

**MINUTES OF THE ORDINARY COUNCIL MEETING OF BITOU LOCAL MUNICIPALITY HELD IN THE COUNCIL CHAMBER, MUNICIPAL OFFICES, PLETTENBERG BAY, ON FRIDAY, 28 NOVEMBER 2014 AT 11H45**

**1. OPENING**

The Speaker, Councillor AR Olivier declared the meeting open at 11h45 and welcomed everyone present.

She then requested Councillor M Booyesen to open the meeting with a prayer.

**2. ATTENDANCE**

As per the attached attendance register

**3. APPLICATION FOR LEAVE OF ABSENCE**

Application for leave of absence was received from Councillor MM Mbali.

**Resolved**

That application for leave of absence be granted to Councillor MM Mbali.

**4. CONFIRMATION OF MINUTES:**

**4.1 Ordinary Council Meeting: 16 October 2014**

That the Minutes of the Ordinary Council Meeting held on 16 October 2014, be, and are hereby, **CONFIRMED & SIGNED.**

**Proposed: Councillor SB Farrow**

**Seconded: Councillor N Ndayi**

**4.2 Special Council Meeting: 18 November 2014**

That the Minutes of the Ordinary Council Meeting held on 18 November 2014, be, and are hereby, **CONFIRMED & SIGNED.**

**Proposed: Councillor NM De Waal**

**Seconded: Councillor H Plaatjies**



5. **STATEMENTS AND COMMUNICATIONS BY:**

5.1 **The Executive Mayor**

The Executive Mayor referred to the campaign “16 Days of Activism against violence against women and children” launched by Bitou that all other spheres of government, pledged his commitment on behalf of Bitou and the greater community of Plettenberg Bay.

The Executive Mayor stated that, even though Bitou Local Municipality experienced a very challenging year in terms of finances and the restructuring of the municipality, he was proud to announce that for the first time ever in history of Bitou Council, Bitou has achieved a clean audit and that this achievement will be one of the highlights of his career as being an Executive Mayor.

He then wished everybody a happy Christmas and a prosperous New Year.

5.2 **Councillor SE Gcabayi, on behalf of the ANC**

On behalf of ANC, Councillor SE Gcabayi congratulated the Municipal Manager and staff and expressed the wish that service delivery will follow in line with the clean audit.

5.3 **The Speaker**

The Speaker apologised for the lateness of the commencement of the meeting and requested that the Mayoral Committee Meetings in future be held the day before the Ordinary Council meetings so as not to delay the Council meetings.

6. **ITEMS FOR INFORMATION, WHICH HAVE BEEN DEALT WITH BY THE EXECUTIVE MAYOR, IN TERMS OF DELEGATED AUTHORITY**

**Resolved**

That all the resolutions of the Executive Mayor to the Items as listed on the Agenda, be, and are hereby, **NOTED.**

**Proposed:** Councillor EE Paulse

**Seconded:** Councillor WR Craig

**For information**

7. **CONSIDERATION OF REPORTS (NON-DELEGATED MATTERS)**

**Section 1: Office of the Municipal Manager**

Resolution C/1/94/11/14

**RISK MANAGEMENT POLICY**

**Department:** Office of the Municipal Manager **Demarcation:** All Wards

**File Ref:** 2/11/P

**Resolved**

1. That the Municipal Council take note of the Draft Risk Management Policy for Bitou Local Municipality.
2. That the Draft Risk Management Policy be workshopped with internal stakeholders.
3. That after 2. above, the Draft Policy be re-submitted to the Municipal Council for approval in terms of Section 11(3)(a) of the Local Government: Municipal Systems Act, 32 of 2000.
4. That the Bitou Local Municipality Strategic Risk Register be made available electronically to all Councillors.
5. That the Chief Internal Auditor be congratulated on the presentation of the Strategic Risk Register.

**Proposed:** Councillor EE Paule

**Seconded:** Councillor SB Farrow

To be Actioned by: Chief Internal Auditor

5.2 **Section 2: Finance**

Resolution C/2/199/11/14

**CAPITAL BUDGET: RAISING OF EXTERNAL LOANS TO FUND 2014/2015  
CAPITAL PROJECTS 10 MILLION**

**Department:** Finance **Demarcation:** All Wards

**File Ref:** 5/1/1/9

**Resolved**

1. That the Municipal Council notes that the prescripts of Section 46 (3) of the Municipal Finance Management Act, 56 of 2003 and Section 21 A of the Local Government Municipal Systems Act, 32 of 2000 has been complied with.

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2. That the Municipal Council approve the incurring of a long term debt of R 10,000 000.00 for the purpose as outlined in Section 46 (1) (a) of the Municipal Finance Management Act, 56 of 2003.
3. That the finance lease as reflected in table 1 below be implemented in terms of the approved 2013/2014 operating budget.

