

MINUTES OF THE SPECIAL COUNCIL MEETING OF BITOU LOCAL MUNICIPALITY HELD IN THE COUNCIL CHAMBER, MUNICIPAL OFFICES, PLETTENBERG BAY, ON THURSDAY, 20 AUGUST 2015 AT 10H01

1. OPENING

The Speaker, Councillor AR Olivier declared the meeting open at 9h00 and welcomed everyone present.

She then requested Councillor EE Pause to open the meeting with prayer.

2. ATTENDANCE

The Attendance Registers of members of the Municipal Council, Officials and Public are attached hereto as annexures.

3. APPLICATION FOR LEAVE OF ABSENCE

Application for leave of absence received from Councillors SB Farrow and N Ndayi.

Resolved

That leave of absence be granted to Councillors SB Farrow and N Ndayi.

4. STATEMENTS AND COMMUNICATIONS BY:

4.1 The Executive Mayor

The Executive Mayor expressed his concern regarding the violence and raids happening in George. He stated that he respected the rights of people to voice their opinion but was strongly opposed against the violence currently being directed against the people in George, and that he hoped that the issue will be resolved.

The Executive Mayor then announced that Bitou Local Municipality won the Govan Mbeki Housing Best IRDP Project in Kwanokuthula and Best Women Contractor Awards and congratulated the officials in the Community Services Department, as well as the contractor and the sub-contractors.

4.2 The Speaker

None

5. PRESENTATION

None



6. **CONSIDERATION OF REPORT**

Section 1: Office of the Municipal Manager

No Items for consideration

Section 2: Finance

Resolution C/2/247/08/15

**ROLL-OVERS FROM 2014/15: ADJUSTMENTS BUDGET 2015/16 –
20 AUGUST 2015**

Department:

Finance

Demarcation: All Wards

File Ref:

5/6/1/2/5

Resolved

That the Municipal Council resolves that the roll-over adjustment budget of the Bitou Municipality for the financial year 2015/16 be approved as set-out in the following tables;

- (a) Municipal Budget tables B1 – B10
- (b) Municipal Budget Supporting Documentation SB1 – SB19

Proposed: Councillor EE Paule

Seconded: Councillor WR Craig

To be Actioned by: Chief Financial Officer

Section 3: Corporate Services

No Items for consideration

Section 4: Community Services

No Items for consideration

Section 5: Engineering Services

No Items for consideration

Section 6: Strategic Services

Resolution C/6/285/08/15

DELEGATIONS AS PER THE NATIONAL BUILDING REGULATIONS TO EXERCISE THE POWERS OF A “DECISION MAKER” I.T.O SECTION 7 OF THE NBR AND BUILDING STANDARDS ACT (103 OF 1977) AND APPLICATIONS I.T.O LUPO (15 OF 1985), SPLUMA, LUPA OR OTHER RELEVANT LEGISLATION

Department: Strategic Services

Demarcation: All Wards

File Ref: 2/2/1/2

Resolved

1. That the Municipal Council approves the appointment and entrusts the Manager Town Planning to consider building plan approvals in terms of Section 7 of the National Building Regulations and Building Standards Act, where Mr Friedman might have a conflict of interest due to his past involvement as a private registered Land Surveyor in certain building plan application.
2. That the Municipal Council approves the appointment and entrusts the Manager Town Planning to consider applications in terms of LUPO, LUPA, SPLUMA or any other relevant legislation pertaining to it, under delegated authority as per item C/6/156/06/13 (table below) where the Mr Friedman might have a conflict of interest due to his past involvement as a private registered Land Surveyor and applicant in certain matters.

RECOMMENDED DELEGATIONS TO THE STRATEGIC SERVICES DEPARTMENT	HOD	MANAGER / SNR PLANNER
LAND USE PLANNING MATTERS: In terms of the regulations made in terms of the Black Communities Development Act, 1984, Act 4 of 1984, for input to the MEC	Yes	
REZONING: Section 17 or 18 of Ordinance 15 of 1985		
- Less than 10 000 m ² development footprint / land to be used for urban development	Yes	
- More than 10 000 m ² development footprint / land to be used for urban development	No	
- Less than 10 dwelling or equivalent units / erven / plots created	Yes	
- More than 10 dwelling or equivalent units / erven / plots created	No	
SPECIAL / CONSENT USE: Section of Zoning Scheme Regulations	Yes	
TEMPORARY LAND USE DEPARTURE: Section 15(1)(a)(ii) of Ordinance 15 of 1985	Yes	Yes
DEPARTURE: Section 15(1)(a)(i) of Ordinance 15 of 1985 (Building lines, coverage, bulk, height, etc.)	Yes	Yes
SUBDIVISION: Section 24(1) of Ordinance 15 of 1985		
- Subdivision for all agricultural purposes	Yes	
- Subdivision for all services infrastructure purposes	Yes	Yes
- Less than 10 000 m ² development footprint / land to be used for urban development	Yes	
- More than 10 000 m ² development footprint / land to be used for urban development	No	
- Less than 10 dwelling or equivalent units / erven / plots created	Yes	



