESS IN RESPECT OF IMPLEMENTATION OF THE JOINT DISTRICT APPROACH (JDA) (11/1/2/38)

The *Joint District Approach* (JDA) is a programme approved by cabinet and was rolled out in the Western Cape by Minister Bredell in October 2019. The aim of the programme is to follow an integrated approach to planning, budgeting and the implementation of projects in conjunction with all three tiers of government in order to improve good governance and service delivery.

After the roll out of the programme various DCF meetings took place to draw up an amendments framework and to decide on the main themes for the West Coast, namely:

1. Housing
2. Education and Social Wellbeing
3. Safety and Security
4. Economic Growth
5. Information, Communication and Technology (ICT) Connectivity
6. Water and Waste Management
7. Energy Security
8. Integrated Transport
9. Leverage financing through income from Property Rates and Taxes (something which was highlighted in the Growth Potential Study)

7.2/...

RESOLUTION

- (a) That cognisance be taken of the progress made with the Joint District Approach (JDA), the draft Terms of Reference and the proposed themes;
- (b) That cognisance further be taken that the DCF will play a very important co-ordinating role in the future;
- (c) That the JDA and DCF be informed of the in principle approval of the draft Terms of Reference of the JDA.

7.3 APPOINTMENT OF MEMBERS OF THE DISCIPLINARY COUNCIL FOR RECOMMENDATION TO THE COUNCIL (5/15/1/5)

The aim of the Disciplinary Council is to act as an independent advisory body supporting the Council in investigations into financial misconduct, in accordance with the *Financial Misconduct Regulations*.

The Disciplinary Council must consist of five members, and the members who currently serve on the Council, have expressed their willingness to be appointed for a further term.

RESOLUTION

- (a) That according to Section 4(3) of the Financial Misconduct Regulations, the term of office for members of the Disciplinary Board must not exceed a period of three years. Therefore the Executive Mayoral Committee is requested to consider the comments in 2 above and the following proposals to ensure continuity and further existence of the Disciplinary Board:
 - (i) The appointment of Mr CB de Jager as Chairperson of the Disciplinary Board from 1 January 2020 to 31 December 2022 or when his term of office as member of the Performance and Risk Audit Committee is not extended on 31 October 2021;
 - (ii) Extension of the current term of office for Ms M Terblanche, Director: Corporate Services and Ms S de Jongh, Manager: Human Resources from 1 January 2020 to 31 December 2022 and Mr P le Roux, Manager Internal Audit from 1 January 2020 to 31 May 2021;
- (b) The remuneration payable to the external member of the Disciplinary Board will be the same as attendance of the Performance and Risk Audit Committee.

7.4 LEASE OF COMMERCIAL SPACE IN JAKARANDA STREET, MALMESBURY (12/1/3/1-1/1)

The Municipality is in the process of establishing an entrepreneur's node on Erf 7516, Jakaranda Street, which will consist of four purpose built shipping containers. The shipping containers will respectively be fitted out for a (1) barber/hairdressers, (2) clothing shop, (3) take-away foods and (4) tuck shop.

The criteria proposed and the application process for the lease of the containers were circulated with the agenda and aldd M S I Goliath requested that care must be taken that the businesses are only operated by one person or family.

The Director: Corporate Services confirmed that the criteria will be refined, inter alia, that the lessee must not be in debt to the Municipality.

The Municipal Manager stated that the attempt made to get a list of names of government officials living in the Swartland Municipal area was unsuccessful and that councillors are requested to use all possible platforms to fulfil the request.

7.4/...

The principle which applies to all councillors and municipal officials not to be in arrears in respect of service payments, must also to apply to all government officials.

RESOLUTION

- (a) That the attached criteria and application process be approved for identifying lessees for the available trading spaces;
- (b) That the Directors of Corporate Services and Development Services, along with officials of their choice, be tasked with evaluating prospective lessees and awarding lease agreements to successful applicants, for a period of two years and subject to a monthly rental of R100.00, VAT excluded ;
- (c) That the Director Corporate Services be authorized to determine the terms and conditions of said lease agreements, in conjunction with the Director Development Services;
- (d) That consideration be given at management level as to whether or not service connections (water, electricity) are to be subsidized or not from the Municipality's operating budget.

7.5 OUTSTANDING DEBTORS: JANUARY 2020 (5/7/1/1)

A full report in respect of outstanding debtors was circulated with the agenda.

RESOLUTION that cognisance be taken of the report in respect of outstanding debtors of Swartland Municipality for January 2020.

7.6 PROGRESS IN RESPECT OF OUTSTANDING INSURANCE CLAIMS (5/14/3/5)

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

RESOLUTION that cognisance be taken of progress in respect of outstanding insurance claims for the period ending 31 January 2020 as circulated with the agenda.

7.7 DRAWING UP OF A POLICY IN RESPECT OF DEALING WITH PRESSURE GROUPS

In light of the recent protest actions and discussions with pressure groups, the chairman has provided draft regulations in respect of dealing with pressure groups.

RESOLUTION

That the management team is instructed to draw up a Policy in respect of Dealing with Pressure Groups for consideration by the Executive Mayor's Committee.

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