**Table 1**

It is the intention of Bitou Local Municipality to finance the following capital projects:

Vote Number	Department	Description	2014/2015
5 5342 0321	Traffic Department	Land and Building 2	1000 000.00
5 5560 0161	Revenue Services	Waste Management Devices	1000 000.00
5 5830 0071	Waste Management	Waste Transfer Station	5000 000.00
5 5840 0121	Water Services	Upgrade Sewer Pump Station Genera	600 000.00
5 5850 0481	Electrical & Mechanical	Upgrade MV Cables Plett	1 500 000.00
5 5850 0521	Electrical & Mechanical	Mini Subs 2	500 000.00
5 5860 0471	Water Services	Reticulation Upgrades and Replacements	400 000.00

**10 000 000.00**

4. That the Municipal Manager be delegated to sign all documents required in the execution of resolution 3 above.
5. That monthly progress reports on all capital projects together with timeframes be submitted to the Mayoral Committee.

**Proposed:** Councillor NM de Waal  
**Seconded:** Councillor N Ndayi

To be Actioned by: Chief Financial Officer

**Resolution C/2/200/11/14**

**FINANCIAL REPORT FOR THE QUARTER ENDING 30 SEPTEMBER 2014**

**Department:** Finance                      **Demarcation:** All Wards

**File Ref:** 9/1/3/4

**Resolved**

1. That cognisance be taken of the Quarter Financial Report as at 30 September 2014.



2. That the financial statements as prescribed by GRAP be workshopped with Councillors, to enable them to get a better understanding and interpretation of the report.

**Proposed:** Councillor WR Craig

**Seconded:** Councillor N Ndayi

To be Actioned by: Chief Financial Officer

**Resolution C/2/202/11/14**

**LIST OF WITHDRAWALS FROM MUNICIPAL BANK ACCOUNT: JULY TO SEPTEMBER 2014**

**Department: Finance Demarcation: All Wards**

**File Ref: 9/1/3/4**

**Resolved**

1. That the Municipal Council confirms the withdrawals that were made in terms of Section 1(1)(b) to (j) of the Local Government: Municipal Financial Management Act, 2003 for the quarter ended 30 September 2014.
2. That the report accordingly be presented to the Provincial Treasury: Western Cape and Auditor – General, as determined by Section 11(4)(b) of the Local Government: Municipal Finance Management Act, 2003.

**Proposed:** Councillor SB Farrow

**Seconded:** Councillor NM de Waal

To be Actioned by: Chief Financial Officer

**Resolution C/2/203/11/14**

**QUARTERLY REPORT ON THE IMPLEMENTATION OF THE SUPPLY CHAIN MANAGEMENT POLICY FOR THE PERIOD 01 APRIL 2014 TO 30 JUNE 2014**

**Department: Finance Demarcation: All Wards**

**File Ref: 9/1/3/4**

**Resolved**

1. That the quarterly Supply Chain Management Implementation report for the 4<sup>th</sup> Quarter of the 2013/14 Financial Year, April 2014 to June 2014, be noted.



2. That managers make a concerted effort to alleviate the necessity for deviations by following the correct supply chain processes timeously to avoid the necessity for deviations.

**Proposed:** Councillor M Booyen

**Seconded:** Councillor EE Paulse

To be Actioned by: Chief Financial Officer

**Resolution C/2/204/11/14**

**QUARTERLY REPORT ON THE IMPLEMENTATION OF THE SUPPLY CHAIN MANAGEMENT POLICY FOR THE PERIOD 01 JULY 2014 TO 30 SEPTEMBER 2014**

**Department:** Finance

**Demarcation:** All Wards

**File Ref:** 9/1/3/4

**Resolved**

That the quarterly Supply Chain Management Implementation Report for the 1st Quarter of the 2014/15 Financial Year, July to September 2014, be noted.

**Proposed:** Councillor WR Craig

**Seconded:** Councillor SB Farrow

For information

**Resolution C/2/206/11/14**

**VIREMENT REPORT FOR THE QUARTER ENDING 30 SEPTEMBER 2014**

**Department:** Finance

**Demarcation:** All Wards

**File Ref:** 9/1/3/4

**Resolved**

That cognisance be taken of the Virement Report as at 30 September 2014.

**Proposed:** Councillor N Ndayi

**Seconded:** Councillor NM de Waal

For information

**Resolution C/2/207/11/14**

**ANNUAL REPORT ON THE IMPLEMENTATION OF THE SUPPLY CHAIN MANAGEMENT POLICY FOR THE FINANCIAL YEAR ENDING 30 JUNE 2014 IN TERMS OF SECTION 6(2)(a)(i) OF THE POLICY**

**Department:** Finance **Demarcation:** All Wards

**File Ref:** 9/1/3/4

**Resolved**

1. That the Municipal Council take note of the implementation of the Supply Chain Management Policy for the period 1 July 2013 to 30 June 2014.
2. That cognisance be taken of the stock taking report for the 2013/2014 Financial Year and that the bookkeeping errors resulting in inventory shortages or surpluses be corrected.
3. That the report be made available to the public in terms of Section 21A of the Municipal Systems Act (Act 32 of 2000) after serving before the Municipal Council.