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- More than 10 dwelling or equivalent units / erven / plots created	No	
SUBDIVISION EXEMPTION: Section 23(1) of Ordinance 15 of 1985	Yes	Yes
AMENDMENT / CANCELLATION OF PLAN OF SUBDIVISION: Section 30(1) of Ordinance 15 of 1985	Yes	
AMENDMENT / WAIVING OF CONDITIONS OF APPROVAL / SCHEDULE CONDITIONS: Sections 42(3)(a) of Ordinance 15 of 1985	Yes	
EXTENSION OF VALIDITY PERIOD OF LUPO APPROVAL: In terms of Section 15(5) for Departure Applications and/or 27(1) for Subdivision Applications and/or 16(2)(a)(i) for Rezoning Applications in terms of Ordinance 15 of 1985	Yes	
APPROVAL / AMENDMENT OF SITE DEVELOPMENT PLAN: Section 15(1)(a)(i) of Ordinance 15 of 1985	Yes	Yes
SPECIAL DEVELOPMENT / ZONE:	Yes	
OUTENIQUA SENSITIVE COASTAL AREA EXTENSION: Regulation R1528 of 28 Nov 1998	Yes	Yes
REMOVAL / RELAXATION / AMENDMENT OF TITLE DEED CONDITIONS: Section 3(1) of Removal of Restrictions Act 84 of 1967	Yes	
APPLICATION IN TERMS OF ANY OTHER LEGISLATION (other than removal of restrictions)	Yes	Yes
APPLICATION FOR OR SUBMISSION OF EIA / WASTE MANAGEMENT LICENCE / WATER USE LICENCE / HERITAGE IMPACT ASSESSMENT / TRAFFIC IMPACT ASSESSMENT / TRAFFIC IMPACT STATEMENT	Yes	Yes
HOME OWNERS' ASSOCIATION: To consider a home owners' association constitution in terms of section 29(1) of LUPO.	Yes	Yes

3. That the Manager Town Planning provide the Municipal Manager on a monthly basis with a list of approvals granted i.t.o this special delegations granted as per 1 and 2.

Proposed: Councillor WR Craig
 Seconded: Councillor EE Paulse

To be Actioned by: Head Strategic Services & Manager Town Planning

Resolution C/6/286/08/15

REVIEW OF 2015/2016 IDP AND APPROVAL OF BUDGET TIME SCHEDULE OF 2016/2017

Department: Strategic Services Demarcation: All Wards

File Ref: 2/8/5

Resolved

1. That cognizance be taken of Eden District Municipality's Section 27 Framework Plan.



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2. That the Municipal Council adopts the IDP Review for 2015/2016 and Budget Time Schedule (2016/2017).
3. That the Municipal Council considers the recommendation on Bitou's 2015/2016 IDP when received from the MEC of Local Government.
4. That a notice in terms of Section 28(3) of the Municipal Systems Act, Act 32 of 2000 regarding the 2015//2016 IDP and Budget 2016/2017 time schedule be placed in the local newspaper.

Proposed: Councillor WR Craig
Seconded: Councillor EE Paulse

To be Actioned by: Head Strategic Services; IDP Manager

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

None received

8. **CONSIDERATION OF NOTICES OF MOTION**

None received

9. **CONSIDERATION OF MOTIONS OF QUESTIONS**

None received

10. **CONSIDERATION OF MOTIONS OF EXIGENCY**

None received

11. **RECORDING OF COUNCILLORS PRESENT**

All Councillors present, except the Executive Mayor who was recused during the meeting.

12. **IN-COMMITTEE MATTERS**

No Items for consideration

13. CLOSURE

The Speaker declared the meeting closed at 11h17.

