



**MINUTES OF A MEETING OF THE SWARTLAND MUNICIPAL COUNCIL HELD IN THE TOWN HALL,
MALMESBURY ON THURSDAY, 28 APRIL 2022 AT 10:00**

PRESENT:

Speaker, ald M A Rangasamy
Executive Mayor, ald J H Cleophas
Deputy Executive Mayor, clr J M de Beer

COUNCILLORS:

Bess, D G (DA)	Penxa, B J (ANC)
Booyesen, A M (VF)	Pieters, C (ANC)
Daniels, C (DA)	Pypers, D C (DA)
Duda, A A (EFF)	Smit, N (DA)
Fortuin, C (ANC)	Soldaka, P E (ANC)
Jooste, R J (DA)	Stanley, B J (DA)
Le Minnie, I S (DA)	Van Essen, T (DA)
Ngozi, M (ANC)	Van Zyl, M (DA)
O'Kennedy, E C (DA)	Vermeulen, G (VF)
Papier, J R (GOOD)	Warnick, A K (DA)

Officials:

Municipal Manager, mr J J Scholtz
Director: Electrical Engineering Services, mr R du Toit
Director: Financial Services, mr M A C Bolton
Director: Protection Services, mr P A C Humphreys
Director: Corporate Services, ms M S Terblanche
Director: Development Services, ms J S Krieger
Senior Manager: Solid Waste and Trade Services, mr J J Venter
Manager: Secretarial and Records, ms N Brand

1. OPENING

The Speaker welcomed the Executive Mayor, the Deputy Executive Mayor, aldermen, councillors and officials and requested clr N Smit to open the meeting with a scripture reading and a prayer.

The Speaker congratulated councillors and officials who had celebrated birthdays recently.

2. APOLOGIES

No apologies received.

3. DEPUTATIONS/DECLARATIONS AND COMMUNICATIONS/SUBMISSIONS

None.

4. MINUTES FOR APPROVAL

4.1 MINUTES OF AN ORDINARY COUNCIL MEETING HELD ON 31 MARCH 2022

Resolution/...

4.1/...

RESOLUTION

(proposed by clr E C O’Kennedy, seconded by clr A K Warnick)

That the minutes of an Ordinary Council Meeting held on 31 March 2022 are approved and signed by the Speaker.

5. REPORT IN RESPECT OF THE DELEGATED DECISION MAKING BY THE EXECUTIVE MAYOR

RESOLUTION

That note is taken of the decisions made by the Executive Mayor in accordance with his delegated power in the following minutes:

5.1 MINUTES OF AN ORDINARY MEETING OF THE EXECUTIVE MAYOR’S COMMITTEE HELD ON 23 MARCH 2022

read in conjunction with

MINUTES OF A MEETING OF THE PORTFOLIO COMMITTEES HELD ON 9 MARCH 2022

5.2 MINUTES OF A SPECIAL MEETING OF THE EXECUTIVE MAYOR’S COMMITTEE HELD ON 25 MARCH 2022

6. REPORT IN RESPECT OF THE DELEGATED DECISION MAKING BY THE MUNICIPAL MANAGER

RESOLUTION

That note is taken of the decisions made by the Municipal Manager in accordance with his delegated power in the following minutes:

6.1 MINUTES OF A TENDER AWARD COMMITTEE MEETING HELD ON 1 MARCH 2022

7. MATTERS ARISING FROM THE MINUTES

None.

8. MATTERS FOR DISCUSSION

8.1 APPROVAL OF THE 2021/2022 TO 2023/2024 SPECIAL ADJUSTED OPERATING AND CAPITAL BUDGETS (5/4/1)

The 2021/2022 to 2023/2024 Special Adjusted Operating and Capital Budgets were considered for approval by the Council during the Executive Mayor’s Committee Meeting held on 21 April 2022 and were tabled by the Executive Mayor.

The Municipal Manager explained that Swartland Municipality was privileged to receive an additional MIG grant to the amount of R4 million from the national government. The reason therefore is that by December 2021 the Municipality had spent 70% of its MIG grant and was therefore – together with only one other municipality – considered for additional funding.

On inquiry from clr B J Penxa, in respect of the appropriation of the additional funds, the Municipal Manager confirmed that the funds may only be spent on projects which are already registered on the MIG programme. The latter process can last up to 18 months and requires thorough planning by the Department: Civil Engineering Services. The Speaker brought the matter, in respect of approval of the 2021/2022 and 2023/2024 Special Adjusted Capital and Operating Budgets, to the vote and there was –

8.1/...

UNANIMOUS RESOLUTION

(proposed by ald J H Cleophas, seconded by clr N Smit)

- (a) That it be noted that the Budget Steering Committee urgently convened to consider the explanations and motivations provided by the financial staff and responsible director as it relates to the adjustments;
- (b) That approval be granted to amend the high-level operating budget for 2021/2022 with no amendments to the outer years as follows:

	Original Budget 2021/22	Mid-Year Adj Budget 2021/22	Second Adj Budget 2021/22	Special Adj Budget 2021/22	Original Budget 2022/23	Original Budget 2023/24
Capital budget	166 435 729	166 040 448	166 040 448	170 040 448	132 744 732	136 678 848
Operating Expenditure	911 967 149	951 133 356	953 347 356	953 347 356	983 835 346	1 055 314 274
Operating Revenue	968 875 613	1 007 040 106	1 009 254 106	1 013 254 106	1 048 008 388	1 119 714 984
Budgeted (Surplus)/ Deficit	(56 908 464)	(55 906 750)	(55 906 750)	(59 906 750)	(64 173 042)	(64 400 709)
Less: Capital Grants, Donations & Development Charges	47 912 409	48 027 246	48 027 246	52 027 246	45 865 556	50 788 078
(Surplus)/ Deficit	(8 996 055)	(7 879 504)	(7 879 504)	(7 879 504)	(18 307 486)	(13 612 631)

- (c) That it be noted that the changes to the budget will have no impact on tariffs in respect of the 2021/2022 financial year or beyond and the budgeted net surplus of R7 879 504 will remain unchanged;
- (d) That the adjusted budget schedules as required by the Budget and Reporting Regulations be approved as set out in **(Annexure B: Budget Report and B-Schedules 2021/22 – 2023/24)**;
- (e) That the Director: Financial Services adhere to the requirements of the Budget Circulars and Budget Reforms in the context of the reporting requirements to Provincial and National Treasury;
- (f) That the Service Delivery Budget Implementation Plan (SDBIP) where appropriate be amended accordingly.

8.2 QUARTERLY REPORT (SECTION 52 OF MFMA): JANUARY TO MARCH 2022 (7/1/22-2)

The submission of the quarterly report is prescribed in Section 52 (d) of the MFMA.

The submission of the report to the Council serves as one of the Executive Mayor's general responsibilities in order to enlighten the Council in respect of the implementation of the budget and the state of the Municipality's financial matters.

The quarterly report was discussed during a meeting of the Public Accountability Committee held on 26 April 2022 in fulfilment of the committee's oversight role.

RESOLUTION

(proposed by clr E C O'Kennedy, seconded by ald M van Zyl)

That Council takes cognisance of the attached quarterly report, as required by Section 52 of the Municipal Finance Management Act, Act 56 of 2003 in respect of the implementation of the budget as well as the performance against the Top Layer Service Delivery and Budget Implementation Plan of the municipality for the period 1 January to 31 March 2022.

**SIGNED
SPEAKER**