**Proposed:** Councillor N Ndayi  
**Seconded:** Councillor SB Farrow

To be Actioned by: Chief Financial Officer

**Resolution M/2/208/11/14**

*(It should be noted that this Item changed from a Council (C) Item to a Mayoral Committee (M) Item)*

**EXTENSION OF SCOPE OF TENDER SCM FIN 33/2013: IT SUPPORT SERVICES FOR BITOU MUNICIPALITY, PLETTENBERG BAY**

**Department:** Finance **Demarcation:** All Wards

**File Ref:** Sec/A/398

**Resolved**

That because of time restraints the Item be referred to the Executive Mayor for consideration in terms of his delegated authority per Council resolution C/3/89/03/14 while Council is in recess.

**For information**

**Resolution M/2/209/11/14**

*(It should be noted that this Item changed from a Council (C) Item to a Mayoral Committee (M) Item)*

**EXTENSION OF TENDER SCM/FIN 68/2010B: DEVELOPMENT OF AND IMPLEMENTATION OF A REVENUE ENHANCEMENT PROGRAM FOR A PERIOD OF THREE YEARS, FOR A FURTHER 6 MONTHS**

**Department:** Finance

**Demarcation:** All Wards

**File Ref:** Sec/A/345

**Resolved**

That because of time restraints the Item be referred to the Executive Mayor for consideration in terms of his delegated authority per Council resolution C/3/89/03/14 while Council is in recess.

For information

**Resolution M/2/210/11/14**

*(It should be noted that this Item changed from a Council (C) Item to a Mayoral Committee (M) Item)*

**EXTENSION OF CONTRACT: PROVISION OF THE SAMRAS FINANCIAL MANAGEMENT SYSTEM**

**Department:** Finance

**Demarcation:** All Wards

**File Ref:** Sec/A/362

**Resolved**

That because of time restraints the Item be referred to the Executive Mayor for consideration in terms of his delegated authority per Council resolution C/3/89/03/14 while Council is in recess.

For information



**Resolution M/2/211/11/14**

*(It should be noted that this Item changed from a Council (C) Item to a Mayoral Committee (M) Item)*

**EXTENSION OF CONTRACT: PROVISION OF PREPAID ELECTRIFICATION VENDOR SERVICES AND SOFTWARE**

**Department:** Finance **Demarcation:** All Wards

**File Ref:** 5/18/1

**Resolved**

That because of time restraints the Item be referred to the Executive Mayor for consideration in terms of his delegated authority per Council resolution C/3/89/03/14 while Council is in recess.

For information

**Section 3: Corporate Services**

**Resolution C/3/104/11/14**

**MAYORAL COMMITTEE AND COUNCIL MEETINGS SCHEDULE FOR THE YEAR 2015**

**Department:** Corporate Services **Demarcation:** All Wards

**File Ref:** 3/2/3

**Resolved**

1. That it be noted that the following schedule of dates for the Mayoral Committee meetings for 2015 has been approved by the Mayoral Committee and that the dates scheduled for the Council meetings for 2015 as listed below be approved:

Schedule of Meetings 2015				
Closing Dates for Agendas	Preliminary Meeting	MayCo Meetings	Ordinary Council Meetings	Special Council Meetings
14 January 2014		22 January 2015 (Special Meeting)		22 January 2015
7 January 2015	14 January 2015	28 January 2015		
4 February 2015	11 February 2015	25 February 2015		25 February 2015
4 March 2015	11 March 2015	25 March 2015	26 March 2015	
8 April 2015	15 April 2015	29 April 2015		
6 May 2015	13 May 2015	27 May 2015		27 May 2015
3 June 2015	10 June 2015	24 June	25 June 2015	



**Ordinary Council Meeting: 28 November 2014**

8 July 2015	<b>15 July 2015</b>	29 July 2015		
5 August 2015	<b>12 August 2015</b>	26 August 2015		26 August 2015
9 September 2015	<b>16 September 2015</b>	<b>29 September 2015</b>	<b>30 September 2015</b>	
7 October 2015	<b>14 October 2015</b>	28 October 2015		
4 November 2015	<b>11 November 2015</b>	<b>26 November 2015</b>	27 November 2015	