CONFIRMED AND SIGNED

DATE: 30 SEPTEMBER 2015

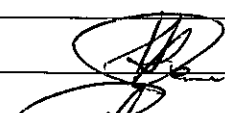
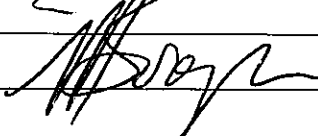
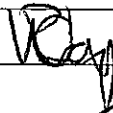
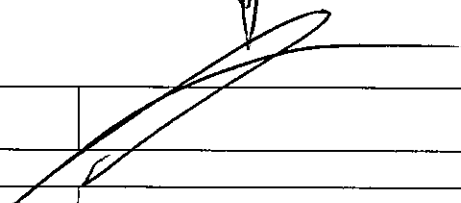
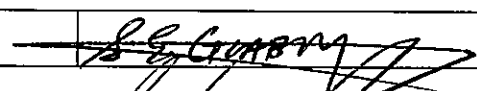
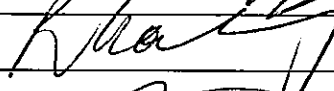
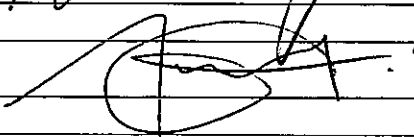
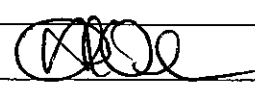
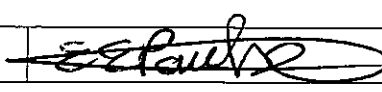
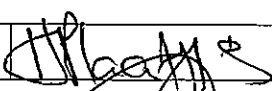
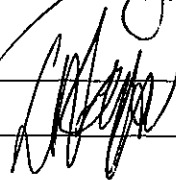
SIGNATURE: 

The Speaker, Councillor AR Olivier

ATTENDANCE REGISTER

BITOU LOCAL MUNICIPALITY

SPECIAL COUNCIL MEETING HELD IN THE COUNCIL CHAMBER,
MUNICIPAL OFFICES, SEWELL STREET, PLETTENBERG BAY ON
THURSDAY, 20 AUGUST 2015 AT 10H00

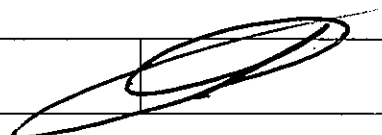

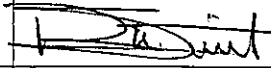

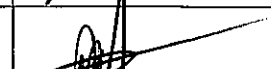

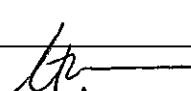
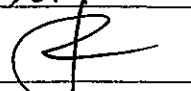
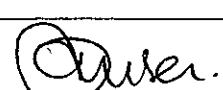
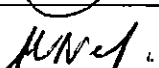
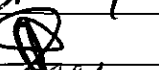

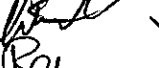
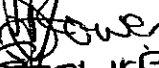
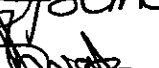

<u>NAME</u>	<u>SIGNATURE</u>
COUNCILLOR S BESANA	
COUNCILLOR M BOOYSEN	
COUNCILLOR WR CRAIG	
COUNCILLOR N M DE WAAL	
COUNCILLOR S FARROW	APOLOGY
COUNCILLOR S E GCABAYI	
COUNCILLOR R S KOEBERG	
COUNCILLOR M M MBALI	
COUNCILLOR N NDAYI	APOLOGY
COUNCILLOR A R OLIVIER	
COUNCILLOR E E PAULSE	
COUNCILLOR H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

ATTENDANCE REGISTER

BITOU LOCAL MUNICIPALITY

SPECIAL COUNCIL COMMITTEE MEETING HELD IN THE COUNCIL CHAMBER, MUNICIPAL OFFICES, SEWELL STREET, PLETTENBERG BAY ON THURSDAY, 20 AUGUST 2015 AT 10H00

OFFICIALS

<u>NAME</u>	<u>DESIGNATION</u>	<u>SIGNATURE</u>
Municipal Manager		
Mr. A A Pause	Municipal Manager	
Heads of Department		
Mr F M Lötter	Chief Financial Officer	
Mr. R Smit	Head Corporate Services	
Mr. D Friedman	Head: Strategic Services	
Me P Ngqumshe	Head: Engineering Services	
Mr. M Stratu	Head: Community Services	
Managers		
Mr T Loliwe	Chief Internal Auditor	
Ms A A Greyling	Manager: Administration	
Mr A Crouz	Manager Legal Services	
Mr S Dladla	Manager: Office of the Mayor	
Mrs JJ Jansen	Principal Admin Officer	
Ms M Nel	Clerk/ Administrator	
M. Zoumas	Man: Housing Beaches Parks	
M Johnst	Manager: Libraries	
Mr. A. Sakati	Sub-Manager: Public. Safety	
R. BOWER		
E. Turie		
H. Swartz	Communications	

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. NISSIK	082 807 6686	Christo.vlok@telkom.net	Robt Ntshongwe	
CHRISTO VLOK	533-5155	christo.vlok@telkom.net	PUSTT RATEPAYERS	
IVAN BONDIMAN.	0833901032	ibondiman@telkom.net	AUDIT COMMITTEE	