2. That the closing dates for submission of reports be strictly adhered to.
3. That Special Mayoral Committee and Special Municipal Council Meetings be scheduled when an urgency arise for such meetings.
4. That notice be given to the public of the Municipal Council meetings scheduled for the year 2015, in terms of Section 19 of the Local Government Municipal Systems Act, (Act 32 of 2000, as amended) by publishing the Council meetings in the local newspapers, on the municipal website and in the municipal newsletters.
5. That it be noted that the Mayoral Committee Meetings will in future be held one day before the Ordinary Council Meetings.
6. That the electronic notices be extended to include the Ward Committee Members and other interested NGO's.
7. That management meetings with Councillors be held once a month on a Tuesday in the week prior to the Mayoral Committee Meetings, as per the schedule indicated below:

<b>Day of the week</b>	<b>Mayoral Committee Meetings</b>	<b>Day of the week</b>	<b>Management Meetings with Councillors:</b>
Wednesday	28 January 2015	Tuesday	21 January 2015
Wednesday	25 February 2015	Tuesday	17 February 2015
Wednesday	25 March 2015	Tuesday	17 March 2015
Wednesday	29 April 2015	Tuesday	21 April 2015
Wednesday	27 May 2015	Tuesday	19 May 2015
Wednesday	24 June	<b>Wednesday</b>	17 June 2015 (Wednesday, as the 16 <sup>th</sup> is a public holiday)
Wednesday	29 July 2015	Tuesday	21 July 2015
Wednesday	26 August 2015	Tuesday	18 August 2015
<b>Tuesday</b>	<b>29 September 2015</b>	Tuesday	22 September 2015
Wednesday	28 October 2015	Tuesday	20 October 2015
<b>Thursday</b>	<b>26 November 2015</b>	Tuesday	17 November 2015

8. That closing dates be strictly adhered to in order that agendas can be distributed 5 (five) days before the meeting.

**Proposed: Councillor WR Craig**  
**Seconded: Councillor EE Pause**

To be Actioned by: Head Corporate Services; Manager Administration



**Resolution C/3/105/11/14**

**QUARTERLY REPORT: APPOINTMENTS, RESIGNATIONS AND RETIREMENTS FOR THE PERIOD 1 SEPTEMBER 2014 TO NOVEMBER 2014**

**Department:** Corporate Services                      **Demarcation:** All Wards

**File Ref:** 9/1/33

**Resolved**

That the Municipal Council take note of the quarterly report on appointments, resignations and retirements for the period 1 September 2014 to November 2014.

**Proposed:** Councillor SB Farrow  
**Seconded:** Councillor NM de Waal

For information

**Resolution C/3/106/11/14**

**APPOINTMENT OF A REPRESENTATIVE TO SERVE ON THE MUNICIPAL INFRASTRUCTURE AND SERVICE SALGA WESTERN CAPE WORKING GROUP**

**Department:** Corporate Services                      **Demarcation:** All Wards

**File Ref:** 12/2/1/3/1

**Resolved**

That Councillor Stuart Brian Farrow be elected as the representative on the Municipal Infrastructure and Service SALGA Western Cape working group.

**Proposed:** Councillor NM De Waal  
**Seconded:** Councillor H Platjies

To be Actioned by: Manager Administration



**Resolution C/3/107/11/14**

**REPORT BACK ON FEEDBACK RECEIVED REGARDING THE ACTIONING OF MAYORAL COMMITTEE AND MUNICIPAL COUNCIL RESOLUTIONS TAKEN DURING THE PERIOD JULY 2013 TO 28 MAY 2014 (CONFIRMED MINUTES)**

**Department:** Corporate Services

**Demarcation:** All Wards

**File Ref:** 3/2/3

**Resolved**

That cognisance be taken of the actions taken by administration regarding the execution of resolutions taken by the Mayoral Committee and Municipal Council for the period July 2013 to 28 May 2014.

**Proposed:** Councillor WR Craig

**Seconded:** Councillor N Ndayi

For information

**Resolution M/3/108/11/14**

*(It should be noted that this Item changed from a Council (C) Item to a Mayoral Committee (M) Item)*

**APPROVAL FOR THE PAYMENT OF STIPEND: SETA INTERNS**

**Department:** Corporate Services

**Demarcation:** All Wards

**File Ref:** 4/3/4

**Resolved**

That because of time restraints the Item be referred to the Executive Mayor for consideration in terms of his delegated authority per Council resolution C/3/89/03/14 while Council is in recess.

For information

**5.4 Section 4: Community Services**

No Items for consideration

**5.5 Section 5: Engineering Services**

**Resolution C/5/52/11/14**

**PROCLAIMED MAIN ROAD: MARINE DRIVE (MR 383) AND PIESANG VALLEY (MR382)**

**Department: Engineering Services      Demarcation: Ward 2**

**File Ref: 16/3/2**

**Resolved**

1. That the Municipal Council take note of the estimated amount of R4 735 916.74 for resurfacing and re-alignment of proclaimed Main Road 383 and Main Road 382 for the 2015/2016 Financial Year.
2. That it be noted that the amount of R 947,183.40 has not currently been included in the MTREF and provision would need to be made on the budget for 2015/2016 Financial Year.

**Proposed: Councillor SB Farrow**  
**Seconded: Councillor NM De Waal**

To be Actioned by: Head Engineering Services

**Resolution C/5/53/11/14**

**APPLICATION FOR RURAL INFRASTRUCTURE DEVELOPMENT FUNDING:  
CRDP NODE: NEW HORIZONS**

**Department: Engineering Services      Demarcation: Ward 3**

**File Ref: 17/15/1/30**

**Resolved**

That the Municipal Council approves the following projects identified for funding to the Department of Rural Development and Land Reform for the 2015/2016 Financial Year.

No	Project Description in New Horizons
1	Upgrading of storm water infrastructure
2	Paving of Cul-de-sacs
3	Parking area around sport facility
4	Upgrading of Cemetery (walkway and boundary wall)
5	Walkway to Secondary School

**Proposed: Councillor EE Paulse**  
**Seconded: Councillor H Plaatjies**

To be Actioned by: Head Engineering Services



**Resolution C/5/54/11/14**

**APPLICATION FOR PUBLIC TRANSPORT AND NON-MOTORISED TRANSPORT FUNDING**

**Department: Engineering Services**

**Demarcation: All Wards**

**File Ref: 12/2/2/4/1/8**

**Resolved**

1. That the Municipal Council approves the following priority projects for Public Transport and Non-Motorised Transport funding application for 2015/2016 Financial Year and beyond.

Priority	DITP #	Description
1	PT002	Upgrading of Plettenberg Bay Taxi Rank
2	NMT001	Create a pedestrian priority zone in the CBD
3	NMT002	Wittedrift Road to Green Valley pedestrian walkway along MR 395 (1300m)
4	NMT010	Cycleway along MR395 from Wittedrift to N2/8
5	NMT014	Cycleway along DR1770 between N2 and Plettenberg Bay via Kranshoek (Airport Road)
6	NMT007	Walkway/Cycleway along Piesang Valley Road (DR 1775)

2. That the Municipal Council note that, should the above projects be approved and implemented, the contribution of the municipality is calculated at R7.62 Million.

**Proposed: Councillor N Ndayi**

**Seconded: Councillor M De Waal**

To be Actioned by: Head Engineering Services



**Resolution C/5/55/11/14**

**CAPITAL PROJECTS IMPLEMENTATION PLAN: PROGRESS REPORT FOR PERIOD ENDING OCTOBER 2014**

**Department:** Engineering Services      **Demarcation:** All Wards

**File Ref:** 5/1/1/10

**Resolved**

That the Municipal Council takes note of the Capital Project Implementation Plan for the period ending October 2014 and progress recorded therein.

**Proposed:** Councillor NM De Waal

**Seconded:** Councillor H Plaatjies

For information

**Resolution M/5/56/11/14**

*(It should be noted that this Item changed from a Council (C) Item to a Mayoral Committee (M) Item)*

**EXTENSION OF CONTRACT SCM/MSID 8/2/61/2009-2010: FLEET MANAGEMENT SYSTEM FOR BITOU VEHICLES FOR A FURTHER PERIOD UNTIL 30 JUNE 2015**

**Department:** Engineering Services      **Demarcation:** All Wards

**File Ref:** Sec/A/363

**Resolved**

That because of time restraints the Item be referred to the Executive Mayor for consideration in terms of his delegated authority per Council resolution C/3/89/03/14 while Council is in recess.

For information



**Resolution M/5/57/11/14**

*(It should be noted that this Item changed from a Council (C) Item to a Mayoral Committee (M) Item)*

**EXTENSION OF TENDER SCM/MSID 02/2009/A: EXTENSION OF AVIS FLEET SERVICES CONTRACT FOR LEASE OF VEHICLES FOR A FURTHER PERIOD OF EIGHT MONTHS**

**Department: Engineering Services      Demarcation: All Wards**

**File Ref: Sec/A/363**

**Resolved**

That because of time restraints the Item be referred to the Executive Mayor for consideration in terms of his delegated authority per Council resolution C/3/89/03/14 while Council is in recess.

For information

**Resolution M/5/58/11/14**

*(It should be noted that this Item changed from a Council (C) Item to a Mayoral Committee (M) Item)*

**EXTENSION OF CONTRACT SCM/17/2015/MSID: REFURBISHMENT OF KWANOKUTHULA PUMP STATION 2 AND 3: VARIATION ORDER EXCEEDING CONTRACT AMOUNT**

**Department: Engineering Services      Demarcation: All Wards**

**File Ref: 16/4/1/3**

**Resolved**

That because of time restraints the Item be referred to the Executive Mayor for consideration in terms of his delegated authority per Council resolution C/3/89/03/14 while Council is in recess.

For information





**Section 6: Strategic Services**

**Resolution C/6/256/11/14**

**BITOU MUNICIPAL DRAFT RIVER BY-LAWS**

**Department: Strategic Services                      Demarcation: All Wards**

**File Ref: 1/3/1/46**

**Resolved**

1. That in terms of Section 12(1) of the Municipal Systems Act, Act 32 of 2000 (MSA), the Municipal Council take note of the Draft River By-laws and that it be published for public comment and then be re-submitted to Council for final approval and adoption.
2. That the Draft River By-laws be extensively advertised and be published on the Municipal Website

**Proposed: Councillor WR Craig**

**Seconded: Councillor SB Farrow**

To be Actioned by: Spatial Planner

**Resolution C/6/257/11/14**

**DETERMINATION OF TOWN PLANNING APPLICATION FEES FOR SPAZA SHOPS FROM RESIDENTIAL LAND USES**

**Department: Strategic Services                      Demarcation: All Wards**

**File Ref: 5/5/11**

**Resolved**

1. That a set application fee of R500 incl. VAT be charged for departure applications on residential properties in previously disadvantaged areas (applications for spaza shops, crèches, etc).
2. That this special tariff is transferred to the next financial year as part of the official Municipal tariffs.
3. That the yearly fees for Land Use Departures are permanently scrapped from the Municipal Tariffs.
4. That an annual renewal fee of R100 be introduced for spaza shops.

5. That spaza shops be incorporated into the functions and responsibilities of the Local Economic Development Section.

**Proposed:** Councillor WR Craig  
**Seconded:** Councillor SB Farrow

To be Actioned by: Acting Head Strategic Services; Town Planner – A Stander & Chief Financial Officer; Manager Budget and Treasury

Resolution C/6/259/11/14

**BUILDING CONTROL SECTION: QUARTERLY REPORT: JULY – SEPTEMBER 2014**

**Department:** Strategic Services                      **Demarcation:** All wards

**File Ref:** 9/1/3/7

**Resolved**

That cognisance be taken of the quarterly report for the period July 2014 to September 2014 from the Building Control Section.

**Proposed:** Councillor WR Craig  
**Seconded:** Councillor N Ndayi

For information

Resolution C/6/260/11/14

**COMPLAINTS AND APPEAL FOR RE-ALLOCATION OF CHURCH SITES IN KWANOKUTHULA AND WITTEDRIFT, PLETTENBERG BAY**

**Department:** Strategic Services                      **Demarcation:** Wards 1, 6 & 7

**File Ref:** 16/3/4

**Resolved**

1. That the Municipal Council take cognisance of the requirements of the Municipal Asset Transfer Regulations and Section 14(1) and 14(b) of the Municipal Financial Management Act (Act 56 of 2003).
2. That the sites be allocated in terms of the municipal policy for the disposal of land for religious purposes and the Municipal Fixed Property Management Policy.



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3. That the Municipal Council should consider to allocate two alternative sites to the Ethiopian Episcopal Church and Seliam Apostolic Ministries from the recently approved list of possible land sites for religious purpose.
4. That if the Municipal Council decides not to allocate new sites to the two churches, Council should refund the amount paid by Ethiopian Episcopal Church and Seliam Apostolic Ministries with suitable interest in keeping with bank interest rates.
5. That the Municipal Manager be delegated to do valuations of the church sites before disposal. This must be done prior to submission to Council
6. That in the event that Council re-allocate another erf to the complainants, such erf be of a similar size in the same area.

**Proposed:** Councillor EE Pause  
**Seconded:** Councillor NM de Waal

To be Actioned by: Manager Property Management

**Resolution C/6/261/11/14**

**STATUS QUO REPORT OF THE ECONOMIC, BUSINESS AND CHURCH  
ERVEN IN KWANOKUTHULA, PLETTENBERG BAY**

**Department:** Strategic Services                      **Demarcation:** Wards 7&6

**File Ref:** 17/9/1/2

**Resolved**

1. That the Municipal Council take back or repossess the Economic, Business and Church sites in Kwanokuthula where the beneficiaries failed to pay the purchase price in full.
2. That the Municipal Council take cognisance of the requirements of the Municipal Asset Transfer Regulations and Section 14(1) and 14(b) of the Municipal Financial Management Act (Act 56 of 2003).
3. That the Erven be disposed by public tender in line with Municipal Fixed Property Management Policy.
4. That the deposits amount paid by the affected or non-paying beneficiaries for the economic, business and church Erven in Kwanokuthula be repaid to the purchasers with suitable interest in keeping with bank interest rates.
5. That a notice notifying the beneficiaries that council will take the land back from the non- paying beneficiaries must be placed in the local News Papers and in the respective Erven.

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6. That the Municipal Manager appoints a Valuer to determine the value of the properties.
7. That in future the Chief Financial Officer provide tabulations regarding the estimated financial gain due to municipal rates, charges and disposal of capital assets.

**Proposed:** Councillor N Ndayi  
**Seconded:** Councillor SB Farrow

To be Actioned by: Manager Property Management

Resolution C/6/262/11/14

2014/ 2015 FIRST QUARTER PERFORMANCE REPORT

**Department:** Strategic Services                      **Demarcation:** All Wards

**File Ref:** 2/9

**Resolved**

1. That the 2014/2015 first quarter performance report of actual performance results achieved, as per the applicable and relevant legislation, regulations and guidelines, be approved.
2. That the report mentioned in 1 above be published and submitted to the relevant organs of state.

**Proposed:** Councillor WR Craig  
**Seconded:** Councillor SE Gcabayi

To be Actioned by: Acting Head Strategic Services; Acting Manager PMS,  
SDBIP & Compliance



**Resolution C/6/263/11/14**

**APPEAL IN TERMS OF SECTION 44 OF LUPO AND SECTION 62 OF THE MSA: PROPOSED SUBDIVISION OF PORTION 86 OF THE FARM BRAKKLOOF NR. 443**

**Department: Strategic Services                      Demarcation: Ward 2**

**File Ref: 18/86/443**

That it be noted that the description of the property was reflected incorrectly in the report due to a typing error, and should read "Portion 86 of the Farm Brakkloof Nr. 443".

**Resolved**

1. That the appeal, lodged in terms of the Land Use Planning Ordinance, by Mosdell, Pama & Cox attorneys on 28 January 2014 against Mayoral Committee resolution M/6/195/10/13 dated 30 October 2013 for the approval of the proposed subdivision of Portion 86 of the Farm Brakkloof Nr. 443, be dismissed, subject to the deletion of condition (vi) which reads as follows:  
*"That the owner of the new erf (Ptn A) must become a member of the Robberg Beach End Homeowners Association as well as all owners of that property thereafter"* and that the Department of Environmental Affairs and Development Planning be granted an opportunity to comment on Council's resolution.
2. That Council dismiss the appeal lodged in terms of Section 62 of the Municipal Systems Act (Act 32 of 2000) by Mosdell, Pama & Cox attorneys on 28 January 2014 against Mayoral Committee resolution M/6/195/10/13 dated 30 October 2013 for the approval of the proposed subdivision of Portion 86 of the Farm Brakkloof Nr. 443 due to the following reason:
  - (a) That the correct procedural, administrative and decision making processes were followed to arrive at the decision in terms of Section 25 of the Land Use Planning Ordinance (Ordinance 15 of 1985) for the proposed subdivision of Portion 86 of the Farm Brakkloof Nr.443.

**Proposed: Councillor WR Craig**

**Seconded: Councillor SB Farrow**

To be Actioned by: Head Strategic Services; Town Planner (A Stander)

**8. URGENT MATTERS SUBMITTED BY THE MUNICIPAL MANAGER**

None received

9. **CONSIDERATION OF NOTICES OF MOTION**

None received

10. **CONSIDERATION OF MOTIONS OF QUESTION**

None received

11. **CONSIDERATION OF MOTIONS OF EXIGENCY**

None received

12. **IN – COMMITTEE ITEMS**

No In-Committee Items for consideration. Please refer to the In-Committee Minutes for confirmation of previous minutes.

13. **RECORDING OF COUNCILLORS PRESENT**

All Councillors present, except Councillor MM Mbali who rendered apologies.

14. **CLOSURE**

The meeting was declared terminated by the Chairman at 14h12.

**CONFIRMED AND SIGNED**

**DATE:** **31 MARCH 2015**

**SIGNATURE:**



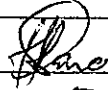
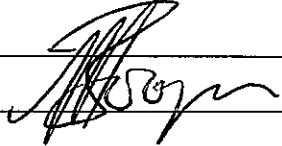

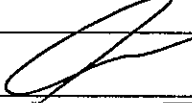
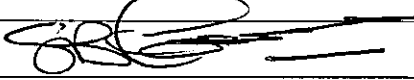
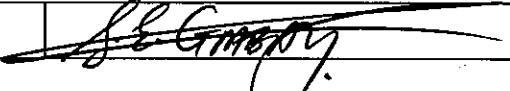
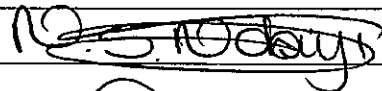

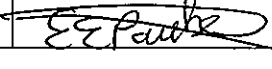
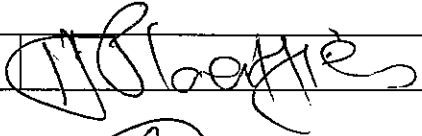
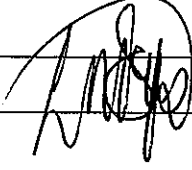
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The Speaker, Councillor AR Olivier

ATTENDANCE REGISTER

BITOU LOCAL MUNICIPALITY

ORDINARY COUNCIL MEETING HELD IN THE COUNCIL CHAMBER,  
MUNICIPAL OFFICES, SEWELL STREET, PLETTENBERG BAY ON FRIDAY  
28 NOVEMBER 2014 AT 11H00

<u>NAME</u>	<u>SIGNATURE</u>
COUNCILLOR S BESANA	
COUNCILLOR M BOOYSEN	
COUNCILLOR WR CRAIG	
COUNCILLOR N M DE WAAL	
COUNCILLOR S FARROW	
COUNCILLOR S E GCABAYI	
COUNCILLOR M M MBALI	Apology
COUNCILLOR N NDAYI	
COUNCILLOR A R OLIVIER	
COUNCILLOR E E PAULSE	
COUNCILLOR H PLAATJIES	
COUNCILLOR L M SEYISI	



ATTENDANCE REGISTER

BITOU LOCAL MUNICIPALITY

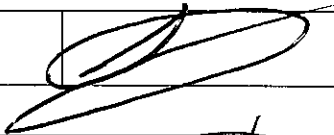
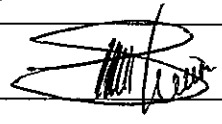


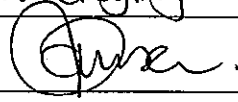

ORDINARY COUNCIL MEETING HELD IN THE COUNCIL CHAMBER,  
MUNICIPAL OFFICES, SEWELL STREET, PLETTENBERG BAY ON FRIDAY,  
28 NOVEMBER 2014 AT 12H00

OFFICIALS

NAME

DESIGNATION








SIGNATURE

<u>NAME</u>	<u>DESIGNATION</u>	<u>SIGNATURE</u>
<b>Municipal Manager</b>		
Mr. A A Paulse	Municipal Manager	
<b>Heads of Department</b>		
Mr F Lötter	Chief Financial Officer	
Mr. R Smit	Head Corporate Services	
Mr. C Schliemann	Acting Head: Strategic Services	
Me P Ngqumshe	Head: Municipal Services & Infrastructure Development	
Mr. M Stratu	Head: Community Services	
<b>Managers</b>		
Mr. T Loliwe	Chief Internal Auditor	
Ms A A Greyling	Manager: Administration	A. Greyling
Mrs JJ Jansen	Acting Senior Committee Clerk	
Ms M Nel	Clerk/Administrator	
Ms T. Mpenbe	Intern / Administration	





OFFICIALS

NAME	DESIGNATION	SIGNATURE
I. BOSSMAN	AUDIT COMMITTEE	
O. Essa	Manager: Projects	
P. Lobese	Manager, Properties	
A. P. KA	MARKERS	
M. FOURIE	Manager Housing, Amenities Beaches &	
K. Masiza	Manager: Communications	
A. Coetz	Manager: Legal Services	



# Bywoningsregister / Attendance Register



## Interested members of the Public

Thank you for attending.

Dankie vir u belangstelling.

Naam Name	Contact No Kontak Nr	Email address or fax Epos adres of faks	Representing	Signature
D. Friedmann	0834511456	david.friedmann@telkomsa.net		<i>[Signature]</i>
L. Parkman	082-213-244	parkman7k@gmail.com	KPOA	<i>[Signature]</i>
C. Parkman	082-213-244	" "	KPOA	<i>[Signature]</i>
Memo Sutoraj	082 449 6383	nikse@kottombras.com	Bus. Channel	<i>[Signature]</i>
S. Heynhaus	0782547683	Sup Kleun@gmail.com	-	<i>[Signature]</i>
E. Chark	076968088	5822 Vlokkers		<i>[Signature]</i>
C. VLOK	533-8155	Christo.Vlok@telkomsa.net	PLETT RATEPAYERS	<i>[Signature]</i>
A. Ecker	-0093	carusport@telkomsa.net	Ratepayers	<i>[Signature]</i>
V. Van Rhyer	044535344		-	<i>[Signature]</i>
A. PIKA				<i>[Signature]</i>
M. ARTS	0828872866			<i>[Signature]</i>
P. ARTZ	0735168297			<i>[Signature]</i>

Ordinary Council Meeting: Friday 28 November 2014 @ 12h00

*[Signature]*